

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 July, 1983 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Kenneth J. Meyers
Councilmen Frank E. Swiatek
Councilman Thomas M. Johnson, Jr.
Councilman Frank J. Dux
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Sal LaGreca, Employment & Training Services Director II; Chester Bryan, Town Engineer; Alfred Wnek, Highway Superintendent; Ronald Marten, Building and Plumbing Inspector; Theodore DeFedericis, Chief of Police; Ron Zoeller, Working Foreman in the Sanitation Department; Michael Miecznikowski, Recreation Director; Barney Wojtkowiak, Mayor of Sloan; Al Thrun, Traffic Safety Commission.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Building and Plumbing Inspector of the Town of Cheektowaga has recommended that a certain provision of the Housing Code of the Town of Cheektowaga, New York, be amended;

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 18th day of July, 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 place it shall be determined by the Town Board whether the Housing Code of the Town of Cheektowaga, New York shall be amended and changed as 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 HOUSING CODE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 5th day of July, 1983, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 18th day of July, 1983 at 7:00 P.M., At the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Housing Code of the Town of Cheektowaga, New York" shall be amended and changed as follows:

Item No. 2 cont'd

RESOLVED that Section 2-209b, which relates to imposing penalties for the failure to comply with a violation order, is amended by substituting "three months" for "six months" in said section.

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

RICHARD M. MOLESKI
Town Clerk

DATED: July 5, 1983

* * * * *

AFFIDAVIT - NEXT PAGE

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

.....*Anne F. Mike*....., 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.....*July 7, 1983*.....;
last publication.....*July 7, 1983*.....;
and that no more than six days intervened be-
tween publications.

.....*Anne F. Mike*.....

Sworn to before me this*11th*.....

day of*July*....., 19..*83*..

.....*Eve J. Allis*.....

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *85*

**NOTICE OF HEARING
ON PROPOSAL TO AMEND
HOUSING CODE**

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 5th of July 1983, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 13th day of July, 1983 at 7:00 P.M., at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Housing Code of the Town of Cheektowaga, New York" shall be amended and changed as follows:

RESOLVED THAT Section 2-209b, which relates to imposing penalties for the failure to comply with a violation order, is amended by substituting "three months" for "six months" in said section.

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

RICHARD M. MOLESKI

Town Clerk

PUBLISHED: July 7, 1983

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

BE IT RESOLVED that a Public Hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on July 18, 1983 at 7:00 P.M., 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 7th day of July, 1983; 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 18th day of July, 1983 at 7:00 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 VIII

Stop and Yield Intersections

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

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
BARBADOS DRIVE	North-South	LeHARVE DRIVE	Westbound	N.E. Corner
WOODGATE DRIVE	East-West	THORNWOOD DRIVE	Southbound	N.W. Corner
LeHARVE DRIVE	East-West	THORNWOOD DRIVE	Northbound	S.E. Corner
LeHARVE DRIVE	East-West	MARTINIQUE DRIVE	Northbound	S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 103. B. Standing Prohibited in designated areas:

No Standing Any Time

HUTH ROAD	Northwesterly	between the easterly curblineline of Bigelow Road and the southerly curblineline of Bigelow Road
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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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

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

.....*Ann E. Miska*....., 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.....*July 7, 1983*.....;
last publication.....*July 7, 1983*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann E. Miska*.....

Sworn to before me this*11th*.....

day of*July*....., 19*83*.....

.....*Eve J. Allis*.....

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19*85*

No. 15

No. 16

No. 17

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 18th day of July, 1983 at 7:00 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 beins as follows:

ARTICLE VIII

Stop and Yield Intersections

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

Street: BARBADOS DRIVE;
Direction: North-south; Entrance Street: LeHAVRE DRIVE; Traffic Stops: Westbound; Sign Location: N.E. Corner

Street: WOODGATE DRIVE;
Direction: East-west; Entrance Street: THORNWOOD DRIVE; Traffic Stops: Southbound; Sign Location: N.W. Corner

Street: LeHAVRE DRIVE;
Direction: East-west; Entrance Street: THORNWOOD DRIVE; Traffic Stops: Northbound; Sign Location: S.E. Corner

Street: LeHAVRE DRIVE;
Direction: East-west; Entrance Street: MARTINIQUE DRIVE; Traffic Stops: Northbound; Sign Location: S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 103. B. Standing prohibited in designated areas:

No Standing Any Time

HUTH ROAD, Northwesterly side, between the easterly curblineline of Bigelow Road and the Southerly curblineline of Bigelow Road

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

RICHARD M. MOLESKI

Town Clerk

PUBLISHED: July 7, 1983

No. 15

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No. 17

Item No. 4

Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, Cleveland Drive is a County highway situate in the Town,
and

WHEREAS, the County of Erie has decided to reconstruct Cleveland Drive from Harlem Road to Beach Road during the 1983 construction season, and

WHEREAS, the Cheektowaga Traffic Safety Commission has recommended that Cleveland Drive from Harlem Road to Beach Road be marked so as to delineate four lanes of traffic on this portion of highway, and

WHEREAS, this Town Board feels that marking the aforesaid portion of Cleveland Drive by delineating four lanes of traffic would promote traffic safety on Cleveland Drive and further facilitate the smooth flow of traffic in the area, and

WHEREAS, the delineation of Cleveland Drive from Harlem Road to Beach Road into four lanes of traffic would not widen the road, but would serve merely to lessen the traffic hazard in this area, NOW, THEREFORE, BE IT

RESOLVED that the Town Board of the Town of Cheektowaga hereby requests the County of Erie to install pavement markings on Cleveland Drive allowing for four lanes of traffic from Harlem Road to Beach Road on this street after their reconstruction of such street is completed, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to the County of Erie, Department of Public Works, Highway Division, 95 Franklin Street, Buffalo, New York 14202.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 5a Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga is committed to pursuing economic development activities in order to create new job opportunities for Town residents and improve the Town's tax base, and

WHEREAS, in accordance with that goal, the Town has created the Cheektowaga Community Development Corporation, also known as the Cheektowaga Economic Development Corporation, for the purpose of assisting and encouraging new industrial development and growth within the Town, and

WHEREAS, the Department of Housing and Urban Development has strongly encouraged the use of Community Development Block Grant funds for local economic development activities, and

WHEREAS, funds in the amount of \$125,000 have been included in the Town's 1983-84 Community Development Block Grant Application, which has been approved by the Department of Housing and Urban Development, for allocation to the Cheektowaga Economic Development Corporation for the purpose of leveraging additional private and public funds to assist new and expanding industries in the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to enter into an Agreement with the Cheektowaga Economic Development Corporation for the purpose of disbursing said \$125,000 in Community Development Block Grant funds for economic development activities, and BE IT FURTHER

RESOLVED that said appropriation will be drawn from 1983-84 Community Development Block Grant funds.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

7/5/83

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Item No. 5b Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, residents of Cheektowaga and Western New York have experienced dramatic increases in home heating costs during the last two years, and

WHEREAS, the conservation of energy is acknowledged as being one of the most appropriate method of reducing consumer energy costs, and

WHEREAS, it is recognized that the application of low cost/no cost home weatherization measures can be effective in providing significant savings in home energy costs, and

WHEREAS, the New York Public Interest Research Group, Inc. has submitted a proposal to the Town to conduct comprehensive home energy conservation workshops for Town residents, and

WHEREAS, funds for such a project have been included in the Town's 1983-84 Community Development Block Grant application, which has been approved by the Department of Housing and Urban Development, and

WHEREAS, the approval of the NYPIRG proposal has been recommended by the Town's Director of Community Development, NOW, THEREFORE, BE IT

RESOLVED that the Town Supervisor be and hereby is authorized to sign an Agreement with the New York Public Interest Research Group, Inc., for a program of home energy conservation workshops for Town residents for a fee of \$17,925., and BE IT FURTHER

RESOLVED that said fee be paid from 1983-84 Community Development Block Grant funds.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 5c In-Home Support Services Corporation of Western New York-Agreement with Town of Cheektowaga
This item was withdrawn.

Item No. 5d Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, the Town has received funding from the U.S. Department of Housing & Urban Development under the Housing Community Development Act of 1974, as amended, and

WHEREAS, one of the purposes of said act is to expand and improve the quality and quantity of community services which are essential for sound community development and for the development of viable urban communities, and

WHEREAS, the Housing Assistance Center of Niagara Frontier, Inc., located at 1233 Main Street, Buffalo, New York 14209 has submitted a proposal to the Town for the provision of such services for Town residents, including but not limited to comprehensive housing counseling, rent delinquency and mortgage default counseling, and provision of information to low and moderate income residents, and

WHEREAS, funding for the provision of such said services has been included in the Town's 1983-84 Community Development Block Grant Application and which was subsequently approved by the U.S. Department of Housing and Urban Development, NOW, THEREFORE, BE IT

RESOLVED that the Town Supervisor be and hereby is authorized to sign an Agreement with the Housing Assistance Center of Niagara Frontier, Inc. for the provision of said services, and BE IT FURTHER

RESOLVED that the fee paid to the Housing Assistance Center be in the amount of \$8,000, said amount to be paid from Fiscal Year 1983-84 Community Development Block Grant funds.

No. 15

No. 16

No. 17

Item No. 5d cont'd

Upon Roll Call.....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 1984 Low Boy Dump Truck for the Sewer Maintenance Department, which bids were duly received and opened at a public bid opening on June 20, 1983, and

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, and

WHEREAS, said Town Engineer has submitted same, which is hereto attached and made a part hereof, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of one (1) 1984 Low Boy Dump Truck be awarded to Gillogly Chevrolet, 1777 Union Road, West Seneca, New York 14224, for their bid in the amount of \$10,541.00, said bid being the lowest meeting specifications.

* See next page for letter

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No. 17



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3447

June 28, 1983

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Award of Bid - Low Boy Dump Truck

Gentlemen:

At a public bid opening on June 20, 1983 bids were received and publicly opened for (1) one 1983/84 low boy dump truck for the Sewer Maintenance Department. Four (4) bids were received and are as follows:

<u>BIDDER</u>	<u>BID</u>	<u>TRADE-IN</u>	<u>TOTAL BID</u>
Mernan Chevrolet	\$11,886.00	\$1,500.00	\$10,386.00
Gillogly Chevrolet	\$12,766.00	\$2,225.00	\$10,541.00
Maier-Schule GMC, Inc.	\$11,800.00	\$ 900.00	\$10,900.00
Jack Stevens Buick Cadillac GMC	\$12,477.00	\$ 900.00	\$11,577.00

These bids were reviewed with Dick Koszuta, Central Garage Foreman, Jim Burst, Sewer Maintenance Foreman and upon their recommendations, the low bidder, Mernan Chevrolet, was rejected for not meeting the specifications. The bid should be awarded to Gillogly Chevrolet, 1777 Union Road, West Seneca, New York 14224, for submitting a net bid of \$10,541.00, said bid meeting the requirements of this specification.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski,
Senior Engineer Assistant

CLB:ABB:mjh

No. 15

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No. 17

Item No. 6 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, it is in order that bids be advertised to cover the purchase of traffic control signs, street name signs, sign posts and brackets for the year of July 1, 1983 to June 30, 1984, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the purchase of traffic control signs, street name signs, sign posts and brackets for the year of July 1, 1983 to June 30, 1984, Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on the 18th day of July, 1983 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on July 18, 1983 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of traffic control signs, street name signs, sign posts and brackets for the year of July 1, 1983 to June 30, 1984.

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: July 5, 1983

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

No. 15

No. 16

No. 17

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

Anno E. Muka, 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..... *July 7, 1983*.;
last publication..... *July 7, 1983*.;
and that no more than six days intervened be-
tween publications.

Anno E. Muka
Sworn to before me this *11th*
day of *July*, 19 *83*
Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *85*

No. 15

No. 16

No. 17

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on July 18, 1983 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of traffic control signs, street name signs, sign posts and brackets for the year of July 1, 1983 to June 30, 1984.

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: July 5, 1983

PUBLISHED: July 7, 1983

Item No. 8a 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 at 908 Dick Road, Cheektowaga, New York, SBL #92.13-3-15 and according to the Assessor's Office is owned by the Estate of Robert E. Moore, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8b Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located at the Southeast corner of Dick Road and Barone Circle, Cheektowaga, New York, SBL #92.17-7-1, and according to the Assessor's Office records is owned by Mr. Michael Barone, c/o Mrs. Feldmeyer, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8c Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of vacant property known as 1561 East Delavan Avenue and East End Avenue, Cheektowaga, New York, SBL #90.84-2-1, and according to the Assessor's Office is owned by Samuel Tabone & One, Buffalo, New York 14213, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the property 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 herebefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8d Motion by Supervisor Meyers, seconded by Councilman Jaworowicz

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of vacant property located at 1604 East Delavan Avenue, Northwest corner of East Delavan & Marne Road, Cheektowaga, New York, SBL #90.76-3-27, and according to the Assessor's Office is owned by Harold A. Kuhn, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the property 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8e Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of property located at 2319 Genesee Street, Cheektowaga, New York, SBL #101.28-11-25, and according to the Assessor's Office is owned by Mr. John E. Salamanchuk, Cattaraugus, New York 14719, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8f Motion by Supervisor Meyers, seconded by Councilman W.P. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 8 Little Lane, Cheektowaga, New York, SBL #113.57-3-5, and according to the Assessor's Office is owned by Clifton W. Jones, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, the Town of Cheektowaga, on June 22, 1983 purchased two parcels of land, as described below, at the County of Erie Tax Foreclosure Sale, and

WHEREAS, there is a need to have these two parcels surveyed so that the Town has a record of the actual boundaries thereof, and

WHEREAS, Elwood D. Hummel, Licensed Surveyor, has expressed his willingness to survey these two parcels for the Town and the Town Engineer has recommended that Elwood D. Hummel be so retained by the Town, NOW, THEREFORE, BE IT

RESOLVED that Elwood D. Hummel, Licensed Surveyor, 341 South Street, East Aurora, New York 14052 be and hereby is retained to survey the following parcels of land:

1. Serial No. 1946
Dingens Street, 125 feet east of Claude Drive
2. Serial No. 1952
French Road, 659 feet east of Randy Way

and BE IT FURTHER

RESOLVED that Elwood D. Hummel be compensated for his services at an amount not to exceed \$450.00 (\$225.00 for each parcel), said moneys to be appropriated from "Federal Revenue Sharing, Fund Balance".

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
AYES: 0
ABSENT: 0

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

WHEREAS, the Town Board of the Town of Cheektowaga has previously created a Corporation known as the Cheektowaga Community Development Corporation, also known as the Cheektowaga Economic Development Corporation, for the purpose of assisting and encouraging new industrial development within the Town, and

WHEREAS, the Resolution dated February 7, 1983, this Town Board approved the proposed By-Laws of the Cheektowaga Community Development Corporation, and

WHEREAS, the aforesaid By-Laws provide that the Directors of the Cheektowaga Community Development Corporation shall be appointed by Resolution of the Town Board of the Town of Cheektowaga, and

WHEREAS, the Board of Directors of the Cheektowaga Community Development Corporation has recommended the appointment of Richard Fitzgerald, President of Fitz-Air, Inc., and Joseph A. Donofrio, Assistant Treasurer of the Bank of New York, to the Board of Directors, and

WHEREAS, this Town Board is in agreement with the recommendation of the Directors of the Cheektowaga Community Development Corporation, NOW, THEREFORE, BE IT

RESOLVED that Richard Fitzgerald and Joseph A. Donofrio be and hereby are named to the Board of Directors of the Cheektowaga Community Development Corporation effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

BE IT RESOLVED that the following individuals have completed their employment as Seasonal Trainees in the Sanitation Department and are hereby terminated effective as follows:

Domin, James	7/22/83
Kubiak, Robert	6/24/83
Mallwitz, Marc	7/8/83
Oryszak, Alan	7/22/83
Somogye, Richard	7/8/83
Wagner, Ken	7/1/83
Wieberg, John	7/8/83

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 12a Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that the following be hired to aid the Cheektowaga Recreation Department in conducting its 1983 summer programs:

Basket Checker - \$2.25 per hour - effective July 5, 1983

Lisa Anne Schiavone
Michael Henry
Sharon Sliwinski
Jeannine Zachewicz

Basket Checkers - \$2.25 per hour - effective July 15, 1983

Sheila Krzemien
Brian Szymanski

and BE IT FURTHER

RESOLVED that Jeff Swiatek, Depew, New York,
be transferred from Basket Checker to Recreation Attendant retroactive to June 27,
1983 and BE IT FURTHER

RESOLVED that the following be hired as Seasonal Trainees in various departments:

Seasonal Trainees - Sanitation Department - \$3.10 per hour

Chris Reichart
Michael Rechter
Dennis Ziccarelli
Joseph Rydzynski

Seasonal Trainee - Justice Department - \$3.10 per hour

Jennifer Ruda

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski, and Jaworowicz
NAYES: 0
ABSENT: 0

No. 15
No. 16
No. 17

Item No. 12b Motion by Supervisor Meyers, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the below listed individuals be hired as alternates for the Youth Bureau's Cheektowaga Conservation Corps Program at a salary rate of \$3.10 per hour (7310.1812):

Richard Depczynski
Michele Wilczewski
Christine Schmidt
Richard Karalus
Steve Caprio
Siobhan Campbell
Cathy Howard
Michele Balzer
Richard Maciejewski
Todd Eggers
Donna Dietl
Bryan Hanrahan
April Tewey
Larry Osswald
Debra Kieffer

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13 Authorization for Community Development Director to attend training session.
This item was withdrawn.

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

RESOLVED that Stanley Wlos, of Cheektowaga, New York, be and hereby is reappointed to the Cheektowaga Board of Assessment Review for a five (5) year term, effective the date of this resolution, and at an annual salary of \$800.00, and BE IT FURTHER

RESOLVED that Rudy Santa Maria, of Cheektowaga, New York, be and hereby is appointed to serve the remainder of an unexpired term on the Cheektowaga Board of Assessment Review, said appointment effective immediately, through April 15, 1985, and at an annual salary of \$800.00.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, Street Light Standard No. 17, located at Barbados Drive in the Town of Cheektowaga, has been struck several times by motor vehicles as a result of its present location on an outside curve on Barbados Drive, and

WHEREAS, New York State Electric & Gas Corporation has submitted a proposal to the Town to relocate said street light standard, NOW, THEREFORE, BE IT

RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to relocate Street Light Standard No. 17 approximately 30 feet from the north side of Barbados on the outside curve to the south side of the street at an estimated cost of \$650.00, charged to the General Lighting District, in accordance with the attached proposal which is hereby made a part of this Resolution.

* See next two (2) pages for proposal

June 1, 1983

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Barbados Drive

Relocate Standard #17 approximately 30 feet from the north side of the street on the outside of curve to the south side on the inside of the curve, as standard is subject to being hit by autos in present location.

Labor and material to bore under Barbados Drive

Install approx. 30 ft, underground street light conductors, connect to existing conductors on north side of Barbados Drive; remove base of damaged standard

Estimated Cost ----- \$ 550.00

Install new Town of Cheektowaga standard on south side of Barbados Drive

Estimated Cost ----- \$ 100.00

Replace 1 - 7000 lumen post top MV fixture at no charge to Town of Cheektowaga (NYSEG owns fixture)

(see attached sketch)

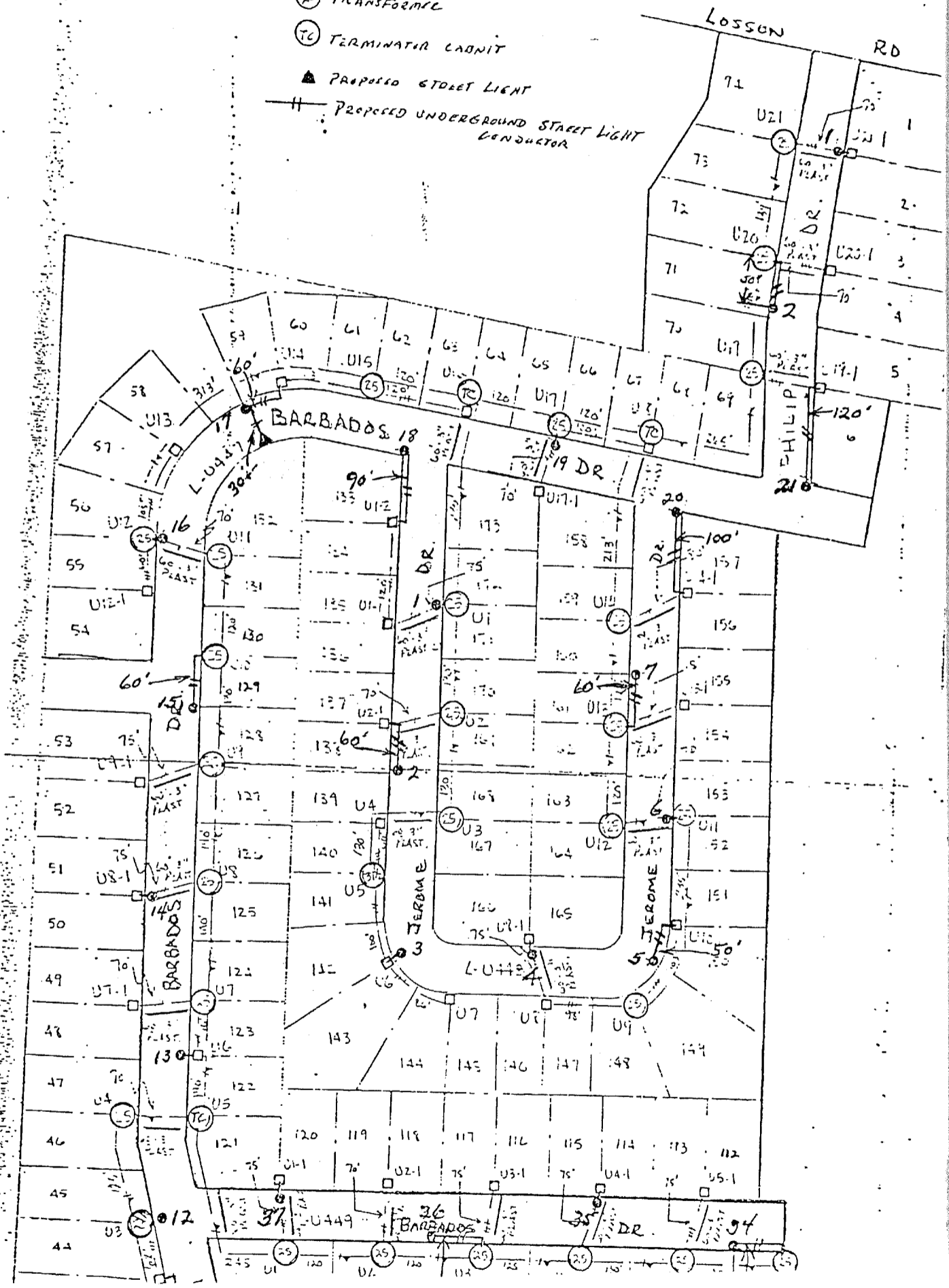
NEW YORK STATE ELECTRIC & GAS CORP.

No. 15

No. 16

No. 17

- EXISTING STREET LIGHT
- HANDHOLE
- ⊙ 25' TRANSFORMER
- ⊙ 70' TERMINATOR CABINET
- ▲ PROPOSED STREET LIGHT
- +— PROPOSED UNDERGROUND STREET LIGHT CONDUCTOR



No. 15

No. 16

No. 17

Item No. 15 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
 J.V. Rogowski and Jaworowicz
 NAYES: 0
 ABSENT: 0

Item No. 16 Motion by Sueprvisor Meyers, seconded by Councilman Swiatek

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

FEDERAL REVENUE SHARING FUND

From: 909 (Fund Balance) \$ 3,100.00
 To: 8540.4589 (Law-Land Acquisition) 3,100.00

SPECIAL DISTRICT FUND

From: 508125-4543 (WWFR-Remedial S.D. No. 5) \$ 3,300.00
 508125-4543 (WWFR-Remedial S.D. No. 5) 2,800.00
 308123-4821 (WWFR-Remedial S.D. No. 3) 1,400.00
 308123-4821 (WWFR-Remedial S.D. No. 3) 10,967.00
 508125-4543 (WWFR-Remedial S.D. No. 5) 21,933.00
 308123-4821 (WWFR-Remedial S.D. No. 3) 4,333.00
 508125-4543 (WWFR-Remedial S.D. No. 5) 8,667.00

To: 538125-4801 (Special Dist. Allocation-Supervisor's) 3,300.00
 538125-4803 (Special Dist. Allocation-Law Dept.) 2,800.00
 338123-4803 (Special Dist. Allocation-Law Dept.) 1,400.00
 338123-4807 (Special Dist. Allocation-Cent. Garage) 10,967.00
 438125-4807 (Special Dist. Allocation-Cent. Garage) 21,933.00
 338123-4809 (Special Dist. Allocation-Utility Dept.) 4,333.00
 538125-4809 (Special Dist. Allocation-Utility Dept.) 8,667.00

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

William L. Wielinski

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
 J.V. Rogowski and Jaworowicz
 NAYES: 0
 ABSENT: 0

Item No. 17 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 July 5, 1983 are hereby approved and made a part hereof.

GENERAL FUND	\$ 216,740.39
SPECIAL DIST. FUND	575,583.08
HIGHWAY FUND	60,358.07
FEDERAL REVENUE SHARING FUND	3,400.00
TRUST AND AGENCY FUND	9,467.83
PART TOWN FUND	2,243.92
HUD-CDBG FUND	151,295.72
CAPITAL FUND	32,439.27
SPECIAL ASSESSMENT FUND	1,394.25
HUD REHABILITATION FUND	475.00

No. 15

No. 16

No. 17

Item No. 17 cont'd

HUD REHABILITATION FUND	\$	596.50
DEBT SERVICE FUND		24,134.50
MUNICIPAL CLEARING ACCT.		<u>8,252.27</u>
		<u>\$1,086,380.80</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 18 Building Permits
Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 19 E.C. Highway - Certificate & Notice of Closing Highway -
ROWLEY ROAD
Received and Filed.

Item No. 20 NOTICE OF CLAIM - Michael A. Organek vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits,
Town Attorney; E.T. Clauss, Insurance Company; Thomas M. Johnson,
Councilman; Theodore DeFedericis, Chief of Police.
Received and Filed.

IV. SUSPENSION OF RULES

Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz
to suspend the rules to include the following item.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, Christopher Kowal, an employee in the Sanitation Department
has applied for a Military Leave of Absence from July 9, 1983 through July 23, 1983,
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 report for Military duty pursuant to an
Order up to a period of six months, and

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

RESOLVED that Christopher Kowal, an employee in the Sanitation
Department is granted a military leave of absence from July 9, 1983 through
July 23, 1983, and BE

RESOLVED that Christopher Kowal, be paid his salary or other
compensation while on such military leave.

Item No. 21 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski.
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz to adjourn the meeting.

Richard M. Moleski
Town Clerk

No. 15

No. 16

No. 17

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 18th day of July, 1983 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, Jr.
Councilman Frank J. Dux
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Al Thrun, Cheektowaga Traffic Safety Commission; Pat Wojcik, Recreation Supervisor-Senior Citizens; Ron Marten, Building and Plumbing Inspector; Ron Zoeller, Working Foreman in the Sanitation Department; Dr. Louis Vendetti, Town Health Officer; Sal LaGreca, Employment and Training Services Director II; Don Wegner, Chairman of Zoning Board of Appeals.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Housing Code of the said Town of Cheektowaga, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

* * * * *

RESOLVED THAT Section 2-209b, which relates to imposing penalties for the failure to comply with a violation order, is amended by substituting "three months" for "six months" in said section.

* * * * *

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

Item No. 3 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

* * * * *

ARTICLE VIII

Stop and Yield Intersections

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

Item No. 3 cont'd

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
BARBADOS DRIVE	North-South	LeHARVE DRIVE	Westbound	N.E. Corner
WOODGATE DRIVE	East-West	THORNWOOD DRIVE	Southbound	N.W. Corner
LeHARVE DRIVE	East-West	THORNWOOD DRIVE	Northbound	S.E. Corner
LeHARVE DRIVE	East-West	MARTINIQUE DRIVE	Northbound	S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 103. B. Standing prohibited in designated areas:

No standing any Time

HUTH ROAD	Northwesterly side	between the easterly curblin and the southerly curblin
		of Bigelow Road of Bigelow Road

* * * * *

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

II. RESOLUTIONS

Item No. 4a Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property in the Town be changed so as to conform with present uses, adjacent uses and surrounding neighborhoods; said properties being generally described as follows:

All those properties fronting on:

1. Kennedy Road (east side) from the north line of Wojcik Street north to its termination;
2. Kennedy Road (west side) from the north line of Stradtman Street north to the north property line of 178 Kennedy Road;
3. Milson Avenue (east and west sides) from the north line of Wojcik Street north to its termination;
4. Patricia Lane (east and west sides) from the north line of Wojcik Street north to its termination;
5. St. Felix Avenue (east and west sides) from the north line of Wojcik Street north to its termination; and
6. Standard Parkway (west side) from the north line of Wojcik Street north to its termination.

and

WHEREAS, a map showing the properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business hours, 9:00 a.m. to 4:30 p.m. for the inspection thereof by all parties in interest and citizens, and

WHEREAS, the said recommendation was to rezone said area from its

present zoning district classifications of M-2 General Manufacturing District to R-Residential 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 1st day of August, 1983 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 shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning District Map 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 1st day of August 1983 at 7:00 o'clock P.M., of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M2-General Manufacturing District to R-Residential District the following properties:

All those properties fronting on:

1. Kennedy Road (east side) from the north line of Wojcik Street north to its termination;
2. Kennedy Road (west side) from the north line of Stradtman Street north to the north property line of 178 Kennedy Road;
3. Milson Avenue (east and west sides) from the north line of Wojcik Street north to its termination;
4. Patricia Lane (east and west sides) from the north line of Wojcik Street north to its termination;
5. St. Felix Avenue (east and west sides) from the north line of Wojcik Street north to its termination; and
6. Standard Parkway (west side) from the north line of Wojcik Street north to its termination.

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.

A map showing the above referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens.

No. 16

No. 17

Item No. 4a cont'd

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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anne T. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication.....*July 21, 1983*.....;
last publication.....*July 21, 1983*.....;
and that no more than six days intervened be-
tween publications.

Anne T. Mika
Sworn to before me this *22nd*
day of *July*, 19*83*.
Ever J. Allis
Notary public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
COMMISSION EXPIRES MARCH 30, 19 *85*

No. 16

No. 17

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 1st day of August, 1983 at 7:00 o'clock P.M. of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M2-General Manufacturing District to R-Residential District the following properties:

All those properties fronting on:

1. Kennedy Road (east side) from the north line of Wojcik Street north to its termination;
2. Kennedy Road (west side) from the north line of Stradtman Street north to the north property line of 178 Kennedy Road;
3. Milson Avenue (east and west sides) from the north line of Wojcik Street north to its termination;
4. Patricia Lane (east and west sides) from the north line of Wojcik Street north to its termination;
5. St. Felix Avenue (east and west sides) from the north line of Wojcik Street north to its termination; and
6. Standard Parkway (west side) from the north line of Wojcik Street north to its termination.

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

A map showing the above-referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens.

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

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

RICHARD M. MOLESKI
Town Clerk

PUBLISHED: July 21, 1983

No. 16

No. 17

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property in the Town be changed so as to conform with present uses, adjacent uses and surrounding neighborhoods; said properties being generally described as follows:

All those properties fronting on:

1. the east boundary line of Smith Street, from Broad Street north to Genesee Street;
2. Pleasant Street (east and west sides);
3. Aberdeen Street (east and west sides);
4. Arthur Street (east and west sides);
5. Smallwood Terrace (east and west sides);
6. Roxborough Avenue (east and west sides);
7. Lippert Avenue (east and west sides); and
8. the north boundary line of Broad Street.

but excluding those properties above-referenced which front on or have addresses on Genesee Street and Dick Road;

and

WHEREAS, a map showing the properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business hours, 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens, and

WHEREAS, the said recommendation was to rezone said area from its present zoning district classification of M-1 Light Manufacturing District to R-Residential 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 of 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 1st day of August, 1983 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 shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning District Map 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 1st day of August, 1983 at 7:00 o'clock P.M. of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classifications of M1-Light Manufacturing District to R-Residential District the following properties:

No. 16

No. 17

Item No. 4b cont'd

All those properties fronting on:

1. the east boundary line of Smith Street, from Broad Street north to Genesee Street
2. Pleasant Street (east and west sides);
3. Aberdeen Street (east and west sides);
4. Arthur Street (east and west sides);
5. Smallwood Terrace (east and west sides);
6. Roxborough Avenue (east and west sides);
7. Lippert Avenue (east and west sides); and
8. the north boundary line of Broad Street.

but excluding those properties above-referenced which front on or have addresses on Genesee Street and Dick 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.

A map showing the above referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens.

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

DATED: July 18, 1983

Upon Roll Call...

AYES:	Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication *July 21, 1983* ;
last publication *July 21, 1983* ;
and that no more than six days intervened be-
tween publications.

Ann E. Mika

Sworn to before me this *22nd*
day of *July*, 19*83*

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
COMMISSION EXPIRES MARCH 30, 19 *85*

No. 16

No. 17

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 1st day of August, 1983 at 7:00 o'clock P.M. of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classifications of M1-Light Manufacturing District to R-Residential District the following properties:

All those properties fronting on:

1. the east boundary line of Smith Street, from Broad Street north to Genesee Street;
2. Pleasant Street (east and west sides);
3. Aberdeen Street (east and west sides);
4. Arthur Street (east and west sides);
5. Smallwood Terrace (east and west sides);
6. Roxborough Avenue (east and west sides);
7. Lippert Avenue (east and west sides); and
8. the north boundary line of Broad Street.

but excluding those properties above-referenced which front on or have addresses on Genesee Street and Dick 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.

A map showing the above-referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens.

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: July 18, 1983

PUBLISHED: July 21, 1983

No. 16

No. 17

Item No. 5

Motion by Councilman W.P. Rogowski, seconded by Councilman J.V. Rogowski

WHEREAS, a resolution was duly adopted by this Town Board on June 20, 1983, accepting portions of certain highways in the Town of Cheektowaga, and

WHEREAS, those portions of highways, namely:

(Part of) BARBADOS DR. - + 900', fronting sublots
5 through 17, 59 and 69,

(Part of) LeHAVRE DR. - + 320', fronting sublots
4 through 7, 69 and 70

are presently town highways as per acceptance by Town Board resolution dated June 25, 1979,

NOW, THEREFORE, BE IT RESOLVED that said resolution dated June 20, 1983, be and hereby is amended to read as follows:

"BE IT RESOLVED that the following named highways, as more particularly described in the letter of the Highway Superintendent attached hereto and made a part hereof, be accepted as set forth in the letter:

MARTINIQUE DR. - a 60' w. R.O.W. as shown on M/C 2376,
(Part of) running N & S, a distance of + 746' and
fronting sublots 111-121, 71-81.

LeHAVRE DR.
(Part of) - a 60' w. R.O.W., as shown on M/C 2376,
running E & W, a distance of + 237' and
fronting sublots 1-3, 71 and 121.

and BE IT FURTHER

RESOLVED that the Deed covering the above captioned portions of Martinique Drive and LeHavre Drive has been recorded in the Erie County Clerk's Office on September 20, 1979 in Liber 8832 of Deeds at page 600."

* See next three (3) pages for letter and map.

No. 16

No. 17

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: XXXXXXS
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

June 16, 1983

RECEIVED

JUN 16 1983

TOWN ATTORNEY

Honorable Kenneth J. Meyers
Supervisor
Honorable Town Board
Town Hall
Cheektowaga, NY

Re: Acceptance of part of
Martinique Dr. and part of
LeHavre Dr. in Martinique,
Subdivision Pt. IV

Gentlemen:

Please be advised that proper and routine inspections have been made during construction by my Engineer, F. Skowron and myself; and we find that part of LeHavre Dr. and Martinique Dr., as herein described, do conform to the specifications of the Town of Cheektowaga and are recommended for acceptance into our Town's system of highways.

Martinique Dr. - A 60'w. R.O.W. as shown on M/C 2376, running N & S, a distance of 1746' and fronting sublots 111-121, 71-81.

LeHavre Dr. - A 60'w. R.O.W., as shown on M/C 2376, running E & W, a distance of 1237' and fronting sublots 1-3, 71 & 121.

The deed for the above mentioned Rights of Way has been in Town files since 1979. The Maintenance Bond is for the required amount, and is forwarded to the Town Attorney for approval. A street lighting agreement is also provided. The approved and filed deed becomes a part of this acceptance.

I request that no Certificate of Occupancy be issued by the Building Inspector until the builder of a house guarantees the planting of a tree in front of each house built by him. The type of tree recommended for Martinique Dr. is a Little Leaf Linden Maple of at least 1½" cal. x 7' high. The type of tree recommended

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

p. 2
6/16/83
Martinique/LeHavre

for LeHavre Dr. is a Crimson King (red maple) of at least
1½" cal. x 7' high.

Trusting that this meets with your approval, I remain,

Respectfully yours,



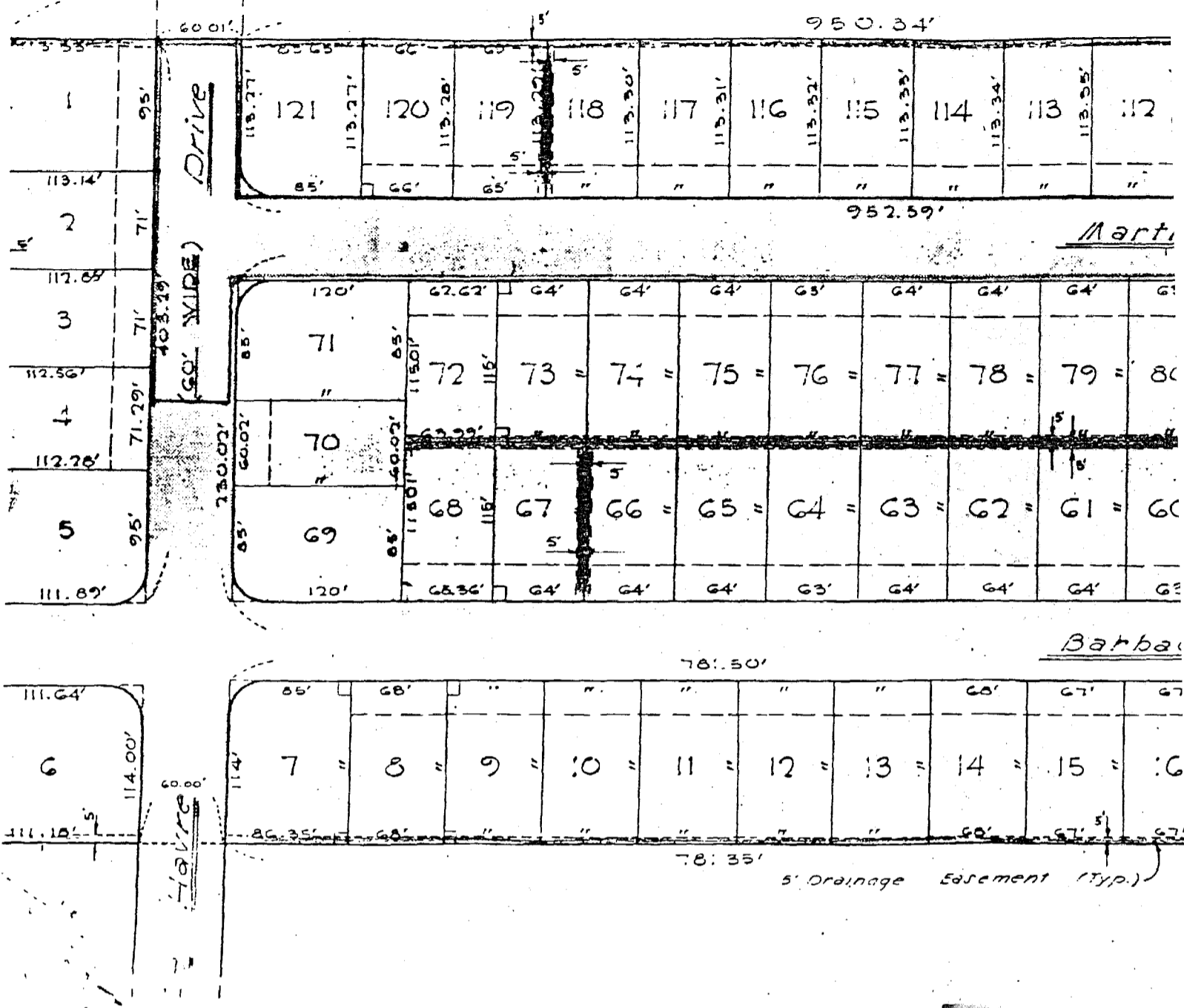
Alfred F. Wnek
Superintendent of Highways

ji

cc: Town Clerk
Town Attorney
Building Inspector
Town Engineer

No. 16

No. 17



1	121	120	119	118	117	116	115	114	113	112
113.14'	85'	66'	65'	"	"	"	"	"	"	"
95'	113.27'	113.27'	113.20'	113.22'	113.30'	113.31'	113.32'	113.33'	113.34'	113.35'

2	71	72	73	74	75	76	77	78	79	80
112.65'	"	"	"	"	"	"	"	"	"	"
71'	120'	62.62'	64'	64'	64'	65'	64'	64'	64'	64'
112.56'	85'	115.01'	115'	115'	115'	115'	115'	115'	115'	115'
71.29'	60.02'	60.02'	60.02'	60.02'	60.02'	60.02'	60.02'	60.02'	60.02'	60.02'
112.28'	65'	65'	65'	65'	65'	65'	65'	65'	65'	65'
95'	115.01'	115.01'	115.01'	115.01'	115.01'	115.01'	115.01'	115.01'	115.01'	115.01'
111.89'	65'	68.36'	64'	64'	64'	63'	64'	64'	64'	63'

3	7	8	9	10	11	12	13	14	15	16
112.56'	"	"	"	"	"	"	"	"	"	"
71.29'	85'	68'	"	"	"	"	"	68'	67'	67'
112.28'	114'	68.35'	68'	"	"	"	"	68'	67'	67'
95'	60.00'	60.00'	60.00'	60.00'	60.00'	60.00'	60.00'	60.00'	60.00'	60.00'
111.89'	65'	68'	"	"	"	"	"	68'	67'	67'

Marta

Barba

Item No. 5 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 6 Request for report from Committee regarding Portable Advertising Signs
This item was withdrawn.

Item No. 7 Disclosure Statement for Town Officials
This item was withdrawn.

Item No. 8a Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has received funds from the U.S. Department of Housing and Urban Development under the Housing and Community Development act of 1974, and

WHEREAS, an eligibility activity under the Community Development Block Grant Program is the provision of energy conservation programs to assist low-income renters and homeowners, and

WHEREAS, In-Home Support Services Corporation of Western New York has submitted a proposal to the Town for the provision of energy conservation and weatherization services for low-income Town residents, and

WHEREAS, funding for such services has been included in the Town's 1983-84 Community Development Block Grant application, which was subsequently approved by the U.S. Department of Housing and Urban Development, NOW, THEREFORE, BE IT

RESOLVED that the Town Supervisor be and hereby is authorized to sign an Agreement with In-Home Support Services Corporation of Western New York for the provision of energy conservation and weatherization services for Town residents, and BE IT FURTHER

RESOLVED that the fee paid to In-Home Support Services be in the amount of \$6,500, said fee to be paid from Fiscal Year 1983-84 Community Development Block Grant funds.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8b Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, Cleveland Hill Baseball, Inc., a non-profit organization, has requested a grant in the amount of \$2,345 in Community Development Block Grant funds for purposes of installing fencing around a baseball diamond on Harlem Road, and

WHEREAS, Cleveland Hill Baseball, Inc., has a lease for the use of said baseball diamond with the Buffalo Cemetery Association, the owner of said property, and

WHEREAS, use of Community Development Block Grant funds for recreational purposes is an eligible activity under the Community Development Block Grant Program, and

WHEREAS, Cleveland Hill Baseball, Inc., has made an investment in time and materials in said baseball diamond, and

No. 16

No. 17

Item No. 8b cont'd

WHEREAS, the installation of said fencing will protect this investment of Cleveland Hill Baseball, Inc., NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to enter into an Agreement with Cleveland Hill Baseball, Inc., for the disbursement of Community Development Block Grant funds in the amount of \$2,345.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 9a Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, proposals were received on June 6, 1983, for the furnishing of Professional Services for the Beach Road Storm Sewer Project, Phase III, and

WHEREAS, the criteria for selection of the professional firm to do the work was reviewed with a U.S. Department of Housing and Urban Development representative and whose method of selection has been followed and is outlined in the letter of the Town Engineer to the Town Board dated July 13, 1983, and

WHEREAS, this Town Board accepts the recommendation as outlined in said letter of the Town Engineer as meeting the requirements of the local office of the U.S. Department of Housing and Urban Development, NOW, THEREFORE, BE IT

RESOLVED that the contract for the provision of Professional Services for the Beach Road Storm Sewer Project, Phase III and abutting streets as outlined in the Town specifications be and hereby is awarded to Pratt & Huth Associates, 138 Bryant Street, Buffalo, New York 14222 for their bid total of \$23,748. with them completion of plans and specifications to be made within six (6) weeks, and BE IT FURTHER

RESOLVED that this Town Board accepts the additional proposal of Pratt & Huth Associates for providing construction stake out in the amount of \$2,325. and for completion of as-built plans for an additional \$750. which items were not included in the Town specifications, and BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is directed and authorized to enter into said contract with Pratt & Huth Associates, for the provision of Professional Services for the Beach Road Storm Sewer Project, Phase III, and BE IT FURTHER

RESOLVED that funding for this contract shall be paid for with Community Development Block Grant funds.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 9b Motion by Councilman W.P. Rogowski, seconded by Councilman Dux

WHEREAS, bids were duly received by this Town Board at a public bid opening held on July 5, 1983, at the Town Hall, for the purchase of unleaded gasoline, diesel fuel, motor oils, etc. 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 be awarded to those bidders stated in the letter and tabulations from the Superintendent of Highways attached hereto and made a part hereof; said bidders being the lowest responsible bidders meeting specifications.

* See next five (5) pages for letter and tabulation

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 683-4775

ROBERT KARASZEWSKI
Deputy Superintendent



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

July 14, 1983

HONORABLE KENNETH J. MEYERS, SUPERVISOR
HONORABLE MEMBERS OF THE TOWN BOARD
TOWN OF CHEEKTOWAGA, NY 14227

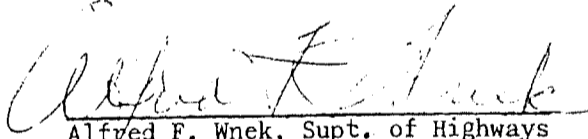
Re: Bid Awards for Unleaded Gasoline, Diesel Fuel, Motor Oils etc.

GENTLEMEN:

Bids were opened and read by the Town Clerk on the morning of July 5th 1983, at the Town Hall, and after careful review of the submitted bids, I recommend that the Honorable Body make the awards to the lowest responsible bidder, as per tabulated copy of bids attached.

I trust this will meet with your kind approval.

Respectfully yours,


Alfred F. Wnek, Supt. of Highways
Town of Cheektowaga

AFW;erp

cc: Town Board
Town Atty.
Town Clerk

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



No. 16

No. 17

Specifications and Bids for Unleaded Gasoline, Diesel Fuel, Misc. Motor Oils, Lubricants, Anti-freeze, etc. July 15 1983 to July 15, 1984	Davis-Howland Oil Corp. 200 Anderson Ave. Rochester NY 14607 473-6650	Amer. Lubri. Inc. 619 Bailey Ave. Buffalo NY 14206 827-8300
Kerosene Oil	\$2.14 gal.	
HYDRAULIC OIL #44 Anti-Wear, Rust & Oxidation Resistance	\$1.95 gal. \$107.25/55 gal. drum	\$1.85 gal. \$101.75/55 gal.dr
MOTOR OILS: XX HD SAE 30-c.c. & C.D. meets Detroit Diesel Classification	\$2.41 Gal. \$132.55/55 gal. drum	\$2.30 gal. \$126.50/55 gal.dr
UMO SAE 30-SF, C.C. & C.D. used for gas trucks diesel, (turbocharged engine), Mack Spec. EO-J	\$2.47 \$135.85/55 gal. drum.	\$2.80 \$154.00/55 gal.dr
10w40 SF-CC use for gas engine, cars & pickups	\$2.49 gal. \$136.95/55 gal. drum	\$2.40 gal. \$132.00/55 gal.dr
DSL Reg SAE 20 & 30. This is a non-detergent motor oil for use where additive oils are not required or desired.	\$2.20 gal \$121.00/55 gal. drum	\$2.10 gal. \$115.50/55 gal.dr
SUPER HPO 8 D SAE 30-detergent API services SS,SE,CC	\$2.46 gal. \$135.30/55 gal. drum	No Bid
KENDALL SAE 15w40/Super D Select Motor Oil API services SS,CC,CD, to meet Mack EOK specs.	\$2.68 gal. \$147.40/55 gal. drum	\$2.38 gal. \$130.90/55 gal.dr
TRANSMISSION FLUID : ATF Dextron II	\$2.78 gal. \$152.90/55 gal. drum	\$2.43 gal. \$133.65/55 gal. dr
GEAR OIL: DSL APGO 80/90-classifications GL-S through GL-5. This also covers Mack Truck specifications.	\$0.65 lb. \$78.00/120# drum	\$0.35 \$42.00/120# drum
DSL APGO 140 - same as above.	\$0.67 lb. \$80.40/120# drum	\$0.3650 lb. \$43.80/120# drum
MULTI-PURPOSE LUBE: DSL A.P. GREASE LITHIUM #2 or as equal	\$0.72 lb. \$86.40/120#drum	\$0.65 lb. \$78.00/120#drum

Specifications and Bids for Unleaded Gasoline,
 Diesel Fuel, Misc. Motor Oils, Lubricants,
 Anti-freeze, etc.
 July 15 1983 to July 15, 1984

Petroleum Sales
 & Svc. Inc.
 300 Ohio St.
 Buffalo 14204
 856-8675

Advance En
 175 Wales
 Tonawanda
 693-2288

Kerosene Oil

HYDRAULIC OIL

#44 Anti-Wear, Rust & Oxidation Resistance

\$2.57 gal.

S/1132 Ste
 \$20.00 A/W L
 \$2.39 gal
 \$131.45/5

MOTOR OILS:

XX HD SAE 30-c.c. & C.D. meets Detroit Diesel
 Classification

\$3.01 per gal.

\$165.55/55 gal. dr.

No Bid

UMO SAE 30-SF, C.C. & C.D. used for gas trucks
 diesel, (turbocharged engine), Mack Spec. EO-J

\$3.01 gal.

\$165.55/55 gal. dr.

No Bid

10w40 SF-CC use for gas engine, cars & pickups

\$3.74 per gal.

\$205.70/55 gal. dr.

No Bid

DSL Reg SAE 20 & 30. This is a non-detergent motor
 oil for use where additive oils are not required
 or desired.

\$3.38 per gal.

S/1168 S
 Non-Deter
 \$2.39 per
 \$131.45/5

SUPER HPO 8 D SAE 30-detergent API services SS,SE,CC

\$2.81 per gal.

\$154.55/55 gal. dr.

No Bid

KENDALL SAE 15w40/Super D Select Motor Oil
 API services SS,CC,CD, to meet Mack EOK specs.

\$3.70 per gal.

\$203.50/55 gal.dr.

No Bid

TRANSMISSION FLUID : ATF Dextron II

\$3.27 per gal.

\$179.85/55 gal. dr.

No Bid

GEAR OIL:

DSL APGO 80/90-classifications GL-S through GL-5.
 This also covers Mack Truck specifications.

\$0.631 per lb.

\$75.72/120# drum

S/1081 S
 Multi-Ge
 \$0.54 lb
 \$64.80/1

DSL APGO 140 - same as above.

\$0.632 per lb.

\$75.84/120#drum

S1082 St
 Multi Ge
 \$64.80/1

MULTI-PURPOSE LUBE:

DSL A.P. GREASE LITHIUM #2 or as equal

\$.60 lb

\$72.00/120#drum

275 Wolf
 Duty
 \$104.40/

LUBRIPLATE - WHEEL BEARING GREASE OR AS EQUAL	DSL Wheel Bearing \$.74 lb. \$25.90/35# Pail	\$.80 per lb. \$28.00/35#Pail	\$1.45 lb. \$50.75/35#
PERMANENT ANTI-FREEZE	\$2.87 gal. \$157.85/55 gal.dr.	\$2.45 gal. \$134.75/55 gal.dr.	\$2.33 gal. \$128.15/55
#2 DIESEL FUEL OIL Bid price per gallon delivered. No limit on number of gallons per delivery.	No Bid	No Bid	No
NOT LESS THAN PREMIUM-SUPER UNLEADED GASOLINE Bid price per gallon delivered. No limit on number of gallons per delivery.	No Bid	No Bid	No

KURK Fuel Oil Co.
Div. T.F. Kurk Inc.
1276 Harlem Rd.
Cheektowaga NY
892-0359

Allied Oil Co.
Div. Ashland Oil
4545 River Rd.
Tonawanda NY
879-8602

LUBRIPLATE - WHEEL BEARING GREASE OR AS EQUAL

PERMANENT ANTI-FREEZE

#2 DIESEL FUEL OIL
Bid price per gallon delivered.
No limit on number of gallons per delivery.

\$.8675
Exclusive-

\$.8550 *
Bid price to
fluctuate

NOT LESS THAN PREMIUM-SUPER UNLEADED GASOLINE
Bid price per gallon delivered.
No limit on number of gallons per delivery.

\$1.0115
Exclusive all
taxes

*Exclusive 3/4
Gross Receipt

Item No. 9b cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, this Town Board adopted a program for the improvement of the drainage system in the Chapel, Northcrest, Southcrest area using Community Development Block Grant Funds, and

WHEREAS, such drainage improvements will improve the character of the neighborhood and provide for the well being of its citizens, and

WHEREAS, the Town desires to proceed with a further phase of this drainage improvement project utilizing Community Development Block Grant Funds relative to the Northcrest Avenue area, and

WHEREAS, the Engineering Department has informed this Town Board that plans and specifications have been completed by McFarland Johnson Engineers, Inc., NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders in connection with said Northcrest Avenue storm sewer construction, notice to be published in the BUFFALO EVENING NEWS, BUFFALO CRITERION, and the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED that sealed proposals will be received by the Town of Cheektowaga on August 1, 1983 at 11:00 A.M. Local Time at the Town Hall at which time and place they will be publicly opened and read aloud.

* * * * *

INVITATION FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on August 1, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Road, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the Northcrest Avenue Storm Sewer Improvements (Part A).

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

Copies may be obtained upon payment of \$50.00 per contract. Any bidder upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$50.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be in sealed envelopes, plainly marked on the outside "Northcrest Avenue Storm Sewer Improvements (Part A)" with the contractors name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw the bid within sixty (60) days after the actual date of the opening thereof.

Item No. 10 cont'd

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

Attention is called to the fact that not less than the latest minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of 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.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 and SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, AND UNDER SECTION 3, WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.

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: July 18, 1983

An Equal Opportunity Employer

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

**LEGAL NOTICE
INVITATION FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK
NOTICE TO BIDDERS**

Sealed proposals will be received by the Town of Cheektowaga on August 1, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the Northcrest Avenue Storm Sewer Improvements (Part A).

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

Copies may be obtained upon payment of \$50.00 per contract. Any bidder upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$50.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5 percent) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be in sealed envelopes, plainly marked on the outside "Northcrest Avenue Storm Sewer Improvements (Part A)" with the contractor's name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw the bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100 percent of the contract price will be required of the successful bidder.

Attention is called to the fact that not less than the latest minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of 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.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, AND UNDER SECTION 3, WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.

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
An Equal Opportunity Employer
DATED: July 18, 1983
PUBLISHED: July 21, 1983

State of New York }
ERIE COUNTY }
CITY OF BUFFALO }

INVITATION FOR BIDS
Sealed bids to be 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.
 DATED: July 15, 1983
RICHARD M. MOLESKI
 Town Clerk
 An Equal
 Opportunity Employer

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~~ ~~ONE~~ ~~week for~~ ~~XXXXXXXXXX~~
~~XXXXXXXXXX~~ ~~times~~ insertion being on the 21st
 day of July 19 83 ~~XXXXXXXXXX~~
~~XXXXXXXXXX~~ ~~insertion~~ being on the ~~XXXXXX~~ day of ~~XXXXXXXXXX~~
D. Eileen Perry

Sworn to before me this 22nd day
July 19 83

Francis X. Vollmer Jr.
 Francis X. VOLLMER JR.
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1985
 Notary Public, Erie County, N. Y.

State of New York

ERIE COUNTY

CITY OF BUFFALO

INVITATION FOR BIDS
 Town of Cheektowaga,
 Erie County, New York
NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on August 1, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the Northeast Avenue Storm Sewer Improvements (Part A).

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

Copies may be obtained upon payment of \$50.00 per contract. Any bidder upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$50.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be in sealed envelopes, plainly marked on the outside "Northeast Avenue Storm Sewer Improvements (Part A)" with the contractor's name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw the bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

Attention is called to the fact that not less than the latest minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of 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.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT AND UNDER SECTION 3, WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.

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.
 DATED: July 18, 1983
 RICHARD M. MOLESKI
 Town Clerk
 An Equal Opportunity Employer

D. Eileen Perry
 of Buffalo, New York, being duly sworn,
 says that she is Principal Clerk
FFALO EVENING NEWS, INC.
 of the BUFFALO EVENING NEWS, a
 published in said city, that the notice of
 annexed printed slip taken from said
 is a copy, was inserted and published
 once ~~two~~ week for ~~xxxxxxx~~
 net insertion being on the 21st
July 19 83 ~~xxxxxxx~~
~~xxxxxxx~~
D. Eileen Perry

22nd

Sworn to before me this _____ day

of July 19 83

Francis X. Vollmer Jr.

FRANCIS X. VOLLMER JR.
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1985
 Notary Public, Erie County, N. Y.

STATE OF NEW YORK

Erie County, City of Buffalo

ss.

The BUFFALO CRITERION

623-25 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 20th day of

July....., 19...83 and the last insertion be-

ing on the day of

19.....

Frank E. Merriweather

.....

FRANK E. MERRIWEATHER

(Affidavit of Publication)

Sworn to before me this20th.. day of

September....., 19...83

Frank E. Merriweather

.....

Notary Public

Commissioner of Deeds

INVITATION FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

Notice to Bidders

Sealed proposals will be received by the Town of Cheektowaga on August 1, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the Northcrest Avenue Storm Sewer Improvements [Part A].

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

Copies may be obtained upon payment of \$50.00 per contract. Any bidder upon returning such copy in good condition within 30 days following the taking of bids, will be refunded said sum of \$50.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent [5%] of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be in sealed envelopes, plainly marked on the outside "Northcrest Avenue Storm Sewer Improvements [Part A]" with the contractors name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw the bid within [60] days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100 % of the contract price will be required of the successful bidder.

Attention is called to the fact that not less than the latest minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of 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.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, AND UNDER SECTION 3, WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.

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. Molaski
Town Clerk

DATED: July 18, 1983

An Equal Opportunity Employer

Item No. 11a Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located South of 73 Concord Drive, (vacant lots) Cheektowaga, New York, SBL #80.70-2-19 to #80.70-2-22, Map Cover 1533, Sublots 11, 12, 13, 14, and according to the Assessor's Office is owned by Eleanor Tepe Etal, Williamsville, New York, 14221, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the clean-up be commenced by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11b Motion by Supervisor Meyers, seconded by Councilman W.P. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 47 Freda Avenue, Cheektowaga, New York, SBL #102.54-3-10, Map Cover 1826, Sublot 50 and according to the Assessor's Office is owned by Lorraine Gasper, Buffalo, New York 14206, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located East of 880 French Road, Cheektowaga, New York, SBL #125.11-19.1, and according to the Assessor's Office is owned by Florentine Development Corporation, 4525 Main Street, Buffalo, New York, 14203, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11d Motion by Councilman Johnson, Jr., seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 1084 Maryvale Drive, Cheektowaga, New York, SBL #91.12-2-44 and according to the Assessor's Office is owned by Frederick W. Bradford, Williamsville, New York, 14221, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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 herinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski
NAYES: 0
ABSENT: 0

Item No. 11e Motion by Councilman W.P. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at Lots 15, 16, 17, 18, 19, and 20, North Pleasant Parkway, Cheektowaga, New York, SBL #112.67-4-40, #112.67-4-39, #112.67-4-38, #112.67-4-37, #112.67-4-36, #112.67-5-1, and according to the Assessor's Office, is owned by Peter C. Schmitt, Jr. and One, c/o Diane Honeck, West Seneca, New York, 14224, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11f Motion by Councilman Dux, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 282 South Huxley Drive, Cheektowaga, New York, SBL #80.18-15-7.1, and according to the Assessor's Office is owned by Mrs. Thelma Mueller, Cheektowaga, New York, 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11g Motion by Supervisor Meyers, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on vacant property located on the Northeast corner of Woodrow Place and Roy Alley, Cheektowaga, New York, SBL #91.18-11-14, Map Cover 1317, Sub Lots 32 & 33, and according to the Assessor's Office is owned by Roxborough Homes Corporation, 2909 Genesee Street, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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 all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

BE IT RESOLVED that pursuant to the terms of the currently effective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, Ralph Reister, residing at , Depew, New York, is terminated as an employee (laborer) of the Town of Cheektowaga, effective July 11, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13a Appointment of Bingo Inspector.
This resolution failed due to lack of second...

Item No. 13b Appointment to Zoning Board of Appeals
This resolution failed due to lack of second.

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

BE IT RESOLVED that the below listed individuals be hired as alternates for the Youth Bureau's Cheektowaga Conservation Corps Program at a salary rate of \$3.10 per hour: (7310-1812)

Jeff Karaszewski
Cheektowaga, New York 14227
Ronald Berst
Cheektowaga, New York 14225
Jennifer Wolinski
Depew, New York 14043
Patti Slawinowski
Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

7/18/83

No. 16

No. 17

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

WHEREAS, the consulting Engineering firm of Nussbaumer & Clarke, Inc. have recommended approval of change order No. 2 on the Sanitary Sewer District #5, Clearvale & Fairvale Drive Sanitary Sewer Project, and

WHEREAS, the scope of work in change order No. 2 is described in a letter from the Town Engineer dated July 13, 1983 and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED that change order No. 2 on the Clearvale & Fairvale Drive Sanitary Sewer Project in the sum of \$5,583.75 as an addition to the contract of Marin Excavating, Inc. BE APPROVED, AND BE IT FURTHER

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

* See next two (2) pages for letter

No. 16

No. 17



Town of Cheektowaga

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

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

July 13, 1983

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Change Order No. 2
Clearvale & Fairvale Drive
Sanitary Sewer Project

Gentlemen:

The consulting engineering firm of Nussbaumer & Clarke, Inc. have recommended the approval of Change Order No. 2 for the above referenced project for an addition of \$5,583.75 to the contract of Marin Excavating, Inc. Said Change Order involves the final adjustment of contract bid quantities and includes payment for additional work required to complete the project.

During execution of a project of this nature, many existing field conditions are not known until actual excavation is underway. Major items which are a part of Change Order No. 2 resulting in an increase in the contract amount are as follows:

(1) Additional eight inch (8") diameter sanitary sewer pipe installed to facilitate removal of an existing brick manhole on Clearvale Drive no longer needed resulting in increased pipe and pavement replacement quantities.

(2) Installation of an additional manhole to allow maintenance of an existing eight inch (8") diameter V.T.P. sanitary sewer on the east side of Beach Road,

(3) Installation of six inch (6") diameter house laterals in excess of the anticipated lengths to correct existing conditions and to attain sufficient grade for connection. This work necessitated additional driveway/sidewalk restoration and also additional topsoil and seeding.

No. 16

No. 17

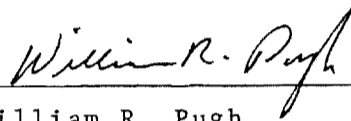
The above mentioned items as well as minor contract item additions/deletions are outlined in great detail in the change order document.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

By



William R. Pugh
Junior Engineer

WRP:mjh

No. 16

No. 17

Item No. 15 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 16 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 July 18, 1983 are hereby approved and the SUPERVISOR is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNTS</u>
GENERAL FUND	\$102,005.38
SPECIAL DIST. FUND	19,992.10
HIGHWAY FUND	126,983.73
FEDERAL REVENUE SHARING FUND	8,586.26
TRUST AND AGENCY FUND	3,131.25
PART TOWN FUND	858.71
HUD-CDBG FUND	18,597.04
CAPITAL FUND	<u>62,243.24</u>
	<u>\$342,397.71</u>

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

William L. Wielinski

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 17 Supervisor's Statement of Funds for March, April and May Received and Filed.

Item No. 18 Health report for June Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 19 NOTICE OF CLAIM - N.Y.S. Electric & Gas vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits, Town Attorney; E.T. Clauss, Insurance Company; Thomas Johnson, Councilman; Alfred Wnek, Highway Department.
Received and Filed.

Item No. 20 Petition from residents of Ludwig Avenue to install "No Parking" signs on one side of Ludwig Avenue
Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary; Cheektowaga Traffic Safety Commission; H. Jagiello, Lieutenant-Police Department.
Received and Filed.

Item No. 21 Communication from residents of Windwood Court regarding termination of lease for Recreation Corridor on Windwood Court
Copies were sent to: Kenneth J. Meyers, Supervisor; J. Gabryszak, Director of Community Development; Chester Bryan, Town Engineer; James Kirisits, Town Attorney.
Received and Filed.

Item No. 22 Petition from residents of Anna Court & George Urban Blvd. requesting stockade fence and fill in of ditch along Scajaquada Creek and Cheektowaga Sewer Treatment Plant #5 and Harwood Park.
Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary; Alfred Wnek, Highway Superintendent; James Matecki, Facilities Director; Chester Bryan, Town Engineer.
Received and Filed.

V. SUSPENSION OF RULES

Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz to suspend the rules to include the following five (5) items.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
 J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, funds are presently available under the Cheektowaga-Tonawanda Suburban Towns Consortium, Summer Youth Program, and

WHEREAS, the Summer Youth Program starts on July 5th, 1983 with participants working a maximum of 32 hours per week at \$3.35 per hour, NOW, THEREFORE, BE IT

RESOLVED that the following persons will be hired based on fund availability from the Department of Labor and that the alternate portion may be utilized to meet the demographic requirements as stated in our plan submitted to the Department of Labor:

Coia, Anthony
Foley, Michele
Fowlow, Jay
Gala, Joseph
Gorney, Gina
Gorney, Nanette
Gross, Darrin
Kwiatkowski, Robert
Oryszak, Michael
Pearce, Daniel
Ruszala, Valerie
Saba, David
Surdej, Audrey
Taylor, Debbie
Wagner, Tammy
Weed, Barbara

Allan, Scott
Carretto, Jeffrey
Deneke, William
Dittmar, James
Janicki, Joanne
Kurz, Kathleen

Upon Roll Call....
AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
 J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, this Town Board has expressed its commitment to the residents of the Town that, where feasible and necessary, action would be taken to protect their properties from floods, freshets and high waters by acquiring, improving and/or maintaining drainage facilities, and

WHEREAS, an important drainage system which conducts storm waters from State, County and Town highways is located at the northern portion of land owned by Eugene R. Piotrowski, said land being situate on the north side of Gardenville Parkway-West at Union Road, and

WHEREAS, great quantities of storm water flow through the Union Road right-of-way to the above-referenced site, where an open drainage ditch exists, and

WHEREAS, the Town Engineer has recommended that: (1) the Town acquire an easement for the open drainage ditch situate on this property, and (2) Mr. Piotrowski execute a "Declaration of Covenants and Restrictions" stating that he will not fill the above-referenced property until the Town determines that such action will not cause a "floating" condition on said premises or on the adjoining premises

NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby accepts an easement from Mr. Piotrowski for the above-reference drainage ditch, a copy of which is attached hereto, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached "Declaration of Covenants and Restrictions" on behalf of the Town.

* See next nine (9) pages

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Supervisor Meyers, seconded by Councilman W.P. Rogowski

WHEREAS, this Town Board has consistently expressed its commitment to the residents of the Town to provide proper drainage along streets and highways in the Town, and

WHEREAS, Gardenville Parkway is a Town highway situate off Union Road in the Town, and

WHEREAS, a fifteen inch corrugated metal pipe which conducts flows from the Gardenville Parkway right-of-way to the Union Road right-of-way bisects a parcel of land owned by Sportsway Limited d/b/a The Ski Sale, and

WHEREAS, the Town Engineer has recommended that the Town obtain an easement for the aforementioned storm sewer pipe in order to facilitate the drainage of Gardenville Parkway, and

WHEREAS, the Sportsway Limited has expressed its approval to granting the Town an easement for such pipe, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby accepts the easement from Sportsway Limited, a copy of which is attached hereto.

* See next five (5) pages for Easement

Item No. 25 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, Michael Alessi was hired under the Cheektowaga-Tonawanda Suburban Towns Consortium, Summer Youth Program, and

WHEREAS, Michael's correct salary should be \$5.00 per hour based on longevity, NOW, THEREFORE, BE IT

RESOLVED that Michael Alessi's salary be raised to \$5.00 per hour retroactive to his starting date.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, by resolution dated July 5, 1983, Elwood D. Hummel, Land Surveyor, was retained by the Town to survey two parcels of land acquired by the Town at the County of Erie Tax Foreclosure Sale held on June 22, 1983, and

WHEREAS, pursuant to such resolution, Elwood D. Hummel was to be compensated for his services at an amount not to exceed \$450.00, and

WHEREAS, due to the insufficient date surrounding the afore-referenced two parcels, Mr. Hummel was required to do work in excess of what was originally contemplated, NOW, THEREFORE, BE IT

RESOLVED that the aforesaid resolution dated July 5, 1983 be amended by increasing the compensation of Mr. Hummel from \$450.00 to \$600.00, and BE IT FURTHER

RESOLVED that said moneys be appropriated from "Federal Revenue Sharing, Fund Balance".

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski, and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman J.V. Rogowski, seconded by Councilman Dux to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 1st day of August, 1983 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, Jr.
Councilman Frank J. Dux
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chester Bryan, Town Engineer; Michael Miecznikowski, Recreation Director; Dr. Louis Vendetti, Town Health Officer; Don Wegner, Zoning Board Chairman; Ron Zoeller, Working Foreman in the Sanitation Department; Julia Reinstein, Town Historian; Ron Marten, Building and Plumbing Inspector; Sal LaGreca, Employment and Training Services Director II.

I. PUBLIC HEARINGS

Item No. 2a This being the time and place advertised for a public hearing to consider the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M2-General Manufacturing District to R-Residential District the properties listed below.

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 properties being:

All those properties fronting on:

1. Kennedy Road (east side) from the north line of Wojcik Street north to its termination;
2. Kennedy Road (west side) from the north line of Stradtman Street north to the north property line of 178 Kennedy Road;
3. Milson Avenue (east and west sides) from the north line of Wojcik Street north to its termination;
4. Patricia Lane (east and west sides) from the north line of Wojcik Street north to its termination;
5. St. Felix Avenue (east and west sides) from the north line of Wojcik Street north to its termination; and
6. Standard Parkway (west side) from the north line of Wojcik Street north to its termination.

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.

* * * * *

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.

No. 16

No. 17

Item No. 2b This being the time and place advertised for a public hearing to consider the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M1-Light Manufacturing District to R-Residential District the properties listed below:

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 properties being:

All those properties fronting on:

1. the east boundary line of Smith Street, from Broad Street north to Genesee Street;
2. Pleasant Street (east and west sides);
3. Aberdeen Street (east and west sides);
4. Arthur Street (east and west sides);
5. Smallwood Terrace (east and west sides);
6. Roxborough Avenue (east and west sides);
7. Lippert Avenue (east and west sides);
8. the north boundary line of Broad Street.

but excluding those properties above-referenced which front on or have addresses on Genesee Street and Dick 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.

* * * * *

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

II. RESOLUTIONS

Item No. 3a Motion by Councilman Johnson, seconded by Councilman Jaworowicz

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

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended change to the "Housing Code" of the Town of Cheektowaga, New York, and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed change was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 18th day of July, 1983 at 7:00 o'clock P.M.; and at which hearing all parties in interest and citizens had an opportunity to be heard, and were heard, and

WHEREAS, it is in the public interest to adopt the Building and Plumbing Inspector's recommended change to said "Housing Code";

NOW, THEREFORE, BE IT RESOLVED that the "Housing Code" of the Town of Cheektowaga, New York be, and the same hereby is, amended and changed as follows:

RESOLVED that Section 2-209b, which relates to imposing penalties for the failure to comply with a violation order, is amended by substituting "three months" for "six months" in said section, and

No. 17

Item No. 3a cont'd

BE IT FURTHER RESOLVED that a copy of this Resolution be entered in the minutes of the meeting of the Town Board of the Town of Cheektowaga held on August 1, 1983; 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; and the affidavit of such publication shall be filed with the Town Clerk.

The aforementioned change in the "Housing Code" of the Town of Cheektowaga, New York shall take effect ten (10) days after such publication, but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna E. Mika....., 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.....*August 4, 1983*...;
last publication.....*August 4, 1983*...;
and that no more than six days intervened be-
tween publications.

Anna E. Mika.....

Sworn to before me this*5th*.....

day of*August*....., 19*83*.....

.....*Eve J. Allis*.....

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
COMMISSION EXPIRES MARCH 30, 19*85*

have hereunto set my hand and
have hereunto affixed the cor-
porate seal of said Town, this 1st
day of August, 1983.
RICHARD M. MOLESKI
Town Clerk
PUBLISH: August 4, 1983

**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 1st day of August, 1983 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
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

ABSENT: 0

Motion by Councilman Johnson
Seconded by Councilman
Jaworowicz

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

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended change to the "Housing Code" of the Town of Cheektowaga, New York, and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed change was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 18th day of July, 1983 at 7:00 o'clock P.M., and at which hearing all parties in interest and citizens had an opportunity to be heard, and were heard, and

WHEREAS, it is in the public interest to adopt the Building and Plumbing Inspector's recommended change to said "Housing Code";

NOW, THEREFORE, BE IT RESOLVED, that the "Housing Code" of the Town of Cheektowaga, New York be, and the same hereby is, amended and changed as follows:

RESOLVED, that Section 2-209b, which relates to imposing penalties for the failure to comply with a violation order, is amended by substituting "three months" for "six months" in said section 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 held on August 1, 1983; 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; and the affidavit of such publication shall be filed with the Town Clerk.

The aforementioned change to the "Housing Code" of the Town of Cheektowaga, New York shall take effect ten (10) days after such publication, but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon roll call...

Supervisor	
Meyers	Voting AYE
Councilmen	
Swiatek	Voting AYE
Johnson	Voting AYE
Dux	Voting AYE
W.P. Rogowski	Voting AYE
J.V. Rogowski	Voting AYE
Jaworowicz	Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 1, 1983, 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. 3a, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 1st day of August, 1983.

RICHARD M. MOLESKI
Town Clerk
PUBLISH: August 4, 1983

Item No. 3b Motion by Councilman Jaworowicz, seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 18th day of July, 1983 at 7:00 Eastern Daylight Saving Time to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

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

ARTICLE VIII

Stop and Yield Intersections

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

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
BARBADOS DRIVE	North-South	LeHARVE DRIVE	Westbound	N.E. Corner
WOODGATE DRIVE	East-West	THORNWOOD DRIVE	Southbound	N.W. Corner
LeHARVE DRIVE	East-West	THORNWOOD DRIVE	Northbound	S.E. Corner
LeHARVE DRIVE	East-West	MARTINIQUE DRIVE	Northbound	S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 103. B. Standing prohibited in designated areas:

HUTH ROAD	Northwesterly side	between the easterly curblineline of Bigelow Road and the southerly curblineline of Bigelow Road
-----------	--------------------	--

Section 2. Time to take effect.

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

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

Section 3. Territorial Application.

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

Section 4. Publication.

That this amendment to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town and 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 this amendment specifying the date of adoption thereof.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna T. Mika, 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..... *August 4, 1983* ;
last publication..... *August 4, 1983* ;
and that no more than six days intervened be-
tween publications.

Anna T. Mika

Sworn to before me this *5th*

day of *August*, 19*83*

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *85*

... was held and the
members of said Board who at-
tended said meeting.
IN WITNESS WHEREOF, I
have hereunto set my hand and
have hereunto affixed the cor-
porate seal of said Town, this 1st
day of August, 1983.
RICHARD M. MOLESKI
Town Clerk
PUBLISH: August 4, 1983

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 1st day of August, 1983 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
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

ABSENT: 0

Motion by Councilman Jaworowicz Seconded by Councilman Johnson

WHEREAS, this Town Board duly held a public hearing on the 18th day of July, 1983 at 7:00 Eastern Daylight Saving Time to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

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

ARTICLE VIII

Stop and Yield Intersections

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

Street: BARBADOS DRIVE;
Direction: North-south; Entrance Street: LeHAVRE DRIVE; Traffic Stops: West-bound; Sign Location: N.E. Corner

Street: WOODGATE DRIVE;
Direction: East-west; Entrance Street: THORNWOOD DRIVE; Traffic Stops: Southbound; Sign Location: N.W. Corner

Street: LeHAVRE DRIVE;
Direction: East-west; Entrance Street: THORNWOOD DRIVE; Traffic Stops: Northbound; Sign Location: S.E. Corner

Street: LeHAVRE DRIVE;
Direction: East-west; Entrance Street: MARTINIQUE DRIVE; Traffic Stops: Northbound; Sign Location: S.E. Corner

ARTICLE IX

Parking, Standing and Stopping
Section 103. B. Standing prohibited in designated areas:

No Standing Any Time
HUTH ROAD, Northwesterly side, between the easterly curblineline of Bigelow Road and the southerly curblineline of Bigelow Road

Section 2. Time to take effect.

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

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

Section 3. Territorial Application.

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

Section 4. Publication.

That this amendment to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town and 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 this amendment specifying the date of adoption thereof.

Upon roll call...

Supervisor			
Meyers	Voting	AYE	
Councilmen			
Swiatek	Voting	AYE	
Johnson	Voting	AYE	
Dux	Voting	AYE	
W.P. Rogowski	Voting	AYE	
J.V. Rogowski	Voting	AYE	
Jaworowicz	Voting	AYE	

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 1, 1983, 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. 3b, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 1st day of August, 1983.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: August 4, 1983

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

WHEREAS, the Town Attorney's Office and the Building and Plumbing Inspector of the Town of Cheektowaga have recommended that certain provisions of the "Zoning Ordinance of the Town of Cheektowaga, New York" be amended or repealed;

NOW, THEREFORE, BE IT RESOLVED that in accordance with the provision of Section 264 of the Town Law of the State of New York, a public hearing be held on the 15th day of August, 1983 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.

NOTICE OF HEARING

ON PROPOSAL TO AMEND ZONING ORDINANCE

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 1st day of August, 1983, and in accordance with the provisions of Section 264 of the Town Law of the State of New York, a Public Hearing will be held on the 15th day of August, 1983 at 7:00 o'clock P.M., at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning Ordinance of the Town of Cheektowaga, New York" shall be amended and changed as follows:

1. RESOLVED that Article II - RESIDENCE DISTRICT REGULATIONS, Section 2-01 A.6., which relates to principal permitted uses in a R-Residential District, by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 2-01 A.6. (c), which shall read as follows:

"A.6. (c). Athletic field owned and operated by a not-for-profit corporation, association or organization and used exclusively for Little League Athletic activities provided that any building located thereon:

(1) may be used for an accessory concession stand/snack bar, where food and/or non-alcoholic beverages are prepared and served to players, spectators and their guests for consumption on the premises; and

(2) shall be located at least 75 feet from any lot line.

Furthermore, no other commercial activity shall be conducted on the premises and all sales of food and/or beverages shall be made immediately before, during or after the sports-related activity or event and at no other time."

2. RESOLVED that Article III - BUSINESS DISTRICT REGULATIONS, Section 3-11 A.9., which relates to principal permitted uses in a CM-General Commercial District by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 3-11 A.9. (n), which shall read as follows:

"A.9. (n). Used Car rental agency or a new car rental agency.

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

RICHARD M. Moleski

DATED: August 1, 1983

Item No. 4 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna E. Mike, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹ weeks:
first publication.....August 4, 1983 ;
last publication.....August 4, 1983 ;
and that no more than six days intervened be-
tween publications.

Anna E. Mike

Sworn to before me this 5th

day of August, 1983

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 85

No. 17

**LEGAL NOTICE
NOTICE OF HEARING
ON PROPOSAL TO AMEND
ZONING ORDINANCE**

NOTICE IS HEREBY GIVEN THAT in pursuance of a Resolution of the Town Board of the Town of Cheektowaga, which was duly passed on the 1st day of August, 1983, and in accordance with the provisions of Section 264 of the Town Law of the State of New York, a Public Hearing will be held on the 15th day of August, 1983, at 7:00 o'clock P.M., at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning Ordinance of the Town of Cheektowaga, New York" shall be amended and changed as follows:

1. **RESOLVED** that Article II — RESIDENCE DISTRICT REGULATIONS, Section 2-01 A.6, which relates to principal permitted uses in a R-Residential District, by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 2-01 A.6 (c), which shall read as follows:

"A.6.(c). Athletic field owned and operated by a not-for-profit corporation, association or organization and used exclusively for Little League athletic activities provided that any building located thereon:

(1) may be used for an accessory concession stand/snack bar, where food and/or non-alcoholic beverages are prepared and served to players, spectators and their guests for consumption on the premises; and
(2) shall be located at least 75 feet from any lot line.

Furthermore, no other commercial activity shall be conducted on the premises and all sales of food and/or beverages shall be made immediately before, during or after the sports-related activity or event and at no other time."

2. **RESOLVED** that Article III — BUSINESS DISTRICT REGULATIONS, Section 3-11 A.9, which relates to principal permitted uses in a CM-General Commercial District by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 3-11 A.9.(n), which shall

read as follows:

"A.9.(n). Used car rental agency or a new car rental agency"

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

RICHARD M. MOLESKI

Town Clerk

DATED: August 1, 1983

PUBLISH: August 4, 1983

Item No. 5a Motion by Councilman Dux, seconded by Councilman Johnson

WHEREAS, Harvey Schiller & Irving Sultz have made application and requested the rezoning of property located at 1248 Cleveland Drive from R-Residential to C-Retail Business 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 August 15, 1983 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anne E. Miko, 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 August 4, 1983;
last publication August 4, 1983;
and that no more than six days intervened be-
tween publications.

Anne E. Miko

Sworn to before me this 5th

day of August, 1983

Eve J. Allis

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

EVE J. ALLIS

NOTARY PUBLIC STATE OF NEW YORK

QUALIFIED IN ERIE COUNTY

COMMISSION EXPIRES MARCH 30, 1985

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 15th day of August 1983, at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Harvey Schiller and Irving Sultz to Rezone from R-Residential District to C-Retail Business District on property located at 1248 Cleveland Drive and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

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

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers

- Councilmen:
Frank E. Swiatek
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

RICHARD M. MOLESKI

Town Clerk

PUBLISH: August 4, 1983

Item No. 5b Motion by Councilman Jaworowicz, seconded by Councilman Dux

WHEREAS, Victor Reinstein has made application and requested the rezoning of property located at 3770 Union Road from M-1 - Light Manufacturing 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 August 15, 1983 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anne F. Smika....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication..... *August 4, 1983* ;
last publication..... *August 4, 1983* ;
and that no more than six days intervened be-
tween publications.

Anne F. Smika.....

Sworn to before me this *5th*

day of *August*, 19 *83*

..... *Eve J. Allis*

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *85*

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 15th day of August 1983, at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Victor Reinstein to Rezone from M-1 Light Manufacturing District to CM-General Commercial District on property located at 3770 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 application.

BY ORDER OF THE TOWN BOARD

Supervisor Kenneth J. Meyers

Councilmen:

Frank E. Swiatek

Thomas M. Johnson, Jr.

Frank J. Dux

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

RICHARD M. MOLESKI

Town Clerk

PUBLISH: August 4, 1983

Item No. 6 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, bids were duly received and publicly opened on July 18, 1983 as the result of advertisement, therefore, for the furnishing of traffic control signs, street name signs, sign posts and brackets for the year of July 1, 1983 to June 30, 1984. 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 July 21, 1983, NOW, THEREFORE, BE IT

RESOLVED that the contract for the furnishing of traffic control signs, street name signs, sign posts and brackets for the year of July 1, 1983 to June 30, 1984, as per unit prices, be awarded to the following:

EMPIRE MUNICIPAL SUPPLY CORPORATION (914) 359-8575
250 Route 303, Blauvet, New York 10913

ITEM I - Square and Diamond Signs - Finished
24" x 24" \$12.34 each
30" x 30" \$18.94 each
36" x 36" \$28.41 each
48" x 48" \$46.10 each

ITEM II - Octagon Signs - Finished
24" x 24" \$12.86 each
30" x 30" \$18.94 each

ITEM III - 24" X 30"
24" x 30" \$15.91 each
24" x 36" \$19.66 each
30" x 36" \$22.85 each
36" x 12" \$10.65 each
36" x 48" \$35.61 each

ITEM IV - Street Name Signs - Finished

	<u>Quantities</u>	
36" x 8"	1 - 49	\$12.94 each
	50 - 99	\$12.78 each
	100 & over	\$12.41 each
42" x 8"	1 - 49	\$14.21 each
	50 - 99	\$13.97 each
	100 & over	\$13.65 each
48" x 8"	1 - 49	\$14.91 each
	50 - 99	\$14.68 each
	100 & over	\$14.18 each

ITEM VI - Posts - 10' Long
2" galvanized pipe \$9.94 each
2" reconditioned pipe \$8.66 each

CHEMUNG SUPPLY CORPORATION (607) 633-5506
P.O. Box 527, Elmira, New York 14902

Item III - Rectangle Signs - Finished
12" x 18" \$ 5.61 each
18" x 30" \$13.57 each

ITEM IV - Street Name Signs - Finished

	<u>Quantities</u>	
24" x 8"	1 - 49	\$10.16 each
	50 - 99	\$ 9.87 each
	100 & over	\$ 9.69 each

Item No. 6 cont'd

30" x 8"	1 - 49	\$12.14 each
	50 - 99	\$11.79 each
	100 & over	\$11.59 each

ITEM V - Triangle Signs - Finished

30" x 30"	\$11.44 each
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ITEM VI - Posts - 10' Long

U-Post (2#/ft.)	\$ 6.99 each
U-Post (3#/ft.)	\$10.49 each

ITEM VII - Street Sign Brackets

Bracket Set 2" round post 5½" blade (extruded)	\$ 4.74 each
Bracket Set 2" round post 5½" blade (extruded)	\$ 4.74 each
Bracket Set 2" round post 5½" blade (flat)	\$ 4.74 each
Bracket set 2" round post 5½" blade (flat)	\$ 4.74 each

EASTERN METAL OF ELMIRA (607) 734-2295
1430 Sullivan Street, Elmira, New York 14901

ITEM III - Rectangle Signs - Finished

18" x 24"	\$10.50 each
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ITEM V - Triangle Signs - Finished

36" x 36"	\$15.50 each
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ITEM VI - Posts, 10' Long

U-Post, galvanized pipe	\$11.40 each
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UNISTRUT BUFFALO, INC. 854-7633
128 Sycamore Street, Buffalo, New York 14204

ITEM VI - Posts, 10' Long

1½" square	galvanized	\$17.60 each
1-¾" square	with	\$19.50 each
2" square	holes	\$21.50 each

* 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
716-686-3448

July 21, 1983

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Bid for Traffic Control Signs,
Street Name Signs, Sign Posts
and Brackets

Gentlemen:

On Monday, July 18, 1983, bids were received and opened for the purchase of traffic control signs for the Town of Cheektowaga for the period of July 1, 1983 thru June 30, 1984. Specifications noted different categories such as square, rectangle, octagon or triangle, in various sizes, as type and size determine the cost.

Five (5) bidders submitted bids in seven (7) categories for forty-three (43) items. It is recommended that bids be awarded to the following bidders submitting the lowest responsible bid for each individual item.

EMPIRE MUNICIPAL SUPPLY CORPORATION

- Item I - Square & Diamond Signs - Finished: All sizes
- Item II - Octagon Signs - Finished: All sizes
- Item III - Rectangle Signs - Finished
- 24" x 24"
 - 24" x 36"
 - 30" x 36"
 - 36" x 12"
 - 36" x 48"
- Item IV - Street Name Signs - Finished
- 36" x 8" All quantities
 - 42" x 8" All quantities
 - 48" x 8" All quantities
- Item VI - Posts, 10' Long
- 2" galvanized pipe
 - 2" reconditioned pipe

CHEMUNG SUPPLY CORPORATION

Item III - Rectangle Signs - Finished

12" x 18"
18" x 30"

Item IV - Street Name Signs - Finished

24" x 8" All quantities
30" x 8" All quantities

Item V - Triangle Signs - Finished

30" x 30"

Item VI - Posts - 10' Long

U-Post (2#/ft.)
U-Post (3#/ft.)

Item VII - Street Sign Brackets; All sets

EASTERN METAL OF ELMIRA, INC.

Item III - Rectangular Signs - Finished

18" x 24"

Item V - Triangle Signs - Finished

36" x 36"

Item VI - Posts, 10' Long

U-Post, galvanized pipe

UNISTRUT BUFFALO, INC.

Item VI - Posts, 10' Long

1-1/2" } Square galvanized
1-3/4" } posts with holes
2" }

A complete bid tabulation is on file in the Engineering Department.

Very truly yours,
TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

William R. Pugh
BY: William R. Pugh
Junior Engineer

CLB:WRP:mjh

Item No. 6 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, by resolution dated October 18, 1982, this Town Board awarded the contract for General Construction Work for Losson Road Parks Garage to Sabre Steel Construction Corporation, and

WHEREAS, Frederick D. Marzak, Architect and Consultant to the Town on the above-referenced project, has advised the Town that Sabre Steel Construction Corporation has violated various provisions of the Contract Documents by neglecting to complete the work by the contracted completion day, etc., and

WHEREAS, Article 14, Section 14-2 of the Contract Documents authorizes the Town Board to terminate its contract with Sabre Steel Construction Corporation upon sufficient cause, and

WHEREAS, this Town Board believes that sufficient cause exists to terminate its contract with Sabre Steel Construction Corporation, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is directed to take whatever action necessary to terminate the afore-referenced contract with Sabre Steel Construction Corporation and to provide for completion of the project.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8a Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Town has been notified by the Department of Housing and Urban Development that it has been awarded a grant in the amount of \$219,000 under Public Law 98-8, commonly known as the "Jobs Bill", and

WHEREAS, these funds are a supplementary allocation to the Town's regular Community Development Block Grant allocation of funds from H.U.D., and

WHEREAS, it is necessary for the Town to execute an agreement with HUD for the receipt of said additional funds, NOW, THEREFORE, BE IT

RESOLVED that Supervisor Kenneth J. Meyers be and hereby is authorized to execute the attached "Grant Agreement" with the Department of Housing and Urban Development for the receipt of said additional \$219,000.

* See next nine (9) pages

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
**FUNDING APPROVAL UNDER TITLE I OF THE HOUSING AND COMMUNITY
 DEVELOPMENT ACT OF 1974 (Public Law 93-383), AS AMENDED**

1. NAME OF GRANTEE Town of Cheektowaga	2. GRANT NO. B-83-MJ-36-0009
3. GRANTEE'S ADDRESS (Include Street, City, County, State and Zip Code) Mr. Kenneth Meyers Supervisor, Town of Cheektowaga Broadway and Union Roads Cheektowaga, NY 14227 (Erie County)	4. DATE OF SUBMISSION June 29, 1983
	5. DATE OF HUD RECEIPT OF SUBMISSION June 30, 1983
	6. <input checked="" type="checkbox"/> Original Funding Approval <input type="checkbox"/> Amendment, Amendment No. _____

All section references below are to the Housing and Community Development Act of 1974, as amended, unless otherwise indicated.

7. CATEGORY OF COMMUNITY DEVELOPMENT BLOCK GRANT FOR THIS FUNDING ACTION
 (Check only one)

a. Metropolitan Entitlement (Sec. 106) - JOBS BILL

b. Metropolitan Discretionary (Sec. 106)

c. Non-Metropolitan Entitlement (Sec. 106)

d. Non-Metropolitan Discretionary (Sec. 106)

e. Secretary's Discretionary (Sec. 107)

f. Categorical Program: Settlement Grants (Sec. 103(b))

8. AMOUNT OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS APPROVED

a. Amount of CDBG Funds Currently Reserved for this GRANTEE \$ 219,000

b. Amount of CDBG Funds Now Being Approved for this GRANTEE \$ 219,000

c. Amount of Reservation to be Cancelled (Line 8a minus 8b) \$ -0-

MUD ACCOUNTING USE ONLY

BATCH	TAC	PROGRAM	Y	A	REG	AREA	DOCUMENT NO	PROJECT NUMBER	
	153 176						7082		
CATEGORY	AMOUNT 1				EFFECTIVE DATE	F	AMOUNT 2		SCHEDULE NO.

DISTRIBUTION OF APPROVED COMMUNITY DEVELOPMENT BLOCK GRANT

a. Grant Amount Budgeted by Locality for Repayment of Urban Renewal Loans \$ -0-

b. Grant Amount Withheld for Payment of Principal and Interest on Loans Guaranteed Pursuant to Sec. 108 . \$ -0-

c. Grant Amount Deducted by HUD to Settle Outstanding Urban Renewal Loans (Sec. 112(a)(1)) \$ -0-

d. Sum of lines 8a, 8c, and 8c \$ -0-

e. Amount of Approved CDBG Available for Disbursement (Line 8c minus 8d) \$ 219,000

AMOUNT OF SURPLUS URBAN RENEWAL FUNDS APPROVED AND BALANCE AVAILABLE (Sec. 112(f))

a. Amount of Surplus U.R. Funds Reserved for this GRANTEE	\$	-0-
b. Amount of Surplus U.R. Funds Now Being Approved	\$	-0-
c. Balance of Surplus U.R. Funds Available for Future Use (Line 10a minus 10b)	\$	-0-

HUD ACCOUNTING USE ONLY

BATCH	TAC	PROGRAM	Y	A	REG	AREA	DOCUMENT NO.	PROJECT NUMBER
	153 175						7082	
CATEGORY	AMOUNT 1			EFFECTIVE DATE	F	AMOUNT 2		SCHEDULE NO.

11. MAXIMUM AMOUNT OF LOAN GUARANTEE COMMITMENT AVAILABLE AND AMOUNT NOW BEING APPROVED

Grantee's		
a. Latest Entitlement Amount - \$		\$ -0-
b. Grant Amount Required by HUD to be Applied to Urban Renewal Loans		\$ -0-
c. Amount of Outstanding Loans (Including Principal and Interest Thereon) Guaranteed Pursuant to Section 108		\$ -0-
d. Amount of Outstanding Loan Guarantee Commitments Approved Pursuant to Section 108		\$ -0-
e. Maximum Amount of Loan Guarantee Commitment Available (Line 11a minus 11b, 11c, and 11d)		\$ -0-
f. Amount of Loan Guarantee Commitment Now Being Approved		\$ -0-

12. RECIPIENT OF LOAN GUARANTEE (Check Applicable Box)

- a. Grantee Identified in Block No. 1
- b. Public Agency Designated as Grantee to Receive Loan Guarantee (Name and Address)

N/A

13. SPECIAL CONDITIONS

SEE ATTACHED

13. SPECIAL CONDITIONS

a.
The funding assistance authorized hereunder shall not be obligated or utilized for any activities requiring a release of funds by HUD under the Environmental Review Procedures for the Community Development Block Grant Program at 24 CFR Part 58, until such release is issued in writing.

b.
The Grantee shall take all actions necessary to correct any inconsistencies with the requirements of HUD regulations implementing the Housing and Community Development Amendments of 1981 within 90 days of the effective date of such regulations.

c. See Attached

Special Grant Agreement Conditions
for Additional CDBG Funds

13(c)

[For grantees designating 50 percent or less of the additional CDBG funds for public service activities]

Notwithstanding any other provision of this agreement, the grantee agrees to:

- A. Account separately for the receipt and expenditure of funds under this grant.
- B. Fulfill the following reporting requirements:
 - 1. Submit quarterly reports to HUD on forms specified for these reports until all funds under this agreement have been expended.
 - a. Reports are due no later than 30 days after the end of each Federal fiscal year quarter until all funds are expended. The first full report is due on or before October 31, 1983 for the period ending September 30, 1983.
 - b. A report indicating only the amount of funds budgeted (by the categories specified in the report form) shall be submitted by July 31, 1983.
 - 2. Submit a separate GPR (except Form HUD-4949.6, Fair Housing) in accordance with instructions issued for this purpose for funds under this grant at the same time the GPR is submitted for regular FY 1983 CDBG funds and each year thereafter until all funds under this agreement have been expended.
- C. Ensure that no more than \$ 0 of the CDBG funds provided under this agreement will be used to undertake public service activities authorized by section 105(a)(8) of Title I of the HCD Act of 1974, as amended.

Revised 12/23/82

CERTIFICATIONS

The grantee hereby assures and certifies that it will comply with the regulations, policies, guidelines and requirements with respect to the acceptance and use of Federal funds for this federally-assisted program. Also the grantee gives assurances and certifies with respect to the grant that:

- (a) It possesses legal authority to make a grant submission and to execute a community development and housing program;
- (b) Its governing body has duly adopted or passed as an official act a resolution, motion or similar action authorizing the person identified as the official representative of the grantee to submit the final statement, all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the grantee to act in connection with the submission of the final statement and to provide such additional information as may be required.
- (c) That prior to submission of its final statement to HUD, the grantee has met the citizen participation requirements, prepared its final statement of community development objectives and projected use of funds, and made the final statement available to the public, as required by section 104(a)(2) of the Housing and Community Development Act of 1974, as amended;
- (d) It is following a current housing assistance plan which has been approved by HUD and which meets the requirements of section 104(c)(1) of the Housing and Community Development Act of 1974, as amended;
- (e) It has developed its final statement of projected use of funds so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight; the final statement of projected use of funds may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious threat to the health and welfare of the community, and other financial resources are not available;
- (f) Its chief executive officer or other officer of the grantee approved by HUD:
 - (1) Consents to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969 and other authorities as specified in 24 CFR 58.5; and
 - (2) Is authorized and consents on behalf of the grantee and himself/herself to accept the jurisdiction of the Federal courts for the purpose of enforcement of his/her responsibilities as such an official;
- (g) The grant will be conducted and administered in compliance with:
 - (1) Title VI of the Civil Rights Act of 1964 (Pub.L. 88-352) and implementing regulations issued at 24 CFR Part 1;
 - (2) Title VIII of the Civil Rights Act of 1968 (Pub.L. 90-284), as amended and that the grantee will administer all programs and activities related

Certifications - Page 2

- to housing and community development in a manner to affirmatively further fair housing;
- (3) Section 109 of the Housing and Community Development Act of 1974, as amended; and the regulations issued pursuant thereto;
 - (4) Section 3 of the Housing and Urban Development Act of 1968, as amended;
 - (5) Executive Order 11246, as amended by Executive Orders 11375 and 12086, and implementing regulations issues at 41 CFR Chapter 60;
 - (6) Executive Order 11063, as amended by Executive Order 12259, and implementing regulations at 24 CFR Part 107;
 - (7) Section 504 of the Rehabilitation Act of 1973 (Pub. L. 93-112), as amended, and implementing regulations when published for effect;
 - (8) The Age Discrimination Act of 1975 (Pub. L. 94-135), as amended, and implementing regulations when published for effect;
 - (9) The relocation requirements of Title II and the acquisition requirements of Title III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, and the implementing regulations at 24 CFR Part 42;
 - (10) The labor standards requirements as set forth in 24 CFR Part 570, Subpart K and HUD regulations issued to implement such requirements;
 - (11) Executive order 11988 relating to the evaluation of flood hazards and Executive Order 11288 relating to the prevention, control, and abatement of water pollution;
 - (12) The flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234); and
 - (13) The regulations, policies, guidelines and requirements of OMB Circular Nos. A-102, Revised, A-87, A-110, and A-122 as they relate to the acceptance and use of Federal funds under this federally-assisted program;
- (h) No member, officer or employee of the Grantee, or its designees or agents, no member of the governing body of the locality in which the program is situated, and no other public official of such locality or localities who exercises any functions or responsibilities with respect to the program during his/her tenure or for one year thereafter, shall have any interest, direct or indirect, in any contract or subcontract, or the proceeds thereof, for work to be performed in connection with the program assisted under the Grant, and that it shall incorporate, or cause to be incorporated, in all such contracts or subcontracts a provision prohibiting such interest pursuant to the purposes of this certification;

Certifications - Page 3

- (i) It will comply with the provisions of the Hatch Act which limits the political activity of employees;
- (j) It will give HUD and the Comptroller General or any authorized representatives access to and the right to examine all records, books, papers, or documents related to the grant;
- (k) It will comply with the lead-based paint requirements of 24 CFR Part 35 issued pursuant to the Lead-based Paint Poisoning Prevention Act (42 U.S.C. 4801 et seq.).

SUPPLEMENTAL CERTIFICATION

(Required for all grants made under Pub. L. 98-8)

The grantee certifies that:

1. the additional funds will be obligated and disbursed as rapidly as possible so as to quickly assist the unemployed and the needy;
2. it will use, to the extent practicable, the additional funds in areas where unemployment is highest and has been high for the longest period of time and for authorized purposes which have the greatest immediate employment impact; and
3. it will, to the extent practicable, use the additional funds to maximize immediate creation of new employment opportunities to individuals who were unemployed at least 15 of the 26 weeks prior to March 24, 1983.

GRANT AGREEMENT

This Grant Agreement is made by and between the Department of Housing and Urban Development (HUD) and the Town of Cheektowaga (the Grantee) pursuant to the authority of Title I of the Housing and Community Development Act of 1974 (Public Law 93-383), as amended. The Grantee's submissions for Title I assistance and the HUD regulations at 24 CFR Part 570 (as now in effect and as may be amended from time to time), which are incorporated by reference, together with the certifications of the Grantee and the HUD funding Form 7082, which are hereto attached, constitute part of the Agreement.

In reliance upon and in consideration of the mutual representations and obligations hereunder, HUD and the Grantee agree as follows:

Subject to the provisions of this Grant Agreement, HUD will make the funding assistance for Fiscal Year 19 83 specified in the attached HUD funding Form 7082 available to the Grantee upon execution of the Agreement by the parties. The obligation and utilization of the funding assistance provided is subject to the requirements of the regulations and any special conditions set forth in the HUD funding Form 7082. The Grantee further agrees to accept responsibility for adherence to the Agreement by subrecipient entities or designated public agencies to which it makes such funding assistance available.

THE DEPARTMENT OF HOUSING & URBAN DEVELOPMENT

BY: 

TITLE: Area Manager

DATE: JUL 12 1983

THE GRANTEE Town of Cheektowaga

BY: 

TITLE: Supervisor

DATE: August 1, 1983

Item No. 8a cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8b Motion by Councilman W.P. Rogowski, seconded by Councilman Dux

WHEREAS, the Cheektowaga Youth Bureau has previously entered into an agreement with Catholic Charities Manpower Service, Inc. to provide for the counseling of high school drop outs and potential drop outs, and

WHEREAS, current Federally funded youth job programs have economic guidelines that exclude most of the youth in this community, and

WHEREAS, jobs in the private sector are currently difficult to secure, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is authorized to amend the 1983 contract to provide for the establishment of a youth job developer at a cost not to exceed \$4,856.00, and BE IT FURTHER

RESOLVED that this program be initiated to:

- 1). Provide linkage with employment and training services, and
- 2). Develop jobs for youth in the private sector.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 9a Motion by Councilman W.P. Rogowski, seconded by Councilman Dux

BE IT RESOLVED that the following individuals have completed their employment as Seasonal Trainees in the Sanitation Department and are hereby terminated effective as follows:

Churchill, Tim	Cheek.,
Keefe, Fran	Cheek.,
Majchrzycki, Audrey	Sloan,

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 9b Motion by Councilman Swiatek, seconded by Supervisor Meyers

BE IT RESOLVED that the below listed individuals be terminated from the Youth Bureau payroll effective immediately:

--Administrative Intern Program
7310.1804

--Brenda Wagner

--Youth Counselor
7312.1331

--Ellen Pacer

Item No. 9b cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, funds are presently available under the Cheektowaga-Tonawanda Suburban Towns Consortium, Summer Youth Program, and

WHEREAS, the Summer Youth Program started on July 5th, 1983 with participants working a maximum of 32 hours per week at \$3.35 per hour, NOW, THEREFORE, BE IT

RESOLVED that the following persons will be hired based on fund availability from the Department of Labor and that the alternate portion may be utilized to meet the demographic requirements as stated in our plan submitted to the Department of Labor:

Brenna, Kevin
Romanelli, Luann
Sarago, Joseph

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Supervisor Meyers, seconded by Councilman W.P. Rogowski

WHEREAS, Lisa Dombrowski was originally hired as an Adaptive Recreation Counselor in the Cheektowaga Youth Bureau Adaptive Recreation program (7310.1803) at a salary rate of \$3.00 per hour, and

WHEREAS, the above should have been hired at the proscribed rate of \$3.50 per hour, NOW, THEREFORE, BE IT

RESOLVED that her salary be adjusted to reflect the correct hourly rate of \$3.50 per hour retroactive to her original date of hiring (February 7, 1983).

--Lisa Dombrowski

Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, a resolution was passed on May 16, 1983, granting Sharon A. Styborski a three (3) month maternity leave of absence commencing on June 1, 1983, and

WHEREAS, Sharon A. Styborski has requested to terminate said maternity leave of absence after two (2) months, effective July 31, 1983, and

WHEREAS, Sharon A. Styborski has requested a three (3) month leave of absence, without pay, commencing on August 1, 1983, and ending October 28, 1983, and

WHEREAS, Sharon Styborski will not accrue sick days, vacation or personal leave during this three (3) month leave of absence without pay, NOW, THEREFORE, BE IT

Item No. 12 cont'd

RESOLVED that Sharon A. Styborski be and hereby is granted the above requested three (3) month leave of absence, without pay, commencing on August 1, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13a Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located South of the Dick Urban Plaza and East of Marlene Drive, Cheektowaga, New York (vacant property) SBL #103.05-4-5, and according to the Assessor's Office is owned by the Peter J. Schmitt Co., Inc., c/o Diane Honeck, West Seneca, New York 14224, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing the 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, the high weeds be cut and the accumulated debris removed and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski, and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13b Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located next to 580 French Road, (vacant lot) Cheektowaga, New York, SBL #125.10-1-37, and according to the Assessor's Office is owned by Sam Levy, c/o Dr. Lewis Louis Edelman, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board about the cleaning up of vacant property located at the Southwest corner of French Road and Slate Drive, Cheektowaga, New York, SBL #125.12-10-6, and according to the Assessor's Office is owned by Peter Santin, Cheektowaga, New York 14227, and

Item No. 13c cont'd

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing the 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, the high weeds be cut and the accumulated debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13d Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on vacant property located South of Goering Avenue, West of Nagel Drive, Cheektowaga, New York, SBL #102.02-3-10./#, and according to the Assessor's Office is owned by 2386 Walden Avenue, & Benderson Development Co., 570 Delaware Avenue, Buffalo, New York 14202, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13e Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on property located at 91 Newport Road, Cheektowaga, New York, SBL #92.05-4-1, and according to the Assessor's Office is owned by Dennis B. McKillen, North Boston, New York 14110, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing the 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, the high weeds be cut and the accumulated debris removed and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13f Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located South of 265 Pine Ridge Road (vacant lot), Cheektowaga, New York, S.B.L. #101.44-4-16 and according to the Assessor's Office is owned by Florence Chojnacki, Buffalo, New York 14211, and

Item No. 13f cont'd

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing this high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13g Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located at 3 & 4 Sprucewood Drive, (vacant property) Cheektowaga, New York, SBL #125.11-4-1 & #125.11-3-1, and according to the Assessor's Office is owned by Coor Development, Inc., 2730 Transit Road, West Seneca, New York, 14224, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner herebefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13h Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located East of 50 Stevens Drive, (vacant lot) Cheektowaga, New York, SBL #125.11-15-13, and according to the Assessor's Office is owned by Majorie Berkson etal, % Simon B. Jacobs, Paul Real Estate & Insurance Company, Boulevard Mall, Alberta Drive, Amherst, New York 14226, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13i Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located to the rear of the building located at 1062 Walden Avenue, Cheektowaga, New York S.B.L. #101.60-3-25 and according to the Assessor's Office is owned by T.R.P. Development Corporation, 1062 Walden Avenue, Cheektowaga, New York, 14211, and

Item No. 13i cont'd

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13j Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located West of 1257 Walden Avenue (vacant lot), Cheektowaga, New York S.B.L. #102.53-6-12.1 and according to the Assessor's Office is owned by Cheektowaga Industrial Park - c/o Paul Real Estate, Boulevard Mall, Amherst, New York 14226, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13k Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on vacant property located at the Southeast corner of William Street and Glidden Street, Cheektowaga, New York, SBL #113.62-2-1, and according to the Assessor's Office is owned by Mr. John Tewey, Depew, New York, 14043, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13L Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds on property located East of 315 Zoerb Avenue, (vacant lot) Cheektowaga, New York, SBL #103.13-2-3, and according to the Assessor's Office is owned by Benderson Development Corporation, 570 Delaware Avenue, Buffalo, New York, 14202, and

Item No. 13L cont'd

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds 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, the high weeds be cut and removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 14 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 August 1st, 1983 are hereby approved and the SUPERVISOR is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$113,541.89
SPECIAL DIST. FUND	125,232.09
HIGHWAY FUND	17,070.38
FEDERAL REVENUE SHARING FUND	1,704.00
CAPITAL FUND	36,450.90
TRUST AND AGENCY FUND	11,273.30
COMMUNITY DEVELOPMENT FUND	4,491.32
PART TOWN FUND	<u>1,182.44</u>
	<u>\$310,946.32</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 15 Building Permits
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 16 N.Y.S. Dept. of Trans. - Two (2) Notices of Order - 1) Yield sign on Walden and Union 2) Establish right turn lane restrictions on Union and Walden.
Referred to Cheektowaga Traffic Safety Commission; Lt. H. Jagiello, Police Department.
Received and Filed.

Item No. 17 NOTICE OF CLAIM - Richard Hawes vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits, Town Attorney; Joseph J. Naples, Insurance Carrier; Thomas Johnson, Councilman; Ron Zoeller, Working Foreman in the Sanitation Department.
Received and Filed.

Item No. 18 Waldemar Tiedemann, Inc. - letter requesting information regarding construction of new Amvets Post on Old Union Road
 Copies were sent to: Cheektowaga Town Board; Chester Bryan, Town Engineer.
 Received and Filed.

V. SUSPENSION OF RULES

Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz to suspend the rules to include the following three (3) items.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
 NAYES: 0
 ABSENT: 0

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

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 August 15, 1983 at 7:00 P.M. at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 4th day of August, 1983; said amendment being set forth in the Notice of Hearing.

* * * * *

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 15th day of August, 1983 at 7:00 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 VIII

Stop and Yield Intersections

Section 80. Stop intersections shall be amended by deleting therefrom the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
LOIS DRIVE	North-South	DEE TERRACE	Eastbound	S.W. Corner

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

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
DEE TERRACE	East-West	LOIS DRIVE	Northbound	S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be amended by deleting therefrom the following:

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

Item No. 19 cont'd

CLOVER PLACE South Side: from west curblin of Union Road to entrance of U-Crest Fire Station No. 4

CLOVER PLACE North side: from west curblin of Union Road to entrance of U-Crest Fire Station No. 4

CLOVER PLACE North side: from east line of Pinehurst Avenue to west boundary of U-Crest Fire House

EVERGREEN PLACE South side: from east line of Woodbine Place to west boundary of U-Crest Fire House

F. Miscellaneous Parking Signs

(8) No Parking; fire lane

CLOVER PLACE North side: at U-Crest Hose Between No. 242 and No. 250

EVERGREEN PLACE South side: at U-Crest Hose, No. 237 Evergreen Place

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

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

LUDWIG AVENUE East side: from the north curblin of William Street to its terminus

EVERGREEN PLACE South side: from the east curblin of Woodbine Place to the south curblin of Clover Place

CLOVER PLACE South side: from the west curblin of Union Road to east curblin of Evergreen Place

CLOVER PLACE North side: from east curblin of Pinehurst Avenue to the west property line of No. 234

B. No parking anytime

CLOVER PLACE East side: from the north curblin of Clover Place to the west property line of No. 250.

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, W.P. Rogowski, J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mika....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication.....*August 4, 1983*.....;
last publication.....*August 4, 1983*.....;
and that no more than six days intervened be-
tween publications.

Ann E. Mika.....

Sworn to before me this*5th*.....

day of*August*....., 19*83*.

Eve J. Allis.....

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
COMMISSION EXPIRES MARCH 30, 19 *85*

LEGAL NOTICE

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 15th day of August, 1983, at 7:00 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 VIII

Stop and Yield Intersections

Section 80. Stop intersections shall be amended by deleting therefrom the following:

Street: LOIS DRIVE; Direction: North-south; Entrance Street: DEE TERRACE; Traffic Stops: Eastbound; Sign Location: S.W. Corner

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

Street: DEE TERRACE; Direction: East-west; Entrance Street: LOIS DRIVE; Traffic Stops: Northbound; Sign Location: S.E. Corner

ARTICLE X

Parking, Standing and Stopping
Section 102. Parking prohibited in designated locations shall be amended by deleting therefrom the following:

A. No parking this side or one-side parking

CLOVER PLACE, South Side: from west curbline of Union Road to entrance of U-Crest Fire Station No. 4

CLOVER PLACE, North side: from west curbline of Union Road to entrance of U-Crest Fire Station No. 4

CLOVER PLACE, North side: from east line of Pinehurst Avenue to west boundary of U-Crest Fire House

EVERGREEN PLACE, South side: from east line of Woodbine Place to west boundary of U-Crest Fire House

F. Miscellaneous Parking Signs
(8) No parking; fire lane

August 4, 1983 C

CLOVER PLACE, North side: at U-Crest Hose between No. 242 and No. 250

EVERGREEN PLACE, South side: at U-Crest Hose, No. 237 Evergreen Place

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

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

LUDWIG AVENUE, East side: from the north curbline of William Street to its terminus

EVERGREEN PLACE, South side: from the east curbline of Woodbine Place to the south curbline of Clover Place

CLOVER PLACE, South side: from the west curbline of Union Road to east curbline of Evergreen Place

CLOVER PLACE: North side: from east curbline of Pinehurst Avenue to the west property line of No. 234

B. No parking anytime

CLOVER PLACE, East side: from the north curbline of Clover Place to the west property line of No. 250

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

RICHARD M. MOLESKI

Town Clerk

PUBLISH: August 4, 1983

Item No. 20 Motion by Supervisor Meyers, seconded by Councilman W.P. Rogowski

WHEREAS, N.A.I. Construction Co., Inc. has submitted Requisition No. 5 in the amount of \$7,370.00 representing the retention for General Construction Work covered by the Contract Documents pertaining to Town Park Improvements Phase II, Contract No. II, and

WHEREAS, Frederick D. Marzak Architects, P.C., has reviewed and approved said Contractor's application for final payment, date of acceptance for work completed and Contractor's Affidavit of Release of Liens, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby authorizes final payment of \$7,370.00 to N.A.I. Construction Co., Inc., P.O. Box 32, Station B, Buffalo, New York, 14207.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski, and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman W.P. Rogowski, seconded by Supervisor Meyers

WHEREAS, the Cheektowaga Sanitation Department collects and disposes of tons of used newspapers every year, and

WHEREAS, Ronald C. Zoeller, Foreman, Sanitation Department, has recommended that this Town Board make arrangements to sell these old newspapers, thereby creating a profit for the Town, and

WHEREAS, Erie Paper Fibres, Inc. has offered to buy the used newspapers which the Town's Sanitation Department collects, and has submitted an agreement in connection therewith, and

WHEREAS, the Town Attorney's Office has reviewed this agreement as to form, and

WHEREAS, Ronald C. Zoeller recommends that the Town enter into said agreement, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached agreement with Erie Paper Fibre, Inc. on behalf of the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 15th day of August, 1983 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, Jr.
Councilman Frank J. Dux
Councilman William P. Rogowski
Councilman William P. Rogowski
Councilman Patricia A. Jaworowicz

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits Town Attorney; Julia Reinstein, Town Historian; Sal LaGreca, Employment & Training Services Director II; Ron Marten, Building and Plumbing Inspector; Dr. Louis Vendetti, Town Health Officer; Ron Zoeller, Working Foreman in the Sanitation Department; Al Thrun, Cheektowaga Traffic Safety Commission; Theodore DeFedericis, Chief of Police; Pat Wojcik, Recreation Supervisor-Senior Citizens; Chester Bryan, Town Engineer.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Zoning Ordinance of the said Town of Cheektowaga, hereinafter more particularly described. The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed. Said proposed amendment being as follows:

* * * * *

1. RESOLVED that Article II - RESIDENCE DISTRICT REGULATIONS, Section 2-01 A.6., which relates to principal permitted uses in a R-Residential District, by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 2-01 A.6.(c), which shall read as follows:

"A.6.(c). Athletic field owned and operated by a not-for-profit corporation, association or organization and used exclusively for Little League athletic activities provided that any building located thereon:

- (1) may be used for an accessory concession stand/snack bar, where food and/or non-alcoholic beverages are prepared and served to players, spectators and their guests for consumption on the premises; and
- (2) shall be located at least 75 feet from any lot line.

Furthermore, no other commercial activity shall be conducted on the premises and all sales of food and/or beverages shall be made immediately before, during or after the sports-related activity or event and at no other time."

2. RESOLVED that Article III - BUSINESS DISTRICT REGULATIONS, Section 3-11 A.9., which relates to principal permitted uses in a CM-General Commercial District by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 3-11 A.9. (n), which shall read as follows:

No. 17

"A.9.(n). Used car rental agency or new car rental agency.

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

Item No. 3 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said proposed amendment being as follows:

ARTICLE VIII

Stop and Yield Intersections

Section 80. Stop intersections shall be amended by deleting therefrom the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
LOIS DRIVE	North-South	DEE TERRACE	Eastbound	S.W. Corner

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

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
DEE TERRACE	East-West	LOIS DRIVE	Northbound	S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be deleted therefrom the following:

A. No parking this side or one-side parking

CLOVER PLACE	South side:	from west curblin of Union Road to entrance of U-Crest Fire Station No. 4
CLOVER PLACE	North side:	from west curblin of Union Road to entrance of U-Crest Fire Station No. 4
CLOVER PLACE	North side:	from east line of Pinehurst Avenue to west boundary of U-Crest Fire House
EVERGREEN PLACE	South side:	from east line of Woodbine Place to west boundary of U-Crest Fire House

F. Miscellaneous Parking Signs

(8) No parking; fire lane

CLOVER PLACE	North side:	at U-Crest Hose between No. 242 and No. 250
EVERGREEN PLACE	South side:	at U-Crest Hose, No. 237 Evergreen Place

Item No. 3 cont'd

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

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

- LUDWIG AVENUE East side: from the north curblin of William Street to its terminus
- EVERGREEN PLACE South side: from the east curblin of Woodbine Place to the south curblin of Clover Place
- CLOVER PLACE South side: from the west curblin of Union Road to east curblin of Evergreen Place
- CLOVER PLACE North side: from east curblin of Pinehurst Avenue to the west property line of No. 234

B. No parking any time

- CLOVER PLACE East side: from the north curblin of Clover Place to the west property line of No. 250

* * * * *

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

II. RESOLUTIONS

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

WHEREAS, the next regularly scheduled Town Board meeting is set for Monday, September 5, 1983, and

WHEREAS, Monday, September 5, 1983 is a legal holiday, namely, Labor Day, NOW, THEREFORE, BE IT

RESOLVED that the next regularly scheduled Town Board meeting shall be held on Tuesday, September 6, 1983 at 7:00 P.M.

Upon Roll Call....

- AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
- NAYES: 0
- ABSENT: 0

Item No. 5a Motion by Councilman Dux, seconded by Councilman Johnson

WHEREAS, Santo S. Scrufari has made application and requested the rezoning of property located at 991 Aero Drive from M1 - Light Manufacturing to M2-General Manufacturing, and has also requested a Special Use Permit on the above mentioned property to allow warehouse, office space, auto and truck repair facilities, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said requests under the provisions of the Zoning Ordinance on September 6, 1983 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Cheektwoaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

- AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
- NAYES: 0
- ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anne T. Mida, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks;
first publication.....*August 18, 1983*..... ;
last publication.....*August 18, 1983*..... ;
and that no more than six days intervened be-
tween publications.

Anne T. Mida

Sworn to before me this*19th*.....

day of*August*....., 19*83*

Eve J. Allis

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

NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19*85*

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 6th day of September 1983, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Santo S. Scufari to Rezone from M1-Light Manufacturing District to M2-General Manufacturing District on property located at 991 Aero Drive and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

Parcel "A": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Beginning at a point in the southerly line of Aero Drive distant 74.47 feet westerly from the westerly line of lands of the Niagara Mohawk Power Corporation as measured along said southerly line of Aero Drive; thence running southerly and parallel to the lands of the Niagara Mohawk Power Corporation 300 feet to a point; thence southwesterly and parallel to the southerly line of Aero Drive 100 feet to a point; thence northerly and parallel to said line of the Niagara Mohawk Power Corporation 300 feet to the southerly line of Aero Drive; thence northeasterly along said southerly line of Aero Drive to the point of beginning.

Parcel "B": All that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 80, Township 11, Range 7 of the Holland Land Company's survey, bounded and described as follows:

Commencing at a point in the southerly line of Aero Drive distant 340 feet easterly from the westerly line of Lot No. 80 and measured along said line of Aero Drive said point of beginning being also the northwest corner of lands conveyed to Eugene Borowicz and Frances Borowicz by deed recorded in Erie County Clerk's Office in Liber 7375 of Deeds page 49; thence southerly parallel with the west line of Lot No. 80 and along the east line of lands so deeded to Borowicz 300 feet to the southeast corner thereof; thence westerly parallel to the south line of Aero Drive and along the southerly line of Borowicz 100 feet; thence southerly parallel with the west line of Lot No. 80 117.52 feet thence easterly at right angles to last mentioned line 169.22 feet to the west line of lands of Niagara Mohawk Power Corporation and thence northerly along the lands of said Niagara Mohawk Power Corporation 460 feet to the southerly line of Aero Drive and thence westerly along the southerly line of Aero Drive 74.47 feet to the 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
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
RICHARD M. MOLESKI
Town Clerk

PUBLISH: August 18, 1983

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

Ann T. Mika, 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..... August 18, 1983 ;
last publication..... August 18, 1983 ;
and that no more than six days intervened be-
tween publications.

Ann T. Mika

Sworn to before me this 19th

day of August, 1983.

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 1985

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 6th day of September 1983 at 6:30 o'clock P.M. Eastern Daylight Savings Time of said day for the purpose of considering the application of Santo S. Scrufari for a Special Permit to allow warehouse, office space, auto and truck repair facilities on property located at 991 Aero Drive 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
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

RICHARD M. MOLESKI

Town Clerk

PUBLISH: August 18, 1983

Item No. 5b

Motion by Councilman Dux, seconded by Councilman Johnson

WHEREAS, Harvey Schiller & Irving Sultz have made application and requested the rezoning of property located at 1246 Cleveland Drive from R-Residential to C-Retail Business 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 September 6, 1983 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, W.P. Rogowski
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna T. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹ weeks;
first publication.....*August 18, 1983* ;
last publication.....*August 18, 1983* ;
and that no more than six days intervened be-
tween publications.

Anna T. Mika

Sworn to before me this*19th*.....

day of*August*....., 19*83*

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19*85*

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 6th day of September 1983, at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Harvey Schiller and Irving Sultz to Rezone from R-Residential District to C-Retail Business District on property located at 1246 Cleveland Drive and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL 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. 14, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 1628, is known and distinguished as Subdivision Lot No. 5, being situate at the intersection of the northerly line of Cleveland Drive with the easterly line of Union Road, as shown on said map.

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
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

RICHARD M. MOLESKI
Town Clerk

PUBLISH: August 18, 1983

Item No. 5c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Bella Vista Development Corporation has made application and requested the rezoning of property located at 636 French Road from R-Residential to RC-Restricted Business, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provision of the Zoning Ordinance on September 6, 1983 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna T. Mika....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication..... *August 18, 1983* ;
last publication..... *August 18, 1983* ;
and that no more than six days intervened be-
tween publications.

Anna T. Mika.....

Sworn to before me this *19th*

day of *August*, 19*83*

..... *Eve J. Allis*

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19*85*

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 6th day of September 1983, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Bella Vista Development Corporation to Rezone from R-Residential District to RC-Restricted Business District on property located at 636 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.

Certificate of Complete Record Search, County of Erie, against all that plot of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Farm Lot Number ninety-four (94), Township ten (10), Range seven (7) of the Buffalo Creek Reservation and more particularly described as follows:

BEGINNING at a point one hundred seventy and three hundredths (170.03) feet and thirty-three (33) feet northerly from the southeast corner of Lot Number ninety-four (94), said point being on the north line of French Road (sixty-six (66) foot right-of-way); thence in a northerly direction on a bearing north 7 degrees 3' east, a distance of one hundred thirty-seven (137) feet to a point; thence easterly on a bearing south 83 degrees 25' east, a distance of one hundred nineteen and nine hundredths (119.09) feet to a point, which intersects a curve fifty-five and sixty-three hundredths (55.63) feet arc distance south of the point of curve having a radius of two hundred fifteen and nine hundredths (215.09) feet; thence southerly along said curve an arc distance of fifty-seven and eighty-nine hundredths (57.89) feet to a point of tangent on a reverse curve; thence continuing southerly along said curve, containing a radius of one hundred fifty-five and nine hundredths (155.09) feet an arc distance of eighty-one and eighty-three hundredths (81.83) feet to the point of tangent, still continuing southerly on a bearing south 6 degrees 29' west, a distance of three and thirty-five hundredths (3.35) feet to a point on the north line of French Road; thence westerly north 83 degrees 25' west, a

distance of one hundred fifty-seven and ninety-four hundredths (157.94) feet along said north line of French Road 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
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

RICHARD M. MOLESKI
Town Clerk

PUBLISH: August 18, 1983

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

Anna T. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication..... August 18, 1923 ;
last publication..... August 18, 1923 ;
and that no more than six days intervened be-
tween publications.

Anna T. Mika

Sworn to before me this 19th

day of August, 19. 23.

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 25

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 6th day of September 1983, at 6:30 o'clock P.M. Eastern Daylight Savings Time of said day for the purpose of considering the application of Samuel W. Tadio to Rezone from M1-Light Manufacturing District to CM-General Commercial District on property Known as 4825 Genesee 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 part of Lot No. 76, Township 11, Range 7 of the Holland Land Company's Survey more particularly bounded and described as follows:

COMMENCING at the intersection of the south line of Old Genesee Street with the east line of lands conveyed to William M. Tadio by Deed recorded in the Erie County Clerk's Office in Liber 3898 of Deeds at page 38; thence running easterly along the southerly line of Old Genesee Street 186.73 feet to an angle point therein and thence continuing easterly along the said southerly line of Old Genesee Street 1.61 feet to a point distant 150.28 feet west of the northeast corner of lands conveyed to William M. Tadio and Marie C. Tadio, his wife, by Deed recorded in Erie County Clerk's Office in Liber 5281 of Deeds at page 340; thence southerly parallel to the east line of lands so conveyed to William M. Tadio and Marie C. Tadio, his wife, by last mentioned Deed, 300 feet to a point; thence easterly at right angles to last described line 150 feet to a point in the easterly line of lands of William M. Tadio and Marie C. Tadio, his wife, distant 309.09 feet southerly from the south line of Old Genesee Street; thence southerly and along the easterly line of lands so conveyed to William M. Tadio and Marie C. Tadio, his wife, 2,235.99 feet more or less to a point in the northeast corner of lands conveyed by County of Erie to Henry S. Kozilo by Deed recorded in the Erie County Clerk's Office in Liber 5570 of Deeds at page 495; thence westerly parallel to the south line of Lot No. 76, Township 11, Range 7, 520.03 feet to a point; thence northerly and parallel to the east line of lands conveyed to William M. Tadio by the County of Erie by Deed recorded in Liber 5281 of Deeds at page 340, 2,134.19 feet to a point; thence easterly in a straight line 187.22 feet more or less to a point in the easterly line of lands conveyed to William M. Tadio by Deed recorded in Erie County Clerk's Office in Liber 3898 of Deeds, page 38, distant 365 feet southerly from the place of beginning; thence northerly and along the said easterly line of lands of William M. Tadio 365 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
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

RICHARD M. MOLESKI
Town Clerk

PUBLISH: August 18, 1983

Item No. 5d Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, Samuel W. Tadio has made application and requested the rezoning of property known as 4825 Genesee Street from M1 - Light Manufacturing 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 September 6, 1983 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 6 Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga operates a Housing Rehabilitation Loan Program, funded with federal Community Development Block Grant funds, to assist low and moderate income Town homeowners in repairing and rehabilitating their properties with low-cost financing, and

WHEREAS, the Department of Housing & Urban Development has established policies, guidelines and regulations with respect to the acceptance and use of federal funds which the Town certifies to comply with in its annual Community Development Block Grant Application, and

WHEREAS, Section (h) of said annual Certifications governs the issue of Program beneficiaries with respect to officers, employees and agents of the Town as a recipient of Community Development Block Grant funds, and

WHEREAS, the Town is required to comply with said federal regulations through the promulgation of policy guidelines for participation in the Town's Housing Rehabilitation Loan Program by officers, employees or agents of the Town, and

WHEREAS, Conflict of Interest Policy Guidelines have been prepared for said Housing Rehabilitation Loan Program and have been reviewed by the Department of Housing & Urban Development and determined by that agency to be not inconsistent with applicable H.U.D. regulations, NOW, THEREFORE, BE IT

RESOLVED that the Resolution passed by the Town Board on November 2, 1970, which adopted a Code of Ethics for the Town of Cheektowaga to establish standards of conduct for officers and employees of the Town, be and hereby is amended to include the Conflict of Interest Policy Guidelines, attached hereto, such addition to be numbered Section 5 and entitled Community Development Block Grant Housing Rehabilitation Loan Program, and BE IT FURTHER

RESOLVED that the Sections of said Code of Ethics currently numbered 5, 6 and 7 be and hereby are renumbered Sections 6, 7 and 8.

* See next two (2) pages for copy of amendment.

Section (5) Community Development Block Grant Housing Rehabilitation Loan Program.

The purpose of this section is to establish policy guidelines for participation in the Town's Housing Rehabilitation Loan Program by Town employees. It is essential that the Community Development Block Grant Housing Rehabilitation Loan Program remain completely devoid of any taint or suggestion of corruption, abuse or wrong-doing in the authorization or issuance of loans for housing rehabilitation. Thus, in the interest of preserving the integrity of the Town's C.D.B.G. Housing Rehabilitation Loan Program, and of avoiding the occurrence or appearance of conflict-of-interest, the following policy guidelines shall be applied without exception to any employee of the Town seeking assistance under said loan program. Further, these policy guidelines are based on the Certifications submitted annually to the Department of Housing and Urban Development by the Town for receipt of Community Development Block Grant funds. Section (h) of these Certifications reads:

No member, officer or employee of the Grantee, or its designees or agents, no member of the governing body of the locality in which the program is situated, and no other public official of such locality or localities who exercises any functions or responsibilities with respect to the program during his/her tenure or for one year thereafter, shall have any interest, direct or indirect, in any contract or subcontract, or the process thereof, for work to be performed in connection with the program assisted under the Grant, and that it shall incorporate, or cause to be incorporated, in all such contracts or subcontracts a provision prohibiting such interest pursuant to the purposes of this certification.

- a.) An individual shall not be eligible for participation in the Housing Rehabilitation Loan Program if he/she is responsible for review or approval of applications filed for loans or has an influence on the formation and execution of Housing Rehabilitation Loan Program Policy.

Specifically Excluded:

Town Board Members
Director of Community Development

- b.) An individual shall not be eligible for participation in the Housing Rehabilitation Loan Program if he/she is responsible for inspection, approval or verification of work performed under said loan program or for vouchers submitted for payment through said loan program.

Specifically Excluded:

Housing Inspectors
Supervising Accountant

- c.) The spouse and direct blood relatives of personnel responsible for or having an influence on the formation and execution of policy in relation to the Housing Rehabilitation Loan Program, residing within the household of said person, shall not be eligible for participation in said loan program.
- d.) In instances where the eligibility of an individual is not clearly defined or where eligibility appears questionable, the Town Community Development Director shall forward a letter to the individual or department at the Department of Housing and Urban Development responsible for determining if a conflict-of-interest exists for their review of said case. The information provided to H.U.D. will be descriptive in nature and include facts essential and necessary to render an opinion.

Item No. 6 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Supervisor Meyers, seconded by Unanimously

WHEREAS, the Erie County Volunteer Firemen's Association is submitting a bid for the Erie County Volunteer Firemen's Association to be held in 1984, and

WHEREAS, it is in the best interests for the Town of Cheektowaga to have this convention held in Cheektowaga; NOW, THEREFORE, BE IT

RESOLVED that the Town Board will aid the Erie County Volunteer Firemen's Association to provide it facilities and any other aid that may be requested.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, this Town currently has an agreement with R and R Vending, Ltd. for the installation and operation of vending machines in the Cheektowaga Recreation Center, 2600 Harlem Road in the Town, and

WHEREAS, L.T. Vending, Inc. has submitted a proposal to install and operate the necessary vending machines in the Recreation Center, and

WHEREAS, the Town Facilities Department Director has recommended that the Town terminate its agreement with R and R Vending, Ltd., and enter into an agreement with L.T. Vending, Inc., NOW, THEREFORE, BE IT

RESOLVED that the Town hereby terminates its agreement with R and R Vending, Ltd., said termination being effective September 18, 1983, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is directed to execute the attached License Agreement with L.T. Vending, Inc.

* See next eight (8) pages for Agreement.

Item No. 8 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, the Cheektowaga Little Loop Athletic Association has requested the use of Cheektowaga Town Park to conduct "Home Football Games" on September 10, 1983, October 1, 1983 and October 8, 1983, and

WHEREAS, Cheektowaga Little Loop Athletic Association has submitted the required Certificate of Insurance including the naming of the Town of Cheektowaga as being additionally insured, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby authorize the Cheektowaga Little Loop Athletic Association use of Cheektowaga Town Park, areas known as Diamond No. Two, Picnic Shelter No. Two and restrooms on September 10, 1983, October 1, 1983 and October 8, 1983, for the purpose of conducting little league football.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 10A Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, there is need to approve Change Order No. 1 to the Walden Avenue 1982 Sidewalk Contract, as documented in the letter from the Town Engineer dated August 11, 1983, NOW, THEREFORE, BE IT

RESOLVED that Change Order No. 1, as an increase in the contract of Mar-Wal Construction Co., Inc., in the amount of \$8,072.04, be and hereby is approved, and BE IT FURTHER

RESOLVED that the Supervisor is authorized and directed to sign said Change Order No. 1 on behalf of this Town Board.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 10B Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, the Engineering Department delegated sidewalk construction work to Mar-Wal Construction Co., Inc. in 1982 but which work was not completed until 1983 as described in the Town Engineer's letter to this Town Board dated August 10, 1983, NOW, THEREFORE, BE IT

RESOLVED that the voucher of Mar-Wal Construction Co., Inc. be paid in the amount of \$1,569.10 and chargeable as noted in said Town Engineer's letter.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the construction of Northcrest Avenue Storm Sewer Improvements, Part A, which bids were duly received and publicly opened on August 1, 1983, and

WHEREAS, said bids were referred to the consulting firm of McFarland-Johnson Engineers, Inc. and the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter from the Town Engineer dated August 11, 1983, and

WHEREAS, said report recommends that the bid be awarded to Samcost Construction LTD for their submission of the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED that the contract for the construction of the Northcrest Avenue Storm Sewer Improvements, Part A, be and hereby is awarded to Samcost Construction LTD, 2448 Union Road, Cheektowaga, New York 14227, for the bid price of \$27,332.00, 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 Samcost Construction Ltd, for the construction of the Northcrest Avenue Storm Sewer Improvements, Part A, and BE IT FURTHER

RESOLVED that funding for this construction project be thru the Community Development Block Grant Budget.

* 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
716-686-3447

August 11, 1983

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Northcrest Avenue
Storm Sewer Improvements
Part A

Gentlemen:

On August 1, 1983 bids were received and publicly opened for the Northcrest Avenue Storm Sewer Improvements, Part A Project. Ten (10) bids were submitted for this project. Bid amounts ranged from \$27,332.00 to \$65,057.00.

The engineers' estimate for this project as prepared by the consulting firm of McFarland-Johnson Engineers, Inc. is \$31,476.80. Following is a listing of the ten (10) bidders and the respective bids submitted:

1) Samcost Construction LTD	\$ 27,332.00
2) Knab Bros, Inc.	\$ 27,793.00
3) Janik Paving & Construction Inc.	\$ 28,599.00
4) West Wind Construction Inc.	\$ 30,259.00
5) Burkholder Bros. Inc.	\$ 32,157.37
6) Buffalo Crane Co., Inc.	\$ 32,265.00
7) M.C. Morgan Contractors, Inc.	\$ 32,507.25
8) K & L Plumbing	\$ 33,445.65
9) Bee Line Contracting Inc.	\$ 45,790.00
10) Lebis Contracting Inc.	\$ 65,057.00

The bids were reviewed and checked by McFarland-Johnson Engineers, Inc. An irregularity in the bid of Knab Bros. was discussed with Town Attorney, James Kirisits, who was of the opinion that said irregularity should not have an effect on the total amount bid by Knab Bros, Inc.

Therefore, it is the recommendation of this department and that of the consultant that the bid be awarded to Samcost Construction LTD, 2448 Union Road, Cheektowaga, New York 14227, for their submission of the lowest bid price of \$27,332.00 meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

BY William R. Pugh
William R. Pugh
Junior Engineer

CLB:WRP:mjh

Item No. 11 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, proposals were received on July 15, 1983 for the provision of professional planning and technical services in conjunction with the Town's Community Development Block Grant Program, and

WHEREAS, the request for proposals for said services was advertised in compliance with the applicable federal regulations governing the procurement of services utilizing Community Development funds, and

WHEREAS, the proposals were reviewed by the Director of Community Development with his report attached and contained in a letter to the Town Board dated July 27, 1983, and

WHEREAS, the firm of Stuart Alexander and Associates submitted a proposal for the requested services in the amount of \$44,500, NOW, THEREFORE, BE IT

RESOLVED that the firm of Stuart Alexander and Associates, located at 1152 Main Street, Buffalo, New York 14209, be and hereby is retained by the Town to perform said professional planning and technical services for the Town Community Development Block Grant Program for a fee not to exceed the sum of \$44,500, said fee to be paid with Community Development funds.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
and Jaworowicz
NAYES: Councilman J.V. Rogowski
ABSENT: 0

Item No. 13 Motion by Councilman W.P. Rogowski, seconded by Councilman Dux

BE IT RESOLVED that the following employees be terminated from the Sewer Treatment Plant No. 5 effective August 12, 1983.

James Kazmierczak

Cheektowaga, New York 14225

Joseph Cukierski

Sloan, New York 14206

Frank Gioia

Cheektwoaga, New York 14225

Timothy Dudek

Cheektowaga, New York 14225

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Trainees at the rate of \$3.10 per hour in the Sanitation Department:

Item No. 14 cont'd

Tim Churchill
Audrey Majchrzycki
Ken Wagner
John Wieberg
Michael Thompson
Timothy Hoffman

and BE IT FURTHER

RESOLVED that the hourly rate of Ellen Piniarski, part-time Clerk in Police Department shall be increased to \$3.75 per hour, effective Tuesday, August 16, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman W.P. Rogowski, seconded by Supervisor Meyers

WHEREAS, Stanley Dalka, Motor Equipment Operator in the Sanitation Department, has requested a thirty (30) day leave of absence, without pay, from his position due to medical reasons, and

WHEREAS, Stanley Dalka has submitted his request in writing to the Town Board, as per Article 9, paragraphs A, B, and C of the current bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that Stanley Dalka is hereby granted a thirty (30) day leave of absence, without pay, from his position of MEO in the Sanitation Department; said leave to commence on August 30, 1983 and ending on September 31, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 16A Motion by Councilman Johnson, seconded by Councilman Dux

BE IT RESOLVED that New York State Electric and Gas Corporation be and hereby is authorized to install one (1) 8500 lumen high pressure sodium light with one (1) 12-foot bracket on Rein Road, in the Town of Cheektowaga, for an annual increase in the General Lighting District of \$94.81, in accordance with the attached proposal which is hereby made a part of this Resolution.

* See next page for proposal

July 25, 1983

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

Rein Road

Install 1 - 8500 lumen HPS lamp @ \$82.06 ea. ----- \$ 82.06
(P-6, L-261)

Install 1 - 12' bracket @ \$12.75 ea. ----- \$ 12.75
(P-6, L-261)

TOTAL ANNUAL INCREASE --- \$ 94.81

NEW YORK STATE ELECTRIC & GAS CORP.

Item No 16A cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 16B Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, the Cheektowaga Town Board has initiated a program to reduce utility company charges to the General Lighting District, and

WHEREAS, New York State Electric & Gas Corporation has completed a feasibility study as requested by the Town, covering all existing 17200 and 48000 lumen mercury vapor light fixtures in the Corporation's Cheektowaga service area, and

WHEREAS, it has been determined that conversion of these mercury vapor fixtures by New York State Electric & Gas Corporation to high pressure sodium fixtures would conserve energy while maintaining street lighting requirements, and would result in a substantial decrease in the cost to the Town to operate such street lighting facilities, and

WHEREAS, high pressure sodium fixtures produce approximately twice the light output (lumens) per watt as mercury vapor fixtures and are a more efficient unit, and

WHEREAS, New York State Electric & Gas Corporation has submitted a proposal to convert the Town's 247 - 17200 lumen mercury vapor fixtures to 14400 lumen high pressure sodium fixtures and 8 - 48000 lumen mercury vapor fixtures to 45000 lumen high pressure sodium fixtures at a one-time charge of \$20,201.82, which sum includes the undepreciated value of existing mercury vapor fixtures and labor to remove said fixtures, and

WHEREAS, New York State Electric & Gas Corporation's proposal also provides that said fee of \$20,201.82 may be subject to reduction during the term of the project, and

WHEREAS, the Town will realize a minimum annual savings of \$13,460.56 (not including fuel adjustment) as a result of said conversion, NOW, THEREFORE, BE IT

RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to convert the Town's existing 17200 and 48000 lumen mercury vapor fixtures to high pressure sodium fixtures for a one-time charge of not more than \$20,201.82, in accordance with the attached proposal which is hereby made a part of this Resolution.

* See next four (4) pages for proposal.

STREET LIGHTING PROPOSAL
TOWN OF CHEEKTOWAGA

This proposal is in response to Councilman Johnson's request to convert the existing 17200 and 48000 lumen mercury vapor street lights to high-pressure sodium. There are a total of 255 lights (247 - 17200 and 8 - 48000) for a one-time charge of \$20,201.82 (unrecovered cost plus labor to remove existing fixture) with an annual savings of \$13,460.56, plus fuel adjustment.

The street lights to be replaced are as follows:

ALASKA STREET

Install 1 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$ 95.88
Remove 1 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$145.48
(P-1, L-462)

ANDERSON DRIVE

Install 1 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$145.48
(P-9, L-1976)

BEACH ROAD

Install 2 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$191.76
Remove 2 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$290.96
(P-20-1,22, L-434)

CAYUGA CREEK ROAD

Install 5 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$ 95.88
Remove 5 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$145.48
(P-18,24,34-1,50-73, L-420)

CHEROKEE DRIVE

Install 1 - 14400 lumen HPS luminaire @ \$95.88 ea. ----- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$145.48
(P-6, L-1001)

CLEVELAND DRIVE

Install 7 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$671.16
Remove 7 - 17200 lumen MV luminaires @ \$145.48 ea. ---- \$1018.36
(P-27,28,29,30,31,32,33, L-394)

CLOVER PLACE

Install 3 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$287.64
Remove 3 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$436.44
(P-A,1,2, L-406)

DALE ROAD

Install 5 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$479.40
Remove 5 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$727.40
(P-42,43,44,45,46, L-414)

DINGENS STREET

Install 1 - 14400 lumen HPS luminaire @ \$95.88 ea. ----- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$145.48
(P-28, L-445)

DUKE ROAD

Install 1 - 14400 lumen HPS luminaire @ \$95.88 ea. ----- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$145.48
(P-268-7, L-3392)

HARLEM ROAD

Install 50 - 14400 lumen HPS luminaires @ \$95.88 ea. -- \$4794.00
Remove 50 - 17200 lumen MV luminaires @ \$145.48 ea. --- \$7274.00
(P-1,1 $\frac{1}{4}$,2,3,4,5,6,7,8,9,9-101,12-1, L-420, between Clinton & Cayuga Creek)
P- $\frac{1}{4}$,1,2,3,4,5 $\frac{1}{4}$,6, L-457, between Cayuga Creek & Dingens)
P-86,87,88,89,90,91,92,93,94,95,96,97,97 $\frac{1}{2}$,98,99,100,101,102,103
104,105,106,107,108,109,110,111,112,113,114,115, L-457, n/o Walden Ave)

INDIAN ROAD

Install 3 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$287.64
Remove 3 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$436.44
(P-30-3,30-3A,30-4, L-427)

KENSINGTON EXPRESSWAY

Cayuga-Dick Road Interchange

Install 7 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$671.16
Remove 7 - 17200 lumen MV luminaires @ \$145.48 ea. ---- \$1018.36
(Stds. 463-2,463-3,463-4,450-1,450-2,450-3,450-5, L-SU-707)

Union Road Interchange

Install 11 - 14400 lumen HPS luminaires @ \$95.88 ea. -- \$1054.68
Remove 11 - 17200 lumen MV luminaires @ \$145.48 ea. --- \$1600.28
(Std. 420-1,420-2,420-3,420-4,420-5,419-1,419-2,419-3,419-4,
419-5,419-6, L-SU-710)

Westbound

Install 38 - 14400 lumen HPS luminaires @ \$95.88 ea. -- \$3643.44
Remove 38 - 17200 lumen MV luminaires @ \$145.48 ea. --- \$5528.24
(Std. 390,390-1,392,394,396,398,400,402,404,406,408,412,416,418
420,424,428,430,432,434,436,440,442,444,446,448,450,452,454,456
458,460,462,464,468,472,474, L-SU706)

Eastbound

Install 38 - 14400 lumen HPS luminaires @ \$95.88 ea. -- \$3643.44
Remove 38 - 17200 lumen MV luminaires @ \$145.48 ea. --- \$5528.24
(Std. 391,393,393-1,395,397,401,403,405,407,409,413,415,417,
419,421,423,425,427,429,433,435,437,439,441,443,445,447,448,
451,453,455,459,461,463,465,469,471,473, L-SU706)

Install 1 - 45000 lumen HPS luminaire @ \$172.98 ea. --- \$ 172.98
Remove 1 - 48000 lumen MV luminaire @ \$324.15 ea. ----- \$ 324.15
(Std. 399, L-SU706)

MARYVALE DRIVE

Install 3 - 14400 lumen HPS luminaires @ \$95.88 ea. --- \$ 287.64
Remove 3 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$ 436.44
(P-21-6,40, L-397; P-37-2, L-397 @ Library)

MEDINA STREET

Install 1 - 14400 lumen HPS luminaire @ \$95.88 ea. ----- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$ 145.48
(P-1, L-1609)

RAYMOND STREET (playground)

Install 2 - 14400 lumen HPS luminaires @ \$95.88 ea. --- \$ 191.76
Remove 2 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$ 290.96
(P-1,2-1, L-1743)

REIN ROAD

Install 1 - 14400 lumen HPS luminaire @ \$95.88 ea. ----- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$ 145.48
(P-261A, L-261)

RICHARDS DRIVE

Install 3 - 14400 lumen HPS luminaires @ \$95.88 ea. --- \$ 287.64
Remove 3 - 17200 lumen MV luminaires @ \$145.48 e.a ----- \$ 436.44
(P-32-1,32-2,32-3, L-468)

SHANLEY STREET

Install 1 - 14400 lumen HPS luminaire @ \$95.88 ea. ----- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$ 145.48
(P-32, L-468)

SUGG ROAD

Install 10 - 14400 lumen HPS luminaires @ \$95.88 ea. -- \$ 958.80
Remove 10 - 17200 lumen MV luminaires @ \$145.48 ea. --- \$1454.80
(P-1,2,4,6,7,8,10,10A,12,13, L-524)

TADIO PARKWAY

Install 1 - 14400 lumen HPS luminaire @ \$95.88 ea. ----- \$ 95.88
Remove 1 - 17200 lumen MV luminaire @ \$145.48 ea. ----- \$ 145.48
(P-9S)

TRANSIT ROAD

Install 44 - 14400 lumen HPS luminaires @ \$95.88 ea. --- \$4218.72
Remove 44 - 17200 lumen MV luminaires @ \$145.48 ea. ---- \$6401.12
(P-57,74,75-1,77-6,78A-1,80-1,82-6,84,86,88,91,93,96,98(s/o Zurbrick),
196,198-1,200-1,202-1,204-1,206-1,208-1,211-1,213-1,214-1,216-1,218-1,
220-6,222-1,225-1,227-1,229-1,231-1,233-1,235-1,237-1,239,241-1,243-1,
244,246,258,259,261, L-217 n/o Rehm Road)

UNION ROAD

Install 5 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$ 479.40
Remove 5 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$ 727.40
(P-165-1,246-6,246-1,332½-1, L-423; Std. 4, Police Court Building)

POLICE COURT BUILDING

Install 7 - 45000 lumen HPS luminaires @ \$172.98 ea. --- \$1210.86
Remove 7 - 48000 lumen MV luminaires @ \$324.15 ea. ----- \$2269.05
(Std. 1,2,3,4,5,6,6 (2 lights on STd. #4)

WALDEN AVENUE

Install 2 - 14400 lumen HPS luminaires @ \$95.88 ea. ---- \$ 191.76
Remove 2 - 17200 lumen MV luminaires @ \$145.48 ea. ----- \$ 290.96
(P-1-9,11; L-2509)

The one-time charge of \$20,201.82 with annual savings of \$13,460.56 will result in about a 1.5 year payback at NYSEG's present rates. Future replacement of mercury vapor lights with high-pressure sodium will not have as short a payback period, as replacement of the larger lights results in a greater annual savings to the Town. This proposal replaces the following:

- All the 48,000 lumen MV fixtures (8)
- All the 17,200 lumen MV fixtures (247)

The lumens produced by the HPS is as close to the lumens produced by the mercury vapor being replaced as is available from NYSEG. In all cases, there is a slight reduction in lumens. If the Town feels the lumens produced by the HPS proposes is not sufficient, or more than necessary for the area being lighted, please indicate these areas by noting the pole number and changing the size of the HPS to be installed.

If the mercury vapor lights being replaced on this proposal are replaced under the defective MV replacement program, they will be deleted from this proposal along with the one-time charge for that light.

Item No. 16B cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
and Jaworowicz
NAYES: Councilman J.V. Rogowski
ABSENT: 0

Item No. 17A Motion by Councilman Jaworowicz, seconded by Councilman Swiatek

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at the Northwest corner of Barbados Drive & Philip Drive (vacant known as 230 Barbados Drive) Cheektowaga, New York, SBL #114.19-1-6, and according to the Assessor's Office is owned by Roxborough Homes, Inc., 2909 Genesee Street, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 17B Motion by Councilman Jaworowicz, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of vacant property next to 340 Barbados Drive known as 336 Barbados Drive, Cheektowaga, New York, SBL #114.19-2-31, and according to the Assessor's Office is owned by Roxborough Homes, Inc., 2909 Genesee Street, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 17C Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located 750' West of Union - 67' X 1185', at the rear of 3466 Genesee Street, Cheektowaga, New York, SBL #91.16-1-20, and according to the Assessor's Office is owned by Alfred Doro, 3466 Genesee Street, Cheektowaga, New York, 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the property to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

Item No. 17C cont'd

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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 17D Motion by Councilman W.P. Rogowski, seconded by Councilman Johnson

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located to the North side of the Buffalo Drive-In Complex at 3085 Harlem Road, Cheektowaga, New York, SBL #90.00-2-2, and according to the Assessor's Office is owned by Holiday Drive-In, Inc., 3755 Union Road, Cheektowaga, New York, 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the property 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 17E Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 33 Marne Road, Cheektowaga, New York, SBL #90.76-4-42, and according to the Assessor's Office, is owned by William E. Dale, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 17F Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of vacant property located at the Southwest corner of Barbados and Woodgate Drive, known as 100 Woodgate Drive, Cheektowaga, New York, SBL #114.19-2-30, and according to the Assessor's Office is owned by Roxborough Homes, Inc., 2909 Genesee Street, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

Item No. 17F cont'd

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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

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

GENERAL FUND

From:	7110.4561 (Facilities-Contracted Services)	\$ 1,100.00
	7110.4211 (Facilities-Electric)	11,000.00
	2036.000 (Sr. Citizen-Revenues-Special Events)	7,000.00
To:	1625.2209 (Facilities-Misc. Equipment)	\$ 1,100.00
	7110.4221 (Facilities-Gas)	11,000.00
	7620.4491 (Sr. Citizen-Special Events)	5,000.00
	7620.4027 (Sr. Citizen-Supplies)	2,000.00

SPECIAL DIST. FUND

From:	548135.4356 (S.D. No. 5 - B.S.A.)	\$128,000.00
	858160.4071 (Sanitation-Uniform Replacements)	1,000.00
To:	508125.4544 (S.D. No. 5 - St. Stanislaus Cemetery)	\$128,000.00
	858160.4431 (Sanitation - Equipment Repairs)	1,000.00

FEDERAL REVENUE SHARING FUND

From:	909 (Fund Balance)	\$ 17,254.00
	8540.4009 (Drainage and Erosion Control)	3,874.50
To:	1430.4528 (Personnel Consultant)	\$ 16,654.00
	8540.4590 (Law-Survey)	600.00
	8540.4571 (Miscellaneous Erosion Control and Drainage)	432.00
	8540.4581 (Drainage-Liberty Park)	862.50
	8540.4582 (Drainage-Losson Rd. Ditch)	660.00
	8540.4580 (Drainage-Gardenville Pkwy. - West)	1,440.00
	8540.4588 (Drainage-Slate Bottom Creek)	480.00

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

WILLIAM L. WIELINSKI

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 19 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 August 15, 1983 are hereby approved and the SUPERVISOR is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$ 98,435.84
SPECIAL DIST. FUND	77,341.41
HIGHWAY FUND	34,165.80
PART TOWN FUND	160.00
FEDERAL REVENUE SHARING FUND	19,365.08
CAPITAL FUND	58,729.08
TRUST AND AGENCY FUND	5,776.79
H.U.D.-CDBG FUND	90,215.17
DEBT SERVICE FUND	<u>68,010.00</u>
	<u>\$452,209.17</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 20 Dr. Louis Vendetti - Health report for month of July, 1983.
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 21 NOTICE OF CLAIM - John Lynett vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Joseph J. Naples, Insurance
Carrier.
Received and Filed.

Item No. 22 NOTICE OF CLAIM - Vincent Forgione vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Joseph J. Naples, Insurance
Carrier; Ron Zoeller, Working Foreman-Sanitation Department.
Received and Filed.

Item No. 23 Mr. & Mrs. Krueger, 39 Barbara Place on behalf of Barbara Place
residents - Petition/request to speak re: Erection of fences
adjacent to Pine Ridge Furniture on Barbara Place.
Copies were sent to: Kenneth J. Meyers, Supervisor; Council Secretary;
Ron Marten, Building and Plumbing Inspector; Alfred Wnek, Highway
Superintendent.
Received and Filed.

Item No. 24 Petition from Town Residents re: request for bus service on all
main routes during the day.
Copies were sent to: Kenneth J. Meyers, Supervisor; Council
Secretary; Cheektowaga Traffic Safety Commission; Niagara Frontier
Transportation Authority.

V. SUSPENSION OF RULES

Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz
to suspend the rules to include the following item.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, there is a vacancy for the position of "Dog Control Officer",
and

WHEREAS, this vacancy has been properly posted for a period of ten
(10) working days, as per the current bargaining agreement between the Town of
Cheektowaga and the Cheektowaga Employees Association, and

WHEREAS, bids for this vacancy have been property reviewed, NOW,
THEREFORE, BE IT

RESOLVED that John Dunn, the most senior applicant willing to accept
the position, be and hereby is appointed to the position of "Dog Control Officer",
said appointment effective immediately, and at a salary in accordance with the
current bargaining agreement.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Dux, seconded by Councilman Jaworowicz
to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

* * * * *
P U B L I C H E A R I N G S
* * * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 19 - September 19, 1983</u>	
2	Rezoning from M1-Light Manufacturing District to R-Residential District the properties located or part of: a. Marywood Farms and various other properties b. Fath Drive	1-2 2
	<u>Meeting No. 20 - October 3, 1983</u>	
2	Amendment to Traffic Ordinance - Article X: "Parking, Standing, Stopping" (ST. MARY'S STREET).	1

* * * * *
 R E S O L U T I O N S
 * * * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 18 - September 6, 1983</u>	
2	Opposition to New York Telephone's proposed rate hike.	1-2
3	Opposition to Proposed Metro Police Department.	2
4	Decisions on Rezoning: a. Kennedy Road, Milson Ave., Patricia Ln., St. Felix Ave., and Standard Parkway	2-4
	b. Smith St., Pleasant St., Aberdeen St., Arthur St., Smallwood Terr., Roxborough Ave., Lippert Ave., and Broad St.	5-5a
5	Decision on amendments to: a. Traffic Ordinance - Art. VIII: "Stop & Yield Intersections" (LOIS DR., DEE TERR.); Art. X: "Parking, Standing, Stopping" (CLOVER PL., EVERGREEN PL., LUDWIG AVE.)	6-7
	b. Zoning Ordinance - Article II: Residence District Regulations; Article III: Business District Regulations	8-9
6	Call for Public Hearing for Proposed Use of Federal Revenue Sharing Funds.	10
7	Call for Public Hearings for rezonings located on or at: a. Rowley Hollow, Deer Trail, Old Farm Ct. & Old Farm Road	11-13
	b. Fath Drive	14-15
	c. 3833 Broadway (Special Use Permit)	16
	d. 1050, 1054, 1060 George Urban Boulevard	17
	e. 48 and 50 Park Street	18
8	Notice to Bidders: a. Highway Dept. - Snow plow blades, wing blades, etc.	19
	b. Beach Road Storm sewer construction	20-21
9	Extension of completion date re: Cedargrove Heights, Stage II, Phase III.	22
10	Change Order - Beach Road Drainage Improvement Project.	22-23
11	Authorization for Supervisor to sign agreement/documents re: a. Community Development Housing Rehab. loan funds	23
	b. Completion of work on Losson Road Parks garage	24-25
12	Retain services of: a. Consulting engineer re: Cedargrove Heights Project	24
	b. Attorney re: Assessment Proceedings	24-25
13	Appointments to the positions of: a. Maintenance Man and General Mechanic in Facilities Department	25
	b. Maintenance Man at Main Pump Station, Sewer District No. 5	25
14	Termination of seasonal employees in: a. Facilities Department	26-27
	b. Sewer Maintenance Department	27
	c. Youth Bureau's Cheektowaga Conservation Corps Program	27-29
	d. Youth Bureau's Administrative Intern Program (also transfer to adapted Recreation Program)	29-30
15	Hiring in various departments.	30
16	Authorization for Whitmier & Ferris Co. to replace billboard along Kensington Expressway.	30-31
17	Clean-up of properties located at: a. 35 French Road	31
	b. Barbara Place (Sublot 34 & Part of 35)	31
	c. 42 Haller Avenue	31-32
18	Transfer of funds.	32
19	Warrant list.	32-33

RESOLUTIONS Cont'd.

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
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3	Decision on Rezoning - 3770 Union Road.	2-4
4	Call for Public Hearing for amendment to Traffic Ordinance - Article X: "Parking, Standing, Stopping" (ST. MARY'S STREET).	5
5	Notice to Bidders - Installation of underground fuel storage tanks and dispensing equipment at Stiglmeier Park.	6
6	Authorization to enter into Settlement Agreement with N.F.T.A.	7-8
7	Acceptance of contract between the Supervisory Unit and the Town of Cheektowaga.	8
8	Authorization for Supervisor to execute partial Release of Easement at 169 Chapel Avenue.	8
9	Hiring and Terminating of seasonal employees in:	
	a. Various Departments	9
	b. Youth Bureau's various programs	9-10
10	Hiring of seasonal employees:	
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	b. Facilities	10-11
11	Promotion in Facilities Department.	11
12	Authorization for Police Officers to attend training course.	11-12
13	Clean-up of properties located at:	
	a. 24 Atwood	12
	b. Behind warehouses on Benbro Dr. bordering properties on Nantucket Drive	12
	c. North of 787 Borden (East of Castlewood)	13
	d. S.W. Corner at 530 Dick Road	13
	e. Property between 89 and 95 Pinehurst	13
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	g. 32 A-D Windwood Court	14
14	Change Order - Electrical work at Plant No. 5 site.	14
15	Transfer of funds.	14-15
16	Warrant list.	15
<u>Meeting No. 20 - October 3, 1983</u>		
3	Decision on Rezonings:	
	a. Fath Drive	1-3
	b. Marywood Farms and various other properties	4-5
	c. 1050, 1054, 1060 George Urban Boulevard	6-7
	d. 48 and 50 Park Street	8-9
4	Decision on amendment to Traffic Ordinance - Art. X: "Parking, Standing, Stopping" (ST. MARY'S STREET).	10
5	Authorization for Town Clerk to consolidate election districts for Registration Days.	11
6	Authorization for Supervisor to execute agreement with Erie County re: Senior Citizen transportation.	11-12
7	Designation of Halloween Night.	12
8	Award of bid - Beach Road drainage improvement project, Phase III.	12-13
9	Notice to Bidders:	
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	b. Rock Salt, Cinders, Calcium, etc.	15
10	Clean-up of properties located at:	
	a. 316 Burke Drive	16
	b. N.E. Corner of Dick Road and Barone Circle	16
	c. Property known as 4839 Union Road	16
11	Abolish position of seventh Bingo Inspector.	17

RESOLUTIONS Cont'd.

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 20 - October 3, 1983 Cont'd.</u>	
12	Create position of Motor Equipment Operator "A" and abolish position of Maintenance Man in Sewer Maintenance Department.	17
13	Termination of seasonal trainees in Sewer Maintenance Department.	17
14	Seasonal and part-time employees: a. Various Departments b. Town Clerk's Office c. Sanitation Department d. Youth Bureau e. Recreation-Winter Programs	17-18 18 18 18 19-20
15	Authorization for Real Property Assessor and Clerk to attend seminar.	20
16	Transfer of funds.	20-21
17	Warrant list.	21

DEPARTMENTAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 18 - September 6, 1983</u>	
20	Building Permits.	33
21	Cheektowaga Planning Commission - Minutes for June and July, 1983.	33
	<u>Meeting No. 19 - September 19, 1983</u>	
17	Health report for August, 1983.	15
18	Cheektowaga Planning Board - Minutes of August, 1983.	15
	<u>Meeting No. 20 - October 3, 1983</u>	
18	Building Permits.	21

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 G E N E R A L C O M M U N I C A T I O N S
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 18 - September 6, 1983</u>		
22	Erie County Highway Dept. - Certificate and Notice of Closing Highway.	33
23	Notice of Claim - N.Y.S. Electric & Gas Corp. vs. Town of Cheektowaga.	33
24	Notice of Claim - Patrick DiPirro vs. Town of Cheektowaga.	33
25	Letter from Rita Frisicaro re: Breaking of lease of Sublot 75, Map Cover 1682.	33
<u>Meeting No. 19 - September 19, 1983</u>		
19	Petition from Town Residents wishing to speak re: Adoption of written public disclosure law.	15
<u>Meeting No. 20 - October 3, 1983</u>		
19	Notices of Claim:	
	a. Michael B. Rattle vs. Town of Cheektowaga.	21-22
	b. Leonard J. Lorenz vs. Town of Cheektowaga.	22
	c. Garden Village Apartments - Debbie Trotter (manager) vs. Town of Cheektowaga.	22
	d. Sandra Metros vs. Town of Cheektowaga.	22
	e. Leonard Schlau vs. Town of Cheektowaga.	22
	f. Michael R. Tillis vs. Town of Cheektowaga.	22
20	Notice of Petition - N.Y.S. Electric and Gas Corporation vs. Town of Cheektowaga.	22

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 S U S P E N S I O N O F R U L E S
 * * * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 18 - September 6, 1983</u>	
26	Extension of employment for Trainee Supervisor in Youth Bureau's Cheektowaga Conservation Corps Program.	33-34
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20	Authorization for Town Assessor to attend course.	16
21	Reappointment of Assessor.	16
	<u>Meeting No. 20 - October 3, 1983</u>	
21	Authorization for Supervisor to sign Loan Agreement re: Community Development Housing Rehab. loan funds.	22-23
22	Authorization for Supervisor to sign agreement re: Job Training Partnership Act.	23
23	Award of bid for underground fuel storage tanks at Stiglmeier Park.	23-25

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of September, 1983 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, Jr.
Councilman Frank J. Dux
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Sal LaGreca, Employment & Training Services Director II; Al Thrun, Cheektowaga Traffic Safety Commission; Pat Wojcik, Recreation Supervisor-Senior Citizens; Chester Bryan, Town Engineer; Earl Loder, Natural Disaster Coordinator; Don Wegner, Chairman of Zoning Board of Appeals; Theodore DeFedericis, Chief of Police; Ron Marten, Building and Plumbing Inspector; Dr. Louis Vendetti, Town Health Officer; Ron Zoeller, Working Foreman in the Sanitation Department.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Jaworowicz, seconded by Supervisor Meyers

WHEREAS, New York Telephone Company, on July 22, 1983, filed a request for a rate increase of \$332 million with the New York State Public Service Commission, and

WHEREAS, subsequently and on August 1, 1983, said Telephone Company filed an additional request for a further rate increase of \$775 million, and

WHEREAS, these two separate portions of a rate increase application by New York Telephone Company amount to more than \$1.1 billion, and

WHEREAS, these is still pending before the Public Service Commission a \$160 million second stage of the telephone company's last rate hike request, and

WHEREAS, the above noted rate hike requests will be in addition to the \$2.00 monthly charge the Federal Communications Commission has approved for access to long-distance phone networks, and

WHEREAS, such rate hike requests would involve, among other charges, a tripling of the cost of a pay phone call, a 100 percent increase for business message rate service charges and an 80 percent increase in flat rate service charges, and

WHEREAS, the telephone company's rate hike requests would increase an average Cheektowaga resident's telephone bill by 15.7 percent, compared to a statewide average of 6.6 percent, and

WHEREAS, these rate increases would affect those people least able to afford them, namely the unemployed, senior citizens and those on fixed incomes, and

WHEREAS, the proposed rate increases would make the telephone, now considered a necessity in every home, a luxury few could afford, NOW, THEREFORE, BE IT

Item No. 2 cont'd

RESOLVED that this Town Board be and hereby is put on record as being strenuously opposed to the requested New York Telephone Company's rate hike requests, and BE IT FURTHER

RESOLVED that residents of the Town be encouraged to make their opposition to the proposed rate increases known to the Public Service Commission through letters directed to the State PSC, Agency Building 3, Empire State Plaza in Albany and also by attending any and all public hearings concerning the aforesaid rate hike requests, and BE IT FURTHER

RESOLVED that the Public Service Commission be and hereby is requested to hold formal hearings on the rate increases in the Western New York area, and BE IT FURTHER

RESOLVED that certified copies of this resolution be forwarded to the New York State Public Service Commission, Agency Building 3, Empire State Plaza, Albany, New York 12223; to the Erie County Legislature; and to the New York Telephone Company, One M & T Plaza, Buffalo, New York 14203.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 3 Motion by Supervisor Meyers, seconded by Unanimously

WHEREAS, the Cheektowaga Town Board acknowledges the appreciation of our citizens for the superb performance of the men and women who serve in the Cheektowaga Police Department, and

WHEREAS, the residents of Cheektowaga also support, with their tax dollars, and are proud of the services provided to us and others, by the members of the Erie County Sheriff's Department and New York State Troopers, and

WHEREAS, the Town of Cheektowaga, as well as other Towns and Villages in Erie County already provide, to the best of their financial ability, their own community police protection, and

WHEREAS, the Cheektowaga Town Board publicly acknowledges its responsibility of protecting its citizens and asks all other communities to accept th responsibility to protect their citizens, and

WHEREAS, historically, in areas where it has been implemented, a metro police force has never lowered the crime rate or the cost of police protection, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board serves public notice to all that it rejects the concept of a metro police force.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 4a Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property in the Town be changed so as to conform with present uses and surrounding neighborhoods; said properties being in the vicinity of the following streets:

Kennedy Road, Milson Avenue, Patricia Lane, St. Felix Avenue
and Standard Parkway

and

9/6/83

No. 19

No. 20

WHEREAS, the said recommendation is to rezone said area from its present zoning district classification of M-2 General Manufacturing District to R-Residential District, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga has also reviewed the aforesaid proposed rezoning and has determined that said rezoning will not have a significant effect on the environment, and

WHEREAS, a public hearing was held before this Town Board on the 1st day of August, 1983 at 7:00 P.M. after publication of the Notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, this Town Board believes it would promote and protect the public health, safety, comfort, convenience and other aspects of the general welfare of the Town of Cheektowaga for properties in the aforementioned area to be rezoned to R-Residential District area, and

WHEREAS, by rezoning properties in the aforesaid area to R-Residential District, such area would be compatible with surrounding areas and existing uses, NOW, THEREFORE, BE IT

RESOLVED that the parcels of property described below and as shown on the attached map of the area be and hereby are rezoned from their present zoning district classification to R-Residential District:

All those properties fronting on:

1. Kennedy Road (east side) from the north boundary line of Wojcik Street north to the north boundary line of 201 Kennedy Road (a/k/a Sublot No. 13 of Map Cover 1913);
2. Kennedy Road (west side) from the north boundary line of Stradtman Street north of the north boundary line of 178 Kennedy Road (a/k/a Sublot No. 281 of Map Cover 800);
3. Milsom Avenue (east and west sides) from the north boundary line of Wojcik Street north to its termination at the north boundary lines of 128 Milsom Avenue (a/k/a Sublot No. 14 of Map Cover 1913) and 133 Milsom Avenue (a/k/a Sublot No. 58 of Map Cover 1913);
4. Patricia Lane (east and west sides) from the north boundary line of Wojcik Street north to its termination at 138 Patricia Lane (a/k/a Sublot No. 59 of Map Cover 1913) and 143 Patricia Lane (a/k/a Sublot No. 107 of Map Cover 1913);
5. St. Felix Avenue (east and west sides) from the north boundary line of Wojcik Street north to its termination at the north boundary lines of 200 St. Felix Avenue (a/k/a Sublot No. 108 of Map Cover 1913) and 205 St. Felix Avenue (a/k/a Sublot Nos. 30-33 of Map Cover 1913); and
6. Standard Parkway (west side) from the north boundary line of Wojcik Street north to the north boundary line of 200 Standard Parkway (a/k/a Sublot No. 46 of Map Cover 812).

and BE IT FURTHER

RESOLVED that the Zoning Map of the Town of Cheektowaga be amended accordingly.

* See next page for map

Item NO. 4a cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication *September 15, 1983*;
last publication *September 15, 1983*;
and that no more than six days intervened be-
tween publications.

Ann E. Mika

Sworn to before me this *16th*

day of *September*, 19*83*

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

**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 6th day of September, 1983 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
- William P. Rogowski
- John V. Rogowski
- Patricia A. Jaworowicz

ABSENT: 0

Motion by Councilman Johnson
Seconded by Councilman Jaworowicz

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property in the Town be changed so as to conform with present uses and surrounding neighborhoods; said properties being in the vicinity of the following streets:

Kennedy Road, Milsom Avenue, Patricia Lane, St. Felix Avenue, and Standard Parkway
and

WHEREAS, the said recommendation is to rezone said area from its present zoning district classification of M2-General Manufacturing District to R-Residential District, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga has also reviewed the aforesaid proposed rezoning and has determined that said rezoning will not have a significant effect on the environment, and

WHEREAS, a public hearing was held before this Town Board on the 1st day of August, 1983 at 7:00 P.M. after publication of the Notice as required by the provisions of the Town ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, this Town Board believes it would promote and protect the public health, safety, comfort, convenience and other aspects of the general welfare of the Town of Cheektowaga for properties in the aforementioned area to be rezoned to

R-Residential District area, and
WHEREAS, by rezoning properties in the aforesaid area to R-Residential District, such area would be made compatible with surrounding areas and existing uses. NOW, THEREFORE, BE IT

RESOLVED, that the parcels of property described below and as shown on the attached map of the area be and hereby are rezoned from their present zoning classification to R-Residential District:

All those properties fronting on:

1. Kennedy Road (east side) from the north boundary line of Wojcik Street north to the north boundary line of 201 Kennedy Road (a/k/a Sublot No. 13 of Map Cover 1913);

2. Kennedy Road (west side) from the north boundary line of Stradtman Street north to the north property line of 178 Kennedy Road (a/k/a Sublot No. 281 of Map Cover 800);

3. Milsom Avenue (east and west sides) from the north boundary line of Wojcik Street north to its termination at the north boundary lines of 128 Milsom Avenue (a/k/a Sublot No. 14 of Map Cover 1913) and 133 Milsom Avenue (a/k/a Sublot No. 58 of Map Cover 1913);

4. Patricia Lane (east and west sides) from the north boundary line of Wojcik Street north to its termination at 138 Patricia Lane (a/k/a Sublot No. 59 of Map Cover 1913) and 143 Patricia Lane (a/k/a Sublot No. 107 of Map Cover 1913);

5. St. Felix Avenue (east and west sides) from the north boundary line of Wojcik Street north to its termination at the north boundary lines of 200 St. Felix Avenue (a/k/a Sublot No. 108 of Map Cover 1913) and 205 St. Felix Avenue (a/k/a Sublot Nos. 30-33

of Map Cover 1913); and

6. Standard Parkway (west side) from the north boundary line of Wojcik Street north to the north boundary line of 200 Standard Parkway (a/k/a Sublot No. 46 of Map Cover 812)

and BE IT FURTHER

RESOLVED, that the Zoning Map of the Town of Cheektowaga be amended accordingly.

Upon roll call..

Supervisor

Meyers

Councilmen

Swiatek

Johnson

Dux

W.P. Rogowski

J.V. Rogowski

Jaworowicz

Voting AYE

Voting AYE

Voting AYE

Voting AYE

Voting AYE

Voting AYE

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK

COUNTY OF ERIE

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 6, 1983, 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 4a, 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 6th day of September, 1983.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: September 15, 1983

Item No. 4b Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property in the Town be changed as to conform with present uses and surrounding neighborhoods; said properties being generally described as follows:

All those properties fronting on:

1. the east boundary line of Smith Street, from Broad Street north to Genesee Street;
2. Pleasant Street (east and west sides);
3. Aberdeen Street (east and west sides);
4. Arthur Street (east and west sides);
5. Smallwood Terrace (east and west sides);
6. Roxborough Avenue (east and west sides);
7. Lippert Avenue (east and west sides); and
8. the north boundary line of Broad Street

but excluding those properties above-referenced which front on or have addresses on Genesee Street and Dick Road

and

WHEREAS, the said recommendation is to rezone said area from its present zoning district classification of M-1 Light Manufacturing District to R-Residential District, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga has also reviewed the aforesaid proposed rezoning and has determined that said rezoning will not have a significant effect on the environment, and

WHEREAS, a public hearing was held before this Town Board on the 1st day of August, 1983 at 7:00 P.M. after publication of the Notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, this Town Board believes that it would promote and protect the public health, safety, comfort, convenience and other aspects of the general welfare of the Town of Cheektowaga for the aforementioned area to be rezoned to R-Residential District, and

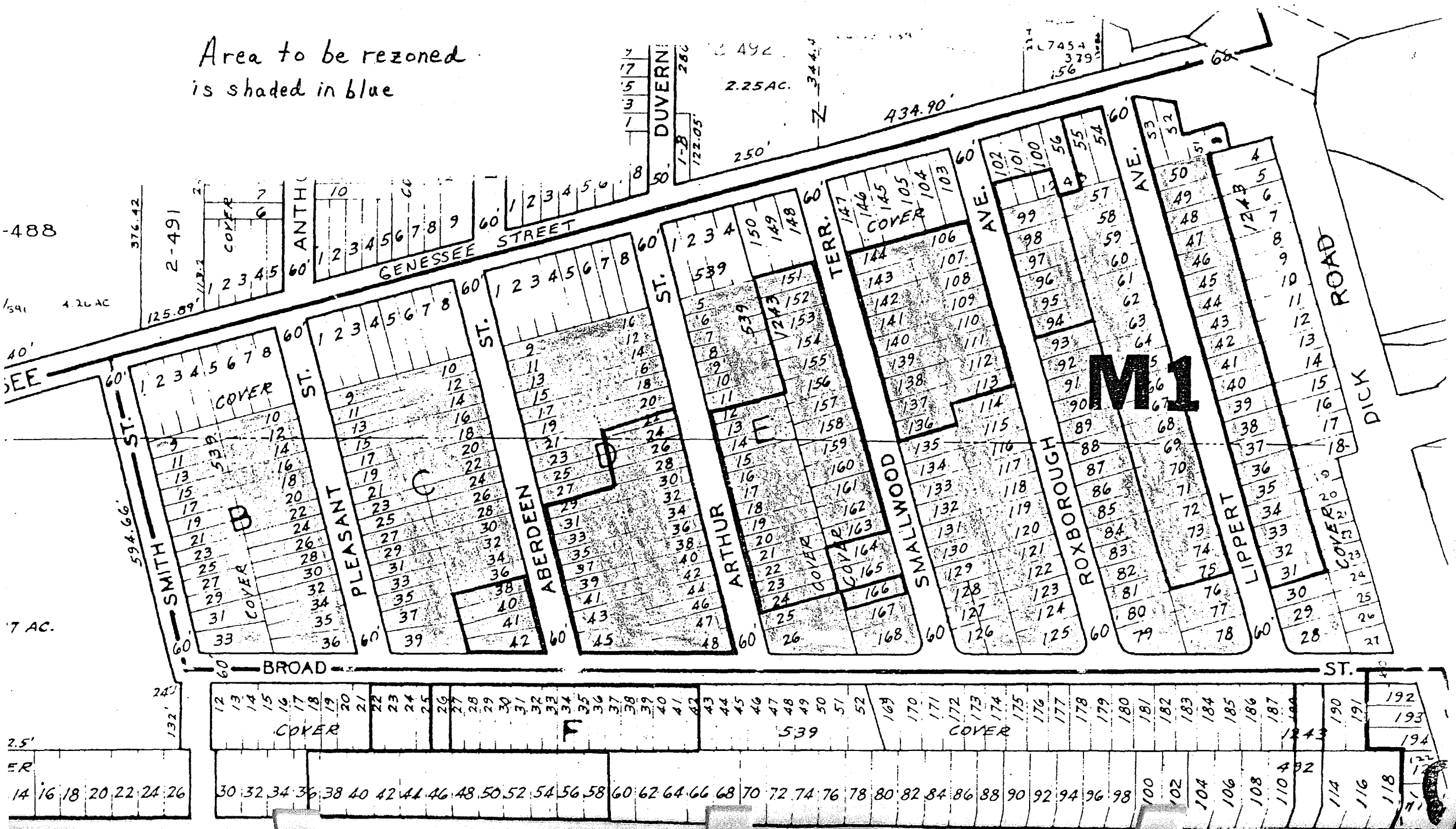
WHEREAS, by rezoning the aforesaid area to R-Residential District, such area would be made compatible with surrounding areas and existing uses, NOW, THEREFORE, BE IT

RESOLVED that the parcels of property described above and as shown on the attached map of the area be and hereby are rezoned from their present zoning classification to R-Residential District, and BE IT FURTHER

RESOLVED that the Zoning Map of the Town of Cheektowaga be amended accordingly.

* See next page for map

Area to be rezoned
is shaded in blue



-488

1/341

4.26 AC

40'

SEE

7 AC.

2.5'

ER

17
15
13
11
8

DUVERN ST.
1-B
122.05'

280'

2.25 AC.

344.4'

250'

434.90'

745.4
379.0
156

376.42

2-491

COVER

ANTH

GENESSEE STREET

ST.

ST.

TERR.

AVE.

AVE.

ROAD

DICK

594.66'

SMITH

COVER

PLEASANT

ABERDEEN

ARTHUR

ARTHUR

SMALLWOOD

ROXBOROUGH

LIPPERT

COVER

24'

COVER

539

COVER

14 16 18 20 22 24 26

30 32 34 36 38 40 42 44 46 48 50 52 54 56 58 60 62 64 66 68 70 72 74 76 78 80 82 84 86 88 90 92 94 96 98 100 102 104 106 108 110 112 114 116 118 120 122 124 126 128 130 132 134 136 138 140 142 144 146 148 150 152 154 156 158 160 162 164 166 168 170 172 174 176 178 180 182 184 186 188 190 192 194 196 198 200 202 204 206 208 210 212 214 216 218 220 222 224 226

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Item No. 4b cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna E. Miska....., 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 September 15, 1983..... ;
last publication September 15, 1983..... ;
and that no more than six days intervened be-
tween publications.

Anna E. Miska.....

Sworn to before me this 16th.....

day of September....., 1983.

Dorothy J. Turner.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

**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 6th day of September, 1983 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
- William P. Rogowski
- John V. Rogowski
- Patricia A. Jaworowicz

ABSENT: 0

Motion by Councilman Johnson
Seconded by Councilman W.P. Rogowski

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property in the Town be changed as to conform with present uses and surrounding neighborhoods; said properties being generally described as follows:

All those properties fronting on:

1. the east boundary line of Smith Street, from Broad Street north to Genesee Street;
 2. Pleasant Street (east and west sides);
 3. Aberdeen Street (east and west sides);
 4. Arthur Street (east and west sides);
 5. Smallwood Terrace (east and west sides);
 6. Roxborough Avenue (east and west sides);
 7. Lippert Avenue (east and west sides); and
 8. the north boundary line of Broad Street
- but excluding those properties above-referenced which front on or have addresses on Genesee Street and Dick Road.

WHEREAS, the said recommendation is to rezone said area from its present zoning district classification of M-1 Light Manufacturing District to R-Residential District, and

WHEREAS, the Environmental Advisory Committee of Town of Cheektowaga has also reviewed the aforesaid proposed rezoning and has determined that said rezoning will not have a significant effect on the environment, and

WHEREAS, a public hearing was held before this Town Board on the 1st day of August, 1983 at 7:00 P.M. after publication of the Notice as required by the provisions of the Town ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, this Town Board believes that it would promote and protect the public health, safety, comfort, convenience and other aspects of the general welfare of the Town of Cheektowaga for the aforementioned area to be rezoned to R-Residential District, and

WHEREAS, by rezoning the aforesaid area to R-Residential District, such area would be made compatible with surrounding areas and existing uses,
NOW, THEREFORE, BE IT

RESOLVED, that the parcels of property described above and as shown on the attached map of the area be and hereby are rezoned from their present zoning classification to R-Residential District, and **BE IT FURTHER**

RESOLVED, that the Zoning Map of the Town of Cheektowaga be amended accordingly.

Upon roll call..

Supervisor

Meyers	Voting	AYE
Councilmen		
Swiatek	Voting	AYE
Johnson	Voting	AYE
Dux	Voting	AYE
W.P. Rogowski	Voting	AYE
J.V. Rogowski	Voting	AYE
Jaworowicz	Voting	AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)

COUNTY OF ERIE)

**I, RICHARD M. MOLESKI,
Town Clerk of the Town
hereinafter described, DO**

HEREBY CERTIFY as follows:

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 6, 1983, 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 4b, 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 6th day of September, 1983.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: September 15, 1983

Item No. 5a Motion by Councilman Johnson, seconded by Councilman Jaworowicz

WHEREAS, this Town Board duly held a public hearing on the 15th day of August, 1983 at 7:00 Eastern Daylight Saving Time to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

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

ARTICLE VIII

Stop and Yield Intersections

Section 80. Stop intersections shall be amended by deleting therefrom the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
LOIS DRIVE	North-South	DEE TERRACE	Eastbound	S.W. Corner

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

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
DEE TERRACE	East-West	LOIS DRIVE	Northbound	S.E. Corner

ARTICLE X

Parking, Standing and Stopping

Section 102. Parking prohibited in designated locations shall be amended by deleting therefrom the following:

A. No parking this side or one-side parking

CLOVER PLACE	South side:	from west curblineline of Union Road to entrance of U-Crest Fire Station No. 4
CLOVER PLACE	North side:	from west curblineline of Union Road to entrance of U-Crest Fire Station No. 4
CLOVER PLACE	North side:	from east line of Pinehurst Avenue to west boundary of U-Crest Fire Station
EVERGREEN PLACE	South side:	from east line of Woodbine Place to west boundary of U-Crest Fire House

F. Miscellaneous Parking Signs

Item No. 5a cont'd

CLOVER PLACE North side: at U-Crest Hose between No. 242 and No. 250

EVERGREEN PLACE South side: at U-Crest Hose, No. 237 Evergreen Place

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

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

LUDWIG AVENUE East side: from the north curblineline of William Street to its terminus

EVERGREEN PLACE South side: from the east curblineline of Woodbine Place to the south curblineline of Clover Place

CLOVER PLACE South side: from the west curblineline of Union Road to the east curblineline of Evergreen Place

CLOVER PLACE North side: from east curblineline of Pinehurst Avenue to the west property line of No. 234

B. No parking anytime

CLOVER PLACE East side: from the north curblineline of Clover Place to the west property line of No. 250

Section 2. Time to take effect.

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

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

Section 3. Territorial Application.

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

Section 4. Publication.

That this amendment to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town and 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 this amendment specifying the date of adoption thereof.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mika....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks:
first publication...September 15, 1983...;
last publication...September 15, 1983...;
and that no more than six days intervened be-
tween publications.

Ann E. Mika.....

Sworn to before me this16th.....

day of September....., 19...83.....

Dorothy J. Turner.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

No. 19

No. 20

**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 6th day of September, 1983 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
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

ABSENT: 0

Motion by Councilman Johnson
Seconded by Councilman
Jaworowicz

WHEREAS, this Town Board duly held a public hearing on the 15th day of August, 1983 at 7:00 Eastern Daylight Saving Time to consider the advisability of adoption of a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1967, said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

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

ARTICLE VII

Stop and Yield Intersections

Section 80. Stop intersections shall be amended by deleting therefrom the following:

Street: **LOIS DRIVE**; Direction: North-south; Entrance Street: **DEE TERRACE**; Traffic Stops: Eastbound; Sign Location: S.W. Corner

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

Street: **DEE TERRACE**; Direction: East-west; Entrance Street: **LOIS DRIVE**; Traffic Stops: Northbound; Sign Location: S.E. Corner

ARTICLE X

Parking, Standing and Stopping
Section 102. Parking prohibited in designated locations shall be amended by deleting therefrom the following:

A. No parking this side or one-side parking

CLOVER PLACE, South side: from west curblin of Union Road to entrance of U-Crest Fire Station No. 4

CLOVER PLACE, North side: from west curblin of Union Road to entrance of U-Crest Fire Station No. 4

CLOVER PLACE, North side: from east line of Pinehurst Avenue to west boundary of U-Crest Fire House

EVERGREEN PLACE, South side: from east line of Woodbine Place to west boundary of U-Crest Fire House

F. Miscellaneous Parking Signs
CLOVER PLACE, North side: at U-Crest Hose between No. 242 and No. 250

EVERGREEN PLACE, South side: at U-Crest Hose, No. 237 Evergreen Place

Section 102. Parking prohibited in designated locations shall be amended by adding thereto the following:

A. No parking this side or one-side parking

LUDWIG AVENUE, East side: from the north curblin of William Street to its terminus

EVERGREEN PLACE, South side: from the east curblin of Woodbine Place to the south curblin of Clover Place

CLOVER PLACE, South side: from the west curblin of Union Road to east curblin of Evergreen Place

CLOVER PLACE, North side: from east curblin of Pinehurst Avenue to the west property line of No. 234

B. No parking anytime
CLOVER PLACE, East side: from the north curblin of Clover Place to the west property line of No. 250

Section 2. Time to take effect

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

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

Section 3. Territorial Application

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

Section 4. Publication

That this amendment to the Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in The Cheektowaga TIMES, a newspaper published in this Town and 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 this amendment specifying the date of adoption thereof.

Upon roll call...

Supervisor		
Meyers	Voting	AYE
Councilmen		
Swiatek	Voting	AYE
Johnson	Voting	AYE
Dux	Voting	AYE
W.P. Rogowski	Voting	AYE
J.V. Rogowski	Voting	AYE
Jaworowicz	Voting	AYE

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 6, 1983, 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 5a, 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 6th day of September, 1983.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: September 15, 1983

Item No. 5b Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, the Town Attorney's Office and the Building and Plumbing Inspector of the Town of Cheektowaga have recommended that certain provisions of the "Zoning Ordinance of the Town of Cheektowaga, New York" be amended, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the said Zoning Ordinance and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 15th day of August, 1983 at 7:00 P.M.; and at which hearing all parties in interest and citizens had an opportunity to be heard, and

WHEREAS, it is in the public interest to amend the "Zoning Ordinance of the Town of Cheektowaga, New York" as set forth below.

NOW, THEREFORE, BE IT RESOLVED that the "Zoning Ordinance of the Town of Cheektowaga, New York" be and the same hereby is amended and changed as follows:

1. RESOLVED that Article II - RESIDENCE DISTRICT REGULATIONS, Section 2-01 A.6., which relates to principal permitted uses in a R-Residential District, by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 2-01 A.6.(d), which shall read as follows:

"A.6.(d). Athletic field owned and operated by a not-for-profit corporation, association or organization and used exclusively for Little League athletic activities provided that any building located thereon:

- (1) may be used for an accessory concession stand/snack bar, where food and/or non-alcoholic beverages are prepared and served to players, spectators and their guests for consumption on the premises; and
- (2) shall be located at least 75 feet from any lot line.

Furthermore, no other commercial activity shall be conducted on the premises and all sales or food and/or beverages shall be made immediately before, during or after the sports-related activity or event and at no other time."

2. RESOLVED that Article III - BUSINESS DISTRICT REGULATIONS, Section 3-11 A.9., which relates to principal permitted uses in a CM-General Commercial District by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 3-11 A.(n), which shall read as follows:

"A.9.(n) Used car rental agency or new car rental agency.

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 held on September 6, 1983; 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; and the affidavit of such publication shall be filed with the Town Clerk.

The aforementioned changes to the "Zoning Ordinance of the Town of Cheektowaga, New York" shall take effect ten (10) days after such publication, but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Item No. 5b cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna E. Mika, 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 weeks:
first publication September 15, 1983 ;
last publication September 15, 1983 ;
and that no more than six days intervened be-
tween publications.

Anna E. Mika

Sworn to before me this 16th

day of September, 1983

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

**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 6th day of September, 1983 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
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

ABSENT: 0

Motion by Supervisor Meyers
Seconded by Councilman Dux

WHEREAS, the Town Attorney's Office and the Building and Plumbing Inspector of the Town of Cheektowaga have recommended that certain provisions of the "Zoning Ordinance of the Town of Cheektowaga, New York" be amended, and

WHEREAS, this Town Board duly called a public hearing to consider the advisability of adopting said recommended changes to the said Zoning Ordinance and gave due notice thereof as required by law; and

WHEREAS, a public hearing on said proposed amendments was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 15th day of August, 1983 at 7:00 P.M.; and at which hearing all parties in interest and citizens had an opportunity to be heard and were heard, and

WHEREAS, it is in the public interest to amend the "Zoning Ordinance of the Town of Cheektowaga, New York" as set forth below.

NOW, THEREFORE, BE IT RESOLVED that the "Zoning Ordinance of the Town of Cheektowaga, New York" be and the same hereby is amended and changed as follows:

1. RESOLVED that **Article II - RESIDENCE DISTRICT REGULATIONS**, Section 2-01 A.6., which relates to principal permitted uses in a R-Residential District, by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 2-01 A.6.(d), which shall read as follows:

"A.6.(d). Athletic field owned and operated by a not-for-profit corporation, association or organization and used exclusively for Little League athletic activities provided that any building located thereon:

(1) may be used for an accessory concession stand/snack bar, where food and/or non-alcoholic beverages are prepared and served to players, spectators and their guests for consumption on the premises; and

(2) shall be located at least 75 feet from any lot line.

Furthermore, no other commercial activity shall be conducted on the premises and all sales of food and/or beverages shall be made immediately

before, during or after the sports-related activity or event and at no other time."

2. RESOLVED that **Article III - BUSINESS DISTRICT REGULATIONS**, Section 3-11 A.9., which relates to principal permitted uses in a CM-General Commercial District by special permit authorized by the Town Board, shall be amended by adding thereto a new subsection, Section 3-11 A.9.(n), which shall read as follows:

"A.9.(n). Used car rental agency or new car rental agency, 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 held on September 6, 1983; 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; and the affidavit of such publication shall be filed with the Town Clerk.

The aforementioned changes to the "Zoning Ordinance of the Town of Cheektowaga, New York" shall take effect ten (10) days after such publication, but said changes shall take effect from the date of their service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry into the minutes.

Upon roll call...

Supervisor			
Meyers	Voting	AYE	
Councilmen			
Swiatek	Voting	AYE	
Johnson	Voting	AYE	
Dux	Voting	AYE	
W.P. Rogowski	Voting	AYE	
J.V. Rogowski	Voting	AYE	
Jaworowicz	Voting	AYE	

AYES: 7

NAYES: 0

ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 6, 1983, 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 5b, 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 6th day of September, 1983.

RICHARD M. MOLESKI
Town Clerk
PUBLISH: September 15, 1983

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

WHEREAS, the current Federal Revenue Sharing Act encourages public participation, nad

WHEREAS, a major part of this participation is a Proposed Use Hearing for public input, and

WHEREAS, the Town is in the process of considering 1984 appropriations, NOW, THEREFORE, BE IT

RESOLVED that a Proposed Use Hearing be held on Monday, September 19, 1983 at 6:30 o'clock P.M., Eastern Daylight Saving Time, in the Council Chambers of the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, and BE IT FURTHER

RESOLVED that a Notice of such Hearing be published in the CHEEKTOWAGA TIMES on September 8, 1983.

* * * * *

NOTICE OF PUBLIC HEARING

PROPOSED USE OF FEDERAL REVENUE SHARING FUNDS

6:30 P.M., Eastern Daylight Savings Time--Monday, September 19, 1983 at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

At this time all residents of the Town of Cheektowaga may present written and oral comments on the proposed use of Federal Revenue Sharing Funds for the year 1984.

The Town annually receives approximately \$812,000.00 of such funds. If you cannot attend such hearing, please direct written comments to the Office of the Supervisor, Cheektowaga Town Hall.

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

RICHARD M. MOLESKI
Town Clerk

DATED: September 6, 1983

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks;
first publication September 8, 1983;
last publication September 8, 1983;
and that no more than six days intervened be-
tween publications.

Anna E. Mika

Sworn to before me this 12th

day of September, 1983

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

**LEGAL NOTICE
NOTICE OF PUBLIC HEARING
PROPOSED USE OF FEDERAL
REVENUE SHARING FUNDS**

**6:30 P.M. Eastern Daylight
Savings Time - Monday,
September 19, 1983** at the
Cheektowaga Town Hall, corner
of Broadway and Union Road,
Cheektowaga, New York.

At this time all residents of the
Town of Cheektowaga may pre-
sent written and oral comments
on the proposed use of Federal
Revenue Sharing Funds for the
year 1984.

The Town annually receives
approximately \$812,000.00 of such
funds. If you cannot attend such
hearing, please direct written
comments to the Office of the
Supervisor, Cheektowaga Town
Hall.

**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUN-
TY, NEW YORK.**

RICHARD M. MOLESKI
Town Clerk

DATED: September 6, 1983

PUBLISH: September 8, 1983

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property be changed so as to conform with present uses, adjacent uses and surround neighborhoods; said properties being general described as follows:

All those properties which are part of:

1. Marywood Farms - Part III Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2369 (consisting of properties fronting on Rowley Hollow and Deer Trail); and
2. Marywood Farms - Part II Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2354 (consisting of those properties fronting on Old Farm Court and Old Farm Road).

Also the following properties:

1. The 100 foot wide former Conrail Railroad right-of-way (Gardenville track) which begins at the north boundary line of Rowley Road and continues north a distance of 783 feet, more or less; and
2. Property beginning at the intersection of the center line of Rowley Road and the center line of the abandoned Conrail Railroad right-of-way (Gardenville track); thence running southwesterly along the center line of said right-of-way to the north boundary line of Como Park Boulevard; thence easterly 310 feet, more or less, to a point; thence northerly 675 feet, more or less, to a point in the center line of Rowley Road to a point or place of beginning (includes portions or all of 51, 52, 55 and 59 Wyndmoor Court; 15, 18, 19 and 25 Gremlin Court; and property just to the east of the aforesaid railroad right-of-way and to the north of Como Park Boulevard),

and

WHEREAS, a map showing the properties which are supposed to be rezoned is available in the Town Clerk's Office during regular business hours, 9:00 A.M. to 4:30 P.M., for the inspection thereof by all parties in interest and citizens, and

WHEREAS, a map showing the properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business hours, 9:00 A.M. to 4:30 P.M., for the inspection thereof by all parties in interest and citizens, and

WHEREAS, the said recommendation was to rezone said area from its present zoning classification of M1-Light Manufacturing District to R-Residential 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 19th day of September, 1983 at 6:30 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 shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning District Map 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 19th day of September, 1983 at 6:30 o'clock P.M. of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classifications of M1-Light Manufacturing District to R-Residential District the following properties:

All those properties which are part of:

- 1. Marywood Farms - Part III Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2369 (consisting of properties fronting on Rowley Hollow and Deer Trail); and
- 2. Marywood Farms - Part II Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2354 (consisting of those properties fronting on Old Farm Court and Old Farm Road).

Also the following properties:

- 1. The 100 foot wide former Conrail Railroad right-of-way (Gardenville track) which begins at the north boundary line of Rowley Road and continues north a distance of 783 feet, more or less; and
- 2. Property beginning at the intersection of the center line of Rowley Road and the center line of the abandoned Conrail Railroad right-of-way (Gardenville track); thence running southwesterly along the center line of said right-of-way to the north boundary line of Como Park Boulevard; thence easterly 310 feet, more or less, to a point; thence northerly 675 feet, more or less, to a point in the center line of Rowley Road to the point or place of beginning (includes portions or all of 51, 52, 55 and 59 Wyndmoor Court; 15, 18, 19 and 25 Gremlin Court; and property just to the east of the aforesaid railroad right-of-way and to the north of Como Park Boulevard);

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.

A map showing the above-referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens.

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

DATED: September 6, 1983

* * * * *

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

Ann E. Mika....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....clerk..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication September 8, 1983..... ;
last publication September 8, 1983..... ;
and that no more than six days intervened be-
tween publications.

Ann E. Mika.....

Sworn to before me this12th.....

day of September....., 1983.....

Dorothy J. Turner.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1984

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 September, 1983 at 6:30 o'clock P.M. of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classifications of M1-Light Manufacturing District to R-Residential District the following properties:

All those properties which are part of:

1. Marywood Farms -- Part III Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2369 (consisting of properties fronting on Rowley Hollow and Deer Trail); and

2. Marywood Farms -- Part II Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2354 (consisting of those properties fronting on Old Farm Court and Old Farm Road).

Also the following properties:

1. The 100 foot wide former Conrail Railroad right-of-way (Gardenville track) which begins at the north boundary line of Rowley Road and continues north a distance of 783 feet, more or less; and

2. Property beginning at the intersection of the center line of Rowley Road and the center line of the abandoned Conrail Railroad right-of-way (Gardenville track); thence running southwesterly along the center line of said right-of-way to the north boundary line of Como Park Boulevard; thence easterly 310 feet, more or less, to a point; thence northerly 675 feet, more or less, to a point in the center line of Rowley Road to the point or place of beginning (includes portions or all of 51, 52, 55 and 59 Wyndmoor Court; 15, 18, 19 and 25 Gremlin Court; and property just to the east of the aforesaid railroad right-of-way and to the north of Como Park Boulevard); 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.

A map showing the above-referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for

the inspection thereof by all parties in interest and citizens.

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

DATED: September 6, 1983

PUBLISH: September 8, 1983

DOROTHY J. TURNER
NOTARY PUBLIC
STATE OF NEW YORK
COMMISSION EXPIRES 12/31/84
NO. 123456789

Item No. 7a cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

No. 19

No. 20

WHEREAS, the Town Building and Plumbing Inspector and the Planning Board of the Town of Cheektowaga have recommended that the zoning district classification of a number of parcels of property in the Town be changed so as to conform with present uses, adjacent uses and surrounding neighborhoods; said properties being generally described as follows:

All those properties fronting on:

1. Fath Drive (north side), from the east property line of 9 Fath Drive (150 feet west of the west boundary line of Union Road) west to the west property line of 77 Fath Drive; and
2. Fath Drive (south side), from the east property line of 8 Fath Drive (150 feet west of the west boundary line of Union Road), west to a point 50 feet west of the west property line of 74 Fath Drive

Also, all that property lying west of the west property line of Fath Drive and southeast of Penn Central's railroad tracks; said property being further described as Sublot No. 20, as shown on a map filed in the Erie County Clerk's Office under Cover No. 2200,

and

WHEREAS, a map showing the properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business hours, 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens, and

WHEREAS, the said recommendation was to rezone said area from its present zoning district classification of M1 - Light Manufacturing District to R-Residential 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 of 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 19th day of September, 1983 at 6:30 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 shall have an opportunity to be heard and at which time and place it shall be determined by the Town Board whether the "Zoning District Map 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 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 19th day of September, 1983 at 7:00 o'clock P.M. of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M1-Light Manufacturing District to R-Residential District the following properties:

All those properties fronting on:

1. Fath Drive (north side), from the east property line of 9 Fath Drive (150 feet west of the west boundary line of Union Road) west to the west property line of 77 Fath Drive; and
2. Fath Drive (south side), from the east property line of 8 Fath Drive (150 feet west of the west boundary line of Union Road), west to a point 50 feet west of the west property line of 74 Fath Drive

Also, all that property lying west of the west property line of Fath Drive and southeast of Penn Central's railroad tracks; said property being further described as Sublot No. 20, as shown on a map filed in the Erie County Clerk's Office under Cover No. 2200,

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

A map showing the above-referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens.

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

DATED: September 6, 1983

* * * * *

Upon Roll Call....

AYES:	Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES:	0
ABSENT:	0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mika, 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 *September 8, 1983*;
last publication *September 8, 1983*;
and that no more than six days intervened be-
tween publications.

Ann E. Mika

Sworn to before me this *12th*

day of *September*, 19*83*

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

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 September, 1983 at 7:00 o'clock P.M. of said day for the purpose of considering the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M1-Light Manufacturing District to R-Residential District the following properties:

All those properties fronting on:

1. Fath Drive (north side)
from the east property line of 9 Fath Drive (150 feet west of the west boundary line of Union Road) west to the west property line of 77 Fath Drive; and

2. Fath Drive (south side)
from the east property line of 8 Fath Drive (150 feet west of the west boundary line of Union Road), west to a point 50 feet west of the west property line of 74 Fath Drive.

Also, all that property lying west of the west property line of Fath Drive and southeast of Penn Central's railroad tracks; said property being further described as Sublot No. 20, as shown on a map filed in the Erie County Clerk's Office under Cover No. 2200,

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

A map showing the above-referenced properties which are proposed to be rezoned is available in the Town Clerk's Office during regular business days from 9:00 A.M. to 4:30 P.M. for the inspection thereof by all parties in interest and citizens.

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

DATED: September 6, 1983
PUBLISH: September 8, 1983

DOROTHY L. YHTOROC
TOWN CLERK
TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

Item No. 7c Motion by Councilman Dux, seconded by Councilman W.P. Rogowski

WHEREAS, Stanley Clute has made application and requested a Special Use Permit for property located at 3833 Broadway for Collision-Repair Shop, 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 September 19, 1983 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, W.P. Rogowski, J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mika, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Cluk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for1..... weeks;
first publication...*September 8, 1913*...;
last publication...*September 8, 1913*...;
and that no more than six days intervned be-
tween publications.

Ann E. Mika

Sworn to before me this *12th*

day of *September*, 19*13*

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*15*

No. 19

No. 20

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 September 1983, at 6:30 o'clock P.M., Eastern Daylight Saving Time said day for the purpose of considering the application of Stanley Clute for a Special Permit for Collision-Repair Shop on property located at 3833 Broadway 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
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

RICHARD M. MOLESKI
Town Clerk

PUBLISH: September 8, 1983

No. 19

No. 20

REPRINTED BY THE TOWN OF CHEEKTOWAGA
AND WILL BE PRINTED IN THE TOWN OF CHEEKTOWAGA
TOWN OF CHEEKTOWAGA, NEW YORK
1983

Item No. 7d Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, Louis C. Croce has made application and requested the rezoning of property located at 1050, 1054, 1060 George Urban Boulevard 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 September 19, 1983 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Miska, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹..... weeks:
first publication *September 8, 1983* ;
last publication *September 8, 1983* ;
and that no more than six days intervened be-
tween publications.

Ann E. Miska

Sworn to before me this *12th*

day of *September*, 19*83*.

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

STATE
1983
1801

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 September 1983 at 6:30 o'clock P.M. Eastern Daylight Saving Time said day for the purpose of considering the application of Louis C. Croce to Rezone from R-Residential District to CM-General Commercial District on property located at 1050, 1054, 1060 George Urban Blvd. 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 situated in the Town of Cheektowaga, County of Erie, State of N.Y. premises situated in Lot 17 bwp. 11 Range 7 Town of Cheektowaga and further distinguished as Sub Lot 329, 330, 331, 332 as shown on survey filed with Town of Cheektowaga, N.Y. Beginning at a point in the westerly line of Union Road distance approx. 120 feet for Intersection of Union Road running West approx. 115 feet said premises being known as 1050, 1054, 1060 George Urban Blvd. Cheektowaga, N.Y.

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
 - Thomas M. Johnson, Jr.
 - Frank J. Dux
 - William P. Rogowski
 - John V. Rogowski
 - Patricia A. Jaworowicz
- RICHARD M. MOLESKI**
- Town Clerk

PUBLISH: September 8, 1983

BORIS L. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1984

No. 19

No. 20

Item No. 7e Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, Rose & John Marcy have made application and requested the rezoning of property located at 48 & 50 Park Street from R-Residential to RA-Apartment 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 September 19, 1983 at 6:30 o'clock P.M., Eastern Daylight Savings Time.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mika, 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 September 8, 1983;
last publication September 8, 1983;
and that no more than six days intervened be-
tween publications.

Ann E. Mika

Sworn to before me this 12th

day of September, 1983

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 1985

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 September 1983, at 6:30 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Rose & John Marcy to Rezone from R-Residential District to RA-Apartment District on property located at 48 & 50 Park Street and amend the Zoning Map and Ordinance accordingly, pursuant to Section 16-00 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 a part of lot number two (2), township eleven (11), range seven (7), of the Holland Land Company's Survey and according to a map entitled, "Subdivision of part of lot No. 2 township 11, Range 7, Cheektowaga, N.Y. part of the E.S. Ely Farm", filed in the Erie County clerk's office in the said County of Erie under cover No. 523 is designated as subdivision lot number seven (7), situated on the west side of Park Street.

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
Thomas M. Johnson, Jr.
Frank J. Dux
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
RICHARD M. MOLESKI

Town Clerk

PUBLISH: September 8, 1983

Item No. 8a Motion by Councilman W.P. Rogowski, seconded by Councilman Dux

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of 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 14227, between the hours of 8:00 A.M. and 3:30 P.M., Monday through Friday, and BE IT FURTHER

RESOLVED that the Town Clerk is hereby designated as the officer to open bids on the aforesaid items at 11:00 A.M. on September 19, 1983.

* * * * *

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, New York at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York 14226, at 11:00 A.M. EDST on September 19, 1983, 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, between the hours of 8:00 A.M. and 3:30 P.M., Monday through Friday.

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, CUTTING EDGES, 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: September 6, 1983
PUBLISHED: September 8, 1983

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Anna E. Mika, 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 September 8, 1913;
last publication September 8, 1913;
and that no more than six days intervened be-
tween publications.

Anna E. Mika

Sworn to before me this 12th

day of September, 1913

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 26, 1915

No. 19

No. 20

**LEGAL NOTICE
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, New York at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Rds., Cheektowaga, New York 14227, at 11:00 A.M. ~~EDST on September 19, 1983, 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 Rd., Cheektowaga, New York 14227, between the hours of 8:00 A.M. and 3:30 P.M., Monday through Friday.

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, CUTTING EDGES, 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: September 6, 1983

PUBLISH: September 8, 1983

Item No. 8b Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, this Town Board adopted a program for the improvement of the drainage system along Beach Road, a County Highway and Town streets tributary to Beach Road using Community Development Block Grant Funds, and

WHEREAS, such drainage improvements will improve the character of the neighborhood and provide for the well being of its citizens, and

WHEREAS, the Town desires to proceed with the third phase of this drainage improvement project utilizing Community Development Block Grant Funds relative to the Beach Road area, and

WHEREAS, the Engineering Department has informed this Town Board that plans and specifications have been completed by Pratt & Huth Associates, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders in connection with said Beach Road storm sewer construction, notice to be published in the BUFFALO EVENING NEWS, BUFFALO CRITERION and THE CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed proposals will be received by the Town of Cheektowaga on September 19, 1983 at 11:00 A.M. Local Time at the Town Hall, at which time and place they will be publicly opened and read aloud.

* * * * *

INVITATION FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on September 19, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the construction of the Beach Road Storm Sewer Project Phase III.

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

Copies may be obtained upon payment of \$50.00 per set. Any bidder upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$50.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be in sealed envelopes, plainly marked on the outside "Beach Road Storm Sewer Project, Phase III" with the contractors name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw the bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

Attention is called to the fact that not less than the latest minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of 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.

Item No. 8b cont'd

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, AND UNDER SECTION 3, WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.

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: September 6, 1983

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mike, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for¹ weeks;
first publication... *September 8, 1983* ;
last publication... *September 8, 1983* ;
and that no more than six days intervened be-
tween publications.

Ann E. Mike

Sworn to before me this*12th*.....

day of *September*....., 19*83*.

Dorothy J. Turner

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

No. 19

No. 20

**INVITATION FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK
NOTICE TO BIDDERS**

Scaled proposals will be received by the Town of Cheektowaga on September 19, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Roads Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the Beach Road Storm Sewer Project Phase III.

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

Copies may be obtained upon payment of \$50.00 per set. Any bidder upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$50.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5 percent) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be in sealed envelopes, plainly marked on the outside "Beach Road Storm Sewer Project Phase III" with the contractor's name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw the bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100 percent of the contract price will be required of the successful bidder.

Attention is called to the fact that not less than the latest minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of 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.

**BIDDERS ON THIS WORK
WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, AND UNDER SECTION 3, WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.**

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 and 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: September 6, 1983

PUBLISH: September 8, 1983

State of New York
ERIE COUNTY
CITY OF BUFFALO

... 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
DATED: September 6, 1983
RICHARD M. MOLESKI
Town Clerk
AN EQUAL OPPORTUNITY EMPLOYER



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 ~~XXXXXXXXXXXXXXXXXXXX~~ ~~XXXXXXXXXXXX~~ weeks, the first insertion being on the 8th day of September 19 83 and the last insertion being on the ~~XXXXXXXXXXXX~~ day of ~~XXXXXXXXXXXX~~

D. Eileen Perry

Sworn to before me this 9th day of September 19 83

Francis X. Vollmer Jr.

FRANCIS X. VOLLMER JR.
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1985

Notary Public, Erie County, N. Y.

State of New York
ERIE COUNTY
CITY OF BUFFALO

D. Eileen Perry

INVITATION FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK
NOTICE TO BIDDERS
 Sealed proposals will be received by the Town of Cheektowaga on September 19, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the Beach Road Storm Sewer Project Phase III.
 Information for bidders and contract specifications may be obtained from the Town Clerk at his office.
 Copies may be obtained upon payment of \$30.00 per set. Any bidder upon returning such copy in good condition within 30 days following the taking of bids will be refunded said sum of \$30.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.
 Each proposal must be accompanied by a certified check or bid bond in the amount of five percent (5%) of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.
 Proposals shall be in sealed envelopes, plainly marked on the outside "Beach Road Storm Sewer Project Phase III" with the contractor's name and submitted to the Town Clerk prior to bid opening.
 No bidder may withdraw the bid within sixty (60) days after the actual date of the opening thereof.
 A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.
 Attention is called to the fact that not less than the least minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of 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.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, AND UNDER SECTION 3 WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.
 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.
 DATED: September 8, 1983
 RICHARD M. MOLESKI
 Town Clerk
AN EQUAL OPPORTUNITY EMPLOYER

City of Buffalo, New York, being duly sworn,
 and says that she is Principal Clerk

BUFFALO EVENING NEWS, INC.
 of the **BUFFALO EVENING NEWS**, a

paper published in said city, that the notice of the annexed printed slip taken from said paper is a copy, was inserted and published

ONCE ~~XXXXXXXXXXXXXXXXXXXX~~
 insertion being on the 8th
September 19 83 and the last

~~XXXXXXXXXXXXXXXXXXXX~~
D. Eileen Perry

Sworn to before me

9th day

19 83

FRANCIS X. VOLLMER JR.
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1985
 Notary Public, Erie County, N. Y.

Francis X. Vollmer Jr.

INVITATION FOR BIDS
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

Notice to Bidders

Sealed proposals will be received by the Town of Cheektowaga on September 19, 1983 at 11:00 A.M. Local Time at the Town Hall, Broadway and Union Roads, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for the construction of the construction of the Beach Road Storm Sewer Project Phase III.

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

Copies may be obtained upon payment of \$50.00 per set. Any bidder upon returning such copy in good condition within 30 days following the taking of bids, will be refunded said sum of \$50.00. Non-bidders will be refunded \$25.00 upon return of contract documents within 30 days following the taking of bids.

Each proposal must be accompanied by a certified check or bid bond in the amount of five percent [5%] of the bid, payable to the order of Kenneth J. Meyers, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be in sealed envelopes, plainly marked on the outside, "Beach Road Storm Sewer Project Phase III" with the contractors name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw the bid within sixty [60] days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

Attention is called to the fact that not less than the latest minimum salaries and wages as set forth in the Contract Documents and as established by the Secretary of Labor and State Industrial Commissioner must be paid to laborers and mechanics engaged in the construction of this project and that the contractor must ensure that employment and applicants for employment are not discriminated against because of their race, color, religion, sex or national origin.

BIDDERS ON THIS WORK WILL BE REQUIRED TO COMPLY WITH THE PRESIDENT'S EXECUTIVE ORDER NO. 11246 AND SECTION 3 REQUIREMENTS. THE REQUIREMENTS FOR BIDDERS AND CONTRACTORS UNDER EXECUTIVE ORDER NO. 11246 WHICH CONCERN NON-DISCRIMINATION IN EMPLOYMENT, AND UNDER SECTION 3, WHICH CONCERN TRAINING EMPLOYMENT AND BUSINESS OPPORTUNITIES ARE EXPLAINED IN THE SPECIFICATIONS.

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: September 6, 1983

AN EQUAL OPPORTUNITY EMPLOYER

No. 19

No. 20

STATE OF NEW YORK

Erie County, City of Buffalo

ss.

The BUFFALO CRITERION

623-25 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 ...7th... day of

..... September, 19.83... 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 ...20th... day of

..... September, 19.83...

Frank E. Merriweather

.....

~~Notary Public~~

Commissioner of Deeds

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

WHEREAS, this Town Board has awarded a contract for the Cedargrove Heights Neighborhood Improvements Program Stage II, Phase III, and said contract was awarded to NAI Construction Co., Inc., and

WHEREAS, said contractor has requested an extension of contract completion date due to Utility Contracts let in 1983, and

WHEREAS, Nussbaumer & Clarke, and the Town Project Engineer recommend that said contract completion date be extended, NOW, THEREFORE, BE IT

RESOLVED that the contract of NAI Construction Co., Inc. for the construction of Cedargrove Heights Neighborhood Improvements Program Stage II, Phase III be extended to a completion date of October 1, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, the consulting engineering firm of McFarland-Johnson Engineers, Inc., have recommended approval of Change Order No. 4 on the Beach Road Drainage Improvements Project, Phase II, and

WHEREAS, the scope of work in the change order is described in a letter from the Town Engineer dated August 24, 1983 and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED that Change Order No. 4 on the Beach Road Drainage Improvements Project, Phase II, in the sum of \$4,321.28 as an addition to the contract of Knab Brothers, Inc. be approved, and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized to sign said change order on behalf of the Town of Cheektowaga

* 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
716-686-3448

August 24, 1983

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Change Order No. 4
Beach Road Drainage Improve-
ments Project, Phase II

Gentlemen:

The consulting engineering firm of McFarland-Johnson Engineers, Inc. have recommended the approval of Change Order No. 4 for the above referenced project for an addition of \$5,321.28 to the contract of Knab Brothers, Inc. The purpose of this change order is to revise the contract quantities to conform with the completed, measured quantities, this being the final change order to close out the contract.

For the most part, costs attributed to an increase in contract quantities were offset by decreases in other contract quantities. The increases in pipe, catch basin, frames and grates, and related trench and culvert, and select fill items result from an effort to improve/correct deficiencies in the existing drainage system and to improve on the benefits derived from the newly installed drainage system. Savings were realized by field changes eliminating the need to relocate water mains. The change order document outlines the respective increase/decrease in each contract item as completed and measured in the field.

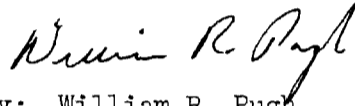
Original Contract Amount	\$ 339,048.00
Change Orders No. 1 through No. 4 (inclusive)	+ 7,095.46
Total Contract including change orders	<u>\$ 346,143.46</u>

These figures represent an increase in contract costs attributed to Change Orders No. 1 through No. 4 inclusive of approximately 2.1% chargeable to the Community Development Budget. This project also necessitated the relocation of sanitary sewer facilities at a cost of \$13,481.74 which was billed to the Sewer District No. 5 Remedial Budget. Total project construction costs including the above stated sanitary sewer work, therefore, amount to \$359,625.20. This figure indicates a total increase in construction costs over the original contract amount of approximately 6%.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer



By: William R. Pugh
Junior Engineer

WRP:mjh

Item No. 10 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11a Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing and Urban Development, and

WHEREAS, application for said funds included provisions for a Housing Rehabilitation Program which provides grants to elderly homeowners in the Town's target areas, and

WHEREAS, housing rehabilitation is an eligible activity under the Community Development Block Grant Program, and

WHEREAS, said Housing Rehabilitation Program also includes provisions for direct, zero-interest loans to be made directly to eligible homeowners by the Town, and

WHEREAS, the Town Community Development Director has received applications for assistance under said program and has determined that the owners of the property listed below are eligible for participation in the Housing Rehabilitation Program, NOW, THEREFORE, BE IT

RESOLVED that Community Development Housing Rehab loan funds, in the amounts listed below, are hereby approved for the owners of the property listed below:

70 Gierlach - \$2,646,00

and BE IT FURTHER

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign a Loan Agreement with the owner(s) of the above listed property and any and all other necessary and related documents on behalf of the Town, and BE IT FURTHER

RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign checks, prior to Town Board Warrant List approval, necessary for the timely disbursement of said loan and grant funds, providing that the rehabilitation work to be performed has been carried out to the satisfaction of the Town Housing Inspectors and that all program regulations have been complied with to the satisfaction of the Town Community Development Director.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 11b Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, by resolution dated October 18, 1982, this Town Board awarded the contract for General Construction Work for Losson Road Parks Garage, and

WHEREAS, by resolution dated August 1, 1983, this Town Board, for sufficient cause, terminated said contract, and

WHEREAS, there still remains work to be done in order to complete the construction of Losson Road Parks Garage, and

WHEREAS, the bond company for the above mentioned project has arranged to have certain contractors finish work on the Losson Road Parks

Item No. 11b cont'd

Garage, provided that the Town pay such contractors out of its fund balance from the project, and

WHEREAS, this Town Board wishes to expedite the completion of the Losson Road Parks Garage by cooperating with the bond company, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute any and all documents to effectuate the proper completion of work on the Losson Road Parks Garage.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 12a Motion by Councilman Johnson, seconded by Supervisor Meyers

WHEREAS, there is a need for obtaining engineering services for the Cedargrove Heights, Stage II, Phase IV Improvements Project, and

WHEREAS, engineering services in relation to the work to be accomplished under Stage II, Phase IV have been provided for in a previous contract with the firm of Nussbaumer & Clarke, Inc. approved by the Town Board on July 6, 1982, and

WHEREAS, modifications to the design of said project and the preparation of plans, specifications and contract documents for said project are now required, and

WHEREAS, the firm of Nussbaumer & Clarke, Inc. has submitted a proposal to the Town to provide said services for a fee of \$3,600.00, NOW, THEREFORE, BE IT

RESOLVED that the previous contract with the firm of Nussbaumer and Clarke, Inc., approved on July 6, 1982, be and is hereby amended to include the additional design modifications and the preparation of plans, specifications and contract documents, as outlined in their letter of proposal dated September 1, 1983, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to sign the amending agreement with Nussbaumer & Clarke, Inc. for said services for a fee of \$3,600.00, and BE IT FURTHER

RESOLVED that said fee be charged to the Community Development Block Grant Program.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 12b Motion by Supervisor Meyers, seconded by Councilman Swiatek

BE IT RESOLVED that Joseph G. Sacco, Attorney at Law, with offices located at 22 Victoria Boulevard, Kenmore, New York 14217, be and hereby is retained to represent the Town of Cheektowaga in the following assessment review proceedings brought against the Cheektowaga Board of Assessment Review, et al. in 1983:

1. Nathan Benderson, et al.
2. The Southland Corporation, Lessee (425 French Road, Depew)
3. The Southland Corporation, Lessee (1388 Losson Road)
4. The Southland Corporation, Lessee (2970 Union Road)
5. The Southland Corporation, Lessee (1350 Harlem Road)

Item No. 12b cont'd

6. The Southland Corporation, Lessee (tax account No.: 103-50-4-44)
7. The Southland Corporation, Trust (Tax Account No.: 103-070-6-17)
8. The Southland Employees' Trust (French Road and Azalea Drive)
9. American Precision Industries, Inc.
10. The Cheektowaga Holding Corporation
11. Dynamic Enterprises, Inc. (4237-4243 Genesee Street)
12. Dynamic Enterprises, Inc. (3901 Genesee Street)
13. Ellicott Drug Company
14. Garden Village Investors

and BE IT FURTHER

RESOLVED that Joseph G. Sacco be and hereby is authorized to handle any additional assessment review proceedings brought against the Cheektowaga Board of Assessment Review in 1983, and BE IT FURTHER

RESOLVED that his reasonable fees and expenses be paid by the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13a Motion by Councilman Dux, seconded by Councilman W.P. Rogowski

WHEREAS, vacancies exist in the Cheektowaga Facilities Department for the positions of Maintenance Man and General Mechanic, NOW, THEREFORE, BE IT

RESOLVED that Richard Rogalski, _____, Cheektowaga, New York is hereby appointed to the promotional position of Maintenance Man retroactive to July 11, 1983, and BE IT FURTHER

RESOLVED that Edward Gasiiecki, _____, Sloan, New York, is hereby appointed to the position of General Mechanic retroactive to July 11, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13b Motion by Supervisor Meyers, seconded by Councilman Siwatek

WHEREAS, there is a vacancy for the position of Maintenance Man at the Main Pump Station, Sewer District No. 5, and

WHEREAS, this vacancy has been properly posted for a period of ten (10) working days, as per the current bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, and

WHEREAS, bids for this vacancy have been properly reviewed, NOW, THEREFORE, BE IT

RESOLVED that Edward Trzaska, the most senior applicant willing to accept the position, be and hereby is appointed to the position of Maintenance Man, said appointment effective immediately, and at a salary in accordance with the current bargaining agreement.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 14a Motion by Councilman Johnson, seconded by Councilman Jaworowicz

RESOLVED that the following individuals employed as seasonal trainees in the Facilities Department are hereby terminated, effective on the dates listed:

Joseph Spina	8/4/83
John Domino	8/26/83
Martin Mahoney	7/12/83
Gary Catanzaro	8/24/83
John Noworyta	9/1/83
John Zastempowski	9/1/83
Paul Hojnacki	8/24/83
Timothy Obstarczyk	9/6/83
Thomas Kozlowski	8/31/83
Robert Guest	9/3/83
James P. Klosko	9/3/83
Martin Lesczynski	9/4/83
Martin Lawler	8/24/83
John Przybylak	9/4/83
James Horst	8/27/83
Joseph Sikorski	8/29/83
Edward Clark, Jr.	9/20/83
Kenneth Kosminski	8/3/83
Gregory Kulka	8/27/83
Mark Kraft	8/24/83
Carl Dettelis	8/27/83
Samuel Burgio	8/26/83
Gary Garbacz	8/27/83
Alan Burke	9/2/83
Steven Dunkowski	9/2/83
Darin Kunold	9/2/83
Frank Vella	9/2/83
Michael Olejniczak	9/1/83
John Kochel	9/18/83
Douglas Dixon	9/21/83

and BE IT FURTHER

RESOLVED that the following individuals are hereby terminated effective 9/25/83:

Keith Ackerman
Gregory Borgosz
Douglas Champagne
Richard Coffta
Matthew Cywinski
Richard Dean
Thomas Dedline
Joseph Dolecki
Gary Dombrowski
Michael Drabik
John Fenske
Peter Ferraina
Richard Floss
Alan Glogowski
Michael Haas
Jeffrey Jozwiak
Edward Kaczmarowski
Ronald Kasprzak
Thomas Kolbert
Kevin Kopacz
Willard Kratzke
Thomas Kroll
Sean Lizak
Dennis Lyons
Daniel Mahoney
William Maturski
Randall Misita
John Mueller
Daniel Nagel
Anthony Notaro

Item No. 14a cont'd

Stanley Olek
Randy Palmisano
Harry Rogalski
Joseph Ruhlmann
Raymond Schieder
Anthony Schlenker
William Schultz
Stanley Siejak
Anthony Siergiej
John Slisz
Donald Surdej
Timothy Szarpa
Pamela Wiacek
John Wiercioch
William Duquette
Daniel Grzechowiak
Kenneth Jeffords, Jr.
Kenneth Pawlowski
Linda Ruhland
Eugene Ruskowski
Joseph Trzaska
James Wozniak

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 14b Motion by Councilman Dux, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following individuals be and hereby are terminated as employees in the Sewer Maintenance Department, effective September 2 1983:

Seasonal Trainees

David Uhl
David Myszka
Dan Andrzejewski
Todd Brudz
Steven Dranger
Donald Szalasnny
Gary Klosko

Part-Time Clerical

Colleen Carlin

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

BE IT RESOLVED that the below listed individuals be terminated from the Youth Bureau's Cheektowaga Conservation Corps Program:

TRAINEE SUPERVISORS - \$5.50 per hour - 7310.1811

Joseph Bernal
Jack Hornung

TRAINEE SUPERVISORS - \$5.00 per hour - 7310.1811

David Herweg
Martin Snyder
Mark Vedella

Item No. 14c cont'd

YOUTH LEADERS - \$3.50 per hour - 7310.1811

Mark Nebrich
Julie Egan
Linda Piepszny
Mike Snyder
Paul Sutton
Kimberly Holytn
David Croglia

SUMMER TRAINEES - \$3.10 per hour - 7310.1812

Kimberly Piotrowski
John Jaroszewski
Marlene Baginski
Jeremy Gawronski
Alan Sobkowiak
Gregory Tramont
Gary Czajka
Renee Ferraraccio
Scott Firkins
James Zelasko
John Ambrose
Mike Bleasdale
Richard Wdowik
Michele Lelonek
Sharon Wagner
James Safe
Robert Skowron
James Shields
Michael Drabik
Bernard Wipperman
Jeff Kaczorowski
Mike Zielinski
Martin Surowiec, Jr.
Jeff Pawlik
David Kowalewski
Kelly Christie
Kevin Dudziak
Andrew Sedor
Timothy Kowalski
Nancy Abbarno
Peter Schiffmacher
Michael Mazur
John Kozlowski

ALTERNATES - \$3.10 per hour - 7310.1812

Michael Wagner
Dan McManus
Jeff Toporczyk
Brian Anderson
Joseph Crean
David Buckley
Nancy Andrzejewski
Joyce Filipiak
Paul Pokorski
Kevin Stablewski
Todd Horvatis
Anthony DeRose
Michele Fuller
Matthew Hunneshagen
Jeffrey Smith
John Stonefield
Dan Szczesny
James J. Szrama
Christopher Bystrak
Loren Crowden
James Forma
Alan Klembczyk

Item No. 14c cont'd

Brian Mikler
Denise Pajak
Richard Pajak
Timothy Pawlak
Lori Piepsany
Paul DeLane
Scott Pelino
Brian Cashdollar
Timothy Labenski
Michele Wilczewski
Christine Schmidt
Richard Karalus
Steve Caprio
Siobhan Campbell
Cathy Howard
Michele Balzer
Richard Maciejewski
Todd Eggers
Donna Dietl
Bryan Hanrahan
April Tewey
Larry Osswald
Debra Kieffer
Jeff Karaszewski
Ronald Berst
Jennifer Wolinski
Patti Slawinowski

SUMMER TRAINEES - \$3.10 per hour - 7310.1812

Tom Pattison
Joe Zagorski
Gary Avins
Robert J. Beresniewicz
Richard Crean
Mark Melber
Kevin Flens
Brian Andrzejewski
Thomas C. Ring
Gregg Rydzynski
Duane Sawyer
Charles Getz
Kenneth Bakowski
Paul Drews
Paul Juzdowski
Kevin Nunn
James Bakowski
Rachael Walter
Thomas Marten
Craig Brandon
Kelly Donnelly
David Sciumeca
Jeffrey Garbacz
Christopher Bielanin
Charlene Wolinski
Linda Kieffer
Lynn Schwenk

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 14d Motion by Councilman Swiatek, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the below listed individual be transferred from Day Camp for Developmentally Disabled Youth (7310.1802) to the Adapted Recreation Program (7310.1803), effective September 6, 1983:

Item No. 14d cont'd

--Bridget Lynch
Program Director

and BE IT FURTHER

RESOLVED that the below listed individual be terminated from the Youth Bureau's Administrative Intern Program (7310.1804), effective September 7, 1983:

--Carol White

and BE IT FURTHER

RESOLVED that Patty Wnek be terminated from the Senior Services Department, effective September 2, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman W.P. Rogowski, seconded by Councilman Dux

BE IT RESOLVED that the following individuals be and hereby are hired in the various Departments, as stated, at a rate of \$3.10 per hour:

Sewer Treatment Plant #5 - Seasonal Trainee

James Kazmierczak

(Effective Immediately)

Sewer Maintenance Department - Part-Time Clerical

Holly Slade

(Effective Immediately)

Sanitation Department - Seasonal Laborers

Mark Mallwitz

Timothy Palka

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, Whitmier & Ferris Co., Inc. has requested permission to replace an existing single faced 14 ft. by 48 ft. billboard sign located on the South side of the Kensington Expressway 1300 ft. East of Union Road with a 14 ft. by 48 ft. double faced billboard sign at the same location, said replacement sign to be on a single pole, be set back 15 ft. from the front lot line and be a maximum of 40 ft. above grade, and

WHEREAS, said application was referred to the Building Inspector of the Town of Cheektowaga, and

Item No. 16 cont'd

WHEREAS, said Building Inspector has recommended approval of said sign application, NOW, THEREFORE, BE IT

RESOLVED that Whitmier & Ferris Co., Inc. be and is hereby granted permission to replace the aforementioned billboard sign in the manner as specified above.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, the Town of Cheektowaga has received notification of an uncovered and hazardous water reclamation pit at the former "Gas Plus Car Wash", 35 French Road, Cheektowaga, New York, SBL #124.02-2-15, and according to the Assessor's Office is owned by Michael Drickman, c/o Richard Cino, Orchard Park, New York 14127, and

WHEREAS, the condition requires that immediate steps be taken to board over and secure this water reclamation pit to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that this water reclamation pit be boarded over and secured and all costs incurred be assessed against the property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris and high weeds on property located on Barbara Place, Cheektowaga, New York, SBL #101.28-2-9.1 (Sub Lot 34 and part of Sub Lot 35, extending East toward Neibert Place,) and according to the Assessor's Office is owned by Joseph Baier & One, 2320 Genesee Street, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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, the high weeds be cut and the weeds and accumulated debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 17c Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding accumulated debris and high weeds on property located at 42 Haller Avenue, Cheektowaga, New York, SBL #101.60-5-12, and according to the Assessor's Office is owned by Dolores Schlereth, Cheektowaga, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds and removing 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

Item No. 17c cont'd

RESOLVED that pursuant to Article 4, Section 64, Paragraph 5 of the Town Law of the State of New York, the high weeds be cut and all weeds and accumulated debris be removed by the Town and all costs incurred be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

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

FEDERAL REVENUE SHARING FUND

From:	008540.4009 (Contractual Expenses)	\$1,111.98
	008540.4009 (Contractual Expenses)	2,242.50
To:	008540.4583 (Messer Ave.-Drainage)	\$1,111.98
	008540.4584 (Transit Rd.-Drainage Tributary)	2,242.50

GENERAL FUND

From:	007410.4061 (Library-Publications)	\$ 100.00
	007110.4491 (Facilities-Special Events)	5,000.00
	001625.4561 (Facilities-Contracted Services)	200.00
	007310.1331 (Youth-Employment Counselor)	4,856.00
	007310.1331 (Youth-Employment Counselor)	1,900.00
	007310.1331 (Youth-Employment Counselor)	200.00
To:	007410.4191 (Library-Miscellaneous)	\$ 100.00
	007110.4437 (Facilities-Athletic Field Maintenance)	5,000.00
	001625.4433 (Facilities-Repair and Maintenance Pumps)	200.00
	007310.4677 (Catholic Charities-Project Drop-Out)	4,856.00
	007310.4001 (Youth-Office Supplies)	1,900.00
	007310.4331 (Youth-Equipment Repairs and Maintenance)	200.00

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookkeeper to the Supervisor.

William L. Wielinski

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 19 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 September 6th, 1983 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$132,080.15
SPECIAL DISTRICTS FUND	89,154.84
HIGHWAY FUND	83,897.09
FEDERAL REVENUE SHARING FUND	11,979.18
TRUST AND AGENCY FUND	7,857.48
PART TOWN FUND	893.91

Item No. 19 cont'd

HUD-CDBG FUND	\$ 13,824.97
CAPITAL FUND	15,271.47
HUD REHABILITATION FUND	<u>2,000.00</u>
	<u>\$356,959.09</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 20 Building Permits
Received and Filed.

Item No. 21 Cheektowaga Planning Commission - minutes for June & July
Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 22 E.C. Highway Dept. - Certificate & Notice of Closing Highway
Received and Filed.

Item No. 23 NOTICE OF CLAIM - N.Y.S. Electric & Gas vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits,
Town Attorney; E.T. Clauss & Co., Insurance Carrier; Thomas Johnson,
Councilman; Ron Zoeller, Sanitation Department.
Received and Filed.

Item No. 24 NOTICE OF CLAIM - Patrick DiPirro vs Town of Cheektowaga
Copies were sent to: Kenneth J. Meyers, Supervisor; James Kirisits,
Town Attorney; Joseph J. Naples, Insurance Company, Thomas Johnson,
Councilman; Alfred Wnek, Highway Superintendent.
Received and Filed.

Item No. 25 Letter from Rita Frisicaro re: breaking of lease of Sublot 75,
Map Cover 1682.
Copies were sent to: James Kirisits, Town Attorney
Received and Filed.

IV. SUSPENSION OF RULES

Motion by Councilman Swiatek, seconded by Councilman Johnson
to suspend the rules to include the following item.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Swiatek, seconded by Councilman W.P. Rogowski

WHEREAS, Robert Off was hired for the Youth Bureau's Cheektowaga
Conservation Corps Program at the May 16, 1983 Town Board meeting, for a period
from June 20, 1983 to September 9, 1983, and

Item No. 26 cont'd

WHEREAS, additional work needs to be accomplished on the trails,
NOW, THEREFORE, BE IT

RESOLVED that his employment as a Trainee Supervisor, Level II, at
a rate of \$5.50 per hour (7310.1811) be extended for a period up to September 23, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski
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 19th day of September, 1983 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, Jr.
Councilman Frank J. Dux
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Andrew Schwenk, Town Assessor; Pat Wojcik, Recreation Supervisor-Senior Citizens; Theodore DeFedericis, Chief of Police; Dr. Louis Vendetti, Town Health Officer; William Wielinski, Bookkeeper to the Supervisor; Sal LaGreca, Employment and Training Services Director II; Ron Marten, Building and Plumbing Inspector; Don Wegner, Zoning Board Chairman; Alfred Wnek, Highway Superintendent; Ron Zoeller, Working Foreman in the Sanitation Department.

I. PUBLIC HEARINGS

Item No. 2a This being the time and place advertised for a public hearing to consider the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M1-Light Manufacturing District to R-Residential District the properties listed below.

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 properties being:

All those properties which are part of:

1. Marywood Farms - Part III Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2369 (consisting of properties fronting on Rowley Hollow and Deer Trail); and
2. Marywood Farms - Part II Subdivision, as filed in the Erie County Clerk's Office under Map Cover 2354 (consisting of those properties fronting on Old Farm Court and Old Farm Road).

Also the following properties:

1. The 100 foot wide former Conrail Railroad right-of-way (Gardenville track) which begins at the north boundary line of Rowley Road and continues north a distance of 783 feet, more or less; and
2. Property beginning at the intersection of the center line of Rowley Road and the center line of the abandoned Conrail Railroad right-of-way (Gardenville track); thence running southwesterly along the center line of said right-of-way to the north boundary line of Como Park Boulevard; thence easterly 310 feet, more or less, to a point; thence northerly 675 feet, more or less, to a point in the center line of Rowley Road to the point or place of beginning (includes portions or all of 51, 52, 55 and 59 Wyndmoor Court; 15, 18, 19

Item No. 2a cont'd

and 25 Gremlin Court; and property just to the east of the aforesaid railroad right-of-way and to the north of Como Park Boulevard);

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

Item No. 2b This being the time and place advertised for a public hearing to consider the recommendations of the Building and Plumbing Inspector and the Planning Board to rezone from their present zoning district classification of M1-Light Manufacturing District to R-Residential District the properties listed below.

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 properties being:

All those properties fronting on:

1. Fath Drive (north side), from the east property line of 9 Fath Drive (150 feet west of the west boundary line of Union Road) west to the west property line of 77 Fath Drive; and
2. Fath Drive (south side), from the east property line of 8 Fath Drive (150 feet west of the west boundary line of Union Road), west to a point 50 feet west of the west property line of 74 Fath Drive.

Also, all that property lying west of the west property line of Fath Drive and southeast of Penn Central's railroad tracks; said property being further described as Sublot No. 20, as shown on a map filed in the Erie County Clerk's Office under Cover No. 2200.

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

II. RESOLUTIONS

Item No. 3 Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, Victor Reinstein has petitioned for the rezoning from M1-Light Manufacturing to CM-General Commercial, of property owned by him and located at 3770 Union Road, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 15th day of August, 1983 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law, and at such hearing all interested parties were given an opportunity to be heard, and

WHEREAS, the Cheektowaga Planning Board has reviewed said petition and has recommended approval thereof, subject to the conditions that said property be developed in accordance with the attached Development Plan dated July 18, 1983 and in compliance with Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga has also duly considered the application for the aforementioned rezoning and has rendered a determination that such rezoning will not have a

Item No. 3 cont'd

significant effect on the environment, NOW, THEREFORE, BE IT

RESOLVED that the petition of Victor Reinstein for the rezoning from M1-Light Manufacturing to CM-General Commercial of the property specified in the attached legal description be and the same is hereby granted, subject to the above-noted conditions as recommended by the Cheektowaga Planning Board, and BE IT FURTHER

RESOLVED that the Town of Cheektowaga Zoning Map and Ordinance be amended in accordance with the above.

* See next pages for description and Development Plan

DESCRIPTION OF PUTT-PUTT PARCEL

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 Company's Survey and more particularly described as follows:

BEGINNING at a point at the intersection of the north line of Postal Drive, a dedicated highway, and the west line of Union Road, as a 100 foot highway; running thence westerly along the north line of Postal Drive 500 feet; thence running north parallel to the west line of Union Road a distance of 346.76 feet, more or less, to the south line of lands of the New York State Gas and Electric Company; thence easterly along the south line of lands of New York State Gas and Electric Company to the west line of Union Road, as a 100 foot highway, a distance of 500 feet, more or less; thence southerly along the west line of Union Road, a 100 foot highway, a distance of 346.76 feet, more or less, to the point or place of beginning.

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

Ann T. Mika....., 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.....*September 22, 1913*.....;
last publication.....*September 27, 1913*.....;
and that no more than six days intervened be-
tween publications.

Ann T. Mika.....

Sworn to before me this*27th*.....
day of*September*....., 19..*13*..

Dorothy J. Turner.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*15*

No. 20

**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 19th day of September, 1983 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
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz

ABSENT: 0

Motion by Councilman J.V. Rogowski
Seconded by Councilman Jaworowicz

WHEREAS, Victor Reinstein has petitioned for the rezoning from M-1 Light Manufacturing to CM-General Commercial, of property owned by him and located at 3770 Union Road, which property is more particularly described in the attached legal description, and

WHEREAS, a public hearing on such petition was held before this Town Board on the 15th day of August, 1983 at 6:30 o'clock P.M., after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law, and at such hearing all interested parties were given an opportunity to be heard, and

WHEREAS, the Cheektowaga Planning Board has reviewed said petition and has recommended approval thereof, subject to the conditions that said property be developed in accordance with the attached Development Plan dated July 18, 1983 and in compliance with Section 10-10 of the Zoning Ordinance of the Town of Cheektowaga, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga has also duly considered the application for the aforementioned rezoning and has rendered a determination that such rezoning will not have a significant effect on the environment, NOW, THEREFORE, BE IT

RESOLVED, that the petition of Victor Reinstein for the rezoning from M-1 Light Manufacturing to CM-General Commercial of the property specified in the attached legal description be and the same is hereby granted, subject to the above-noted conditions as recommended by the Cheektowaga Planning Board, and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga Zoning Map and Ordinance be amended in accordance with the above.

**DESCRIPTION OF
PUTT-PUTT PARCEL
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 Company's Survey and
more particularly described as
follows:**

BEGINNING at a point at the intersection of the north line of Postal Drive, a dedicated highway, and the west line of Union Road, as a 100 foot highway, running thence westerly along the north line of Postal Drive 500 feet; thence running north parallel to the west line of Union Road a distance of 346.76 feet, more or less, to the south line of lands of the New York State Gas and Electric Company; thence easterly along the south line of lands of New York State Gas and Electric Company to the west line of Union Road, as a 100 foot highway, a distance of 500 feet, more or less; thence southerly along the west line of Union Road, a 100 foot highway, a distance of 346.76 feet, more or less, to the point or place of beginning.

Upon roll call...

Supervisor	Meyers	Voting	AYE
Councilmen	Swiatek	Voting	AYE
	Johnson	Voting	NAYE
	Dux	Voting	AYE
	W.P. Rogowski	Voting	AYE

J.V. Rogowski Voting AYE
Jaworowicz Voting AYE

AYES: 6
NAYES: 1
ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

I, RICHARD M. MOLESKI,
Town Clerk of the Town
hereinafter described, DO
HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 19, 1983, 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 3, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of September, 1983.

RICHARD M. MOLESKI
Town Clerk
PUBLISH: September 22, 1983

Item No. 4 Motion by Councilman Johnson, seconded by Councilman W.P. Rogowski

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 October 3, 1983 at 7:00 P.M. 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 22nd day of September, 1983; said amendment being set forth in the Notice of Hearing.

* * * * *

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 3rd day of October, 1983 at 7:00 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 shall be amended by adding thereto the following:

A. No parking this side or one-side parking

ST. MARY'S STREET East side from the south curbline of Genesee Street to a point 125+ feet south of the south curbline of Genesee Street

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

RICHARD M. MOLESKI
Town Clerk

DATED: September 19, 1983

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Ann E. Mika*....., 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*September 22, 1983*..... ;
last publication*September 23, 1983*..... ;
and that no more than six days intervened be-
tween publications.

.....*Ann E. Mika*.....

Sworn to before me this*27th*.....

day of*September*....., 19*83*.....

.....*Dorothy J. Turner*.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

LEGAL NOTICE

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 3rd day of October, 1983, at 7:00 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 shall be amended by adding thereto the following:

A. No parking this side or one-side parking

ST. MARY'S STREET, East side, from the south curblin of Genesee Street to a point 125± feet south of the south curblin of Genesee Street

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

RICHARD M. MOLESKI

Town Clerk

DATED: September 19, 1983

PUBLISH: September 22, 1983

THOMAS J. TURNER
TOWN CLERK
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

WHEREAS, the recently constructed park maintenance facility at Stiglmeier Park on Losson Road is nearing completion, and

WHEREAS, fuel storage and dispensing facilities are required at Stiglmeier Park to complement maintenance operations, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the installation of underground fuel storage tanks and dispensing equipment, Notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed proposals will be received by the Town of Cheektowaga on October 3, 1983 at 11:00 A.M. Local Time at the Town Hall, at which time and place they will be publicly opened and read aloud.

* * * * *

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 Monday, October 3, 1983 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road, for the installation of underground fuel storage tanks and dispensing equipment at Stiglmeier Park, Losson Road, in the Town of Cheektowaga, New York.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: September 19, 1983

* * * * *

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Ann T. Mika*....., 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.....*September 22, 1983*.....;
last publication.....*September 22, 1983*.....;
and that no more than six days intervened be-
tween publications.

.....*Ann T. Mika*.....

Sworn to before me this*27th*.....

day of*September*....., 19..*83*..

.....*Dorothy J. Turner*.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
* Commission Expires March 30, 19*85*

**LEGAL NOTICE
NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on Monday, October 3, 1983 at 11:00 A.M. Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Road, for the installation of underground fuel storage tanks and dispensing equipment at Stiglmeier Park, Losson Road, in the Town of Cheektowaga, New York.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5 percent) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

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

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

RICHARD M. MOLESKI
Town Clerk

DATED: September 19, 1983
PUBLISH: September 22, 1983

BOROUGH OF CHEEKTOWAGA
TOWN CLERK'S OFFICE
100 BROADWAY
CHEEKTOWAGA, N.Y. 14124

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

WHEREAS, effective July 27, 1983, the New York Legislature amended the Public Authorities Law to make the Niagara Frontier Transportation Authority liable for payment of special benefit assessments for its real property located in special benefit districts, and

WHEREAS, the Town of Cheektowaga has invoiced the Niagara Frontier Transportation Authority for special benefit assessments for the years 1982 and 1983 on behalf of Town Sanitary Sewer District No. 5, and

WHEREAS, the Niagara Frontier Transportation Authority has refused to make such payments, and has commenced litigation against the Town of Cheektowaga to declare the said special benefit assessments illegal, and

WHEREAS, in view of the uncertainty of the outcome of the law suit, and in order to avoid expensive and lengthy legal proceedings, the Town of Cheektowaga has considered settling said litigation upon the Niagara Frontier Transportation Authority entering into a binding Settlement Agreement with the Town and certain of its officials as set forth herein, requiring the Authority to make a substantial payment to the Town for 1982-83 assessments, and to make future payments thereof for the next ten years, and

WHEREAS, it is deemed beneficial for the taxpayers of the Town of Cheektowaga to so settle the law suit brought against it by the Niagara Frontier Transportation Authority, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga shall fully compromise and settle the litigation, and all claims for special benefit assessments which it and Sanitary Sewer District No. 5 have, against the Niagara Frontier Transportation Authority, by entering into a Settlement Agreement with the Authority requiring the latter, to pay the Town the sum of One Hundred Fifty Thousand Dollars (\$150,000.00) for past assessments, and to pay the Town special benefit assessments for the years 1984 through 1993, which payments shall be a minimum of One Hundred Fifty Thousand Dollars (\$150,000.00) per year, and BE IT FURTHER

RESOLVED that Supervisor Kenneth J. Meyers, Councilman Frank E. Swiatek, Thomas M. Johnson, Jr., Frank J. Dux, William P. Rogowski, Patricia Jaworowicz and John Rogowski, Assessor Andrew Schwenk and Receiver of Taxes Joan Dudek, as officials of the Town of Cheektowaga, are directed to enter into said Settlement Agreement with the Niagara Frontier Transportation Authority, the form of which Agreement is attached hereto.

* See next pages for Agreement

OCT 14 1983

SETTLEMENT AGREEMENT

A.M. 6|7|8|9|10|11|12|1|2|3|4|5|6 P.M.

THIS SETTLEMENT AGREEMENT, entered into this 19th day of Sept. 1983, by and between NIAGARA FRONTIER TRANSPORTATION AUTHORITY [hereinafter known as the "NFTA"], a public benefit corporation having its principal office at 181 Ellicott Street, Buffalo, New York 14205; and THE TOWN OF CHEEKTOWAGA, NEW YORK, a New York municipal corporation, KENNETH J. MEYERS, Cheektowaga Town Supervisor, FRANK E. SWIATEK, THOMAS M. JOHNSON, JR., FRANK J. DUX, WILLIAM P. ROGOWSKI, PATRICIA JAWOROWICZ, and JOHN ROGOWSKI, Cheektowaga Town Councilman, as Sewer Commissioners of Town Sewer District No. 5, ANDREW SCHWENK, Cheektowaga Town Assessor, and JOAN DUDEK, Cheektowaga Town Receiver of Taxes [sometimes collectively referred to herein as the "Town"], Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York 14227.

WHEREAS, pursuant to L. 1982, c. 836, the New York Legislature provided that effective July 27, 1982, the NFTA would be liable for certain special benefit assessments; and

WHEREAS, in December, 1982 and January, 1983, respectively, the Town sought to invoice the NFTA for special benefit assessments on behalf of Town Sanitary Sewer District No. 5.

WHEREAS, by date of February 14, 1983, the NFTA served upon the Town of Cheektowaga a summons with notice in an action for a declaratory judgment to declare the aforesaid sewer assessments illegal and invalid; and

WHEREAS, both parties desire to avoid further costly and protracted litigation, and the uncertainty of the outcome thereof; and

WHEREAS, both parties wish to compromise and settle said litigation, brought by the NFTA against the Town, and to resolve the pending claims by the Town for the aforesaid sums, and to provide for appropriate future payments by the NFTA to the Town, upon the terms and conditions set forth herein;

NOW, THEREFORE, in consideration of the resolution of the disputes between the parties, and upon the mutual covenants and understandings set forth below, the NFTA and the Town hereby agree as follows:

1. Resolution of Prior Claims.

In full settlement of all claims of the Town against the NFTA for past and current sewer-related services, performed for the NFTA by Town Sanitary Sewer District No. 5 (hereinafter referred to as the "Sewer District"), up to and including the years 1982 and 1983, the NFTA shall pay the Town the total sum of One Hundred Fifty Thousand Dollars (\$150,000.00) within fifteen (15) days of the date hereof; in the event the NFTA fails to make said payment when due, a late charge shall be incurred in the amount of one percent (1%) per month.

2. NFTA Payment of Sewer Charges.

(a) For each of the years 1984 through 1993, in full satisfaction of the obligations which the NFTA shall owe

to the Sewer District for such year by reason of said Sewer District's performance of sewer-related service for it, the NFTA shall pay the Town an annual amount for the respective parcels of real property owned by it and benefited by said Sewer District, measured by the sum of: (1) the full yearly "user charge" of each such parcel of land owned by the NFTA; plus (2) fifty percent (50%) of said Sewer District's regular computation of the balance of the annual benefit basis formula for each such NFTA parcel, which formula is currently, and shall be determined by area and assessed valuation charges. Notwithstanding any other provisions of this paragraph "2(a)" and subject only to those adjustments expressly authorized by paragraph "2(b)" hereof, the NFTA shall pay the Town a minimum of One Hundred Fifty Thousand Dollars (\$150,000.00) per year for each of the years 1984 through 1993 for the aforesaid obligations.

(b) For purposes of said computation, the parties represent and agree that as of the date hereof, said NFTA benefited parcels of real property had a total area of 30,125,655 square feet, and a collective assessed value of \$18,515,300.00 (based upon an equalization rate of 10.45%). Notwithstanding the above provisions of this paragraph "2(b)", the parties understand that in future years said area and assessed valuation figures may be subject to appropriate adjustments, dependent upon any purchases or sales by the NFTA of real property benefited by said Sewer District sewer services, and/or any improvements to said NFTA real property, in

which event only that portion of the annual benefit basis formula for each NFTA parcel determined by area and assessed value may be adjusted accordingly, exclusive of "user charges." In no event, however, shall an increase in this portion of the formula relating to area and assessed valuation authorize an annual charge in excess of \$250,000.00 exclusive of "user charge".

(c) Each such annual payment will be made by the NFTA to the Town pursuant to the regular invoices annually mailed by the Town to the NFTA, as provided by law, including interest charges for late payments.

(d) The parties agree that all NFTA property in the immediate vicinity of and contiguous and related to the Greater Buffalo International Airport served by the facilities of the said Sewer District shall be subject to this Settlement Agreement.

3. Representations.

The parties hereto represent and agree that the aforesaid payments of sewer charges to be made to the Town, including sums to be paid in satisfaction of the Town's prior claims, represent the fair and reasonable value of the sewer services to be performed by the Sewer District for the NFTA, and that said charges are in proportion to the benefits to be received by the NFTA therein. To the extent of any future increase only in the assessed valuation of its property hereafter, the NFTA may protest such increase in the manner prescribed in the Real Property Tax Law of the State of New

York (RPTL).

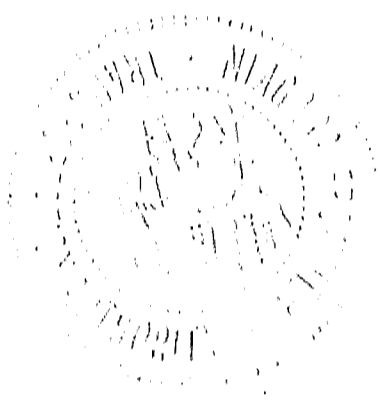
4. Termination of Litigation.

Upon the execution of this Agreement by all parties, the NFTA and the Town shall direct their respective counsel to enter into a written Stipulation formally discontinuing, with prejudice, the action now pending in the Supreme Court of Erie County entitled Niagara Frontier Transportation Authority v. Town of Cheektowaga, New York: Kenneth J. Meyers, Cheektowaga Town Supervisor and Frank E. Swiatek, Thomas M. Johnson, Jr., Frank J. Dux, William P. Rogowski, Patricia Jaworowicz, and John Rogowski, Cheektowaga Town Councilmen, as Sewer Commissioners of Sewer District No. 5, Town of Cheektowaga; Andrew Schwenk, Assessor; and Joan Dudek, Receiver of Taxes, Town of Cheektowaga, Index No. H24673, which action seeks to declare certain sewer assessments illegal and void. Said Stipulation shall be in form attached hereto as "Exhibit A." It is further agreed and understood that each party to this Agreement shall bear its own costs, expenses and counsel fees incurred in this matter.

5. Annual Renewal.

Upon the NFTA's fulfillment of the basic terms of this Agreement by its payments to the Town for Sewer District sewer charges due through the year 1993, the payment terms provided herein shall continue on a year-to-year basis; provided, however, that after said 1993 payment, either the NFTA or the Sewer District may terminate said additional payment

terms upon giving the other written notice thereof, by certified or registered mail to its then principal address, at least sixty (60) days prior to the date that the Town of Cheektowaga is then required by law to publish its tentative annual Assessment Role for real property located in said Town (currently June 1st of each year).



NIAGARA FRONTIER TRANSPORTATION
AUTHORITY

By Raymond J. Gallagher
Raymond Gallagher, Chairman

TOWN OF CHEEKTOWAGA, NEW YORK

By Kenneth J. Meyers
Kenneth J. Meyers, Supervisor

APPROVED AS TO FORM
BY T.A.

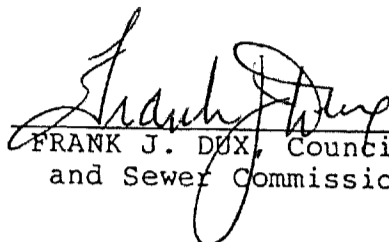
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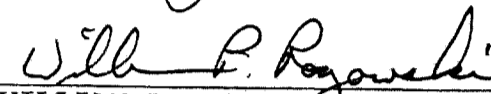
George J. [Signature]
COUNSEL

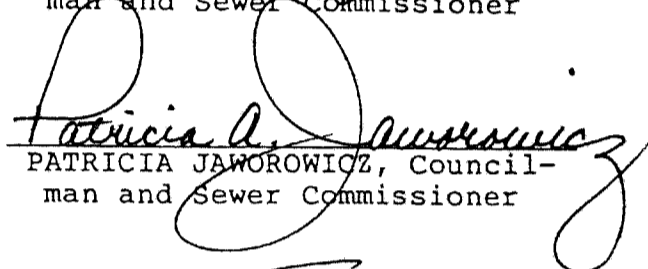
Kenneth J. Meyers
KENNETH J. MEYERS, Supervisor
and Sewer Commissioner

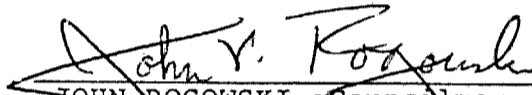
Frank E. Swiatek
FRANK E. SWIATEK, Councilman
and Sewer Commissioner

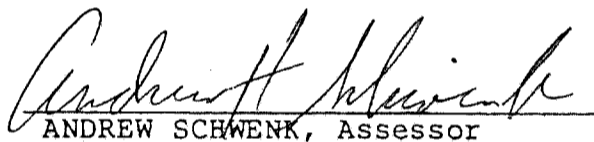
Thomas M. Johnson, Jr.
THOMAS M. JOHNSON, JR., Councilman
and Sewer Commissioner

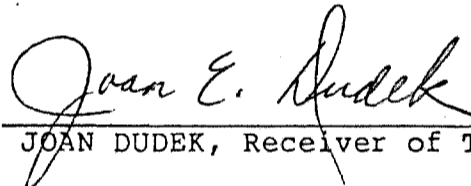

FRANK J. DUX, Councilman
and Sewer Commissioner


WILLIAM P. ROGOWSKI, Council-
man and Sewer Commissioner


PATRICIA JAWOROWICZ, Council-
man and Sewer Commissioner


JOHN ROGOWSKI, Councilman
and Sewer Commissioner


ANDREW SCHWENK, Assessor


JOAN DUDEK, Receiver of Taxes

SUPREME COURT : STATE OF NEW YORK
COUNTY OF ERIE

NIAGARA FRONTIER TRANSPORTATION AUTHORITY
181 Ellicott Street
Buffalo, New York 14205

Plaintiff,

-v-

STIPULATION OF
DISCONTINUANCE

TOWN OF CHEEKTOWAGA, NEW YORK: KENNETH J. MEYERS,
CHEEKTOWAGA TOWN SUPERVISOR and FRANK E. SWIATEK,
THOMAS M. JOHNSON, JR., FRANK J. DUX, WILLIAM P.
ROGOWSKI, PATRICIA JAWOROWICZ, and JOHN ROGOWSKI,
CHEEKTOWAGA TOWN COUNCILMEN, AS SEWER COMMISSIONERS
OF SEWER DISTRICT NO. 5, TOWN OF CHEEKTOWAGA;
ANDREW SCHWENK, ASSESSOR: and JOAN DUDEK, RECEIVER
OF TAXES, TOWN OF CHEEKTOWAGA
Town Hall
Broadway and Union Road
Cheektowaga, New York 14227

Index No.

Defendants.

The above-entitled action having been fully compromised and settled as between plaintiff and defendants, and there being no party who is an infant or an incompetent person for whom a committee has been appointed, and there being no person not a party who has any interest in the subject matter of said action, it is hereby

STIPULATED AND AGREED by and between the attorneys for the parties in the above-entitled action that said action be, and the same hereby is, discontinued, with prejudice, without costs to any party as against the other; that this Stipulation may be filed without further notice with the Clerk of the Court; and that an Order effecting this Stipulation may be entered by either party without further notice.

EXHIBIT A

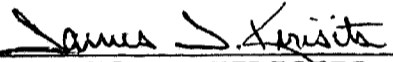
Dated: Buffalo, New York

September 19 1983

TIMOTHY J. TOOHEY, ESQ., General Counsel

BY 

DAVID M. COFFEY, ESQ.,
Associate Counsel
Attorneys for the Plaintiff
Niagara Frontier Transportation
Authority
181 Ellicott Street
Buffalo, New York 14205


JAMES R. KIRISITS, ESQ.,
Attorney for the Defendants
The Town of Cheektowaga, et al.
Town Hall
Broadway and Union Road
Cheektowaga, New York 14227

Item No. 6 cont'd

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 7 Acceptance of contract between the Supervisory Unit and the Town of Cheektowaga
This item was withdrawn.

Item No. 8 Motion by Supervisor Meyers, seconded by Councilman Swiatek

WHEREAS, on July 16, 1966, the Town of Cheektowaga acquired a ten foot drainage easement for 169 Chapel Avenue (filed in the Erie County Clerk's Office in Liber 8519 of Deeds at Page 93) from James F. Wetzler, and

WHEREAS, the easterly three feet of said easement are no longer necessary for Town purposes, and

WHEREAS, a "Discharge and Release of a Portion of Easement" for such three feet has been prepared and approved by the Town Attorney's Office and the Town Engineering Department, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor, on behalf of the Town, be and hereby is authorized and directed to execute a Discharge and Release of a Portion of Easement for the easterly three feet of the aforesaid easement and any and all other papers necessary to effectuate such Release, and BE IT FURTHER

RESOLVED that this Discharge and Release of a portion of Easement is subject to a permissive referendum, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to publish the attached "Notice of Adoption of Resolution Subject to Permissive Referendum" in the CHEEKTOWAGA TIMES.

NOTICE OF ADOPTION OF
RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN that at a regular meeting held on the 19th day of September, 1983, the Town Board of the Town of Cheektowaga duly adopted a resolution, an abstract of which follows, which resolution is subject to a permissive referendum pursuant to Article 7 of the Town Law of the State of New York.

Resolution authorizing the discharge and release of a portion (three feet by 113.74 feet) of a drainage easement on property located at 169 Chapel Avenue.

Dated: September 19, 1983

RICHARD M. MOLESKI
Town Clerk
Town of Cheektowaga

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski, J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ann E. Mike....., 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.....;
last publication.....;
and that no more than six days intervened be-
tween publications.

Ann E. Mike.....

Sworn to before me this *27th*.....

day of *September*....., 19*83*.

Dorothy J. Turner.....

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

DOROTHY J. TURNER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19*85*

No. 20

**LEGAL NOTICE
NOTICE OF ADOPTION OF
RESOLUTION SUBJECT TO
PERMISSIVE REFERENDUM
NOTICE IS HEREBY GIVEN**

that at a regular meeting held on
the 19th day of September, 1983,
the Town Board of the Town of
Cheektowaga duly adopted a
resolution, an abstract of which
follows, which resolution is sub-
ject to a permissive referendum
pursuant to Article 7 of the Town
Law of the State of New York.

Resolution authorizing the
discharge and release of a por-
tion (three feet by 113.74 feet) of a
drainage easement on property
located at 169 Chapel Avenue.

RICHARD M. MOLESKI

Town Clerk

Town of Cheektowaga

DATED: September 19, 1983

PUBLISH: September 22, 1983

ROBERT J. TURNER
TOWN CLERK
TOWN OF CHEEKTOWAGA
169 CHAPEL AVENUE
CHEEKTOWAGA, N.Y. 14124

Item No. 9a Motion by Supervisor Meyers, seconded by Councilman Swiatek

RESOLVED that Shirley Thurnherr, seasonal employee at Plant 5, be and hereby is terminated effective September 16, 1983, and BE IT FURTHER

RESOLVED that Patricia Wnek, , be and hereby is hired as a seasonal employee in the Department of Senior Services, at an hourly rate of \$3.10; said appointment effective immediately.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnso-, Dux, W.P. Robowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 9b Motion by Councilman Swiatek, seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following individuals who worked for the Day Camp for Developmentally Disabled Youth (7310.1802) be transferred to the Adapted Recreation Program (7310.1803).

Activity Directors

Mark Popiela
Theresa Gorski

Senior Adapted Recreation Counselors

Carl Vella

Adapted Recreation Counselors

Lisa Dombrowski
Camille Leszczynski
Kim Ott

Adapted Recreation Counselor Aide

Bonnie Lynch

and BE IT FURTHER

RESOLVED that the following individuals be transferred from the Day Camp for Developmentally Disabled Youth to the Adapted Recreation Program with the following change in title and salary:

Mary Jane Koslowski from counselor to Physical Education Director at \$5.00 per hour, and BE IT FURTHER

RESOLVED that the following individual be hired as a Adapted Recreation Counselor Aide at \$2.75 per hour:

Kathy Cashdollar 15 Edmund Street

and BE IT FURTHER

RESOLVED that the following individuals be transferred from the Day Camp to the Adapted Recreation Program as Alternates:

Senior Adapted Recreation Counselor

Kathy Moskal

Adapted Recreation Counselor

Debra Wojtkowski

and BE IT FURTHER

Item No. 9b cont'd

RESOLVED that the following individuals be terminated with the conclusion of the Day Camp's activities for 1983:

Activity Director

Cindi Maciejewski

Senior Counselors

Lynn Cashdollar
Doreen Panetski
Karen Spaulding
Denise Rutkowski

Counselors

Celia Burgio
Noreen Boje
Nancy Blakowski
Doreen Zak
Cheryl Niedzielski
David Walkowiak
Sue Switalski

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 10a Motion by Supervisor Meyers, seconded by Councilman Dux

RESOLVED that the following individual is hereby retained as a Seasonal Trainee in the Cheektowaga Facilities Department retroactive to 9/6/83 at the rate of \$3.10 per hour:

Acct. #02-905182-1-0-1492-001

Steven P. Dunkowski

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 10b Motion by Supervisor Meyers, seconded by Councilman Dux

RESOLVED that the following individuals are hereby retained as Seasonal Trainees in the Cheektowaga Facilities Department at the rate of \$3.10 per hour:

Acct. #01-001625-1-0-1491-001

Edward Clark

Acct. #01-001625-1-0-1391-001

Linda Ruhland

Acct. #02-905182-1-0-1492-001

James Wozniak
Joseph Trzaska
Daniel Grzechowiak
Eugene Ruskowski
William Duquette

Account #01-007110-1-0-1491-001

John Kochel
Douglas Dixon
Richard Coffta
Joseph Dolecki
Edward Kaczmarowski
Ronald Kasprzak
Gregory Borgosz
Randy Palmisano
Harry Rogalski
Joseph Ruhlmann
Anthony Schlenker
Stanley Wiejak
Anthony Wiergiej
John Slisz
Donald Surdej
Pamela Wiacek
Richard Burst
Peter Ferraina
Douglas Champagne
Richard Dean
William Maturski
William Higley

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

RESOLVED that Norman R. Wilson, , Sloan, New York,
is hereby appointed to the promotional position of Building Maintenance Man, in
the Cheektowaga Facilities Department effective September 26, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, the 152nd Engineer Batallion (Combat) of the New York
Army National Guard has invited the SWAT Personnal of both the FBI-Buffalo Office
and the Town of Cheektowaga Police Department to attend a three-day training
exercise at Fort Drum, Watertown, New York, October 7, 8, and 9, 1983, and

WHEREAS, the exercise will consist of weapons training, night
training using night vision devices and live firing on electronic KD range with
targets of engagement, and

WHEREAS, Theodore DeFedericis, Police Chief, has respectfully
requested that members of the Cheektowaga Police Department SWAT Team, be
authorized to attend this important exercise at no cost to the Town except for
transportation to and from Fort Drum, NOW, THEREFORE, BE IT

RESOLVED that the following members of the Cheektowaga Police
Department SWAT Team be and hereby are authorized to attend the above three-day
training exercise:.

Captain Bruce Chamberlin
Lieutenant John Schaller
Officer Gerald Barger

Item No. 12 cont'd

Officer Edeard Brost
Officer William Ertel
Officer Richard Kozell
Officer Florian Lukowski
Officer Henry Selbert
Officer Timothy Tehan
Officer Thomas Wentland

and BE IT FURTHER

RESOLVED that they be authorized to use two Town vehicles for transportation to and from Fort Drum, if available.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13a Motion by Supervisor Meyers, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 24 Atwood Place, Cheektowaga, New York, SBL #90.84-2-53, and according to the Assessor's Office is owned by Richard J. Mpelezos, Cheektowaga, New York, 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13b Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located behind the warehouses on Benbro Drive, bordering properties on Nantucket Drive East, Cheektowaga, New York, SBL #103.10-7-10 (72-78 Benbro Drive), SBL #103.10-7-10.1a (80-84 Benbro Drive), SBL #103.10-7-14.1b (88 Benbro Drive), SBL #103.10-7-10.1c (90 Benbro Drive), SBL #103.10-7-14.1d (92-94 Benbro Drive), SBL #103.10-7-13 (70 Benbro Drive), and SBL #103.10-7-18 (100 Benbro Drive) and according to the Assessor's Office are owned by Nathan Benderson and One, 570 Delaware Avenue, Buffalo, New York 14202, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting the high weeds, removing the weeds and accumulated debris and maintaining the properties 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13c Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located North of 787 Borden Road, Cheektowaga, New York (East of Castlewood Drive), SBL #114.20-6-10 and according to the Assessor's Office is owned by Walter Mysiak, West Seneca, New York 14224, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13d Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located to the Southwest corner at 530 Dick Road, adjacent to Christian Drive, Cheektowaga, New York, SBL #102.05-4-44, and according to the Assessor's Office is owned by 530 Dick Road, Inc., 3189 Delaware Avenue, Kenmore, New York, 14217, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13e Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located between 89 and 95 Pinehurst Avenue, Cheektowaga, New York, SBL #91.19-3-42, and according to the Assessor's Office is owned by Raymond C. Axford, Cheektowaga, New York, 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, a 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13f Motion by Councilman Jaworowicz, seconded by Councilman J.V. Rogowski

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of vacant property located between 80 and 98 Raymond Avenue, Cheektowaga, New York, SBL #113.57-1-4, and according to the Assessor's Office is owned by Edward Bushley, c/o Daniel L. Bushley, Cheektowaga, New York, 14227, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 13g Motion by Councilman Johnson, seconded by Councilman Dux

WHEREAS, continuous complaints have been received by the Town Board regarding the cleaning up of property located at 32 A-D Windwood Court, Cheektowaga, New York, SBL #91.09-6-31, and according to the Assessor's Office is owned by 145 Location Incorporation, 145 Tudor Road, Cheektowaga, New York 14225, and

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and maintaining the property 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, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz

WHEREAS, there is need to approve Change Order No. 1 to the contract for electrical modification work at the Plant No. 5 site, NOW, THEREFORE, BE IT

RESOLVED that Change Order No. 1 for the replacement of the control distribution panel and related equipment as an addition to the contract of Zablotny Electric, Inc. in the amount of \$4,666.76, be and hereby is approved, and BE IT FURTHER

RESOLVED that the Supervisor is authorized and directed to sign said Change Order No. 1 on behalf of this Town Board.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

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

Item No. 15 cont'd

FEDERAL REVENUE SHARING FUND

From: 8540.4009 (Erosion Control and Drainage) \$8,281.00
To: 8540.4585 (Scajaquada Creek Erosion Control) \$8,281.00

GENERAL FUND

From: 3310.4472 (Traffic Control Signal Upgrade) \$2,500.00
To: 3310.4471 (Signs and Street Marking-Sewer) \$2,500.00

Funds for this action are available from the source as stated in the resolution and have been approved by the Bookeeper to the Supervisor.

William L. Wielinski

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 16 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 September 19, 1983 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$ 84,222.69
SPECIAL DISTRICTS FUND	35,950.40
HIGHWAY FUND	12,140.57
FEDERAL REVENUE SHARING FUND	7,500.00
TRUST AND AGENCY FUND	498.00
PART TOWN FUND	1,253.50
HUD-CDBG FUND	66,977.17
CAPITAL FUND	81,900.56
	<u>\$290,442.89</u>

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 17 Health report for August, 1983
Received and Filed.

Item No. 18 Cheektowaga Planning Board - minutes of August, 1983
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 19 Petition from Town Residents wishing to speak re: adoption of
written public disclosure law
Copies were sent to: James Kirisits, Town Attorney.
Received and Filed.

V. SUSPENSION OF RULES

Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, the State Board of Equalization and Assessment is having a course in "Advanced Appraisal Technology" at Kutsher's New York, September 26th thru September 29, 1983, NOW, THEREFORE, BE IT

RESOLVED that Andrew Schwenk, Assessor IV for the Town of Cheektowaga, be and hereby is authorized to attend this Appraisal Technology course, at no expense to the Town.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

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

WHEREAS, the term of office of Andrew H. Schwenk, as Assessor B in the office of the Assessor of the Town of Cheektowaga expires on October 1, 1983, NOW, THEREFORE, BE IT

RESOLVED that Andrew H. Schwenk, residing at Cheektowaga, New York, be and hereby is re-appointed to the position of Assessor B in the office of the Assessor of the Town of Cheektowaga pursuant to the provisions of Real Property Tax Law, Article 15 A of the State of New York, for a term of six (6) years, effective October 1, 1983.

Upon Roll Call....

AYES: Supervisor Meyers, Councilmen Swiatek, Johnson, Dux, W.P. Rogowski,
J.V. Rogowski and Jaworowicz
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman J.V. Rogowski, seconded by Councilman Jaworowicz to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk