

April 1, 1985

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 April, 1985 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Casimir A. Kozminski, Assessor; Salvatore La Greca, Employment & Training Services Director II; Robert Lis, Assistant Chief of Police; Ronald Marten, Building & Plumbing Inspector; Richard Slisz, County Legislator; Sam Tadio, E.C.I.D. Chairman; Patricia Wojcik, Recreation Supervisor of Senior Citizens; Barney Wojtkowiak, Deputy Supervisor; Ronald Zoeller, Working Foreman-Sanitation Department.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Jaworowicz, Seconded by Councilman J. Rogowski

WHEREAS, the Planning Board of the Town of Cheektowaga has recommended that the zoning district classification of a number of parcels of property situate on the north side of William Street from Harlem Road to Mansion Avenue and the south side of William Street from Harlem Road to Bright Avenue and further described on the attached Legal Description as Parcel A be changed from CM-General Commercial District to C-Retail Business District, and

WHEREAS, the Planning Board has also recommended that the zoning district classification of a number of parcels of property situate on the south side of William Street from Bright Avenue to Helen Street and further described on the attached Legal Description as Parcel B be changed from CM-General Commercial District to RC-Restricted Business District, and

WHEREAS, Section 10-00, Article X of the Zoning Ordinance of the Town of Cheektowaga authorizes the Town Board, on its own motion, or on a recommendation by the Zoning Board of Appeals, or the Planning Board, to amend, supplement or repeal the regulations, provisions or boundaries of said Ordinance, and

WHEREAS, a public hearing was held before this Town Board on the 18th day of March, 1985 at 6:30 o'clock 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 areas to be rezoned as specified above, NOW, THEREFORE, BE IT

No. 7

Item No. 2 cont'd.

RESOLVED, that those properties decribed on the attached Legal Description as Parcel A be and hereby are rezoned from their present zoning district classification to C-Retail Business District, and BE IT FURTHER

RESOLVED, that those properties described on the attached Legal Description as Parcel B be and hereby are rezoned from their present zoning district classification to RC-Restricted Business District, and BE IT FURTHER

RESOLVED, that the Zoning Map of the Town of Cheektowaga be changed accordingly.

*SEE NEXT PAGE FOR LEGAL DESCRIPTION MADE A PART HEREOF.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Cecelia Westover*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*April 4, 1985*..... ;
last publication.....*April 4, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Cecelia Westover*.....

Sworn to before me this*12th*.....

day of*April*....., 19.....*85*.....

.....*Elizabeth M. Murszewski*.....

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

ELIZABETH M. MURSZEWSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.....*87*.....

Wanted to Buy
Real Estate
chests, 896-7748 & 759-2866
household, old toys & com
nature, one piece or com
WANTED: antiques, fine of
p.m.; 633-1900
Mon-Fri, 9-7 p.m., Sat
cent bonus with this ad
the Transil Bowling Lan
Eastern Hills Mall, ad
Williamsville, 1/2 mill
Transil Rd., near Sbe
Gold, M & M Refin
types of rings, siler
buying silver coins
up to \$1,200 cash fo
to \$150, buying di
in cash, wedding
SCHOOL RINGS
856-6057, 631-36
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& springs
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WANTED: furn
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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 April, 1985 at 7:00 o'clock p.m. Eastern Standard Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Jaworowicz

Seconded by Councilman J.V. Rogowski

WHEREAS, the Planning Board of the Town of Cheektowaga has recommended that the zoning district classification of a number of parcels of property situate on the north side of William Street from Harlem Road to Mansion Avenue and the south side of William Street from Harlem Road to Bright Avenue and further described on the attached Legal Description as Parcel A be changed from CM-General Commercial District to C-Retail Business District, and

WHEREAS, the Planning Board has also recommended that the zoning district classification of a number of parcels of property situate on the south side of William Street from Bright Avenue to Helen Street and further described on the attached Legal description as Parcel B be changed from CM-General Commercial District to RC-Restricted Business District, and

WHEREAS, Section 10-00, Article X of the Zoning Ordinance of the Town of Cheektowaga authorizes the Town Board, on its own motion, or on a recommendation by the Zoning Board of Appeals, or the Planning Board, to amend, supplement or repeal the regulations, provisions or boundaries of said Ordinance, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 18th day of March, 1985 at 6:30 o'clock 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 areas to be rezoned as specified above, NOW, THEREFORE, BE IT

RESOLVED, that those properties described on the attached Legal Description as Parcel A be and hereby are rezoned from their present zoning district classification to C-Retail Business District, and BE IT FURTHER

RESOLVED, that those properties described on the attached Legal Description as Parcel B be and hereby are rezoned from their present zoning district classification to RC-Restricted Business District, and BE IT FURTHER

Resolved, that the Zoning Map of the Town of Cheektowaga be changed accordingly.

LEGAL DESCRIPTION

PARCEL A (properties to be rezoned to C-Retail Business District)

The following properties situate on the north side of William Street from Harlem Road to Mansion Avenue and the south side of William Street from Harlem Road to Bright Avenue, such properties being further described as follows:
1. Sub Lots Nos. 1-8 of Block "A" of Map Cover 636
2. Sub Lots Nos. 1-8 of Block "B" of Map Cover 636
3. Sub Lots Nos. 1-4 of Block "C" of Map Cover 636
4. Sub Lots Nos. 27-30 of Block "A" of Map Cover 688
5. Sub Lots Nos. 14-19, 46-51 and 78-80 of Mao Cover 1506
6. Sub Lots Nos. 1-4, 89-98 and 181-188 of Map Cover 472

PARCEL B (properties to be rezoned to RC-Restricted Business District)

Properties situate on the south side of William Street from Bright Avenue to Helen Street, such properties being further described as follows:

1. Sub Lots Nos. 273-276 of Map Cover 472
2. Sub Lots Nos. 1-4 of Map Cover 680
3. Property situate between Sub Lot No. 1 of Map Cover 680 and Sub Lot No. 276 of Map Cover 472 and having a frontage of 297.92 feet on William Street and a depth of 126 feet.

Upon roll call.....

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

PUBLISH: April 4, 1985

MEETING NO. 7
April 1, 1985

Item No. 3 Motion by Councilman J. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, bids were duly received on March 18, 1985 as the result of advertisement, therefore, for the furnishing of all corrugated metal, metal slotted and reinforced concrete pipe requirements of the Town of Cheektowaga for the year of 1985. 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 March 28, 1985, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of pipe to the Town for the year of 1985 as per said unit prices and as recommended by the Town Engineer is hereby awarded to the following for corrugated metal and metal slotted pipe and reinforced concrete pipe:

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

6" dia. C.M.P	\$2.20/ft.
8" dia. C.M.P	\$3.02/ft.
10" dia. C.M.P	\$3.75/ft.
12" dia. C.M.P.	\$4.35/ft.
15" dia. C.M.P.	\$5.43/ft.
18" dia. C.M.P.	\$6.50/ft.
21" dia. C.M.P.	\$7.52/ft.
24" dia. C.M.P.	\$10.04/ft.
30" dia. C.M.P.	\$12.68/ft.
36" dia. C.M.P.	\$15.33/ft.
42" dia. C.M.P	\$22.70/ft.
48" dia. C.M.P.	\$25.72/ft.
54" dia. C.M.P.	\$29.97/ft.
60" dia. C.M.P.	\$41.61/ft.
72" C.M.P.	\$48.86/ft.
84" C.M.P.	\$56.14/ft.
43" X 27" C.M.P.	\$15.97/ft.
50" X 31" C.M.P.	\$19.28/ft.
58" X 36" C.M.P.	\$26.92/ft.
58" X 36" C.M.P. Paved Invert	\$33.30/ft.
65" X 36" C.M.P.	\$30.83/ft.
65" X 36" C.M.P. Paved Invert	\$37.97/ft.
72" X 44" C.M.P.	\$36.40/ft.
72" X 44" C.M.P. Paved Invert	\$44.35/ft.
12" C.M.P. End Section	\$25.94 eac
15" C.M.P. End Section	\$33.92 eac
18" C.M.P. End Section	\$45.57 eac
21" C.M.P. End Section	\$55.15 each
24" C.M.P. End Section	\$69.96 each
12"- 2 1/2" Slotted Drain Pipe	\$23.11/ft.
12"- 6" Slotted Drain Pipe	\$31.05/ft.
12" Slotted Drain Band	\$19.95 each
15" - 2 1/2" Slotted Drain Pipe	\$25.93/ft.
15" - 6" Slotted Drain Pipe	\$32.02/ft
15" Slotted Drain Pipe	\$22.31 each
18" - 2 1/2" Slotted Drain Pipe	\$28.76/ft.
18" - 6" Slotted Drain Pipe	\$36.64/ft.
18" Slotted Drain Pipe	\$24.57 each
6" C.M.P. Perforated U.D.	\$2.47/ft.
8" C.M.P. Perforated U.D.	\$3.24/ft.
10" C.M.P. Perforated U.D.	\$4.04/ft.
12" C.M.P. Perforated U.D.	\$4.45/ft.
15" C.M.P. Perforated U.D.	\$5.57/ft.

Item No. 3 cont'd.

Lane Metal Products Company, Inc.
Box 711
Bath, New York 14810

43" X 27" C.M.P. Paved Invert	\$19.35/ft.
50" X 31" C.M.P. Paved Invert	\$24.40/ft.
30" C.M.P. End Section	\$138.00 each
36" C.M.P. End Section	\$215.00 each
12" dia. Plastic Liner/C.M.P.	\$10.55/ft.
15" dia. Plastic Liner/C.M.P.	\$13.10/ft.
18" dia. Plastic Liner/C.M.P.	\$15.65/ft.
21" dia. Plastic Liner/C.M.P.	\$18.25/ft.
24" dia. Plastic Liner/C.M.P.	\$20.75/ft.
30" dia. Plastic Liner/C.M.P.	\$25.85/ft.
36" dia. Plastic Liner/C.M.P.	\$33.50/ft.
42" dia. Plastic Liner/C.M.P.	\$38.15/ft.
48" dia. Plastic Liner/C.M.P.	\$44.30/ft.

K & S Contractors Supply
1971 Gunville Road
Lancaster, New York 14086

12" R.C.P. - Class III	\$5.75/ft.
- Class IV	\$5.75/ft.
15" R.C.P. - Class III	\$7.10/ft.
- Class IV	\$8.00/ft.
18" R.C.P. - Class III	\$8.90/ft.
- Class IV	\$9.55/ft.
21" R.C.P. - Class III	\$10.90/ft.
- Class IV	\$12.25/ft.
24" R.C.P. - Class III	\$13.35/ft.
- Class IV	\$15.40/ft.
30" R.C.P. - Class III	\$19.15/ft.
- Class IV	\$21.20/ft.
36" R.C.P. - Class III	\$27.40/ft.
- Class IV	\$30.75/ft.
42" R.C.P. - Class III	\$35.95/ft.
- Class IV	\$39.45/ft.
48" R.C.P. - Class III	\$43.90/ft.
- Class IV	\$50.30/ft.
54" R.C.P. - Class III	\$57.50/ft.
- Class IV	\$65.70/ft.
60" R.C.P. - Class III	\$70.10/ft.
- Class IV	\$82.65/ft.
66" R.C.P. - Class III	\$86.25/ft.
- Class IV	\$99.80/ft.
72" R.C.P. - Class III	\$103.30/ft.
- Class IV	\$118.60/ft.
84" R.C.P. - Class III	\$141.95/ft.
- Class IV	\$170.50/ft.

SEE NEXT PAGE FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0



Town of Cheektowaga

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

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

March 28, 1985

TO SUPERVISOR WEBER AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

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

Gentlemen:

At a public bid opening on March 18, 1985, bids were received and publicly opened for the purchase of corrugated metal, metal slotted and reinforced concrete pipe in various sizes for the year of 1985. Due to the large quantity of items that were bid, the lowest bidders in each item are listed on the attached resolution. Their bid items cover each unit price for eighty four (84) different sizes of pipe and related items.

It is, therefore, recommended that the bid be awarded to the attached listed bidders for their submission of the lowest bid meeting the requirements of the specifications, with the exception of plastic lined corrugated metal pipe. This should be awarded to Lane Metal Products Company on the basis of the 25% increase in flow capacity, which is more cost effective to the Town.

Very truly yours,

TOWN OF CHEEKTOWAGA

William R. Pugh
William R. Pugh
Junior Engineer

WRP:dms

Item No. 4a Motion by Councilman Gabryszak, Seconded by Councilman Johnson

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of three (3) rear loading packer bodies for the Sanitation Department. Information for bidders and specifications may be obtained from the office of the Town Clerk, said notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on April 15, 1985 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on April 15, 1985 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the purchase of three (3) rear loading packer bodies for the Sanitation Department.

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

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

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

Richard M. Moleski
Town Clerk

DATED: April 1, 1985

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Cecelia Westover*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for/..... weeks;
first publication...*April 4, 1985*..... ;
last publication...*April 4, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Cecelia Westover*.....

Sworn to before me this*12th*.....

day of*April*....., 19.....*85*

Elizabeth M. Murszewski

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

ELIZABETH M. MURSZEWSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.....*87*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on April 15, 1985 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the purchase of three (3) rear loading packer bodies for the Sanitation Department.

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

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: April 1, 1985

PUBLISH: April 4, 1985

Item No. 4b Motion by Councilman J. Rogowski, Seconded by Councilman W. Rogowski

WHEREAS, Ed Kieczkowski, Cheektowaga Library Director, desires to construct an addition to the Anna M. Reinstein Memorial Library on Harlem Road at Greenleaf Lane, AND

WHEREAS, Library Funds have been budgeted for this purpose, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is directed to publish a Notice to Bidders in connection with said Library Addition, Notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 15th day of April, 1985 at 11:00 A.M., Eastern Standard Time at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Pursuant to a resolution by the Town Board, Town of Cheektowaga, New York, sealed proposals for General Construction Work for an addition at the Anna M. Reinstein Memorial Library, 2580 Harlem Road, Cheektowaga, New York shall be received at the Office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, as provided for and set forth in specifications there-fore, until:

11:00 A.M. Eastern Standard Time April 15, 1985

at which time said proposals shall be publicly opened and read aloud.

The Information for Bidders, Form of Bid, Drawings and Specifications may be examined and copies thereof may be obtained at the Office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York.

Each prospective bidder shall be furnished one (1) complete set of plans, specifications and other contract documents upon the deposit of \$25.00 to insure their return in good condition. Bidders may obtain additional sets, if available, at a cost of \$25.00 per set. All plans, specifications and contract documents including those purchased must be returned within thirty (30) days after the award of the contract or the rejection of all bids. Upon return in good condition of all sets issued to the Bidders, a total refund of \$25.00 shall be given. Any non-bidder, upon return of such sets shall be refunded \$12.50.

No proposal shall be considered unless it is accompanied by either a certified check or bid bond for each individual contract. If a certified check is submitted it shall be payable to the Town of Cheektowaga for ten percent (10%) of the amount of the bid. If a bid bond is submitted in lieu of a certified check, the amount thereof shall be not less than ten percent (10%) of the amount of the bid.

The successful bidder shall be required to furnish and pay for satisfactory performance and payment bonds.

Proposals must be made on the bid forms furnished by the Owner.

No less than the minimum salaries and wages as set forth in the specifications shall be paid on this work.

No bidder may withdraw his bid within forty-five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject any or all bids.

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

Richard M. Moleski
Town Clerk

DATED: April 1, 1985

Item No. 4b cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Cecelia Westover*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication *April 4, 1985*..... ;
last publication...*April 4, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Cecelia Westover*.....

Sworn to before me this*12* + *6*.....

day of *April*....., 19*85*.....

.....*Elizabeth M. Murszewski*.....

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

ELIZABETH M. MURSZEWSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*87*

LEGAL NOTICE

NOTICE TO BIDDERS

Pursuant to a resolution by the Town Board, Town of Cheektowaga, Erie County, New York, sealed proposals for General Construction Work for an addition at the Anna M. Reinstein Memorial Library, 2580 Harlem Road, Cheektowaga, New York shall be received at the Office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York, as provided for and set forth in the specifications therefore, until:
11:00 A.M. Eastern Standard Time
April 15, 1985

at which time said proposals shall be publicly opened and read aloud.

The Information for Bidders, Form of Bid, Drawings and Specifications may be examined and copies thereof may be obtained at the Office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, New York.

Each prospective bidder shall be furnished one (1) complete set of plans, specifications and other contract documents upon the deposit of \$25.00 to insure their return in good condition. Bidders may obtain additional sets, if available, at a cost of \$25.00 per set. All plans, specifications and contract documents including those purchased must be returned within thirty (30) days after the award of the contract or the rejection of all bids. Upon return in good condition of all sets issued to the Bidders, a total refund of \$25.00 shall be given. Any non-bidder, upon return of such sets shall be refunded \$12.50.

No proposal shall be considered unless it is accompanied by either a certified check or bid bond for each individual contract. If a certified check is submitted it shall be payable to the Town of Cheektowaga for ten percent (10%) of the amount of the bid. If a bond is submitted in lieu of a certified check, the amount thereof shall be not less than ten percent (10%) of the amount of the bid.

The successful bidder shall be required to furnish and pay for satisfactory performance and payment bonds.

Proposals must be made on the bid forms furnished by the Owner.

No less than the minimum salaries and wages as set forth in the specifications shall be paid on this work.

No bidder may withdraw his bid within forty-five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject any or all bids.

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

RICHARD MOLESKI

Town Clerk

DATED: April 1, 1985

PUBLISH: April 4, 1985

Item No. 4c Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to bidders for furnishing of an artificial portable indoor soccer surface to the Cheektowaga Recreation Department. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received at 11:00 a.m. Eastern Standard Time on April 15, 1985 for the purpose of properly opening and reading the sealed bids.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 15, 1985 at 11:00 a.m. Eastern Standard time at Town Hall, corner of Broadway and Union Road for an artificial portable indoor soccer surface.

Information for bidders and specifications may be obtained from the Town Clerk at his office in Town Hall, Broadway and Union Road, Cheektowaga, New York 14227.

The bidder agrees to make every attempt to deliver contracted item in THIRTY (30) DAYS OR LESS from the date of order and to notify the Town of Cheektowaga Recreation Department at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder may be requested to present in writing reasons for all delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated.

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and/or delete certain items if it deems necessary.

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

Richard M. Moleski
Town Clerk

DATED: April 1, 1985

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Cecelia Westoven*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*April 4, 1985*.....;
last publication.....*April 4, 1985*.....;
and that no more than six days intervened be-
tween publications.

.....*Cecelia Westoven*.....

Sworn to before me this*12th*.....

day of*April*....., 19.....*85*

.....*Elizabeth M. Murszewski*.....

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

ELIZABETH M. MURSZEWSKI
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.....*87*

Legal

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board Town of Cheektowaga on April 15, 1985 at 11:00 A.M., Eastern Standard Time, at Town Hall, corner of Broadway and Union Road for an artificial portable indoor soccer surface.

Information for bidders and specifications may be obtained from the Town Clerk at his office in Town Hall, Broadway and Union Road, Cheektowaga, New York 14227.

The bidder agrees to make every attempt to deliver contracted item in **THIRTY (30) DAYS OR LESS** from the date of order and to notify the Town of Cheektowaga Recreation Department at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder may be requested to present in writing reasons for all delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated.

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and/or delete certain items if it deems necessary.

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

RICHARD M. MOLESKI

Town Clerk

PUBLISH: April 4, 1985

MEETING NO. 7
April 1, 1985

Item No. 5 Motion by Councilman Johnson, Seconded by Councilman Gabryszak

WHEREAS, the disposition of labor disputes by settlement and compromise is favored by the courts, administrative tribunals and this Town Board, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the terms and conditions specified in a certain "Agreement between the Town of Cheektowaga and The Town of Cheektowaga Employee's Association" signed by Mr. Lawrence Kowal, Chief Steward on March 25, 1985, and hereby authorizes the Supervisor to sign such document on behalf of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman Kowal, Seconded by Councilman Gabryszak

WHEREAS, the "Rebuild New York Through Transportation Infrastructure Renewal Bond Act" authorizes the expenditure of moneys for the construction, reconstruction, improvement, reconditioning and preservation of deficient bridges not on the State Highway System, and

WHEREAS, pursuant to Chapter 836 of the Laws of 1983 and Article 17 of the Transportation Law, the New York State Legislature has authorized and appropriated funds for a Local Bridge Program to be administered by the New York State Department of Transportation, and

WHEREAS, this Town Board approves of the participation by the Town of Cheektowaga in the Local Bridge Program of the State Department of Transportation; authorizes the accomplishment of Local Bridge Projects in connection with such Program by employees of the Town of Cheektowaga or by competitively let contracts; and accepts maintenance of the completed improvements by the Town of Cheektowaga, and

WHEREAS, the State has appropriated the sum of \$230,000.00 for rehabilitation of the Rein Road bridge over Ellicott Creek in the Town,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga shall participate in the Local Bridge Program, pursuant to the terms of the Bond Act, the Program Guidelines and State/Applicant Agreement which the Town ratifies and affirms, and it is further

RESOLVED, that the accomplishment of all Local Bridge Projects authorized under the Local Bridge Program shall be by Town forces or by competitively let contract with oversight by the Town of Cheektowaga; and it is further

RESOLVED, that the Supervisor of the Town of Cheektowaga be and is hereby authorized to execute all necessary agreements and documents on behalf of the Town of Cheektowaga required by the New York State Department of Transportation for participation in its Local Bridge Program.

THIS RESOLUTION WAS CALLED FOR AMENDMENT BY COUNCILMAN KOWAL, SECONDED BY COUNCILMAN GABRYSZAK AND THE VOTE ON THE AMENDMENT WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 6 cont'd.

Motion by Councilman Kowal, Seconded by Councilman Gabryszak

WHEREAS, the "Rebuild New York Through Transportation Infrastructure Renewal Bond Act" authorizes the expenditure of moneys for the construction, reconstruction, improvement, reconditioning and preservation of deficient bridges not on the State Highway System, and

WHEREAS, pursuant to Chapter 836 of the Laws of 1983 and Article 17 of the Transportation Law, the New York State Legislature has authorized and appropriated funds for a Local Bridge Program to be administered by the New York State Department of Transportation, and

WHEREAS, this Town Board approves of the participation by the Town of Cheektowaga in the Local Bridge Program of the State Department of Transportation; authorizes the accomplishment of Local Bridge Projects in connection with such Program by employees of the Town of Cheektowaga or by competitively let contracts; and accepts maintenance of the completed improvements by the Town of Cheektowaga, and

WHEREAS, the State has appropriated the sum of \$230,000.00 for rehabilitation of the Rein Road bridge over Ellicott Creek in the Town,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga shall participate in the Local Bridge Program, pursuant to the terms of the Bond Act, the Program Guidelines and State/Applicant Agreement which the Town ratifies and affirms, and it is further

RESOLVED, that the accomplishment of all Local Bridge Projects authorized under the Local Bridge Program shall be by Town forces or by competitively let contract with oversight by the Town of Cheektowaga; and it is further

RESOLVED, that the Supervisor of the Town of Cheektowaga be and is hereby authorized to execute all necessary agreements and documents on behalf of the Town of Cheektowaga required by the New York State Department of Transportation for participation in its Local Bridge Program, provided the Town Engineer of the Town of Cheektowaga first reviews and approves of the scope of work to be performed.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 7a Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, this Town Board has an on going program of reducing inflow and infiltration of storm waters into the Sewer District No. 5 sanitary sewer system, AND

WHEREAS, there is a need to control the street flooding of Mafalda, Fontaine and Nina to reduce the inflow and infiltration conditions, AND

WHEREAS, construction funding is being pursued through the New York State Department of Transportation, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Nussbaumer & Clarke, Inc. as submitted to the Town Engineer in their proposal letter of March 20, 1985 is approved and accepted, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign said proposal on behalf of this Town Board, AND, BE IT FURTHER

RESOLVED, that costs for said professional services shall be charged to the Sewer District No. 5 Wastewater Remedial Account.

MEETING NO. 7
April 1, 1985

Item No. 7b Authorize Supervisor to execute agreement with M & T Bank re: Town's Housing Rehabilitation Loan Program.

THIS ITEM WAS WITHDRAWN.

Item No. 8a Motion by Councilman Johnson, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following Seasonal Employees be and hereby are terminated in the various Departments as listed:

SEWER MAINTENANCE DEPARTMENT

EFFECTIVE

Timothy Wojdan	4/9/85
Richard Pagano	4/19/85

SANITATION DEPARTMENT

James Czajka	4/12/85
Kim Ring	4/1/85
John Tourjie	4/5/85

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8b Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following individuals be and hereby are terminated as employees in the Department of Senior Services effective as of January 2, 1985.

Marycanne Strumpf, Eugenie Hitzel, and Helen Ochal,

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8c Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED, that the following individuals be and hereby are terminated as Seasonal Employees in the Facilities Department as listed below, effective as follows:

Parks Division - Acct. #01-007110-1-0-1491-001

Dale Matecki	4/15/84
Francis Keefe	4/13/85
James Barry	immediately
David Lease	4/17/85

Parks Division - Acct. #01-007110-1-0-1391-001

Carolyn Kszanak	4/20/85
-----------------	---------

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9a Motion by Councilman Kowal, Seconded by Councilman Gabryszak

WHEREAS, the necessary PO-17 form was filed with the County of Erie Personnel Department, and

WHEREAS, funds have been allocated in the 1985 Highway Budget for a Working Foreman,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby creates the position of Working Foreman in the Highway Department.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9b Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, there will be a vacancy at the Main Pump Station of Sanitary Sewer District #5 due to the retirement of Mr. Alfred Zalenski, Chief Operator, AND

WHEREAS, the duties of the Chief Operator have changed since the Town no longer treats wastewater, AND

WHEREAS, the necessary PO 17 forms have been filed with the Erie County Personnel Department, NOW, THEREFORE, BE IT

RESOLVED, that the positions of Superintendent-Wastewater Pump Station and Assistant Superintendent-Wastewater Pump Station are hereby created.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9c Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, there will be vacancies at the Main Pump Station of Sanitary Sewer district #5 due to retirements of Sewage treatment Plant Operators, Grade II, AND

WHEREAS, due to the termination of wastewater treatment, the duties of personnel have changed and a PO-17 form was submitted to the Erie County Department of Personnel for a job classification at the now operating Main Pump Station, AND

WHEREAS, the Erie County Department of Personnel, in their letter of March 6, 1984 established the position of Wastewater Pump Station Operator for any personnel assignments at the Main Pump Station, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board accepts the recommendation of the Erie County Department of Personnel as to the new title and duties of replacement personnel, AND, BE IT FURTHER

RESOLVED, that any appointments of Wastewater Pump Station Operators shall be temporary classification until the positions are approved by the New York State Civil Service Commission and determinations are made whether examinations will be required for said position.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Councilman Johnson, Seconded by Councilman Gabryszak

WHEREAS, a vacancy exists in the Cheektowaga Facilities Department for the position of General Mechanic, AND

WHEREAS, said position has been properly posted for a period of ten (10) days in accordance with the Collective Bargaining Agreement between the Town of Cheektowaga and The Town of Cheektowaga Employee's Association, NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and hereby is appointed to the position of General Mechanic in the Cheektowaga Facilities Department effective April 2, 1985:

James Demblewski

Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

WHEREAS, in order to provide for the provision of emergency medical services on a uniform basis, this Town Board has, on May 7, 1984, adopted an Ambulance Ordinance; and

WHEREAS, said Ordinance provides for the establishment and authorization of an Emergency Medical Services Board ("EMS Board") which will act as the agent of the Town of Cheektowaga in the implementation of the Ordinance; and

WHEREAS, the composition of the EMS Board is set forth in Section 7 of the Ordinance; NOW, THEREFORE, BE IT

RESOLVED, that the following individual shall be designated to serve as an ex-officio member of the EMS Board for a term of one year following appointment:

Mrs. Phyllis Reinstein

Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12 Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

BE IT RESOLVED that Rudy Santa Maria, Estelle Dr., Cheektowaga, New York 14225 be re-appointed to the Cheektowaga Board of Assessment Review for a five (5) year term, effective April 12, 1985 and expiring on April 12, 1990.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 7
April 1, 1985

Item No. 13a Motion by Councilman Gabryszak, Seconded by Councilman W. Rogowski

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments as listed at a rate of \$3.10 per hour:

SANITATION DEPARTMENT

EFFECTIVE

William Bannister	Immediately
Patrick Keefe	Immediately
Brian Kazmierczak	Immediately
James Czajka	4/15/85
Harry Babirad, Jr.	Immediately
Kim Ring	Immediately
John Tourjie	4/8/85
Donald Szalasny	Immediately
Thomas Moleski	Immediately
Kevin Lenartowicz	4/1/85
John Szczepanik	4/3/85

MAIN PUMP STATION

Salvatore Iannello	4/8/85
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Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 13b Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the Facilities Department at the rate of \$3.10 per hour effective immediately:

Parks Division: Acct. #01-007110-1-0-1491-001

Paul Ciechanski
Raymond Bienik Jr.
Francis Strong
Eric Ozolins
David Lacki
Kevin Powell
Gary Cieply
Charles Lattuca
Joseph Burgio
Robert Idziak
Fred Bradley
Anthony Monkelban
James Weaver
Timothy J. Shaw
Brian A. Ziemba
Daniel A. Tatta III

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, Mr. Robert Sosnowski, employed in the Cheektowaga Facilities Department is a member of the United States Air Force Reserve, HQ 914 Combat Support Squadron (AFRES), AND

WHEREAS, Mr. Sosnowski has received orders to report for Active Duty Training effective May 3, 1985 through May 17, 1985, AND

MEETING NO. 7
April 1, 1985

Item No. 14 cont'd.

WHEREAS, employees are eligible for benefits under Section 242 and 243 of the Military Law of the State of New York; are guaranteed such benefits in full accordance with the law, BE IT

RESOLVED, that the Cheektowaga Town Board approves said Military Leave for Mr. Robert Sosnowski, 124 Hoerner, Cheektowaga, New York, 14211 for the period of May 3, 1985 through May 17, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED that the annual salary of the Assessor B in the Town of Cheektowaga be and hereby is set at \$29,955.00, effective April 1, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, the Buffalo-Niagara Frontier Safety Council, in cooperation with the New York State Department of Motor Vehicles and the New York State Department of Insurance, sponsors a 6-hour Defensive Driving Course, AND

WHEREAS, it would be in the best interest of the Town of Cheektowaga to have its motor vehicle operators participate in said Defensive Driving Course in order to improve their driving and accident avoidance skills, AND

WHEREAS, the Town's Risk Management Consultant has recommended such training as indicated in the attached communication, AND

WHEREAS, said program would be conducted on Town premises at a cost of \$17.00 per person, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby requires participation, at Town cost, in such Defensive Driving Course by employees who operate motor vehicles, other than passenger cars, in the Highway, Sanitation, Facilities, Engineering Central Garage and Sewer Maintenance Departments, AND BE IT

FURTHER RESOLVED that those motor vehicle operators in the above-stated Departments who have recently completed said course be reimbursed, AND BE IT

FURTHER RESOLVED that funds, not to exceed \$2500.00, shall be charged to Account #A.1910.4090 for said course and training.

SEE NEXT PAGE FOR COPY OF LETTER WHICH IS MADE A PART HEREOF

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

EAH

MEMORANDUM

FROM: ERNEST A. HOLFOTH, CPCU, ARM

4947 LAKE SHORE ROAD, HAMBURG, NEW YORK 14075

TELEPHONE: (716) 627-5828

March 7, 1985

TO: Thomas M. Johnson, Jr., Councilman
Town of Cheektowaga

RECEIVED

cc: Daniel E. Weber, Supervisor

MAR 08 1985

Re: Defensive Driving Course

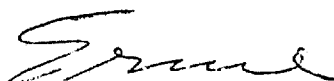
TOWN COUNCIL

Dear Tom:

We recommend that the Town provide the above training to its frequent drivers, particularly those classified as MEO-As and MEO-Bs.

There is no specific insurance discount in the Town's Automobile insurance. But we believe the cost, which we understand is under \$1,000, will be more than repaid by avoiding accidents and keeping losses from being charged in the experience rating of its Auto insurance premiums.

The Town's Auto losses have averaged less than \$20,000 annually the last several years. This helped greatly to keep insurance costs below \$50,000. While we expect this cost to increase substantially on renewal, any reasonable driver training or education should help keep up this favorable loss record and keep future insurance costs as low as possible.



Ernie

EAH:lab

MEETING NO. 7
April 1, 1985

Item No. 17 Motion by Councilman W. Rogowski, Seconded by Councilman Johnson

WHEREAS, the New York State Assessors' Association is conducting a one-day seminar at the Holiday Inn in Hamburg, New York, on April 12, 1985, AND

WHEREAS, said seminar is mandated by the State of New York for Assessors and Real Property Appraisers, AND

WHEREAS, the cost of the seminar is \$40.00 per applicant, \$15.00 of which will be reimbursed to the Town of Cheektowaga for each day-time registrant, NOW, THEREFORE, BE IT

RESOLVED that the Town's Assessor, Casimir A. Kozminski, and Real Property Appraiser, William Conway, be and hereby are authorized to attend said seminar on Friday, April 12, 1985 and shall be provided the use of a Town Vehicle.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 18 Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, a two-day energy efficiency workshop, sponsored by the New York State Energy office, will be held in Buffalo on April 10th and 11, 1985, and

WHEREAS, Loris L. Durfee, Assistant Plumbing Inspector for the Community Development Block Grant Program has requested authorization to attend said workshop, and

WHEREAS, the Town of Cheektowaga operates a Housing Rehabilitation Loan Program, under which a large number of rehab cases involve heating and weatherization work, and

WHEREAS, the Town Director of Community Development has recommended that Loris L. Durfee be allowed to attend said workshop, NOW, THEREFORE, BE IT

RESOLVED that Loris L. Durfee, Assistant Plumbing Inspector, be and hereby is authorized to attend the New York State Energy Office sponsored energy efficiency workshop on April 10th and 11, 1985, and

BE IT FURTHER RESOLVED that the fee for said workshop, which is \$50.00, be paid for from the CDBG fund.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 19 Motion by Councilman Johnson, Seconded by Councilman Gabryszak

WHEREAS, the New York State Associations of Traffic Safety Boards is holding its quarterly meeting in Albany, New York, on April 9 and 10, 1985, AND

WHEREAS, the Cheektowaga Traffic Safety Commission has requested that its Chairman, Mr. Carl Perlino, attend said meeting and be reimbursed for any expenses associated with the meeting, NOW, THEREFORE, BE IT

RESOLVED that Mr. Carl Perlino be and hereby is authorized to attend the quarterly meeting of the New York State Associations of Traffic Safety Boards on April 2 and 10, 1985 and shall be reimbursed for all necessary and reasonable expenses not to exceed \$200.00.

MEETING NO. 7
April 1, 1985

Item No. 19 cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to April 1st, 1985 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$139,915.70
SPECIAL DISTRICTS FUND	91,379.32
HIGHWAY FUND	34,541.12
TRUST AND AGENCY FUND	60,627.84
PART TOWN FUND	1,614.11
HUD-CDBG FUND	
	460.11
	<u>\$328,538.20</u>
	=====

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 21 Building Permits
Received and filed.

Item No. 22 Supervisor's Statement of Funds
Received and filed.

Item No. 23 1984 Annual Report of the Cheektowaga Public Library
Received and filed.

Item No. 24 Cheektowaga Planning Board: minutes of meeting of February 14, 1985
Received and filed.

Item No. 25 Cheektowaga Traffic Safety Comm: minutes of meeting of March 19,
1985
Received and filed.

III. GENERAL COMMUNICATIONS

Item No. 26 New York State Department of Transportation: Notice of Order: left
turn prohibition from the north on the east exit drive of the
Airport Plaza
Received and filed.

MEETING NO. 7
April 1, 1985

- Item No. 26b New York State Department of Transportation: Notice of Order: two southerly lanes of westbound Rt. 33 Genesee St. approaching the entrance to the westbound Kensington Expressway for traffic turning left to the Expressway
Received and filed.
- Item No. 26c New York State Department of Transportation: Notice of Order: 45 MPH on TRANSIT ROAD between Station 136 + 40+
Received and filed.
- Item No. 27a NOTICE OF CLAIM - Casimir F. Handzlik vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph J. Naples, Town's Insurance Carrier; Sewer Maintenance Department.
Received and filed.
- Item No. 27b NOTICE OF CLAIM - David Heiser vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph J. Naples, Town's Insurance Carrier; Alfred Wnek Highway Superintendent.
Received and filed.
- Item No. 27c NOTICE OF CLAIM - Joseph J. Schoellkopf vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph J. Naples, Town's Insurance Carrier; Alfred Wnek Highway Superintendent.
Received and filed.
- Item No. 27d NOTICE OF CLAIM - Karen Duke vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph J. Naples, Town's Insurance Carrier; Alfred Wnek Highway Superintendent.
Received and filed.
- Item No. 27e NOTICE OF CLAIM - Travelers Ins. Co. vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph J. Naples, Town's Insurance Carrier;
Received and filed.
- Item No. 27f NOTICE OF CLAIM - Carl Sciolino Jr./Sentry Ins. Co. vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph J. Naples, Town's Insurance Carrier; James Matecki, Facilities Department; Dick Godlewski, Facilities Department.
Received and filed.
- Item No. 27g NOTICE OF CLAIM - Lenore L. Bren vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Joseph J. Naples, Town's Insurance Carrier; Alfred Wnek Highway Superintendent.
Received and filed.
- Item No. 28 Motion by Councilman J. Rogowski, Seconded by Councilman Jaworowicz to adjourn the meeting in memory of a former Assemblyman John B. Lis.

RICHARD M. MOLESKI
Town Clerk

April 15, 1985

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 April, 1985 at 7:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Kenneth Kopacz, Executive Director of Youth Bureau; Casimir Kozminski, Assessor; Sal LaGreca, Employment and Training Services Director II; Brian Lewandowski, Deputy Town Attorney; Michael Miecznikowski, Recreation Director; Leonard J. Smolarek, Chief of Police; Al Thrun, Representative of Cheektowaga Traffic Safety Commission; and Bernard J. Wojtkowiak.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance which, among other things, provides for the licensing of all ambulances and drivers/attendants operating in the Town of Cheektowaga and for the creation of an Emergency Medical Services Board ("EMS Board"); and

WHEREAS, the EMS Board, in the course of its operation and in conjunction with the Town's Law Department, has reviewed the said Ambulance Ordinance and evaluated its implementation and impact upon the Town of Cheektowaga; and

WHEREAS, as a result of such review and evaluation, certain amendments to said Ambulance Ordinance were recommended; and

WHEREAS, the Town Board wishes to amend the Ambulance Ordinance to incorporate such recommendations, 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 6th day of May, 1985 at 7:00 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have any opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the Ambulance Ordinance shall be amended as follows:

Section A-11(b)(ii) is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"Ambulance drivers or operators shall not be visible at the scene of an accident or other emergency (A) until dispatched by the "dispatcher" (as defined in Section A-2 hereof) or (B) unless an emergency is declared by the Cheektowaga Police Department."

and BE IT FURTHER

Item No. 2 Cont'd.

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
AMBULANCE 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 15th day of April, 1985, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 6th day of May, 1985 at 7:00 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the "Ambulance Ordinance" adopted by the Town Board on May 7, 1984 and which provides for the licensing and regulation of ambulance services, the creation of an Emergency Medical Services Board and the establishment of minimum equipment and communications standards for emergency medical services within the Town of Cheektowaga should be amended as follows:

Section A-11(b)(ii) is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"Ambulance drivers or operators shall not be visible at the scene of an accident or other emergency (A) until dispatched by the "dispatcher" (as defined in Section A-2 hereof) or (B) unless an emergency is declared by the Cheektowaga Police Department."

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

NEW YORK.

Dated: April 15, 1985

Richard M. Moleski
Town Clerk

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

*incorrect date published
for public hearing*

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

.....*Cecelia Westover*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication...*April 18, 1985*..... ;
last publication...*April 18, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Cecelia Westover*.....

Sworn to before me this *24th*
day of *April*, 19 *85*
.....*Virginia Parsons*.....

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

§ VIRGINIA PARSONS
Notary Public State of New York
Qualified in Erie County
My Commission Expires March 30, 1987

LEGAL NOTICE

**NOTICE OF HEARING ON PRO-
POSAL TO AMEND AM-
BULANCE 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 15th day of April, 1985, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 7th day of May, 1985 at 7:00 o'clock P.M., Eastern Standard Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the "Ambulance Ordinance" adopted by the Town Board on May 7, 1984 and which provides for the licensing and regulation of ambulance services, the creation of an Emergency Medical Services Board and the establishment of minimum equipment and communications standards for emergency medical services within the Town of Cheektowaga should be amended as follows:

Section A-11 (b) (ii) is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"Ambulance drivers or operators shall not be visible at the scene of an accident or other emergency (A) until dispatched by the "dispatcher" (as defined in Section A-2 hereof) or (B) unless emergency is declared by the Cheektowaga Police Department."

BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUN-
TY NEW YORK.

RICHARD M. MOLESKI
TOWN CLERK

DATED: April 15, 1985
PUBLISH: April 18, 1985

correct date for P.H.

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

.....*Cecilia Westover*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication.....*April 25, 1985*..... ;
last publication.....*April 25, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Cecilia Westover*.....

Sworn to before me this*29th*.....

day of*April*....., 19.....*85*.....

.....*Virginia Parsons*.....

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

S. VIRGINIA PARSONS
Notary Public State of New York
Qualified in

87

LEGAL NOTICE

PLEASE TAKE NOTICE THAT the Notice of Hearing on Proposal to amend Ambulance Ordinance which was published on Thursday, April 18, 1985 contained an error in the date of Public Hearing. Please see the following Notice for correct date of hearing.

NOTICE OF HEARING ON PROPOSAL TO AMEND AMBULANCE 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 15th day of April, 1985, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 7th day of May, 1985 at 7:00 o'clock P.M., Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the "Ambulance Ordinance" adopted by the Town Board on May 7, 1984 and which provides for the licensing and regulation of ambulance services, the creation of an Emergency Medical Services Board and the establishment of minimum equipment and communications standards for emergency medical services within the Town of Cheektowaga should be amended as follows:

Section A-11 (b) (ii) is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"Ambulance drivers or

operators shall not be visible at the scene of an accident or other emergency (A) until dispatched by the "dispatcher" (as defined in Section A-2 hereof) or (B) unless emergency is declared by the Cheektowaga Police Department."

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

RICHARD M. MOLESKI

TOWN CLERK

DATED: April 15, 1985

PUBLISH: April 25, 1985

Item No. 3 Motion by Councilman Jaworowicz, Seconded by Councilman J. Rogowski

WHEREAS, Kathleen M. Reese has petitioned for the rezoning from R-Residential to C-Retail Business District of property owned by her and located at 1420 Harlem Road, Cheektowaga, New York, 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 6th day of June, 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 all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has reviewed such application and has recommended denial thereof because such rezoning would constitute spot zoning and would be incompatible with the surrounding residential development, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the aforementioned rezoning, and requested the applicant to submit a Draft Environmental Impact Statement to it; since applicant did not comply with this request, she was notified that the processing of her application had ceased, NOW, THEREFORE, BE IT

RESOLVED that the application of Kathleen M. Reese for the rezoning from R-Residential to C-Retail Business District of the property specified in the attached legal description be and the same is hereby denied for the aforementioned reasons as stated by the Cheektowaga Planning Board and the Environmental Advisory Committee of the Town of Cheektowaga.

LEGAL DESCRIPTION

All that tract or parcel of land situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 72, Township 10, Range 7 of the Buffalo Creek Reservation and according to map filed in Erie County Clerk's Office under Cover No. 311, are known and distinguished as subdivision lots numbers twenty-seven (27) and twenty-eight (28) in Block 4.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 4 Decision on Special Use Permit: 2331 Genesee Street.
This item was withdrawn.

Item No. 5 Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, the Facilities Department is in need of one (1), one (1) ton 4X4 pickup with hydraulic tailgate and plow, AND

WHEREAS, funds are available in the Facility Department Budget, Account #02905182.2025, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of one (1), one (1) ton 4X4 pickup with hydraulic tailgate and plow for the Facilities Department, information for bidders and specifications may be obtained from the office of the Town Clerk, said notice to be pub-

Item No. 5 Cont'd.

lished in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received by the Town of Cheektowaga on May 6, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, at which time they will be publicly opened and read.

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on May 6, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of one (1), one (1) ton 4X4 pickup with hydraulic tailgate and plow for the Facilities Department.

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

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

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

Richard M. Moleski
Town Clerk

DATED: April 15, 1985

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Cecelia Westover*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication...*April 18, 1985*..... ;
last publication...*April 18, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Cecelia Westover*.....

Sworn to before me this*29th*.....
day of*April*....., 19.....*85*
.....*S. Virginia Parsons*.....

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

S. VIRGINIA PARSONS
Notary Public State of New York
Qualified in Erie County
My Commission Expires March 30, 1987

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on May 6, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of one (1), one (1) ton 4 X 4 pickup with hydraulic tailgate and plow for the Facilities Department.

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

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: April 15, 1985

PUBLISH: April 18, 1985

Item No. 6 Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, the roof at the Town Park Recreation Center is in need of immediate repair, AND

IT WHEREAS, funds have been budgeted for said repair, NOW, THEREFORE, BE

RESOLVED that the request to reroof the Recreation Center be granted and that the Town Clerk be directed to publish a Notice to Bidders for said reconstruction, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED that sealed bids will be received by the Town of Cheektowaga on May 6, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, at which time they will be publicly opened and read.

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on May 6, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the reroofing of the Recreation Center in Cheektowaga Town Park.

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

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

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

Richard M. Moleski
Town Clerk

DATED: April 15, 1985

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Cecelia Westover*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication...*April 18, 1985*..... ;
last publication...*April 18, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Cecelia Westover*.....

Sworn to before me this*29th*.....
day of*April*....., 19.....*85*.....
.....*Virginia Parsons*.....

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

S. VIRGINIA PARSONS
Notary Public State of New York
Qualified in Erie County
My Commission Expires March 30, 19.....*87*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town of Cheektowaga on May 6, 1965 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the re-roofing of the Recreation Center in Cheektowaga Town Park.

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

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: April 15, 1965

PUBLISH: April 18, 1965

MEETING NO. 8
April 15, 1985

Item No. 7 Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, the Cheektowaga Town Board has awarded the bid for Athletic White Stripe on March 18, 1985 to Long Island Paint & Chemical Company, One Continental Hill, P.O. Box 189, Glencove, New York, 11542 AND

WHEREAS, Long Island Paint & Chemical Company has informed the Facilities Director that they cannot deliver quantities as specified in the bid specifications, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby rescinds the bid award of March 18, 1985 to Long Island Paint & Chemical Company.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8A Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, through previous resolution the Cheektowaga Town Board rescinded the bid award for Athletic White Stripe to Long Island Paint & Chemical Company, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby award said bid for Athletic White Stripe to Reboy Supply Inc., Maple at Jamison Road, P.O. Box 220, Elma, New York 14059 @ \$.0486 per lb.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8B Motion by Councilman Jaworowicz, Seconded by Councilman Kowal

WHEREAS, bids were duly received on April 1, 1985 as the result of advertisement for the purchase of microfilming equipment for the Police Department, AND

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter to the Town Board dated April 11, 1985, NOW, THEREFORE, BE IT

RESOLVED that the bid for the purchase of microfilming equipment for the Police Department, as recommended by the Town Engineer, hereby be awarded to Abcom Office Products, Inc., 37 John Glenn Drive, North Tonawanda, New York 14120 for submitting the lowest bid in the amount of \$20,087.00, said bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED that funds have been budgeted in account #01-3120-2-0-2501-001 for the purchase of said equipment.

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

SEE NEXT PAGE FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0



Town of Cheektowaga

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

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

April 11, 1985

TO SUPERVISOR DANIEL WEBER AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Microfilming Equipment
for the Police Department

Gentlemen:

At a public bid opening held on April 1, 1985, bids were received and publicly opened for the purchase of microfilming equipment for the Police Department. Two (2) bids were received and are as follows:

<u>BIDDER</u>	<u>TOTAL BID PACKAGE</u>
ABcom Office Products, Inc.	\$20,087.00
Biels Microfilming Corporation	\$18,178.00

Biels Microfilming Corporation was rejected for not meeting the requirements of the specifications. It is, therefore, recommended that the bid for microfilming equipment be awarded to ABcom Office Products, 37 John Glenn Drive, North Tonawanda, New York 14120 for their submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

MEETING NO. 8
April 15, 1985

Item No. 9 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, the Town's Insurance Committee and Consultant have received and evaluated proposals for renewal of its General Insurance policies effective March 30, 1985, NOW, THEREFORE, BE IT

RESOLVED, that the Automobile, Crime, Property, General Liability, Owners Protective Liability, Dispatch Service Liability insurance and Public Employees Bond is awarded to Joseph J. Naples & Associates, Inc. at an estimated annual cost of \$233,584, and and BE IT FURTHER

RESOLVED, that the Boiler and Machinery, Contractors Equipment and Data Processing insurance is awarded to Hoey Agency, Inc. at an annual cost of \$8,024, and BE IT FURTHER

RESOLVED, that the Police Liability insurance is awarded to Schmitt and Kraft, Inc. at an annual cost of \$26,580, and BE IT FURTHER

RESOLVED, that the \$5,000,000 limit Excess Umbrella Liability insurance be awarded to Joseph J. Naples & Associates and Pacific Employers Insurance Company at an annual cost of \$68,700, and BE IT FURTHER

RESOLVED, that Workers Compensation Insurance for the Job Training Partnership Act Summer Youth Employment Program be and hereby is renewed with Joseph J. Naples & Associates and U. S. Fidelity and Guaranty Companies, and BE IT FURTHER

RESOLVED, that the limits of Excess Workers Compensation insurance previously awarded to Laverack and Haines, Inc. be increased from \$2,000,000 to \$5,000,000 at an additional annual cost of \$2,500, and BE IT FURTHER

RESOLVED, that the awards for the above-mentioned insurance coverages be and hereby are effective as of March 30, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, Marilyn Lew of _____ has submitted her resignation as Legal Assistant in the Town's Law Department, NOW, THEREFORE, BE IT

RESOLVED that Marilyn Lew be and hereby is terminated effective March 21, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following individuals be and hereby are terminated as a Seasonal Employee in the Facilities Department effective as follows:

Street Lighting Division - #02-905182-1-0-1492-001

Stephen Dunkowski
David Taberski

5/11/85
immediately

Parks Division - 01-007110-1-0-1491-001

Gary Cieply
Anthony Monkelban

immediately
immediately

Item No. 11 Cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12A Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED, that the following individuals be and hereby are hired as Seasonal Employees in the Facilities Department at the rate of \$3.10 per hour effective as follows:

PARKS DIVISION: #01-007110-1-0-1491-001

Francis Keefe	Immediately
Dale Matecki	Immediately
David Lease	4/18/85
Richard Floss	4/15/85
Felix Lampke	Immediately
Robert Hinz	Immediately
James Domin	Immediately

PARKS DIVISION: ACCT. #007110-1-0-1391-001 at the rate of \$3.75 per hr.:

Carolyn Kszanak	Immediately
Carol A. Brinkworth	4/15/85

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12B Motion by Councilman Johnson, Seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments as listed at a rate of \$3.10 per hour:

SEWER MAINTENANCE DEPARTMENT

	<u>EFFECTIVE</u>
Timothy Wojdan	4/15/85
Richard Pagano	4/22/85

MAIN PUMP STATION

Brian Mirkiewicz	Immediately
Martin Lawler	Immediately

CENTRAL GARAGE

Kevin Powell	Immediately
--------------	-------------

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, effective April 1, 1985, William R. Conway, Clerk in the Assessor's Office, was provisionally appointed Real Property Appraiser in the Assessor's Office, and

Item No. 13 Cont'd.

WHEREAS, William R. Conway is now requesting a leave of absence from his position as Clerk in the Assessor's Office until the date of his permanent appointment to the position of Real Property Appraiser, and

WHEREAS, Article 9 and Section 11.02 of the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association authorize the Town Board to grant leave of absence to an employee for a period not to exceed one (1) year, NOW, THEREFORE, BE IT

RESOLVED that William R. Conway be and hereby is granted a one year unpaid leave of absence from his position of Clerk in the Assessor's Office, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, Carol Kilijanski, Clerk-Typist in the Justice Department, was granted a maternity leave of absence which expired March 10, 1985, AND

WHEREAS, Carol Kilijanski has depleted her accumulated sick leave, personal and vacation days and has requested an additional 6-month leave of absence without pay, effective May 13, 1985, NOW, THEREFORE, BE IT

RESOLVED that Carol Kilijanski be and hereby is granted an unpaid leave of absence from May 13 to November 13, 1985, AND BE IT FURTHER

RESOLVED that the term of employment of Barbara Boehringer, hired as a Temporary Clerk-Typist to fill the vacancy created by Carol Kilijanski's maternity leave shall expire November 13, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

WHEREAS, Mr. Anthony Broniszewski, Cheektowaga, New York 14225, General Mechanic in the Facilities Department has requested a fifteen (15) day extension of his Sick Leave benefits, AND

WHEREAS, Mr. Broniszewski will have exhausted all his accrued Sick Leave, Personal Leave, Vacation and Lieu days effective April 19, 1985, AND

WHEREAS, the Town Board may authorize extension of Sick Leave not to exceed fifteen (15) days as defined in Article 8, Sick Leave, Section 8.02, Application and Accrual, Paragraph C of the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employee's Association, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby authorizes a fifteen (15) day Sick Leave extension to Mr. Anthony Broniszewski under the terms specified in the Collective Bargaining Agreement effective April 22, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 8
April 15, 1985

Item No. 16 Motion by Councilman W. Rogowski, Seconded by Unanimous

WHEREAS, the United States Congress is presently reviewing the 1985-86 Budget submitted by the President of the United States, AND

WHEREAS, the President's 1985-86 Budget eliminates Federal Revenue Sharing completely, NOW, THEREFORE, BE IT

RESOLVED that the Town Board of the Town of Cheektowaga opposes such elimination of General Revenue Sharing Funds, AND BE IT FURTHER

RESOLVED that a certified copy of this resolution be sent to Congressman Henry J. Nowak, Congressman Jack F. Kemp and Congressman John J. LaFalce.

THE ABOVE RESOLUTION WAS CALLED FOR AMENDMENT BY SUPERVISOR WEBER, SECONDED BY COUNCILMAN W. ROGOWSKI AND THE VOTE ON THE AMENDMENT WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, the United States Congress is presently reviewing the 1985-86 Budget submitted by the President of the United States, AND

WHEREAS, the President's 1985-86 Budget eliminates Federal Revenue Sharing completely, NOW, THEREFORE, BE IT

RESOLVED that the Town Board of the Town of Cheektowaga opposes such elimination of General Revenue Sharing Funds, AND BE IT FURTHER

RESOLVED that a certified copy of this resolution be sent to Senator Daniel P. Moynihan, Senator Alfonse M. D'Amato, Congressman Henry J. Nowak, Congressman Jack F. Kemp and Congressman John J. LaFalce.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Supervisor Weber, Seconded by Councilman Jaworowicz

WHEREAS, Norman Castine, the owner of a proposed subdivision known as "Edgeport" has prepared, submitted and filed with the Town Engineer a Subdivision Plan ("Plan"); and

WHEREAS, the Plan contemplates a development of twenty (20) subdivision lots with ingress and egress to Ellen Drive from Bert Road, a proposed street, to which said Norman Castine has previously been granted an easement and license by this Town Board; and

WHEREAS, by letter dated April 11, 1985, a copy of which is annexed hereto, Alfred F. Wnek, the Superintendent of Highways, has indicated his review and approval of the Plan; and

WHEREAS, the Plan has received all other necessary consents and approvals, NOW, THEREFORE, BE IT

RESOLVED that the Plan as filed with the Town Engineer, is in all

Item No. 17 Cont'd.

respects hereby approved; and BE IT FURTHER

RESOLVED that the Supervisor is hereby authorized, directed and empowered to notify said Norman Castine of said approval and to take any and all further action which may be necessary to evidence the approval of this Town Board of the Plan.

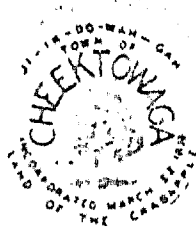
SEE NEXT TWO (2) PAGES FOR LETTER FROM TOWN HIGHWAY SUPERINTENDENT.

Upon Roll Call....

AYES:	Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES:	0
ABSENT:	0

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 686-3450



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

April 11, 1985

Honorable Supervisor Daniel E. Weber
Honorable Town Board Members
Town of Cheektowaga, NY

Lady & Gentlemen:

RE: APPROVAL OF PLANS EDGEPORT SUBDIVISION-5.89 ACRES ±

Mr. Chester L. Bryan, Town Engineer, Mr. Thaddeus R. Skowron, Highway Department Engineer, and I have reviewed the plans for Edgeport Subdivision and find that they conform with the current specifications of the Town of Cheektowaga, including the following:

1. A properly designed storm sewer system with required pipe and sizes thereof, as well as proper appurtenances as specified on the detail sheet. Design data has been submitted.
2. Road construction is to be performed to current highway specifications, as shown on the Subdivision plans.
3. The planting of a tree by the builder, in front of each house between sidewalk and street, within one year after the house is built. Information on the type of tree to be planted can be obtained from the Highway Department.

The road in this Subdivision is briefly described as follows:

Bert Rd., 60'w. R.O.W., 989.30' long, Fronting Sublots 1-20.

Prior to final acceptance of roads, all essential easements must be recorded and filed.

No building permits are to be issued until after the deed and bond are properly filed and recorded. The building permit should specify that a tree must be planted as per specifications.

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

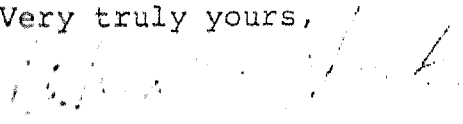
p. 2
4/11/85
Edgeport Subdivision

In this Subdivision it will also be necessary for a licensed soils engineer to certify the bearing capacity of the soils in certain areas of the Subdivision where questionable fill materials were used.

Furthermore, the Town Board has passed a resolution, dated March 18, 1985, authorizing a license and easement agreement with Norman Castine over Bert Rd.

All requirements being met, I recommend approval of construction plans for the Edgeport Subdivision, as they have been filed with the Town Engineer and this office.

Very truly yours,


Alfred F. Wnek
Superintendent of Highways

ji

cc: Town Clerk
Town Engineer
Town Attorney
Building Inspector

MEETING NO. 8
April 15, 1985

Item No. 18 Motion by Councilman J. Rogowski, Seconded by Councilman W. Rogowski

WHEREAS, the Town of Cheektowaga is eligible to receive \$817,000 in Community Development Block Grant funds for the 1985-86 Program Year, and

WHEREAS, a public hearing regarding the use of said funds was held on February 20, 1985, and

WHEREAS, the Town Director of Community Development has submitted a recommendation regarding the use of said funds, which include activities to principally benefit low and moderate income persons pursuant to the goals and objectives of the Housing & Community Development Act and its governing rules and regulations, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to submit to the U.S. Department of Housing & Urban Development the Town's 1985-86 Community Development Block Grant application, said application incorporating the attached project allocations of Community Development Grant funds.

SEE NEXT PAGE FOR PROJECT ALLOCATIONS OF COMMUNITY DEVELOPMENT GRANT FUNDS.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

TOWN OF CHEEKTOWAGA
COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION
1985-86 PROGRAM YEAR

Village of Depew	\$ 89,500
Village of Sloan	33,500
Administration	74,000
Code Enforcement	44,000
Planning	39,500
Economic Development	250,000
Housing Rehabilitation	150,000
Cedargrove Heights	60,000
Walden Avenue	30,000
Supplementary Programs *	11,800
Contingency	<u>35,200</u>
TOTAL	<u>\$ 817,000</u>

* In-Home Support Services of W.N.Y. and Housing Assistance Center.

MEETING NO. 8
April 15, 1985

Item No. 19 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

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

SPECIAL DIST. FUND

FROM:	508125.4543 (Sewer Dist. 5-Remedial)	\$3,000.00
TO:	508125.2513 (Sewer Dist. 5-Communications Equip.)	3,000.00

COMMUNITY DEVELOPMENT FUND

FROM:	Depew Jobs Bill 1983-84-Fire Co. Doors	\$ 343.00
	Depew Jobs Bill 1983-84-Heating Systems	5,303.11
TO:	Depew Jobs Bill 1983-84-Marengo Storm Sewers	343.00
	Depew Jobs Bill 1983-84-Marengo Storm Sewers	5,303.11

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

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to April 15th, 1985 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
CAPITAL FUND	\$ 960.35
HUD-CDBG	103.52
GENERAL FUND	167,090.63
SPECIAL DISTRICTS FUND	483,545.31
HIGHWAY FUND	730,077.81
TRUST AND AGENCY FUND	77,618.44
PART TOWN FUND	871.54
DEBT SERVICE FUND	472,400.00
SPECIAL ASSESSMENT FUND	918.45
HUD REHABILITATION FUND	12,134.60
HUD REHABILITATION FUND	13,902.00
	<u>\$1,959,692.65</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 21 Office of Disaster Preparedness: Quarterly Report: January to March 1985.
This item was received and filed.

III. GENERAL COMMUNICATIONS

- Item No. 22 Robert P. Thill, Lancaster Town Clerk: Notice of Public Hearing regarding variance at East side of Transit Road, south of William Street.
Copies of this Correspondence were sent to: Donald J. Wegner, Chairman of Cheektowaga Zoning Board of Appeals; and Sam LaGreca, Chairman of Cheektowaga Planning Board.
Received and filed.
- Item No. 23 Note of Issue: Consolidated Rail Corporation vs. State Board of Equalization.
Copies of this Note were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Jr., Councilman; Casimir Kozminski, Assessor; and Sylvia Slawiak, Accounting Department.
Received and filed.
- Item No. 24 Complaint: John W. Galbraith vs. Town of Cheektowaga.
Copies of this Complaint were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas M. Johnson, Jr., Councilman; Joseph J. Naples & Associates, Town's Insurance Carrier; James Burst, Foreman, Sewer Maintenance Department; and Sylvia Slawiak, Accounting Department.
Received and filed.
- Item No. 25A Notice of Claim: Teresa V. Brancato vs. Town of Cheektowaga.
Copies of this Claim were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; Sylvia Slawiak, Accounting Department; and Alfred Wnek, Highway Superintendent.
Received and filed.
- Item No. 25B Notice of Claim: Michael S. Roma vs. Town of Cheektowaga.
Copies of this Claim were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Schmitt & Kraft, Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; Sylvia Slawiak, Accounting Department; and Leonard J. Smolarek, Chief of Police.
Received and filed.
- Item No. 25C Notice of Claim: Leon S. Warecki vs. Town of Cheektowaga.
Copies of this Claim were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Schmitt & Kraft, Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; Sylvia Slawiak, Accounting Department; and Leonard J. Smolarek, Chief of Police.
Received and filed.
- Item No. 25D Notice of Claim: Kathryn Egan vs. Town of Cheektowaga.
Copies of this Claim were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph J. Naples & Associates, Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; Sylvia Slawiak, Accounting Department; and Alfred Wnek, Highway Superintendent.
Received and filed.
- Item No. 25E Notice of Claim: Daniel Klimczak vs. Town of Cheektowaga.
Copies of this Claim were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph J. Naples & Associates, Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; Sylvia Slawiak, Accounting Department; and Leonard J. Smolarek, Chief of Police.
Received and filed.
- Item No. 25F Notice of Claim: Janet Purpura as Mother and guardian of Mark Purpura and individually.
Copies of this Claim were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Joseph J. Naples, & Associates, Town's Insurance Carrier; Thomas M. Johnson, Jr., Councilman; Sylvia

Item No. 25F Cont'd.

Slawiak, Accounting Department, Alfred Wnek, Highway Superintendent.
Received and filed.

Motion by Councilman Jaworowicz, seconded by Councilman Kowal to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

IV. SUSPENSION OF RULES

Item No. 26 Termination of Contractors for Cedargrove Heights Improvements, Stage II, Phase IV Contract.

Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, by resolution dated November 7, 1983, this Town Board awarded the Contract for Cedargrove Heights Improvements, Stage II, Phase IV ("Contract") to Castricone Contractors, Inc., and

WHEREAS, by letter received by the Town Engineer on April 9, 1985, Castricone Contractors, Inc. breached the Contract by voluntarily terminating such contract, NOW, THEREFORE, BE IT

RESOLVED that the employment of Castricone Contractors, Inc. on the Contract for Cedargrove Heights Improvements, Stage II, Phase IV be and the same hereby is terminated, effective immediately, and BE IT FURTHER

RESOLVED that this Town Board hereby calls upon Union Indemnity Insurance Company of New York to complete the Contract in accordance with its terms and conditions, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to execute any and all papers necessary to effectuate the termination of Castricone Contractors, Inc. and the completion of such Contract by Union Indemnity Insurance Company of New York.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 27 Appointment to position of Police Sergeant.

Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, a vacancy for the position of Police Sergeant presently exists in the Cheektowaga Police Department, AND

WHEREAS, Patrolman Richard Chamberlin appears on the current Civil Service List as an eligible candidate for said position, NOW, THEREFORE, BE IT

RESOLVED that Patrolman Richard Chamberlin, Depew, New York, be and hereby is appointed to the position of Police Sergeant, effective immediately, at a salary in accordance with the Collective Bargaining Agreement between the Town of Cheektowaga and the Cheektowaga PBA.

Item No. 27 Cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 28 Promotion to position of Superintendent-Wastewater Pump Station and
Assistant Superintendent-Wastewater Pump Station.

Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, Alfred Zalenski, Chief Operator, is retiring from his posi-
tion of responsibility at the Main Pump Station, AND

WHEREAS, the vacancy was posted for the newly created positions of
Superintendent-Wastewater Pump Station and Assistant Superintendent-Wastewater Pump
Station, which positions were approved by the Erie County Department of Personnel,
AND

WHEREAS, interviews were conducted with all applicants for said posi-
tions, NOW, THEREFORE, BE IT

RESOLVED that Thaddeus P. Brudz, Cheektowaga,
New York 14225 is hereby promoted to the position of Superintendent-Wastewater Pump
Station and Lawrence Golas, Cheektowaga, New York 14227 be and
hereby is promoted to the position of Assistant Superintendent-Wastewater Pump
Station, both positions being effective April 16, 1985, AND, BE IT FURTHER

RESOLVED that both positions shall be probationary positions pending
the results of competitive examinations which shall be scheduled by the Department
of Personnel, County of Erie.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman Jaworowicz, Seconded by Councilman J. Rogowski
to adjourn the meeting in memory of Norbert Mazgajewski, employee of the Cheektowaga
Facilities Department and Bronislaus Gacek, Musician and lifelong resident of the
Town of Cheektowaga.

Richard M. Moleski
Town Clerk

PUBLIC HEARINGS AT 6:30 P.M.

Meeting No. 10 May 20, 1985

- 1 Special Use Permit - 4825 Genesee Street for Mobile Home Park
(See rezoning Book)
- 2 Rezoning of 111-115 Indian Road from R-Residential to CM-General
Commercial and Special Use Permit (See rezoning book)

Meeting No. 11 June 3, 1985

- 1 Special Use Permit at 155 Grunner Road for an automotive repair shop
(See rezoning book)

Meeting No. 12 June 17, 1985

- 1 Special Use Permit - 3440 Genesee Street to operate a repair shop,
service station and sale of used cars (see rezoning book)
- 2 Special Use Permit and Rezoning - 440 Cayuga Road from C-Retail Business
to CM-General Commercial District (see rezoning book)

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 9 May 6, 1985</u>		
2a	Unsafe Bldgs. & Collapsed Structures Ord. - 288 Hyland Ave.	1
2b	Unsafe Bldgs. & Collapsed Structures Ord. - 102 Brookedge	1
3	Amendment to Ambulance Ordinance - Sec. A-11(b)(ii)	1-2
<u>Meeting No. 11 June 3, 1985</u>		
2	Amendment to Zoning Ordinance - Art. VIII - Administration, Enforcement and Violations	1
3	Adoption of a "Recreational Motor Vehicles Ordinance."	1-3
<u>Meeting No. 12 June 17, 1985</u>		
2	Amendment to Traffic Ordinance - Art. VIII "Stop & Yield Int." - Foisset Ave., Gregory Ct.; Art. X "Parking, Standing & Stopping" - Lemoine Ave., Art. XIII "Truck Exclusions" - Ellicott Creek Road	1-2

R E S O L U T I O N S

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 9 May 6, 1985</u>		
4	Approval of listing of polling places for 1985	4
5	Approval of plans - Greenwood Village Subdivision	5-6
6	Authorization for Town Attorney to submit offer to purchase land adjacent to Deer Lick Cree, north of Losson Road	6
7	Acceptance of Quit Claim Deed from Buffalo Erie County Historical Society for War of 1812 Cemetery	6-7
8	Authorization to issue Ambulance drivers/attendants licenses	7
9	Authorization for Supervisor to execute license agreement regarding property abutting Captain's Cove	7
10	Designation of Clean-up, Paint-Up, Fix-Up Week	7-8
11a	Permission to Kennel Club of Buffalo to use Diamonds 1,2 & 3 in Stiglmeier Park	8
11b	Waiver of Art. 48-8 of Code of Town for Kennel Club of Buffalo	8-9
12	Decision on amendment to Ambulance Ordinance - Sec. A-11(b)(ii)	2-3
13	Call for Public Hearing	
	a. Special Use Permit - 4825 Genesee St. for Mobile Home Park	9
	b. Rezoning - 111-115 Indian Road from R-Residential to CM-Gen. Comm.	10
14	Authorization for Facilities Dept. of purchase RF Radio Link System	11
15	AWARD OF BIDS	
	a. Addition to Reinstein Memorial Library	11
	b. Road Materials for Highway	11-12
	c. Portable indoor soccer surface for Recreation	12
16	NOTICE TO BIDDERS	
	a. Application of chemical root control agent to sanitary sewer lines	13
	b. Pressure treated lumber	14
	c. Two 3/4 ton pick-up trucks for Highway	15
	d. Bus Transportation	16-17
17	Hiring of Deputy Town Attorney	18
18	Abolish two (2) part-time Legal Assistant positions in Town Attorney's Office	18
19	Create position of Senior Clerk in Police Department	18
20	AUTHORIZATION TO ATTEND MEETINGS:	
	a. Recreation Director - various meetings	18
	b. Sewer Maintenance employee - conference	18-19
21	Amend resolution of 4/15/85 regarding provisional appointments in Wastewater Pump Station	19
22	Appointment to position of Auto Mechanic in Central Garage	19-20
23	TERMINATION OF SEASONAL EMPLOYEES:	
	a. Facilities	
	b. Various Departments	20
		20
24	HIRING OF SEASONAL EMPLOYEES:	
	a. Facilities	
	b. Various Departments	21
		21-22
25	LEAVES OF ABSENCE	
	a. Working Foreman in Sewer Maintenance Dept.	22
	b. Sewage Treatment Plant Operator	23
26	Authorization for Niagara Mohawk to make changes in street lighting on Eggert Road	23
27	Return outstanding checks to cash	24
28	Warrant List	24

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 10 May 20, 1985</u>		
2	CALL FOR PUBLIC HEARINGS:	
	a. Special Use Permit for property located at 155 Grunner Road	1
	b. Amend Zoning Ordinance	2
	c. Adoption of a "Recreational Motor Vehicles Ordinance"	3
3	UNSAFE BUILDINGS AND COLLAPSED STRUCTURES ORDINANCE:	
	a. Repair, demolish and removal of debris - 102 Brockedge Road	4
	b. Demolish and removal - 288 Hyland Avenue	4
4	AWARD OF BID	
	a. Three (3) rear loading refuse packer bodies for Sanitation Dept.	4-5
	b. One (1) 1985 model one ton pick-up truck with plow and hydraulic tailgate for Facilities Department	5
	c. One (1) slope mower tractor with flail mowing system	6
5	NOTICE TO BIDDERS	
	a. Three (3) truck chassis for Sanitation	6-7
	b. Football equipment for Recreation	8
6	Amend resolution of 5/6/85 approving Greenwood Village Subdivision	9
7	Authorize Supervisor to execute license agreement re: property abutting Captain's Cove	9-10
8	Approval of acquisition of Conrail transportation property	10-11
9	Approval of Housing Rehabilitation Loan for E.C.C.D.	11
10	Permission for Southline Athletic Assoc. to utilize Town facilities for sale of concessions at J.C. Stiglmeier Park	11-12
11	Appointment of EMS Board members	12-13
12	Termination of seasonal employees in Sewer Maintenance Dept.	13
13	CREATE POSITIONS:	
	a. Wastewater Pump Station Operator - Main Pump Station	13
	b. Senior Clerk - Assessor's Office	14
14	Appointment of employee in Main Pump Station	14
15	Hiring of temporary Police Matron in Police Department	14-15
16	HIRING OF SEASONAL EMPLOYEES:	
	a. Various Departments	15
	b. Youth Bureau	15-16
	c. Town Clerk's Office	16
17	Authorize Real Property Appraiser to attend training session	17
18	Authorize Niagara Mohawk Power Corp. to convert fixtures on Kenville Road	17
19	Approval of Court Change Fund for Justice Department	18
20	Transfer of Funds	18
21	Warrant List	18

Meeting No. 11 June 3, 1985

4	Call for public hearing-Amendments to Traffic Ord. - Art. VIII- "Stop & Yield Int." - Foisset Ave., Gregory Ct., Art. X "Parking, Standing, Stopping" - Lemoine Ave; Art. XIII "Truck Exclusions" - Ellicott Creek Road	3-4
5	Call for Public Hearing - Rezoning & Special Use Permit - 440 Cayuga Creek Road	5
6	Call for Public Hearing - Special Use Permit - 3440 Genesee	6
7	NOTICE TO BIDDERS:	
	a. Furnishing, installation & reconstruction of existing sidewalk, including incidental piping, miscellaneous grading & seeding along Walden Avenue area and various other locations	7-8
	b. Purchase of diesel fuel, unleaded gasoline, motor oils, etc. for Highway	9

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 11 June 3, 1985 cont'd</u>		
8	AWARD OF BIDS:	
	a. Reroofing of Recreation Center	10
	b. Application of a chemical root control agent to sanitary sewer lines	10
	c. Alternate Item No. 1 for the Cleveland Drive and Yeager Drive Interceptor Sewer Project and acceptance of easement regarding same	10-11
	d. Two (2) 3/4 ton pick-up trucks for Highway Department	11
	e. Pressure Treated Lumber	11-12
	f. Bus transportation to and from Camp Crabapple and camp Ji-ik-do-wah-gah	12
9	Award of contract to install gas service and supply material at Sewer Maintenance Garage	12
10	TERMINATION OF SEASONAL EMPLOYEES IN:	
	a. Various Departments	
	b. Recreation Department	
	c. Facilities Department	
11	Rescind appointment of Police Attendant	14
12	Reappointment of Chairman of Zoning Board of Appeals	14-15
13	APPOINTMENTS TO POSITION OF:	
	a. Senior Clerk in Police Department	15
	b. Auto Mechanic in Central Garage	15
	c. Wastewater Pump Station Operator at Main Pump Station	16
14	Appointment of two (2) part-time Police Attendants	16
15	HIRING OF SEASONAL EMPLOYEES IN:	
	a. Various Departments	16-17
	b. Recreation Department	17-20
	c. Facilities Department	20
16	Transfers and hirings in various programs of Youth Bureau	20-21
17	Create two (2) MEO "A" positions in Sewer Department	21
18	Leave of absence for Clerk-Steno in Town Clerk's Office	21-22
19	Extension of sick leave for employee in Sanitation Department	22
20	Retain firm for development of traffic improvements	22
21	Abolition of one (1) Clerk-Typist position in Police Department	22-23
22	DISCONTINUANCE OF:	
	a. Position of Chief Operator at Main Pump Station	23
	b. Two (2) vacant positions of Sewage Treatment Plant Operator Grade II	23
23	Salary change for receptionist	23-24
24	Authorize Chairman of Cheektowaga Traffic Safety Commission to attend meeting in Albany, New York	24
25	Provide medical insurance benefits to certain retirees	24-25
26	Authorization for Town to enter into agreement with Town of Cheektowaga Police Club, Inc.	25
27	Authorize Supervisor to execute Joint Municipal Agreement with Northeast Communities Solid Waste Management Board and re-appointment of Town's representative to same Board.	25-26
28	Authorize Supervisor to sign agreement regarding necessary professional services for Cayuga Creek Road and South Henry Street traffic improvement	26
29	Change Order No. 1 for Cheektowaga Sewer Maintenance Garage	26
30	Permission for Children's Hospital of Buffalo to hold fundraiser in Cheektowaga Town Park	27
31	Permission for Greater Niagara Frontier Council, Inc. Boy Scouts of America, Pioneer Dist. to use Chktg. Town Park for "First-Aid-Advancement Camp-O-Ree	27-28

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 11 June 3, 1985 cont'd</u>		
32	Waiver of Article 48-12 of Town Code for use of Town Park by Greater Niagara Frontier Council, Inc., Boy Scouts of America, Pioneer Dist.	28
33	Authorize demolition of east and north walls of fire-damaged property located at 5124 Transit Road	28
34	Transfer of Funds	29
35	Warrant List	29
<u>Meeting No. 12 June 17, 1985</u>		
3	Call for Public Hearing - proposed amendment to Ambulance Ord.	2-5
4	Approval of Special Use Permit - 155 Grunner Road	6
5	Decision on amendment to Zoning Ordinance Art. VIII: Administration, Enforcement and Violations	7
6	Adopt "Recreational Motor Vehicles Ordinance"	8
7	AWARD OF BIDS:	
	a. Football equipment for Recreation Department	9
	b. Construction of phone service to a Sewer Maintenance Garage	9
8	Promotion to position of Senior Clerk in Assessor's Office	10
9	Appointment to position of General Mechanic in Facilities Department	10
10	TERMINATIONS OF SEASONAL EMPLOYEES IN:	
	a. Youth Bureau	10
	b. Facilities Department	10-11
	c. Justice Department	11
11	HIRING OF SEASONAL EMPLOYEES IN:	
	a. Various Departments	11
	b. Youth Bureau	12
	c. Recreation Department	12-14
	d. Facilities Department	15
	e. J.T.P.A.	15-20
12	Various hirings, transfers and terminations in Youth Bureau's Conservation Corps Program	20-22
13	Authorize D.C.O. to attend 1985 Advanced Animal Control Academy	22
14	Retain firm to design necessary modifications at certain Town facilities to provide access to handicapped persons	22-23
15	Retain firm to study heating and cooling system in Police and Senior Citizens Center and analyze moisture infiltration problem in Town Hall	23
16	Settlement of Law Suit	23-24
17	Authorize to enter into lease agreement with Cheektowaga Central School Dist.	24
18	Change Order #3-Cedargrove Heights Project-Area Wide Drainage-South Section	24-25
19	Approval of Plans - Losson Green Estates - Phase II	25
20	Authorize Losson Green Estates Subdivision to install (5) five fire hydrants in Bellevue Fire District	26
21	Soil investigation - Stiglmeier Park	26
22	Installation of (1) one fire hydrant on Meadowlawn Road	26
23	Change name of Krause Place to Crandon Boulevard	26-27
24	Housing rehabilitation Loan Program authorization	27
25	Authorize N.Y.S. Elec. & Gas Corp. to install (1) one lumen high pressure sodium lamp on Airport Drive	28
26	Transfer of Funds	28
27	Warrant List	

FROM THE TABLE

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 10 May 20, 1985</u>	
22	Hiring of Deputy Town Attorney	19

D E P A R T M E N T A L C O M M U N I C A T I O N S

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 9 May 6, 1985</u>		
29	Supervisor's Statement of Funds for January, February & March	24
30	Building Permits	25
31	Cheektowaga Planning Board - minutes of March meeting	25
32	Cheektowaga Library Board - minutes of March meeting	25
33	Cheektowaga Traffic Safety Commission - minutes of April meeting	25
<u>Meeting No. 10 May 20, 1985</u>		
23	Cheektowaga Public Library Board - minutes from March, 1985 meeting	19
24	Cheektowaga Planning Board - minutes from April, 1985 meeting	19
<u>Meeting No. 11 June 3, 1985</u>		
36	Building Permits	29
37	Cheektowaga Traffic Safety Commission - minutes of meeting of May, 1985	29

GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 9 May 6, 1985</u>		
34	N.Y.S. Dept. of Trans. - Notice of Order - Portion of Walden Ave.	25
35	N.Y.S. DEPT. OF TRANS. - DESIGNATION OF RESTRICTED HIGHWAYS	
	a. Union Road between Como Park Blvd. & Walden Avenue	25
	b. Traffic signal installation at various locations	25
36	NOTICES OF CLAIM:	
	a. Commercial Union Ins. Co. for Amelio Filippi vs Town of Chktg.	25
	b. Jennifer Teresi as parent of Amy Zerkowski vs Town of Chktg.	25
	c. Lee Regent vs Town of Cheektowaga	25
	d. Travelers Ins. for Richard Piotrowski vs Town of Chktg.	25
	e. Cheryl Reinhardt vs Town of Cheketowaga	26
37	Petition of homeowners of Peinkofer requesting Highway to pave same	26
38	Letter from resident of Nassau Lane re: 2500 Walden Avenue	26
<u>Meeting No. 10 May 20, 1985</u>		
25	Summons & Complaint - Raymond & Victoria Domino vs Town of Chktg.	19
26	NOTICES OF CLAIM:	
	a. William Graham vs Town of Cheektowaga	19
	b. Alfred C. Chandler vs Town of Cheektowaga	19
	c. Penny Losel, an infant and Helen Willard vs Town of Chktg.	19
	d. David Symes vs Town of Cheektowaga	19
<u>Meeting No. 11 June 3, 1985</u>		
38	Town of Boston - resolution opposing County of Erie assistance in building and/or operation of baseball stadium in City of Buffalo	29
39	NOTICES OF CLAIM:	
	a. James Konerth vs Town of Cheektowaga	30
	b. Alice Olen vs Town of Cheektowaga	30
	c. Commercial Union Ins. Co. for Amelio Filippi vs Town of Chktg.	30
<u>Meeting No. 12 June 17, 1985</u>		
28	N.Y.S.D.E.C.: Notice of Public Hearing re: Tentative Freshwater Wetlands Map for Erie County	29
29	Town of Boston - copy of resolution opposing increase in fees for services by the Erie County Department of Health	29
30	NOTICES OF CLAIM:	
	a. Farshed Etghayi vs Town of Cheektowaga	29
	b. Ron Kaminski vs Town of Cheektowaga	29
	c. Esther E. Biniszkiewicz vs Town of Cheektowaga	29

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. 9 May 6, 1985</u>		
39	Authorize Supervisor to execute Home Rule request forms regarding transfer of two (2) Town Employees within N.Y.S. Retirement System	26-27
40	Topsoil Removal Permit - Ciminelli Construction	27
41	Appointment to position of Maintenance Man in Facilities Dept.	28
<u>Meeting No. 10 May 20, 1985</u>		
27	Rescind resolution relative to Greenwood Village Subdivision	20
28	Approval of Greenwood Village Subdivision	20
29	Opposition to the adoption of Section II of Art. I of E.C. Sanitary Code	21
30	Tree removal - 177 and 178 Heather Road	21
31	Create position of Sign and Signal Maintenance Worker in Police Department	21-22
<u>Meeting No. 11 June 3, 1985</u>		
40	Authorize Chief of Police to arrange necessary traffic safety and escort services for Pine Hill Hose Co. Annual Inspection parade	30
41	Permission to install (3) hydrants in Greenwood Village Sub	31
42	Approval of driver/attendant license under E.M.S. Board	31
43	Approval of housing rehabilitation loans	31-32
44	Appointment of Temporary Clerk of Justice Court	32
45	Leave of absence for employee in Justice Court	33
46	Extension of sick leave for employee in Highway Department	33
<u>Meeting No. 12 June 17, 1985</u>		
31	Military leave for employee in Central Garage	29-30
32	Appointment of employee in Sanitation department	30
33	Abolish position of Clerk-Typist in Assessor's Office	30
34	Rescind resolution of 6/3/85 - appointment of (part-time) Police Matron in Police Department	30-31
35	Appoint (part-time) employee in Police Department	31
36	Authorize Supervisor to sign agreements re: funding for rental of Cedargrove Heights	31
37	Approval to purchase and rent heat scarifying equipment with Highway rehab. Corp.	32
38	Inspection of Greenwood Village Subdivision	32

SPECIAL MEETING

NO.

ITEM

PAGE

Meeting No. 13 June 24, 1985

2 Public hearing concerning loan from Town of Cheektowaga to Barry Weinstein and Paul Snyder for purchase of Westinghouse Property

1-4

May 6, 1985

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 May, 1985 at 7:00 o'clock P.M., Eastern Daylight Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chester Bryan, Town Engineer; Pat Wojcik, Recreation Supervisor-Senior Citizens; Casimir A. Kozminski, Assessor; Joan Dudek, Receiver of Taxes and Assessments; Donald Wegner, Chairman of Zoning Board; Al Thrun, Traffic Safety Commission; Michael Miecznikowski, Recreation Director; Leonard Smolarek, Chief of Police; Peter Rybka, Zoning Board of Appeals; Richard Koszuta, General Foreman in Central Garage.

I. PUBLIC HEARINGS

Item No. 2a This being the time and place advertised for a public hearing relative to Unsafe Buildings and Collapsed Structures Ordinance regarding repair, demolition and/or removal of a structure located at 288 Hyland, 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.

Item No. 2b This being the time and place advertised for a public hearing relative to Unsafe Buildings and Collapsed Structures Ordinance regarding repair, demolition and/or removal of a structure located at 102 Brookedge, 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.

Item No. 3 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Ambulance 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 amendment being as follows:

Item No. 3 cont'd

Section A-11(b)(ii) is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"Ambulance drivers or operators shall not be visible at the scene of an accident or other emergency (A) until dispatched by the "dispatcher" (as defined in Section A-2 hereof) or (B) unless an emergency is declared by the Cheektowaga Police Department."

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

Motion by Councilman Johnson, Seconded by Supervisor Weber to suspend the rules to take Item No. 12 out of order and act upon it first.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12 Motion by Councilman Johnson, Seconded by Supervisor Weber

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance which, among other things, provides for the licensing of all ambulances and drivers/attendants operating in the Town of Cheektowaga and for the creation of an Emergency Medical Services Board ("EMS Board"); and

WHEREAS, the EMS Board, in the course of its operation and in conjunction with the Town's Law Department and Insurance Consultant, has reviewed the said Ambulance Ordinance and evaluated its implementation and impact upon the provision of ambulance services to the residents of the Town of Cheektowaga; and

WHEREAS, as a result of such review and evaluation, certain amendments to said Ambulance Ordinance were recommended; and

WHEREAS, a public hearing concerning such amendments was duly held at which time the public was afforded the opportunity to discuss such amendments, all in accordance with the provisions of the Town Law; and

WHEREAS, the Town Board has reviewed such recommendations and wishes to amend the Ambulance Ordinance to incorporate such recommendations; NOW, THEREFORE, BE IT

RESOLVED that the Ambulance Ordinance shall be and hereby is amended as follows:

Section A-11(b)(ii) is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"Ambulance drivers or operators shall not be visible at the scene of an accident or other emergency (A) until dispatched by the "dispatcher" (as defined in Section A-2 hereof) or (B) unless an emergency is declared by the Cheektowaga Police Department."

and BE IT FURTHER

Item No. 12 cont'd

RESOLVED that a copy of this Resolution be entered in the minutes of the Town Board of the Town of Cheektowaga held on May 6, 1985, 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 thereof; and the affidavit of such publication shall be filed with the Town Clerk, and BE IT FURTHER

RESOLVED that the aforementioned amendments to the Ambulance Ordinance of the Town of Cheektowaga, New York shall take effect ten (10) days after said publication.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Sam A. Muz*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication.....*May 9, 1905*.....;
last publication.....*"*.....;
and that no more than six days intervened be-
tween publications.

.....*Sam A. Muz*.....

Sworn to before me this*16th*.....

day of*May*....., 19..*05*..

.....*Cecelia Westover*.....

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

CECELIA WESTOVER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19*07*

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 6th day of May 1985 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

- Supervisor:**
Daniel E. Weber
- Councillmen:**
Thomas M. Johnson, Jr.
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
Christopher J. Kowal
Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Johnson
Seconded by Supervisor Weber

WHEREAS, on the 7th day of May, 1984, this Town Board

adopted an Ambulance Ordinance which, among other things, provides for the licensing of all ambulances and drivers/attendants operating in the Town of Cheektowaga and for the creation of an Emergency Medical Services Board ("EMS Board"); and

WHEREAS, the EMS Board, in the course of its operation and in conjunction with the Town's Law Department and Insurance Consultant, has reviewed the said Ambulance Ordinance and evaluated its implementation and impact upon the provision of ambulance services to the residents of the Town of Cheektowaga; and

WHEREAS, as a result of such review and evaluation, certain amendments to said Ambulance Ordinance were recommended; and

WHEREAS, a public hearing concerning such amendments was duly held at which time the public was afforded the opportunity to discuss such amendments, all in accordance with the provisions of the Town Law; and

WHEREAS, the Town Board has reviewed such recommendations and wishes to amend the Ambulance Ordinance to incorporate such recommendations; **NOW, THEREFORE, BE IT**

RESOLVED, that the Ambulance Ordinance shall be and hereby is amended as follows:

Section A-11(b)(ii) is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"Ambulance drivers or operators shall not be visible at the scene of an accident or other emergency (A) until dispatched by the "dispatcher" (as defined in Section A-2 hereof) or (B) unless an emergency is declared by the Cheektowaga Police Department."

and, BE IT FURTHER

RESOLVED, that a copy of this Resolution be entered in the minutes of the Town Board of the Town of Cheektowaga held on May 6, 1985, 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, and **BE IT FURTHER**

Resolved, that the aforementioned amendments to the Ambulance Ordinance of the Town of Cheektowaga, New York shall take effect ten (10) days after said publication.

Upon roll call.....

Supervisor:	
Weber	Voting AYE
Councilmen:	
Johnson	Voting AYE
W.P. Rogowski	Voting AYE
J.V. Rogowski	Voting AYE
Jaworowicz	Voting AYE
Kowal	Voting AYE
Gabryszak	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 May 6, 1985, 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 12, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof 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 May, 1985.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: May 9, 1985

MEETING NO. 9
May 6, 1985

Item No. 4 Motion by Councilman J. Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, the Town Board of the Town of Cheektowaga is required to submit a list of designated polling places for 1985 to the Erie County Board of Elections by May 1, 1985, and

WHEREAS, each such polling place shall have one entrance that provides access, by ramp or otherwise, to physically handicapped or elderly voters, provided, however, that this requirement may be waived in writing by the County Board of Elections upon a petition to said Board by the Town Board showing good and sufficient cause, and

WHEREAS, the Town of Cheektowaga includes 111 Election Districts, 104 of which provide proper accessibility and 7 of which do not, and

WHEREAS, the Town of Cheektowaga is a fully developed community and has within its environs very few or recently constructed buildings which provide the required accessibility and are also available for use as polling places, and

WHEREAS, conversion of current inaccessible polling places, whether privately or publicly owned, is neither economically feasible nor cost effective at this time, and

WHEREAS, the Town is cognizant of this situation and continues to seek accessible locations to replace inaccessible locations, and, when financially and otherwise practicable, will convert present inaccessible locations to provide accessibility, NOW, THEREFORE, BE IT

RESOLVED that the attached list of Town of Cheektowaga polling places for 1985 be approved for submittal to the Erie County Board of Elections, and and BE IT FURTHER

RESOLVED that the Town Board herewith requests a waiver in writing from the Erie County Board of Elections for inaccessible polling places, as designated on same attached list which is made part of this resolution.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

* See next ten (10) pages for list of polling places

1	St. Mary's Orthodox Greek Cath Church 940 Losson Road	Yes	
2	Bellevue Fire Station, Como Park Blvd. & Bennett Rd.	Yes	
3	Village of Depew, DPW Bldg. Rutherford Place	Yes	
4	Forks Fire Hall No. 2, Nagel Dr. and South Creek Drive	Yes	
5	U-Crest Fire Hall, 255 Clover PLACE	Yes	
6	Our Lady of the Blessed Sacrament School, 2620 Geo. Urban.	Yes	
7	Our Lady of the Blessed Sacrament School, 2620 Geo. Urban.	Yes	
8	Maryvale Community Center, 3409 Genesee Street	Yes	
9	Maryvale Elementary Sch. 777 Maryvale Drive	Yes	
10	Cerebral Palsy Assoc. 4635 Union Road	Yes	
11	Cerebral Palsy Assoc., 4635 Union Road	Yes	
12	Infant of Prague School Hall, 921 Cleveland Drive	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City petitioning the Erie County Board of Elections to waive the requirements capped.

13	Cleveland Dr. United Presbyterian Church, 735 Cleveland Dr.	Yes	
14	Cleveland Hill Rire Hall Cleveland Drive	Yes	
15	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
16	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
17	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
18	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
19	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
20	Cleveland Hill High School, Mapleview Drive	Yes	
21	Cleveland Hill High School,1 Mapleview Drive	Yes	
22	Cleveland Hill High School, Mapleview Drive	Yes	
23	Infant of Prague School Hall, 921 Cleveland Drive	Yes	
24	Cerebral Palsy Association, 4635 Union Road	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City
petitioning the Erie County Board of Elections to waive thae requiremen
capped.

25	Maryvale Elementary School 777 Maryvale Drive	Yes	
26	Maryvale Community Center, 3409 Genesee Street	Yes	
27	Mother of Divine Grace Gym, 500 Maryvale Drive	Yes	
28	Mother of Divine Grace Gym, 500 Maryvale Drive	Yes	
29	Cleveland Hill Primary School, 7 Community Drive	Yes	
30	Cleveland Hill Primary School, 7 Community Drive	Yes	
31	Pine Hill Elementary School, 1635 East Delavan	Yes	
32	Pine Hill Elementary School, 1635 East Delavan	Yes	
33	Pine Hill Fire Hall, 2435 Genesee Street	Yes	
34	Pine Hill Fire Hall, 2435 Genesee Street	Yes	
35	Cheektowaga Recreation Center, Town Park, Harlem Road	Yes	
36	Queen of Martyrs School, 180 George Urban Blvd.	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City F
: tion petitioning the Erie County Board of Elections to waive thae requirmer
: capped.

3	Village of Depew, DPW Bldg. Rutherford Place	Yes	
4	Forks Fire Hall No. 2, Nagel Dr. and South Creek Drive	Yes	
5	U-Crest Fire Hall, 255 Clover PLACE	Yes	
6	Our Lady of the Blessed Sacra- ment School, 2620 Geo. Urban.	Yes	
7	Our Lady of the Blessed Sacra- ment School, 2620 Geo. Urban.	Yes	
8	Maryvale Community Center, 3409 Genesee Street	Yes	
9	Maryvale Elementary Sch. 777 Maryvale Drive	Yes	
10	Cerebral Palsy Assoc. 4635 Union Road	Yes	
11	Cerebral Palsy Assoc., 4635 Union Road	Yes	
12	Infant of Prague School Hall, 921 Cleveland Drive	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City
petitioning the Erie County Board of Elections to waive the require-
ments capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

TOWN OF CHEEKTOWAGA

ELECTION
DISTRICT

POLL
ADDRESS

ACCESSIBLE
YES/NO

IF NO, IS THERE ALTERNATE
DISTRICT ACCESSIBLE TO HA

13	Cleveland Dr. United Presbyterian Church, 735 Cleveland Dr.	Yes	
14	Cleveland Hill Rire Hall Cleveland Drive	Yes	
15	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
16	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
17	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
18	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
19	St. Aloysius School, 157 Cleveland Drive	No	No other suitable site in area
20	Cleveland Hill High School, Mapleview Drive	Yes	
21	Cleveland Hill High School, 1 Mapleview Drive	Yes	
22	Cleveland Hill High School, Mapleview Drive	Yes	
23	Infant of Prague School Hall, 921 Cleveland Drive	Yes	
24	Cerebral Palsy Association, 4635 Union Road	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City petitioning the Erie County Board of Elections to waive the requirement capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

TOWN OF CHEEKTOWAGA

ELECTION DISTRICT	POLL ADDRESS	ACCESSIBLE YES/NO	IF NO, IS THERE ALTERNATE DISTRICT ACCESSIBLE TO HA
25	Maryvale Elementary School 777 Maryvale Drive	Yes	
26	Maryvale Community Center, 3409 Genesee Street	Yes	
27	Mother of Divine Grace Gym, 500 Maryvale Drive	Yes	
28	Mother of Divine Grace Gym, 500 Maryvale Drive	Yes	
29	Cleveland Hill Primary School, 7 Community Drive	Yes	
30	Cleveland Hill Primary School, 7 Community Drive	Yes	
31	Pine Hill Elementary School, 1635 East Delavan	Yes	
32	Pine Hill Elementary School, 1635 East Delavan	Yes	
33	Pine Hill Fire Hall, 2435 Genesee Street	Yes	
34	Pine Hill Fire Hall, 2435 Genesee Street	Yes	
35	Cheektowaga Recreation Center, Town Park, Harlem Road	Yes	
36	Queen of Martyrs School, 180 George Urban Blvd.	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City E
 : tion petitioning the Erie County Board of Elections to waive thae requirmer
 : capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

TOWN OF CHEEKTOWAGA

ELECTION DISTRICT	POLL ADDRESS	ACCESSIBLE YES/NO	IF NO, IS THERE ALTERNATE DISTRICT ACCESSIBLE TO H
37	Maryvale Community Center, 3409 Genesee Street	Yes	
38	U-Crest Fire Hall, 255 Clover Place	Yes	
39	U-Crest Fire Hall, 255 Clover Place	Yes	
40	Anna M. Reinstein Memorial Library, 2580 Harlem Road	Yes	
41	Anna M. Reinstein Memorial Library, 2580 Harlem Road	Yes	
42	St. John Gualbert Gym, 120 Alexander Avenue	Yes	
43	St. John Gualbert Gym, 120 Alexander Avenue	Yes	
44	Rescue Fire Hall, 20 Pine Ridge Road	Yes	
45	Rescue Fire Hall, 20 Pine Ridge Road	Yes	
46	Sloan Fire Hall, 55 Gates St.	Yes	
47	Sloan Fire Hall, 55 Gates St.	Yes	
48	Sloan Fire Hall 55 Gates St.	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City petitioning the Erie County Board of Elections to waive the requirements capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

ELECTION
DISTRICT

POLL
ADDRESS

ACCESSIBLE
YES/NO

TOWN OF CHEEKTOWAGA

IF NO, IS THERE ALTERNATE
DISTRICT ACCESSIBLE TO HA

49	Sloan Fire Hall, 55 Gates St.	Yes	
50	Sloan Fire Hall, 55 Gates St.	Yes	
51	Theodore Roosevelt School 2495 William Street	Yes	
52	Theodore Roosevelt School 2495 William Street	Yes	
53	Ukrainian Holy Trinity Orthodox Hall, 200 Como Park Blvd.	Yes	
54	Theodore Roosevelt School, 2495 William Street	Yes	
55	Doyle Fire Hall No. 1, William & Alaska Streets	Yes	
56	Grover Cleveland School, Rossler & Dingens Streets	Yes	
57	Doyle Fire Hall No. 2, Willowlawn & Griswold Sts.	Yes	
58	South Branch Library, 2660 William Street	Yes	
59	Alys Drive Elementary School, 86 Alys Drive, Depew	Yes	
60	Alys Drive Elementary School, 86 Alys Drive, Depew	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City
petitioning the Erie County Board of Elections to waive the requirement
capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

TOWN OF CHEEKTOWAGA

IF NO, IS THERE ALTERNATE
DISTRICT ACCESSIBLE TO H

ELECTION DISTRICT	POLL ADDRESS	ACCESSIBLE YES/NO	
61	Forks Fire Hall No. 2, Nagel and South Creek Drive	Yes	
62	Hy-View Fire Hall, 8 Airport Drive	Yes	
63	Hy-View Fire Hall, 8 Airport Drive	Yes	
64	Forks Fire Hall (Memorial Hall) 3340 Broadway	Yes	
65	St. Barnabas School, 2099 George Urban Boulevard	Yes	
66	Union U-Crest Elementary School, 1 Nagel Drive	Yes	
67	John F. Kennedy High School, 305 Cayuga Creek Road	Yes	
68	West End Hose Co. No. 6, 2325 George Urban Boulevard	Yes	
69	Queen of Martyrs School, 180 George Urban Boulevard	Yes	
70	Cheektowaga Recreation Center, Town Park, Harlem Road	Yes	
71	Cleveland Hill High School, Mapleview Drive	Yes	
72	Cleveland Hill Fire Hall, 440 Cleveland Drive	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City I
tion petitioning the Erie County Board of Elections to waive thae requiremen
capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

TOWN OF CHEEKTOWAGA

ELECTION DISTRICT	POLL ADDRESS	ACCESSIBLE YES/NO	IF NO, IS THERE ALTERNATE DISTRICT ACCESSIBLE TO H
73	Cleveland Heights Christian Church, 4774 Union road	Yes	
74	Forty & Eight Voiture Hall, 810 Rein Road	Yes	
75	Maryvale Elementary School, 777 Maryvale Drive	Yes	
76	Our Lady of the Blessed Sacrament, 2620 George Urban Blvd.	Yes	
77	Ukrainian Holy Trinity Orthodox Church Hall, 200 Como Park	Yes	
78	Doyle Fire Hall No. 1, William & Alaska Streets	Yes	
79	Southline Fire Hall, 1049 French Road	Yes	
80	Garden Village Apartments, Rec. Ctr, 70 Garfen Village Drive	Yes	
81	Southline Fire Hall, 1049 French road	Yes	
82	St. Mary's Orthodox Greek Orthodox Church, 940 Losson Road	Yes	
83	Dartwood Community Center, 222 Autumnwood Drive	Yes	
84	Dartwood Community Center, 222 Autumnwood Drive	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City petitioning the Erie County Board of Elections to waive the requirement capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

TOWN OF CHEEKTOWAGA

ELECTION DISTRICT	POLL ADDRESS	ACCESSIBLE YES/NO	IF NO, IS THERE ALTERNATE DISTRICT ACCESSIBLE TO H
85	Bellevue Fire Hall, Como Park Blvd. & Bennett Road	Yes	
86	Village of Depew DPW Bldg., Rutherford Place	Yes	
87	St. Barnabas School, 2099 Geo. Urban Blvd.	Yes	
88	West End Hose Co. No. 6, 2325 George Urban Blvd.	Yes	
89	Hy-View Fire Hall, 8 Airport Drive	Yes	
90	Infant of Prague School Hall, 921 Cleveland Drive	Yes	
91	Hy-View Fire Hall, 8 Airport Drive	Yes	
92	Union U-Crest Elementary School, One Nagel Drive	Yes	
93	U-Crest Fire Hall, 255 Clover Place	Yes	
94	Williamstowne Apartments, Rec. Ctr., William Street	No	No other suitable site in area
95	Doyle Fire Hall No. 1, William & Alaska St.	Yes	
96	Union U-Crest Elementary School, One Nagel Drive	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City petitioning the Erie County Board of Elections to waive the requirements capped.

PLEASE FILL OUT THIS FORMAT FOR ALL ELECTION DISTRICTS IN YOUR TOWN/CITY

ELECTION DISTRICT	POLL ADDRESS	TOWN OF CHEEKTOWAGA	
		ACCESSIBLE YES/NO	IF NO, IS THERE ALTERNATE DISTRICT ACCESSIBLE TO H
97	South Branch Library, 2660 William Street	Yes	
98	Forks Fire Hall No. 2, Nagel and South Creek Drives	Yes	
99	Cleveland Heights Christian Church, 4774 Union Road	Yes	
100	Maryvale Elementary School, 777 Maryvale Drive	Yes	
101	Queen of Martyrs School, 180 George Urban Boulevard	Yes	
102	Forty & Eight Voiture Hall, 810 Rein Road	Yes	
103	Our Lady of the Blessed Sacra- ment Sch., 2620 George Urban Blvd.	Yes	
104	Williamstowne Apartments, Rec. Ctr., William St	No	No other suitable site in area.
105	John F. Kennedy School, 305 Cayuga Creek Road	Yes	
106	Garden Village Apartments, Rec. Ctr., 70 Garden Village Dr.	Yes	
107	Garden Village Apartments, Rec. Ctr., 70 Garden Village Drive	Yes	
108	Dartwood Community Center 222 Autumnwood Drive	Yes	

NOTE: This format must be accompanied by a resolution adopted by your Town/City petitioning the Erie County Board of Elections to waive the requirements capped.

MEETING NO. 9
May 6, 1985

Item No. 5 Motion by Councilman Kowal, seconded by Councilman Gabryszak

WHEREAS, the developers and owners of Greenwood Village have presented a detailed map of their proposed subdivision to the Town and to the State Department of Transportation, and

WHEREAS, said developers and owners of the proposed Greenwood Village Subdivision have submitted preliminary maps and have made changes thereto as requested by the Town Planning Commission, and the County Highway Department, and have presented the final plat to said Town Planning Commission, Erie County Highway Department, Town Highway Superintendent, Town Engineer and the Town Traffic Safety Commission, and

WHEREAS, said aforementioned departments and commissions have indicated their satisfaction and preliminary approval and recommendation for potential and eventual acceptance of said plat, and

WHEREAS, the developers and owners of said Greenwood Village Subdivision have expended considerable sums of money to prepare the engineering, drawing and layout of said proposed plats, and have requested that they obtain a tentative assurance of acceptance of said map by the Town to avoid unnecessary additional expense and to satisfy the request of the County, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby expresses its tentative approval of said plat, as presently laid out, and BE IT FURTHER

RESOLVED that final acceptance and approval of said map is subject to the completion of all necessary proceedings by the developers and owners of said subdivision in obtaining the usual recommendations and approvals of the Health Department of Erie County, Town Highway Superintendent, and meeting all other requirements required by law for acceptance of a subdivision and highways therein, and BE IT FURTHER

RESOLVED that the Town's final approval of such subdivision map is contingent upon the acquisition of certain lands situate north of Dubonnet Drive, as shown on said map, from Messrs. Steven Haniszewski and Edward Haniszewski, at the sole cost and expense of the developers and owners, but with the assistance of the Town, for the purpose of straightening and extending said Dubonnet.

THIS RESOLUTION WAS CALLED FOR AMENDMENT BY COUNCILMAN JOHNSON, SECONDED BY SUPERVISOR WEBER AND THE VOTE ON THE AMENDMENT WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Motion by Councilman Kowal, seconded by Councilman Gabryszak

WHEREAS, the developers and owners of Greenwood Village have presented a detailed map of their proposed subdivision to the Town and to the State Department of Transportation, and

WHEREAS, said developers and owners of the proposed Greenwood Village Subdivision have submitted preliminary maps and have made changes thereto as requested by the Town Planning Commission, and the County Highway Department, and have presented the final plat to said Town Planning Commission, Erie County Highway Department, Town Highway Superintendent, Town Engineer and the Town Traffic Safety Commission, and

WHEREAS, said aforementioned departments and commissions have indicated their satisfaction and preliminary approval and recommendation for potential and eventual acceptance of said plat, and

Item No. 5 cont'd

WHEREAS, the developers and owners of said Greenwood Village Subdivision have expended considerable sums of money to prepare the engineering, drawing and layout of said proposed plats, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby expresses its approval of said plat, as presently laid out, and BE IT FURTHER

RESOLVED that final acceptance and approval of said map is subject to the completion of all necessary proceedings by the developers and owners of said subdivision in obtaining the usual recommendations and approvals of the Health Department of Erie County, Town Highway Superintendent, and meeting all other requirements required by law for acceptance of a subdivision and highways therein, and BE IT FURTHER

RESOLVED that the Town's final approval of such subdivision map is also contingent upon the acquisition of certain lands situate north of Dubonnet Drive, as shown on said map, from Messrs. Steven Haniszewski and Edward Haniszewski, at the sole cost and expense of the developers and owners, but with the assistance of the Town, for the purpose of straightening and extending said Dubonnet.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

WHEREAS, by resolution dated December 17, 1984, this Town Board retained the services of Grant Appraisal and Research Corporation, now known as GAR Associates, Inc., to prepare an appraisal for the acquisition of land adjacent to Deer Lick Creek, north of Losson Road, so that access might be had to town park lands designated "Cheektowaga Volunteer Firemen's Memorial Park", and

WHEREAS, the appropriate appraisal report has been prepared, received and reviewed, and

WHEREAS, it has been recommended to this Town Board that an offer be made to the owner of the land based upon what is described as Parcel A in such appraisal report,

NOW, THEREFORE, BE IT RESOLVED that the appraisal report of GAR Associates, Inc. is hereby accepted and approved, and BE IT FURTHER

RESOLVED that the Town Attorney submit an offer to purchase the described Parcel A from the record owner thereof for a sum not to exceed the appraised amount.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

WHEREAS, this Town Board, by resolution dated January 28, 1985, expressed its willingness to accept the War of 1812 Cemetery from the Buffalo and Erie County Historical Society, and

WHEREAS, the Buffalo and Erie County Historical Society has submitted a Quit Claim Deed for the War of 1812 Cemetery to the Town, and

MEETING NO. 9
May 6, 1985

Item No. 7 cont'd

WHEREAS, the title search for the War of 1812 Cemetery has been completed and the Town Attorney has evaluated such title search and has rendered his report on the title to the War of 1812 Cemetery to the Town Board, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby accepts the attached Quit Claim Deed from the Buffalo and Erie County Historical Society for the War of 1812 Cemetery, and BE IT FURTHER

RESOLVED that the Town Attorney be and hereby is directed to file the aforementioned Quit Claim Deed in the Erie County Clerk's Office.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Johnson, seconded by Supervisor Weber

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance which, among other things, provides for the licensing of all ambulances and drivers/attendants operating in the Town of Cheektowaga, and for the creation of an Emergency Medical Services Board ("EMS Board"); and

WHEREAS, the EMS Board has completed an initial review and evaluation of the various license applications submitted for drivers/attendants and has recommended that the Town Board license such drivers/attendants, and

WHEREAS, the Town Board, pursuant to Section A-5 of the Ambulance Ordinances desires to license such drivers/attendants; NOW, THEREFORE, BE IT

RESOLVED that the recommendations of the Emergency Medical Services Board concerning the licensing of drivers/attendants be and hereby are accepted and approved; and BE IT FURTHER

RESOLVED that the applicants for drivers/attendants licenses set forth on the annexed schedule are hereby approved for licensing by this Town Board for a period of one (1) year; and BE IT FURTHER

RESOLVED that the Town Clerk is hereby authorized, directed and empowered to issue a drivers/attendants license to the applicants set forth on the annexed schedule, pursuant to the terms of this resolution.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9 Authorization for Supervisor to execute license agreement regarding property abutting Captain's Cove
This item was withdrawn.

Item No. 10 Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, this Town Board has continually expressed concern about both the past development and future development of the Town of Cheektowaga, and

WHEREAS, the appearance of all land areas in the Town and developments therein are of further concern to all of the inhabitants of the Town of Cheektowaga, NOW, THEREFORE, BE IT

Item No. 10 cont'd

RESOLVED that the period of May 6th, 1985 through May 17th, 1985 hereby is designated as "Clean-up, Paint-up, Fix-up Week" in the Town of Cheektowaga.

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11a Motion by Councilman W. Rogowski, seconded by Councilman Gabryszak

WHEREAS, the Kennel Club of Buffalo, Inc. has requested permission from the Cheektowaga Recreation Department to utilize John C. Stiglmeier Park located on Losson Road, Cheektowaga, New York to conduct a professional "Dog Show", and

WHEREAS, the Kennel Club of Buffalo, Inc. has requested the date of June 9, 1985, and

WHEREAS, the intent and purpose of the Kennel Club of Buffalo, Inc. and the Town of Cheektowaga is to reserve the area known as Diamond Number One, located within the John C. Stiglmeier Park, and

WHEREAS, the primary purpose of said "Dog Show" is to afford the general public an opportunity to observe various Pedigree species, categorized and professionally judged, and

WHEREAS, the Kennel Club of Buffalo, Inc. has submitted a Certificate of Insurance from the agency of Gerstman & Gerstman, 235 North Street, Buffalo, New York, agent for the Zurich Insurance Company, to insure: General Liability to include Bodily Injury Liability in the amount of \$500,000 each occurrence and Property Liability in the amount of \$100,000 each occurrence, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby grants to the Kennel Club of Buffalo, Inc. exclusive use of the area known as Diamond Number One (1), Two (2) and Three (3); the Losson Community Center at John C. Stiglmeier Park on June 9, 1985 between the hours of 10:00 A.M. and 6:00 P.M. under the guidelines set forth within said resolution, and BE IT FURTHER

RESOLVED that copies of said resolution be forwarded to the Chief of Police, the Town Dog Control Officer, the Town Attorney and the Director of the Facilities Department of the Town of Cheektowaga and the Director of Recreation of the Town of Cheektowaga.

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11b Motion by Councilman W. Rogowski, seconded by Councilman Gabryszak

WHEREAS, through prior Town Board Resolution, permission has been granted to the Kennel Club of Buffalo, Inc. to conduct a "Dog Show" at John C. Stiglemeier Park on June 9, 1985 between the hours of 10:00 A.M. and 6:00 P.M., and

WHEREAS, the code of the Town of Cheektowaga, Article 48-8 "Domestic Animals Prohibited From Parks and Park Approaches", states "No domestic animals shall be permitted in a park or park approach", and

WHEREAS, only duly authorized Kennel Club of Buffalo, Inc. members and registered entrants shall be allowed to occupy the grounds of the John C. Stiglemeier Park during such times as stated in said resolution, NOW, THEREFORE BE IT

MEETING NO. 9
May 6, 1985

Item No.11b cont'd

RESOLVED that the Cheektowaga Town Board permit a waiver of Article 48-8 of the Code of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that said wavier be extended to the Kennel Club of Buffalo, Inc., its membership and registrants on June 9, 1985 between the hours of 10:00 a.m. and 6:00 p.m., and BE IT FURTHER

RESOLVED that the Kennel Club of Buffalo, Inc., its membership and registrants shall comply with the Code of the Town of Cheektowaga, Chapter 21, amended in its entirety on February 2, 1976, and BE IT FURTHER

RESOLVED that the Kennel Club of Buffalo, Inc., its membership and registrants shall comply with the Code of the Town of Cheektowaga, Article 21-1. Applicability; Article 21-1. Seizure of Unleashed Dogs Off Owner's Premises; Article 21-3. Muzzling or Fastening of Dogs on Owners's Premises; Article 21-4. Noise by Dogs; and Article 21-5. Penalties for Offenses, and BE IT FURTHER

RESOLVED that copies of said resolution be directed to the Chief of Police, the Town Dog Control Officer, the Town Attorney and the Director of the Facilities Department of the Town of Cheektowaga and the Director of Recreation of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12 This item was acted upon after Item No. 3.

Item No. 13a Motion by Councilman Jaworowicz Seconded by Councilman J. Rogowski

WHEREAS, Samuel W. Tadio has made application and requested a Special Use Permit on property located at 4825 Genesee Street for use as a Mobile Home Park, said applicant being the owner of property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on May 20, 1985 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Sereno Bingham, 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.....*May 9, 1985*.....;
last publication.....*May 9, 1985*.....;
and that no more than six days intervened be-
tween publications.

Sereno Bingham

Sworn to before me this*16th*.....

day of*May*....., 19..*85*..

Cecelia Westoven

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

CECELIA WESTOVEN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 20, 1987

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 20th day of May 1985, 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 for a Special Permit to operate a mobile home park on property located at 4825 Genesee Street pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND 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 the 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 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.

Legal

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:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: May 9, 1985

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

WHEREAS, Medford Hampe has made application and requested the rezoning of property located at 111-115 Indian Road from R-Residential to CM-General Commercial, and has also requested a Special Use Permit for a Commercial Picnic Grove, said applicant being the owner of the property aforementioned, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said requests under the provisions of the Zoning Ordinance on May 20, 1985 at 6:30 o'clock P.M., Eastern Daylight Savings Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

...*Sam A. Muz*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
...*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication...*May 9, 1985*.....;
last publication...*May 9, 1985*.....;
and that no more than six days intervned be-
tween publications.

...*Sam A. Muz*.....

Sworn to before me this*16th*.....

day of*May*....., 19..*85*..

.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 20, 19*87*

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 20th day of May 1985, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Medford Hampe to Rezone from R-Residential District to CM-General Commercial District on property located at 111-115 Indian Road, and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 2, Township 11, Range 7 of the Holland Land Company's survey, and more particularly described as follows:

BEGINNING at a point in the center line of Indian Road, (formerly Mill Road), distant 498 feet northerly of the south line of lands of H.C. Moffat, as described in Deed recorded in the Erie County Clerk's Office in Liber 943 of Deeds at Page 221, running thence easterly and at an angle of 90 degrees to the center line of Indian Road a distance of 744.52 feet to the top of the bank of Cayuga Creek; running thence northeasterly and along the top of the bank of Cayuga Creek to the point of intersection of the said top bank of Cayuga Creek, with a straight line drawn from Indian Road at a 90 degree angle therewith, and 150 feet northerly from said first mentioned line; running thence westerly in a straight line a distance of 819.50 feet to a point in the center line of Indian Road, distant 150 feet northerly from the point of beginning, as measured along the center line of Indian Road; running thence southerly and along a part of the southerly line of Indian Road a distance of 150 feet to the place of beginning.

SUBJECT to the rights of the public in so much of said premises that lies with the highway known as Indian Road.

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

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: May 9, 1985

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

...*Ken A. Huey*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*club*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*May 9, 1985*.....;
last publication.....*May 9, 1985*.....;
and that no more than six days intervened be-
tween publications.

.....*Ken A. Huey*.....

Sworn to before me this*16th*.....

day of*May*....., 19*85*..

.....*Cecelia Westover*.....

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

CECELIA WESTOVER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *87*

No. 10

No. 11

No. 12

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 20th day of May 1985, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Medford Hampe to Rezone from R-Residential District to CM-General Commercial District on property located at 111-115 Indian Road, and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 2, Township 11, Range 7 of the Holland Land Company's survey, and more particularly described as follows:

BEGINNING at a point in the center line of Indian Road, (formerly Mill Road), distant 498 feet northerly of the south line of lands of H.C. Moffat, as described in Deed recorded in the Erie County Clerk's Office in Liber 943 of Deeds at Page 221; running thence easterly and at an angle of 90 degrees to the center line of Indian Road a distance of 744.52 feet to the top of the bank of Cayuga Creek; running thence northeasterly and along the top of the bank of Cayuga Creek to the point of intersection of the said top bank of Cayuga Creek, with a straight line drawn from Indian Road at a 90 degree angle therewith, and 150 feet northerly from said first mentioned line; running thence westerly in a straight line a distance of 819.50 feet to a point in the center line of Indian Road, distant 150 feet northerly from the point of beginning, as measured along the center line of Indian Road; running thence southerly and along a part of the southerly line of Indian Road a distance of 150 feet to the place of beginning.

SUBJECT to the rights of the public in so much of said premises that lies with the highway known as Indian Road.

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

BY ORDER OF THE TOWN BOARD

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: May 9, 1985

May 6, 1985

Item No. 14 Motion by Councilman Gabryszak, Seconded by Councilman Jaworowicz

WHEREAS, Motorola Communications and Electronics, Inc. has rendered a quotation of \$5,905.00 to replace leased telephone lines servicing the Police Department's mobile communications repeater systems located at the Greater Buffalo Airport and Southline Fire Company, and

WHEREAS, Assistant Chief of Police Robert Lis and Facilities Department Director James J. Matecki have approved said proposal as being a cost effective means of upgrading the current system, NOW, THEREFORE BE IT

RESOLVED that the Cheektowaga Town Board hereby authorize the Facilities Department Director to purchase the RF Radio Link system as proposed by Motorola Communications & Electronics, Inc. at a fee not to exceed \$5,905.00 labor and material, and BE IT FURTHER

RESOLVED that funds for said action are available from Account #3120.1501

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15a Motion by Councilman J. Rogowski, Seconded by Councilman W. Rogowski

WHEREAS, bids were duly received on April 15, 1985 as the result of advertisement, therefore, for the construction of an addition to the Anna M. Reinstein Memorial Library, which bids were referred to the Engineering Department for analysis, tabulation and report, and

WHEREAS, the Library Director, Edward Kieczkowski, has funds available for this proposed addition, NOW, THEREFORE, BE IT

RESOLVED that the general construction contract for the construction of the addition to the Anna M. Reinstein Memorial Library be awarded to Zavatti Construction Company, Inc., 28 Brookedge Road, Depew, New York 14043 for its low bid price of \$23,500.00, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to execute the agreement with Zavatti Construction Company, Inc. on behalf of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15b Motion by Councilman Gabryszak, seconded by Councilman Kowal

WHEREAS, bids were duly received by this Town Board at a public bid opening held on March 18th, 1985, at the Town Hall, for the purchase of road materials for use in the Cheektowaga Highway Department, as a result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

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

RESOLVED that the 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 two (2) pages for letter and tabulation

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 686-3450



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

April 30, 1985

HONORABLE DANIEL E. WEBER, SUPERVISOR
HONORABLE TOWN BOARD MEMBERS
Town Hall, Cheektowaga NY 14227

Gentlemen:

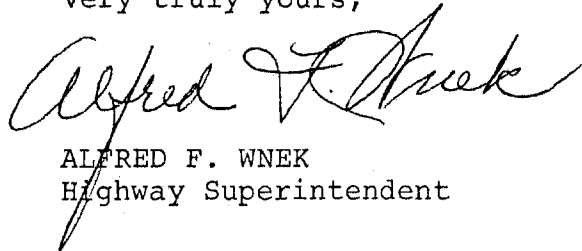
Bids for road materials were received by the Town Board on March 18th, 1985, and after reviewing same, I recommend that the following bids be awarded:

Topsoil - Custom Topsoil Inc, 320 Losson Road, Cheektowaga
NY 14227

Concrete Blocks - Paul Riefler Inc., 5690 Camp Rd., Depew
NY 14043

Attached hereto is a tabulation of bids submitted by the above companies (encircled to indicate the lowest bidder) and their competitors) I trust the above will meet with your approval.

Very truly yours,



ALFRED F. WNEK
Highway Superintendent

AFW:erp

cc: Town Councilmen
Town Clerk
Town Board

RECEIVED
1985 MAY - 1 PM 2:37
CHEEKTOWAGA
TOWN CLERK

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



No. 10

No. 11

No. 12

Paul Riefler Inc.
5690 Camp Road
Hamburg NY 14075
649 - 3260

Scranton's Thruway Bldrs.
3360 Walden Avenue
Depew NY 14043
684-5600

Custom Topsoil Inc.
320 Losson Rd.
Cheektowaga NY 14227
668-4444

Concrete Blocks for Receivers

6" Standard - Hollow	90/cube ea. <u>\$.51</u>	\$.64 ea. 115/cu. \$73.60
6" (Half Block)	180/cu. ea. <u>\$.30</u>	\$.39 ea. 200/cu. \$78.00
8" Standard	75/cube ea. <u>\$.67</u>	\$.89 ea. 90/cube \$80.10
8" (Half Block)	150/cu. ea. <u>\$.37</u>	\$.45 ea. 120/½ block 15 std. blo. \$68.24
10" Standard	60/cube ea. <u>\$.83</u>	\$1.07ea. 67/cube \$71.69
10" (Half Block)	120/cu. ea. <u>\$.45</u>	\$.66 ea. 134/cu. \$88.44
Concrete Brick - Standard	726/cu. <u>\$162. M</u>	\$.24 ea. 720 brick \$172.80

Topsoil

Regular			\$12.00 Delivered \$9.00 Picked Up
Screened			\$15.00 Delivered \$12.00 Picked Up
Shredded			\$13.00 Delivered \$10.00 Picked Up

MEETING NO. 9
May 6, 1985

Item No. 15b cont'd

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15c Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the purchase of an artificial portable indoor soccer surface for use in the Cheektowaga Recreation Department, as a result of advertisement, therefore, and such bids were referred to the Director of Recreation for analysis, tabulation and report, and

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

RESOLVED that the bid be awarded to the following bidder meeting specifications (see attached).

Soccer Arenas USA
7429 Edward Drive
Rockford, Illinois 61111

** See next two (2) pages

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

SOCCER ARENAS USA

815-877-6664

7429 EDWARD DRIVE, ROCKFORD, ILLINOIS 61111

ALTERNATE BID NUMBER II

(Dura)

ALTERNATE SPECIFICATION: ARTIFICIAL PLAYING SURFACE

Face Yarn: 100% Polyloom Polypropylene
Yarn Size: 5700 Denier
Gauge: 5/32
Pile Weight: 42 oz.
Tufted Pile Height: 7/16"
Stitches: 28 per 3 inches
Primary Backing: 4.5 oz. Woven Polypropylene
Secondary Backing: 32 oz. Urethane Precoat
32 oz. Uralon Cushion
Total Weight: 110.5 oz. per sq. yd.
Warranty: 5 year no fade *3 year WEARABILITY*
Width: 12'
Color: Lawn Green
Seams: Velcro Fastening

Quantity:

Rink Size: 85'x200'

Product Guarantee: 5 year no fade

Use: Designed specifically for recreational sport purposes indoors or outdoors. Recommended for INDOOR SOCCER. Portability of surface required.

Note:

1. Include shipping and installation charge in quotation.
Delivery date: 4-5 weeks after receipt of Purchase Order
2. Product Sample (included)

TOTAL PRICE FOR TURF WITH VELCRO INSTALLED
AND DELIVERED \$30,480.00

SOCCER ARENAS USA

BY: *Barb Hansen*
Barb Hansen
Director of Sales & Marketing

Date: April 10, 1985

NON-COLLUSIVE BIDDING CERTIFICATION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies as to its own organization, under penalty or perjury, that to the best of knowledge and belief:

- 1) The price in this bid has been arrived at independently without collusion, consultation, communication or agreement for the purpose of restricting competition as to any matter relating to such prices with any other bidder or with any competitor.
- 2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder, competitor; and
- 3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

SPECIFICATIONS AND BID PROPOSALS

Pursuant to and in accordance with the advertisement for bids dated April 1, 1985 and the instruction to bidders relating thereto, the undersigned offers to furnish all equipment as described in the specifications and deliver to the Cheektowaga Recreation Department, 2600 Harlem Road, Cheektowaga, New York 14225.

SIGNED Jason M. Dengel
TITLE Factory Representative
COMPANY Soccer Arenas USA
ADDRESS 260 Doncaster Road
Buffalo, NY 14217
PHONE (716) 876-0752

Item No. 16a Motion by Councilman J. Rogowski, Seconded by Councilman Johnson

WHEREAS, it is in order that bids be advertised to cover the application of a chemical root control agent to sanitary sewer lines in various locations in the Town of Cheektowaga, and

WHEREAS, funds have been budgeted for this purpose, NOW, THEREFORE,
BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the application of a chemical root control agent to sanitary sewer lines, said notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bids will be received on May 20, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on May 20, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the application of a chemical root control agent to sanitary sewer lines 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.

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

RICHARD M. MOLESKI
Town Clerk

DATED: May 6, 1985

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Sam A. May*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*May 9, 1985*.....;
last publication.....*May 9, 1985*.....;
and that no more than six days intervened be-
tween publications.

.....*Sam A. May*.....

Sworn to before me this*16th*.....

day of*May*....., 19..*85*..

.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
COMMISSION EXPIRES MARCH 30, 19 *87*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on May 20, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the application of a chemical root canal agent to sanitary sewer lines 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.

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.

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.

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

RICHARD M. MOLESKI

Town Clerk

DATED: May 6, 1985

PUBLISH: May 9, 1985

Item No. 16b Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, the Town of Cheektowaga is in need of Pressure Treated Lumber, and

WHEREAS, Section 103 of the General Municipal Law of the State of New York requires certain municipal contracts to be awarded only after competitive bidding, NOW, THEREFORE, BE IT

RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the furnishing of said Lumber, Notice to be published in the May 9, 1985 issue of the Times, and BE IT FURTHER

RESOLVED that sealed bids will be accepted at the Town Clerk's Office, Town Hall, Broadway and Union Roads, Cheektowaga, New York until 11:00 A.M. on Monday, May 20, 1985, and BE IT FURTHER

RESOLVED that the Cheektowaga Town Clerk is hereby designated to publicly open and read said sealed bid proposals at 11:00 a.m. on Monday, May 20, 1985.

NOTICE TO BIDDERS

Sealed bid proposals will be received and considered at the Town Clerk's Office, Town Hall, Broadway and Union Roads, Cheektowaga, New York until 11:00 A.M. Eastern Daylight Savings Time on Monday, May 20, 1985 for the furnishing of Pressure Treated Lumber for the Town of Cheektowaga for the year 1985.

Information for bidders may be obtained from the Cheektowaga Youth Bureau Offices in said Town.

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

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

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Kim A. Muey, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
club of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication *May 9, 1985* ;
last publication *May 9, 1985* ;
and that no more than six days intervened be-
tween publications.

Kim A. Muey

Sworn to before me this *16th*

day of *May*, 19 *85*

Cecelia Westoven

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

CECELIA WESTOVEN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
COMMISSION EXPIRES MARCH 30, 19 *87*

Pu

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered at the Town Clerk's Office, Town Hall, Broadway and Union Roads, Cheektowaga, New York, until 11:00 a.m. Eastern Daylight Savings Time, on Monday, May 20, 1985, for the furnishing of Pressure Treated Lumber for the Town of Cheektowaga for the year 1985.

Information for bidders and specifications may be obtained from the Cheektowaga Youth Bureau Offices in said Town.

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

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

RICHARD M. MOLESKI

Town Clerk

PUBLISH: May 9, 1985

Item No. 16c Motion by Councilman Gabryszak, Seconded by Councilman Kowal

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of two 3/4 ton Pick-up Trucks, to be delivered within 30 days of acceptance of this bid, 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 Office to open bids on the aforesaid items at 11:00 A.M. on May 20, 1985 at the Council Chambers of the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT

THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT hereby requires sealed bids for the purchase of two 3/4 ton PICK-UP TRUCKS, delivery date to be within 30 days of bid acceptance.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening, May 20th, 1985 at 11:00 a.m. in the Town Hall Council Chambers.

Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked with the following "SEALED BIDS FOR TWO 3/4 TON PICK-UP TRUCKS, for the Town of Cheektowaga Highway Department.

The Town of Cheektowaga reserves the right to reject any or all bids if it be in the public interest of the Town of Cheektowaga to do so.

Non-collusion forms must be signed and submitted with bids, also to include the name and address of the bidder.

RICHARD M. MOLESKI
Town Clerk

DATED: May 6, 1985

PUBLISHED: May 9, 1985

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Am. Alley*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Chick*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication.....*May 9th 1885*..... ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

.....*Am. Alley*.....

Sworn to before me this*16th*.....

day of*May*....., 19..85.

.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *87*

LEGAL NOTICE

NOTICE TO BIDDERS
THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT hereby requires sealed bids for the purchase of **TWO ¾ TON PICK-UP TRUCKS**, delivery date to be within 30 days of bid acceptance.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening, May 20th, 1985 at 11:00 a.m. in the Town Hall Council Chambers.

Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked with the following "SEALED BIDS FOR TWO ¾ TON PICK-UP TRUCKS, for the Town of Cheektowaga Highway Department.

The Town of Cheektowaga reserves the right to reject any and all bids if it be in the public interest of the Town of Cheektowaga to do so.

Non-collusion forms must be signed and submitted with bids, also to include the name and address of the bidder.

RICHARD M. MOLESKI
Town Clerk

DATED: May 7, 1985.
PUBLISHED: May 9, 1985.

MEETING NO. 9
May 6, 1985

Item No. 16d Motion by Councilman W. Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga is sponsoring two (2) summer day camps for developmentally disabled children ("Camp Crabapple" and "Camp JI-IK-DO-WAH-GAH") at the Alexander Middle School, Alexander Street from July 8, 1985 to August 16, 1985, and

WHEREAS, it is necessary that bus transportation be provided to transport these developmentally disabled children to and from Camp Crabapple and Camp JI-IK-DO-WAH-GAH, and

WHEREAS, Section 103 of the General Municipal Law of the State of New York requires certain municipal contracts to be awarded only after competitive bidding, NOW, THEREFORE BE IT

RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the furnishing of the aforesaid bus transportation to be provided from July 8, 1985 to August 16, 1985; said Notice shall be published in the May 9th, 1985 issue of the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that sealed bid proposals will be accepted at the Town Clerk's Office, Town Hall, Broadway and Union Roads, Cheektowaga, New York until 11:00 A.M. on Monday, May 20, 1985 and BE IT FURTHER

RESOLVED that the Cheektowaga Town Clerk is hereby designated to publicly open and read said sealed bid proposals at 11:00 A.M. on Monday, May 20, 1985.

* * * * *

NOTICE TO BIDDERS

PROPOSALS

Sealed bid proposals will be received and considered at the Town Clerk's Office, Town Hall, Broadway and Union Roads, Cheektowaga, New York until 11:00 A.M., Eastern Daylight Saving Time on Monday, May 20, 1985, for the furnishing of two full size school buses and one wheel chair van, please bid separately, for the purpose of transporting clients to and from the Sloan, Cheektowaga, Depew area, to the Alexander Middle School, Alexander Street, Monday-Thursday and the Cheektowaga Recreation Center, only on Fridays, 2600 Harlem Road. Included in this bid should be the use of two full size buses and one wheel chair van, please bid separately on each bus, because we may not utilize the wheel chair van. For use 1 day per week for 6 weeks for transportation of clients from and to the Cheektowaga Recreation Center to various points of interest in the Western New York area. Arrival time is scheduled for 9:30 a.m. at Camp. Dismissal and take home is scheduled for 2:30 p.m. The time period for the aforementioned transportation will be July 8, 1985 through August 18, 1985 excluding Saturdays and Sundays.

Information for bidders may be obtained from the Adapted Recreation Program Director at the Cheektowaga Youth Bureau Offices 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: April 15, 1985

* * * * *

Item No. 16d cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Ken A. Muz*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*May 9, 1985*.....;
last publication.....*May 9, 1985*.....;
and that no more than six days intervened be-
tween publications.

.....*Ken A. Muz*.....

Sworn to before me this*16th*.....

day of*May*....., 19..*85*.

.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
 COMMISSION EXPIRES MARCH 30, 19*87*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered at the Town Clerk's Office, Town Hall, Broadway and Union Roads, Cheektowaga, New York, until 11:00 a.m. Eastern Daylight Time, on Monday, May 20, 1985, for the furnishing of two full size school buses and one wheel chair van, please bid separately, for the purpose of transporting clients to and from the Sloan, Cheektowaga, Depew area, to the Alexander Middle School, Alexander Street, Monday-Thursday and the Cheektowaga Recreation Center, only on Fridays, 2600 Harlem Road. Included in this bid should be the use of two full size buses and one wheel chair van, please bid separately on each bus, because we may not utilize the wheel chair van. For use 1 day per week for 6 weeks for transportation of clients from and to the Cheektowaga Recreation Center to various points of interest in the Western New York area. Arrival time is scheduled for 9:30 a.m. at Camp. Dismissal and take home is scheduled for 2:30 p.m. The time period for the aforementioned transportation will be July 8, 1985 through August 18, 1985 excluding Saturdays and Sundays.

Information for bidders and specifications may be obtained from the Adapted Recreation Program Director at the Cheektowaga Youth Bureau Offices in said Town.

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: April 15, 1985

PUBLISHED: May 9, 1985

MEETING NO. 9
May 6, 1985

Item No. 17 Motion by Councilman Gabryszak, Seconded by Supervisor Weber to table the resolution hiring a Deputy Town Attorney.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 18 Abolish two (2) part-time Legal Assistant positions in Town Attorney's Office
This item was withdrawn.

Item No. 19 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, the need exists in the Police Department for the promotional position of "Senior Clerk", and

WHEREAS, the necessary PO-17 forms have been sent to the Erie County Department of Personnel and, upon review and consideration, will be approved for the creation of this position, NOW, THEREFORE, BE IT

RESOLVED that the promotional position of "Senior Clerk" in the Police Department be and hereby is created, and BE IT FURTHER

RESOLVED that in accordance with the agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, this new position be posted for a period of ten (10) days.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20a Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, Michael J. Miecznikowski has been duly elected to the Executive Board of the New York State Recreation & Parks Society and, whereas, responsibilities of said position require attendance at Executive Board meetings held in various parts of New York State, and

WHEREAS, the New York State Recreation & Parks Society has allocated funds to help defray the cost of attendance at such meetings, NOW, THEREFORE, BE IT

RESOLVED that Michael J. Miecznikowski be authorized to attend such meetings and that a town vehicle be made available for such purpose.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20b Motion by Councilman Gabryszak, Seconded by Councilman Johnson

WHEREAS, the International Signal Association, Inc. will hold a traffic signal certification seminar in Arlington, Texas from August 4-9, 1985, and

WHEREAS, this Town Board is desirous of having Arthur J. Blachowski, Sign Maintenance Man for the Town of Cheektowaga, attend this seminar on behalf of the Town of Cheektowaga, NOW, THEREFORE, BE IT

Item No. 20b cont'd

RESOLVED that Arthur J. Blachowski be and hereby is authorized to attend the aforesaid traffic signal certification seminar in Arlington, Texas from August 4-9, 1985, and BE IT FURTHER

RESOLVED that the Town pay Mr. Blachowski's pre-registration fee of \$250.00 and any other necessary and reasonable expenses connected with his attendance at the aforesaid seminar.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, on April 15, 1985, this Town Board adopted a Resolution appointing Thaddeus P. Brudz to the position of Superintendent-Wastewater Pump Station and Lawrence Golas to the position of Assistant Superintendent-Wastewater Pump Station; and

WHEREAS, said Resolution incorrectly identified the status of such appoints as "probationary" as opposed to "provisional" positions; NOW, THEREFORE, BE IT

RESOLVED that the final paragraph of the aforementioned Resolution of this Town Board dated April 15, 1985 is hereby corrected to read as follows:

"RESOLVED that both positions shall be provisional positions pending the results of the competitive examinations which shall be scheduled by the Department of Personnel, County of Erie";

and BE IT FURTHER

RESOLVED that with the exception of the correction described above, the aforementioned Resolution of April 15, 1985 is hereby affirmed and ratified in all respects.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, there is an opening in the Central Garage for an Auto Mechanic, and

WHEREAS, this vacancy has been posted in accordance with the Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that the following individual be and hereby is appointed to the position of Auto Mechanic effective immediately, at a rate in accordance with the wage schedule as listed in the Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

Robert J. Ciesielski
Cheektowaga, NY 14225

No. 10

No. 11

No. 12

Item No. 22 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 23a Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Employees in the Facilities Department as listed below:

Street Lighting Division - #02-905182-1-0-1492-001

Stephen Malicki	3/28/85
James Lis	4/27/85

Parks Division - #01-007110-1-0-1491-001

Joseph Ruhlmann	4/19/85
John Slomba	4/21/85
Daniel A. Tatta III	Immediately

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 23b Motion by Councilman Gabryszak, Seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Employees in the various Departments as listed, effective as follows:

SANITATION

Chirico, Tom	5/10/85
Mueller, Fred	5/03/85
Nagel, Dan	5/10/85
Slade Scott	5/03/85
Somogye, Richard	5/03/85
Szafranski, Greg	5/17/85
Thompson, Mike	5/17/85

MAIN PUMP STATION

Blachowski, Bruce	5/10/85
Rieck, William	5/10/85

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 9
May 6, 1985

Motion by Councilman Kowal, Seconded by Councilman Johnson to dispense with reading of all the names on Items 24A and 24b.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24a Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the Facilities Department at the rate of \$3.10 per hour, effective as follows:

Street Lighting Division - #02-905182-1-0-1492-001

Stephen Dunkowski	5/13/85
Christopher Domagala	Immediately
Paul R. Glab	Immediately

Parks Division - #01-007110-1-0-1491-001

Joseph Lenartowicz	5/6/85
Randy Klosko	Immediately
Brian Ksiazek	Immediately
Robert Kowal	Immediately
Wayne Knolhoff	retroactive to 4/30
Billy Joe Spradlin	Immediately
Glenn Malek	Immediately
Larry Williams	Immediately
Steven Simmons	Immediately

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24b Motion by Councilman Gabryszak, Seconded by Councilman Johnson

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments and at the rates listed:

SANITATION DEPARTMENT - \$3.10/hour

Thomas Chirico	5/13/85
Daniel Nagel	5/13/85
Gregory Szafranski	5/20/85
Michael Thompson	5/20/85
John Bartkowiak	Immediately
Richard Somogye	Immediately
Brian Szymanski	Immediately
Mark Gawron	Immediately
Richard Slisz	Immediately
Fred Mueller	5/6/85
John Kwiatkowski	Immediately
Robert Kubiak	Immediately
Daniel Nash	Immediately
Robert Bartosz	Immediately

Item No. 24b cont'd

MAIN PUMP STATION - \$3.10/hour

Charles McCabe	4/22/85
Timothy Cabik	4/22/85
Louis Pandolfe	Immediately
Michael Wick	Immediately

POLICE/COURTS - \$3.10/hour

Theresa Przybyl	Immediately
Kathleen Chojnacki	Immediately
Gina Browning	Immediately
Elizabeth Chirico	Immediately
Deborah Przepiora	Immediately
Kim Fenske	Immediately
Kathleen Pollo	Immediately
Joyce Mazurkiewicz	Immediately

SEWER MAINTENANCE DEPARTMENT - \$3.10/hour

Anthony Oddi	Immediately
--------------	-------------

MAIN PUMP STATION - \$3.75/hour

Bruce Blachowski	5/13/85
William Rieck	5/13/85

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 25a Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, on April 15, 1985, this Town Board appointed Thaddeus P. Brudz, , Cheektowaga, New York 14225 to the position of Superintendent- Wastewater Pump Station on a provisional basis pending the results of a competitive examination which will be scheduled by the Erie County Department of Personnel; and

WHEREAS, in order to accept such provisional appointment, said Thaddeus P. Brudz must leave his present position as Working Foreman in the Sewer Maintenance Department with the Town of Cheektowaga; and

WHEREAS, Thaddeus P. Brudz has requested by letter dated April 18, 1985, a copy of which is annexed hereto, a leave of absence from his position as Working Foreman in the Sewer Maintenance Department effective immediately upon the retirement of Alfred Zalenski, NOW, THEREFORE, BE IT

RESOLVED that Thaddeus P. Brudz, , Cheektowaga, New York 14225 is hereby granted a leave of absence from the position of Working Foreman in the Sewer Maintenance Department, effective upon the retirement of Alfred Zalenski for a period of one (1) year, or until such time as the permanent status of said Thaddeus P. Brudz in the position of Superintendent-Wastewater Pump Station has been established.

** See next page for letter

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

No. 10

No. 11

No. 12

RECEIVED

1985 APR 22 AM 9:33

April 18, 1985

97 Southern Parkway
Cheektowaga, New York 14225

CHEEKTOWAGA
TOWN CLERK

To: Honorable Members Cheektowaga Town Board
Richard M. Moleski, Town Clerk, Town of Cheektowaga

Re: Letter of April 16, 1985 of Office of the Town Clerk
Received April 18, 1985
Relating to position of Superintendent of Wastewater Pump Station
and request for a leave of absence.

Dear Sirs:

I am very grateful for your confidence in me as manifested by your offer of a promotion in my career with the Town of Cheektowaga.

However, before I can formally accept the position and responsibilities of office, I must formally have my request for a leave of absence from my present position approved by the Board.

Obviously, a prior request for a leave of absence would have been presumptuous on my part. I could hardly be held to presume that the Board would be willing to offer the subject promotion to me.

Please approve my request for a leave of absence from my present position, Working Foreman in the Sewer Maintenance Department, effective immediately upon the retirement of Mr. Alfred Zalenski, the individual whom I am scheduled to succeed. It is my understanding that this should take place on or about April 26, 1985.

Pursuant to Article 9 (Leave of Absence) Agreement controlling my present position, I formally request a leave of absence for a period of one (1) year in length or until such time as the permanent status of the offered position has been determined by examination or otherwise.

The purpose of this leave of absence is to enable me to return to my present position in the event of unforeseeable factors.

In the meantime, I shall continue working in my present position subject to assignment and directions of my Supervisor.

Again, I thank all addressed for the confidence shown and respectfully request approval of my petition.

Sincerely yours,

Thaddeus P. Brudz
Thaddeus P. Brudz

MEETING NO. 9
May 6, 1985

Item No. 25b Motion by Councilman Kowal, Seconded by Councilman J. Rogowski

WHEREAS, by resolution dated April 15, 1985, this Town Board appointed Lawrence Golas to the position of Assistant Superintendent-Wasterwater Pump Station pending the results of a competitive examination to be scheduled by the Erie County Department of Personnel, and

WHEREAS, Lawrence Golas has requested a leave of absence from his position as Sewager Treatment Plant Operator pursuant to Section 11.02 of the collective bargaining agreement between the Town and the Town of Cheektowaga Employees Association, NOW, THEREFORE, BE It

RESOLVED that Lawrence Golas be and hereby is granted a leave of absence from his position as Sewage Treatment Plant Operator for a period of one (1) year or until such time as the results of the civil service examination for Assistant Superintendent - Wastewater Pump Station are made available, whichever period is longer.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

BE IT RESOLVED that Niagara Mohawk Power Corporation be and hereby is authorized to remove fourteen (14) 70-watt high pressure sodium fixtures and install fourteen (14) 100-watt high pressure sodium fixtures, (pole nos. 11, 22, 31, 44, 55, 64, 73, 84, 95, 106, 115, 126, 137, 152), on Eggert Road in the Town of Cheektowaga, at an annual increase to the Town's General Lighting District of \$170.66, in accordance with the attached proposal which is hereby made a part of this resolution.

* See next page for proposal.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

NIAGARA MOHAWK POWER CORPORATION

STREET LIGHTING PROPOSAL - TOWN OF CHEEKTOWAGA

EGGERT ROAD

Remove (14) 70 watt high pressure sodium fixtures,
Install (14) 100 watt high pressure sodium fixtures,
(Pole Nos. 11, 22, 31, 44, 55, 64, 73, 84, 95, 106,
115, 126, 137, 152).

TOTAL ANNUAL INCREASE

\$170.66

NIAGARA MOHAWK POWER CORPORATION

STREET LIGHTING PROPOSAL - TOWN OF CHEEKTOWAGA

EGGERT ROAD

Remove (14) 70 watt high pressure sodium fixtures,
Install (14) 100 watt high pressure sodium fixtures,
(Pole Nos. 11, 22, 31, 44, 55, 64, 73, 84, 95, 106,
115, 126, 137, 152).

TOTAL ANNUAL INCREASE

\$170.66

MEETING NO. 9
May 6, 1985

Item No. 27 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

WHEREAS, the following checks drawn on the Town of Cheektowaga's accounts have been outstanding for over one year, NOW, THEREFORE, BE IT

RESOLVED that the following checks are hereby restored to cash.

MUNICIPAL CLEARING ACCOUNT

<u>CHECK NUMBER</u>	<u>AMOUNT</u>
4336	\$ 6.00
5835	192.46
7350	6.00
7600	25.00
8376	6.00
11763	221.96
12495	6.00
12540	808.09
12573	17.85
12628	10.00
	<u>\$1,299.36</u>
Less check lost by bank	\$ (6.00)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to May 6th, 1985 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
General Fund	\$1,083,225.93
Special Districts Fund	961,696.15
Highway Fund	203,477.67
Part Town Fund	24,155.77
Federal Revenue Sharing Fund	9,322.75
Capital Fund	963.38
Trust and Agency Fund	168,995.96
HUD-CDBG Fund	107,327.38
Part Town Fund	5,853.35
Special Assessment Fund	6.23
HUD Rehabilitation Fund	6,945.15
Debt Service Fund	<u>1,143,990.00</u>
	<u>\$3,715,959.72</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 29 Supervisor's Statement of Funds for January, February & March
Received and Filed.

MEETING NO. 9
May 6, 1985

- Item No. 30 Building Permits
Received and Filed.
- Item No. 31 Cheektowaga Planning Board - minutes of March meeting
Received and Filed.
- Item No. 32 Cheektowaga Library Board - minutes of March meeting
Received and Filed.
- Item No. 33 Cheektowaga Traffic Safety Commission - minutes of April meeting
Received and Filed.

IV. GENERAL COMMUNICATIONS

- Item No. 34 N.Y.S. Dept. of Trans. - Notice of Order - Portion of Walden Avenue
Received and Filed.
- Item No. 35a N.Y.S. Dept. of Trans. - Designation of Restricted Highway - Union
Road between Como Park Blvd. & Walden Avenue.
Received and Filed.
- Item No. 35b N.Y.S. Dept. of Trans. - Designation of Restricted Highway - Traffic
signal installation at various locations
Received and Filed.
- Item No. 36a NOTICE OF CLAIM - Commercial Union Ins. Co. for Amelio Filippi vs
Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting
Department; L. Smolarek, Chief of Police; J.J. Naples, Insurance
Company.
Received and Filed.
- Item No. 36b NOTICE OF CLAIM - Jennifer Teresi as parent of Amy Zerkowski vs Town
of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting
Department; Mike Miecznikowski, Recreation Director; J.J. Naples,
Insurance Company.
Received and Filed.
- Item No. 36c NOTICE OF CLAIM - Lee Regent vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting
Department; Alfred Wnek, Highway Department; J.J. Naples, Insurance
Company.
Received and Filed.
- Item No. 36d NOTICE OF CLAIM - Travelers Ins. for Richard Piotrowski vs Town of
Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting
Department; Alfred Wnek, Highway Department; J.J. Naples, Insurance
Company.
Received and Filed.

MEETING NO. 9
May 6, 1985

- Item No. 36e NOTICE OF CLAIM - Cheryl Reinhardt vs Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department; Alfred Wnek, Highway Superintendent; J.J. Naples, Insurance Company.
Received and Filed.
- Item No. 37 Petition of homeowners of Peinkofer requesting Highway to pave same
Copies were sent to: Alfred Wnek, Highway Department; Chester Bryan, Town Engineer.
Received and Filed.
- Item No. 38 Letter from resident of Nassau Lane regarding 2500 Walden Avenue
Received and Filed.

V. SUSPENSION OF RULES

Motion by Councilman Johnson, Seconded by Councilman J. Rogowski to suspend the rules to include the following three (3) items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, this Town Board, by resolution dated January 7, 1985, requested the New York State Retirement System to transfer Frank Dux from Tier III to Tier II and to transfer John Banas from Tier II to Tier I and

WHEREAS, this request was made because errors made previously incorrectly placed the aforesaid individuals in the wrong tiers for the purpose of retirement, and

WHEREAS, under New York State law, the Town of Cheektowaga does not have the authority to change the tiers for the aforesaid Town employees, and

WHEREAS, Assembly Bill A.7333 and Senate Bill S.5178 have been introduced which would allow John Banas to transfer from Tier II to Tier I in the New York State Retirement System, and

WHEREAS, Assembly Bill A.7351 and Senate Bill S.5310 have been introduced which would allow Frank Dux to transfer from Tier III to Tier II in the New York State Retirement System, and

WHEREAS, this Town Board, pursuant to Section 40 of the Municipal Home Rule Law of the State of New York, may request the New York State Legislature to enact a special law relating to the property or affairs of the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby strongly requests the New York State Assembly to enact Assembly Bills A.7333 and A.7351 and the New York State Senate to enact Senate Bills S.5178 and S.5310, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized to execute the Home Rule Request forms for the aforementioned Senate and Assembly Bills, and BE IT FURTHER

RESOLVED that the Town Attorney's Office be and hereby is directed to forward executed copies of such Home Rule Request forms to the State Senate, State Assembly, State Assemblyman Dennis T. Gorski and State Senator Dale M. Volker.

Item No. 39 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Councilman Jaworowicz, Seconded by Councilman Johnson

WHEREAS, the Frank L. Ciminelli Construction Co., is the contract purchaser of a 98.9 acre parcel of property owned by the Estate of Sadie Moran and located just east of the Greater Buffalo International Airport, north of Aero Drive and south of the N.Y.S. Thruway, and

WHEREAS, the Frank L. Ciminelli Construction Co., Inc. proposes to remove approximately 170,000 cubic yards of soil material from 20 acre borrow area to use as fill material in the construction of a safety extension at the Greater Buffalo International Airport, such proposal being outlined in the attached May 3, 1985 letter from the Town Engineer, and

WHEREAS, the Frank L. Ciminelli Construction Co., Inc. has made application to the Town of Cheektowaga for an excavation permit under Ordinance Number 16 of the Town of Cheektowaga, and

WHEREAS, the proposed creation of such borrow area requires a mining permit from the N.Y.S.D.E.C., the issuance of which has been reviewed and given a negative declaration by the Town Environmental Advisory Committee, and

WHEREAS, the aforesaid applicant has tendered the required permit fee of \$1700.00 and a performance bond for \$30,000; all as required by Ordinance Number 16 of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby grants a permit to the Frank L. Ciminelli Construction Co., Inc. to excavate soil at the above described 20 acre borrow pit, subject to the following conditions:

- 1.) No excavation shall be allowed until proper proof (i.e., deed) is submitted to the Town showing that the Frank L. Ciminelli Construction Co., Inc. is the owner of the aforementioned property; and
- 2.) Receipted tax bills or a certification from the Receiver of Taxes of the Town of Cheektowaga and the Finance Commissioner of the County of Erie must be presented to the Town showing the payment of all taxes or assessments to date against the above described property.

and BE IT FURTHER

RESOLVED that the performance bond submitted by the Frank L. Ciminelli Construction Co., Inc. in the amount of \$30,000 and indemnifying the Town of Cheektowaga and/or the Superintendent of Highways be and hereby is approved.

* See next two (2) pages for letter from Town Engineer.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

No. 10

No. 11

No. 12



Town of Cheektowaga

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

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

May 3, 1985

TO: Supervisor Daniel E. Weber
& Honorable Town Board Members
James Kirisits, Town Attorney
Richard Moleski, Town Clerk

RE: Proposed Borrow Pit

Gentlemen:

The Frank L. Ciminelli Construction Company, Inc. has been awarded a construction contract at the Buffalo International Airport that will create a safety extension of the northeast runway. To provide approximately 170,000 c.y. of fill material required for this project, this firm proposes to create a 20 acre borrow pit located immediately east and adjacent to the airport. The 20 acre borrow area is located on a 98.9 acre parcel of property currently owned by the estate of Sadie Moran near the north boundary of the Town of Cheektowaga. The property is bounded on the north by the N.Y.S. Thruway and on the south by Ellicott Creek and Aero Drive.

The Frank L. Ciminelli Construction Company, Inc. has entered into an agreement to purchase this parcel of property and upon completion of the sale, proposes to create said borrow pit located in the 100 year floodplain.

The New York State Department of Environmental Conservation requires the issuance of a mining permit due to the scope of the project. This activity is considered a Type I action under the S.E.Q.R. regulations and has been reviewed by the Town Environmental Advisory Committee in conjunction with D.E.C. The Environmental Advisory Committee has issued a negative declaration for this proposal based on the information supplied by the applicant in the Mined Land Use Plan prepared by Peter Nixon, Landscape Architect, dated March 29, 1985.

Chapter 25 of the code of the Town of Cheektowaga regulates excavations and requires the issuance of a permit by the Town Board. The applicant, Frank L. Ciminelli Construction Company, Inc., has submitted a permit fee based on the 170,000 c.y. of material to be excavated. This permit fee is in the amount of \$1700.00. A permit bond in the amount of \$30,000.00 has also been submitted by the applicant. This bond is to insure compliance with the requirements of the ordinance.

The Frank L. Ciminelli Construction Company, Inc. is not, to date, the owner of the parcel for which the excavation permit is sought. This firm is attempting to acquire all the required approvals necessary to allow the proposed creation of this borrow pit. Upon receiving all the necessary approvals, the Frank L. Ciminelli Construction Company, Inc. will then, and only then, purchase this property. Both Town and County taxes are in arrears for the subject parcel.

It is recommended that issuance of the above described permit to excavate the subject borrow pit be contingent upon the following:

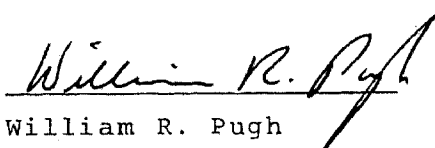
- (1) Submission of a copy of the deed indicating ownership of said parcel by the Frank L. Ciminelli Construction Company, Inc.
- (2) Submission of receipted tax bills from both the Town and the County indicating payment of all taxes to date.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

By


William R. Pugh
Junior Engineer

WRP:mjh

MEETING NO. 9
May 6, 1985

Item No. 41 Motion by Councilman W. Rogowski seconded by Councilman Johnson

WHEREAS, a vacancy exists in the Cheektowaga Facilities Department Parks Division for the position of Maintenance Man, and

WHEREAS, said position has been properly posted for a period of ten (10) days in accordance with the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employee's Association, NOW, THEREFORE, BE IT

RESOLVED that the following individual be and hereby is appointed to the position of Maintenance Man in the Cheektowaga Facilities Department, Parks Division, effective May 7, 1985:

Jeffrey L. Bolis

Cheektowaga, New York 14225

THIS RESOLUTION WAS CALLED FOR AMENDMENT BY COUNCILMAN KOWAL, SECONDED BY COUNCILMAN J. ROGOWSKI AND THE VOTE ON THE AMENDMENT WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Motion by Councilman W. Rogowski seconded by Councilman Johnson

WHEREAS, a vacancy exists in the Cheektowaga Facilities Department Parks Division for the position of Maintenance Man, and

WHEREAS, the Town of Cheektowaga and the Town of Cheektowaga Employee's Association had reached agreement on the 25th day of March, 1985 dealing solely with the submission of resumes, and

WHEREAS, said position has been properly posted for a period of ten (10) days in accordance with the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employee's Association, NOW, THEREFORE, BE IT

RESOLVED that the following individual be and hereby is appointed to the position of Maintenance Man in the Cheektowaga Facilities Department, Parks Division, effective May 7, 1985:

Jeffrey L. Bolis

Cheektowaga, New York 14225

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 42 Motion by Councilman Johnson, Seconded by Councilman J. Rogowski to adjourn the meeting in memory of Captain William Graham.

RICHARD M. MOLESKI
Town Clerk

May 20, 1985

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of May, 1985 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: Councilman Patricia A. Jaworowicz

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Casey Kozminski, Assessor; Salvatore LaGreca, Employment and Training Services Director II; Ronald Marten, Building and Plumbing Inspector; Leonard Smolarek, Chief of Police; Ronald Zoeller, Working Foreman-Sanitation Department.

I. RESOLUTIONS

Item No. 2a Motion by Councilman J.V. Rogowski, Seconded by Councilman Kowal

WHEREAS, Joseph M. Hetzendorfer has made application and requested a Special Use Permit for property located at 155 Grunner Road for an Automotive Repair Shop with the permission of the present owner of the property, namely Martin C. Rueckwald, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on June 3, 1985 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

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

Sam A. King....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *May 23, 1985* ;
last publication..... *May 23, 1985* ;
and that no more than six days intervened be-
tween publications.

Sam A. King.....

Sworn to before me this *24th*

day of *May*, 19... *85*

..... *Cecilia Westover*

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

CECELIA WESTOVER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *87*

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 3rd day of May 1985, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Joseph M. Getzendorfer for a Special Permit for an automotive repair shop on property located at 155 Grunner Road 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:

Daniel E. Weber

Councillmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: May 23, 1985

Item No. 2a Motion by Councilman W.P. Rogowski, Seconded by Councilman Johnson

WHEREAS, this Town Board feels that the penalties section of the Zoning Ordinance of the Town of Cheektowaga is outdated in that the fine provided for therein is too small to effectively deter a violation of the "Zoning Ordinance" of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the provisions of Section 264 of the Town Law of the State of New York, a public hearing be held on the 3rd day of June, 1985 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 20th day of May, 1985, 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 3rd day of June, 1985, 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:

RESOLVED that Article VIII - ADMINISTRATION, ENFORCEMENT AND VIOLATIONS, Section 8-11, which relates to penalties for violation of the Zoning Ordinance, shall be amended by: 1. deleting, in the first paragraph thereof, the words "fifty dollars (\$50.00)" and by substituting therefore the words "two hundred fifty dollars (\$250.00)"

2. adding at the end of the first paragraph the following sentence: "The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as above provided for each separate offense."

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

Dated: May 20, 1985

RICHARD M. MOLESKI
Town Clerk

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

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

Ken A. King....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for/..... weeks:
first publication..... *May 23, 1985* ;
last publication..... *May 23, 1985* ;
and that no more than six days intervened be-
tween publications.

Ken A. King.....

Sworn to before me this *24th*

day of *May*, 19... *85*

..... *Cecilia Westover*

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

CECELIA WESTOVER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 87

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 20th day of May 1965, 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 3rd day of June, 1965 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:

RESOLVED that Article VIII ADMINISTRATION, ENFORCEMENT AND VIOLATIONS, Section 8-11, which relates to penalties for violation of the Zoning Ordinance, shall be amended by: 1. deleting, in the first paragraph thereof, the words "fifty dollars (\$50.00)" and by substituting therefore the words "two hundred fifty dollars (\$250.00)"

2. adding at the end of the first paragraph the following sentence: "The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as above provided for each separate offense."

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

RICHARD M. MOLESKI

Town Clerk

DATED: May 20, 1965

PUBLISH: May 23, 1965

Item No. 2c Motion by Councilman W.P. Rogowski, Seconded by Councilman Johnson

WHEREAS, some residents have complained about the operation of recreational off-the-road vehicles on vacant lands in the Town, especially in the Losson Road area, and

WHEREAS, the Town's Environmental Advisory Committee has studied the impact of the operation of such vehicles on vacant land in the Town, and has stated that such vehicles create elevated noise levels, destruct vegetative ground cover and disrupt the natural wildlife habitat, thereby creating a significant impact on the environment, and

WHEREAS, this Board deems it to be in the best interest of the community to consider the adoption of a "RECREATIONAL MOTOR VEHICLES 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 3rd day of June, 1985 at 7:00 o'clock P.M., Eastern Daylight Saving Time, at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board members whether a "RECREATIONAL MOTOR VEHICLE ORDINANCE" shall be enacted, and, BE IT FURTHER

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

NOTICE OF HEARING
ON PROPOSAL TO ENACT
RECREATIONAL MOTOR VEHICLES 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 20th day of May, 1985, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 3rd day of June, 1985, at 7:00 o'clock P.M. Eastern Daylight Saving Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether a "RECREATIONAL MOTOR VEHICLES ORDINANCE" shall be adopted and enacted, which ordinance provides for restrictions on the operation of recreational off-the-road vehicles on property in the Town of Cheektowaga outside the Villages of Depew and Sloan. A copy of the proposed "RECREATIONAL MOTOR VEHICLES ORDINANCE" is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

Dated: May 20, 1985

RICHARD M. MOLESKI
Town Clerk

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak

NAYES: 0

ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

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

Sam A. King....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication... *May 23, 1985* ;
last publication... *May 23, 1985* ;
and that no more than six days intervened be-
tween publications.

Sam A. King.....

Sworn to before me this *24th*

day of *May*, 19... *85*

..... *Cecilia Westover*

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

CECELIA WESTOVER
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *87*

LEGAL NOTICE

**NOTICE OF HEARING
ON PROPOSAL TO ENACT
RECREATIONAL MOTOR
VEHICLES 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 20th day of May 1985, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 3rd day of June, 1985 at 7:00 o'clock P.M. Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether a "RECREATIONAL MOTOR VEHICLES ORDINANCE" shall be adopted and enacted, which ordinance provides for restrictions on the operation of recreational off-the-road vehicles on property in the Town of Cheektowaga outside the Villages of Depew and Sloan. A copy of the proposed "RECREATIONAL MOTOR VEHICLES ORDINANCE" is on file in the Town Clerk's Office where the same may be examined during regular business hours.

**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUN-
TY, NEW YORK.**

RICHARD M. MOLESKI
Town Clerk

**DATED: May 20, 1985
PUBLISH: May 23, 1985**

MEETING NO. 10
May 20, 1985

Item No. 3a Motion by Councilman J.V. Rogowski, Seconded by Councilman Kowal

WHEREAS, the Unsafe Buildings and Collapsed Structures Ordinance of the Town of Cheektowaga, New York, requires that unsafe buildings be repaired, demolished or removed, AND

WHEREAS, Michael Pimpo, who according to records kept by the Assessors' Office, is the owner of an unsafe frame single dwelling and detached shed at
AND

WHEREAS, Michael Pimpo, has failed and neglected to repair, demolish or remove said unsafe buildings, AND

WHEREAS, a hearing was held before the Town Board on May 6, 1985 at 7:00 P.M., at which time all persons having an interest in these buildings were given an opportunity to be heard, NOW, THEREFORE BE IT

RESOLVED, that the roof and all exterior door and window openings in the single dwelling be repaired and boarded over as required by the Building and Plumbing Inspector and the detached shed be demolished and removed together with all accumulated debris and all costs involved in said repair, demolition and removal be assessed against the land on which the buildings are located.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 3b Motion by Councilman Johnson, Seconded by Councilman Gabryszak

WHEREAS, the Unsafe Buildings and Collapsed Structures Ordinance of the Town of Cheektowaga, New York, requires that unsafe buildings be repaired, demolished or removed, AND

WHEREAS, Leonard Permoda, who according to records kept by the Assessors' Office, is the owner of an unsafe frame single dwelling and detached garage at
AND

WHEREAS, Leonard Permoda has failed and neglected to repair, demolish or remove said unsafe buildings, AND

WHEREAS, hearings were held before the Town Board on January 7, 1985, and on May 6, 1985, at 7:00 P.M., at which time all persons having an interest in these buildings were given an opportunity to be heard, NOW, THEREFORE, BE IT

RESOLVED, that these buildings be demolished and removed and all costs involved in the demolition and removal be assessed against the land on which the buildings are located.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 4a Motion by Councilman Gabryszak, Seconded by Councilman Johnson

WHEREAS, a Notice of Bidders was duly published for the receipt of bids for the furnishing of rear loading refuse packer bodies for the Sanitation Department, which bids were duly opened at a public bid opening on April 15, 1985, AND

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

MEETING NO. 10
May 20, 1985

Item No. 4a cont'd.

WHEREAS, said Town Engineer has submitted his report and recommendations to this Board, which report has been considered with due deliberation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of three (3) 1985 rear loading refuse packer bodies at the bid price of \$19,290.00 totaling \$57,870.00 be awarded to Roberts Equipment, Inc., 829 Sheridan Drive, Tonawanda, New York 14150, said bid being the lowest bid of the high compaction, rear loading refuse packer body category, said bid meeting the general requirements of the specifications, with due consideration given to any and all deviations from the specifications as being inconsequential and in the best interest of the Town.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 4b Motion by Councilman W.P. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) 1985 model one ton pick-up truck with plow and hydraulic tailgate for the Facilities Department, which bids were duly opened at a public bid opening on May 6, 1985, AND

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

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

RESOLVED that the contract for the furnishing of one (1) 1985 model one ton pick-up truck with plow and hydraulic tailgate be awarded to Maier Schule, 1745 Walden Avenue, Cheektowaga, New York 14225 for their bid in the amount of \$11,907.00, said bid being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that funds are to be chargeable to Account No. 02-905182-2-0-001.

*SEE NEXT PAGE FOR LETTER

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 4c Motion by Councilman J.V. Rogowski, Seconded by Councilman Kowal

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) slope mower tractor with flail mowing system, which bids were duly received and opened at a public bid opening called for that purpose, AND

WHEREAS, said bids were referred to the Town Engineering Department for analysis, tabulation and report, AND

WHEREAS, funds were budgeted for this purpose under Account No. 8540.2404, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of one (1) slope mower tractor with flail mowing system be awarded to:

Walter M. Roberts Enterprises Inc.
829 Sheridan Drive
Tonawanda, New York 14150

for their bid in the amount of \$29,946.06 for a Holder Model C500-4100-6SM municipal tractor with a Mort Model 74 front mounted flail mower, said bid being the lowest bid meeting the requirements of the specifications.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 5a Motion by Councilman Gabryszak, Seconded by Councilman Johnson

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of three (3) truck chassis for the Sanitation Department. Information for bidders and specifications may be obtained from the office of the Town Clerk. Said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on June 3, 1985 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed porposals will be received by the Town of Cheektowaga on June 3, 1985 at 11:00 A.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of three (3) 1985 truck chassis for the Sanitation Department.

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

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

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

Richard M. Moleski
Town Clerk

DATED: May 20, 1985

Item No. 5a cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

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

Kim A. Ruff....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication..... *MAY 23, 1985* ;
last publication..... *MAY 23, 1985* ;
and that no more than six days intervened be-
tween publications.

Kim A. Ruff.....

Sworn to before me this *24th*

day of *May*, 19... *85*

..... *Cecelia Westoven*

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

CECELIA WESTOVEN
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 19 *87*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on June 3, 1985 at 11:00 A.M., Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of three (3) 1985 truck chassis for the Sanitation Dept.

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

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

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

RICHARD M. MOLESKI

Town Clerk

DATED: May 20, 1985

PUBLISH: May 23, 1985

Item No. 5b Motion by Councilman W.P. Rogowski, Seconded by Councilman Gabryszak

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for furnishing of football equipment to the Town of Cheektowaga Recreation Department. Information for bidders and specifications may be obtained from the office of Richard M. Moleski, Town Clerk, said notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED that sealed bids will be received on June 3, 1985 at 11:00 A.M. Daylight Saving Time at a public bid opening to be held in the Council Chambers in Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 3, 1985 at 11:00 A.M., Daylight Savings Time at Town Hall, corner of Broadway and Union Road for football equipment.

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

The bidder agrees to make every effort to deliver all contracted items in THIRTY (30) DAYS OR LESS from the date of order and to notify the Town of Cheektowaga Recreation Department at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder may be requested to present in writing reasons for all delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated.

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

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and/or delete certain items if it deems necessary.

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 Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 3, 1965 at 11:00 A.M., Eastern Daylight Savings Time, at Town Hall, corner of Broadway and Union Roads, for football equipment.

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

The bidder agrees to make every effort to deliver all contracted items in THIRTY (30) DAYS OR LESS from the date of order and to notify the Town of Cheektowaga Recreation Department at once in the event the manufacturer or supplier causes a delay and bidder cannot comply. Bidder may be requested to present in writing reasons for all delays.

The Town of Cheektowaga reserves the right to request samples of any or all items which are bid as "equals" to the item originally designated.

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.

Further, the Town of Cheektowaga reserves the right to reduce quantities, increase quantities and/or delete certain items if it deems necessary.

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

RICHARD M. MOLESKI

Town Clerk

PUBLISH: May 23, 1965

Item No. 6 Amend resolution of 5/6/85 approving Greenwood Village Subdivision
THIS ITEM WAS WITHDRAWN

Item No. 7 Motion by Supervisor Weber, seconded by Councilman J.V. Rogowski

WHEREAS, it appears that the Town of Cheektowaga has an interest in a 50.59 foot reserved strip of land abutting the south side of the premises commonly known as the Captain's Cove Restaurant located at 829 Dick Road; and

WHEREAS, the current owner of said Captian's Cove Restaurant has asked that he be permitted to utilize a portion of the aforementioned reserve strip for parking purposes only in consideration of the payment of property taxes upon same; and

WHEREAS, it is in the best interest of the Town of Cheektowaga to retain its interest in the aforementioned 50.59 foot reserved strip, while at the same time permitting the owners of Captain's Cove Restaurant to utilize the strip for parking purposes as described above; NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby grants a license to Martin T. Palermo, the current owner of Captain's Cove Restaurant, for and to that portion of the 50.59 foot reserved strip which directly abuts the permises commonly known as the Captian's Cove Restaurant located at 829 Dick Road in the Town of Cheektowaga for a term of five (5) years, provided that the current owner agrees to:

1. utilize the license area for parking purposes only;
2. maintain the license area in a manner acceptable to the Town of Cheektowaga;
3. pay any and all property taxes on the aforementioned parcel based upon an assessment to be determined ntioned in the sole discretion of the Cheektowaga Town Assessor, in a manner consistent with applicable law; and
4. subject to cancellation should the Town need such land for a public purpose; and

and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and empowered to excute an agreement, in a form acceptable to the Law Department, granting the license upon the terms and conditions as set forth above.

THIS RESOLUTION WAS CALLED FOR AMENDMENT BY COUNCILMAN KOWAL, SECONDED BY SUPERVIWOR WEBER AND THE VOTE ON THE AMENDMENT WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Motion by Supervisor Weber, seconded by Councilman J.V. Rogowski

WHEREAS, it appears that the Town of Cheektowaga has an interest in a 50.59 foot reserved strip of land abutting the south side of the premises commonly known as the Captain's Cove Restaurant located at 829 Dick Road; and

WHEREAS, the current owner of said Captian's Cove Restaurant has asked that he be permitted to utilize a portion of the aforementioned reserve strip for parking purposes only in consideration of the payment of property taxes upon same; and

Item No. 7 cont'd.

WHEREAS, it is in the best interest of the Town of Cheektowaga to retain its interest in the aforementioned 50.59 foot reserved strip, while at the same time permitting the owners of Captain's Cove Restaurant to utilize the strip for parking purposes as described above; NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby grants a license to Martin T. Palermo, the current owner of Captain's Cove Restaurant, for and to that portion of the 50.59 foot reserved strip which directly abuts the premises commonly known as the Captian's Cove Restaurant located at 829 Dick Road in the Town of Cheektowaga for a term of five (5) years, provided that the current owner agrees to:

1. utilize the license area for parking purposes only;
2. maintain the license area in a manner acceptable to the Town of Cheektowaga;
3. pay any and all property taxes on the aforementioned parcel based upon an assessment to be determined in the sole discretion of the Cheektowaga Town Assessor, in a manner consistent with applicable law; and
4. subject to cancellation should the Town need such land for a public purpose; and
5. subject to compliance with the objections of the Building and Plumbing Inspector as specified in his letter of May 13, 1985,

and, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and empowered to excute an agreement, in a form acceptable to the Law Department, granting the license upon the terms and conditions as set forth above.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 8 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, the State of New York, through the Commissioner of Transportation, has assigned to the Town of Cheektowaga its preferential right to acquire a portion of Consolidated Rail Corporation (Conrail) transportation property identified as the Lehigh and Lake Erie Branch, running generally from William Street south to the Buffalo, River, and

WHEREAS, the Town Engineer has recommended that such railroad right-of-way land be procured so that the Town can construct a drainage system to alleviate flooding in the southwest section of Town, and

WHEREAS, the Town has been informed that a recommendation will be made to the Management and Board of Directors of Conrail for approval of the sale of aforementioned land for a cash consideration of \$46,655, such amount being the value placed on the property by an appraiser commissioned by the Town, and

WHEREAS, sufficient monies are available for the aforesaid acquisition, including the expenses for a sepia or mylar reproducible of a survey and development of a written metes and bounds legal description,

Item No. 8 cont'd.

NOW, THEREFORE, BE IT RESOLVED that the aforementioned property be acquired by the Town, provided however that a certification of title is obtained from either the Town Attorney or one of the title companies, and BE IT FURTHER

RESOLVED, that the Town Attorney obtain Agreements of Sale from Conrail; and, if same conform to this resolution and the letter of the Assistance Manager-Real Estate of Conrail, dated May 7, 1985, the Supervisor be and hereby is authorized to sign any and all documents necessary to complete the transaction.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 9 Motion by Councilman J. V. Rogowski, Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing & Urban Development, the application for which funds included provisions for a Housing Rehabilitation Loan program which provides direct housing rehabilitation loans to eligible homeowners, and

WHEREAS, the Town of Cheektowaga has established such a Housing Rehabilitation Loan Program, and

WHEREAS, the Town Community Development Director has received application(s) for assistance under said program and has determined that the owner(s) of the property listed below are eligible for participation in the Town's Housing Rehabilitation Loan program, NOW, THEREFORE, BE IT

RESOLVED, that Community Development Housing Rehabilitation Loan funds, in the amount(s) listed below, be approved for the owner(s) of the property listed below:

91 Crandon Blvd. - \$3895.55

AND BE IT

FURTHER RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to sign a Loan Agreement with the owner(s) of the above listed property on behalf of the Town, AND BE IT

FURTHER RESOLVED that the Supervisor be and hereby is authorized to sign checks, prior to Town Board Warrant List approval necessary for the timely disbursement of said loan funds, providing that the rehabilitation work to be performed has been completed to the satisfaction of the Town Housing Inspector and that all program regulations have been complied with to the satisfaction of the Town Community Development Director.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 10 Motion by Councilman W. P. Rogowski, Seconded by Councilman Kowal

WHEREAS, Southline Athletic Association with office located at 28 West Toulon, So. Cheektowaga, has requested use of a town storage shed located at John C. Stiglmeier Park to conduct the sale of concessions AND

Item No. 10 cont'd

WHEREAS, Southline Athletic Association has submitted an insurance certificate for Storekeeper's Liability naming the Town of Cheektowaga as being co-insured, NOW THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby grants Southline Athletic Association permission to utilize Town facilities for the sale of concessions at John C. Stiglmeier Park effective May 20, 1985 and terminating on August 12, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 11 Motion by Councilman Johnson, Seconded by Councilman Gabryszak

WHEREAS, in order to provide for the provision of emergency medical services on a uniform basis, this Town Board has, on May 7, 1984, adopted an Ambulance Ordinance ("Ordinance"); and

WHEREAS, said Ordinance provides for the establishment and authorization of an Emergence Medical Services Board ("EMS Board") which will act as agent of the Town of Cheektowaga in the implementation of the Ordinance; and

WHEREAS, the completion of the EMS Board is set forth in Section 7 of the Ordinance; and

WHEREAS, the one-year terms of the present individuals who were appointed to the EMS Board on May 21, 1984, are about to expire, NOW, THEREFORE, BE IT

RESOLVED that Laurence Kishbaugh shall be appointed to serve as the Chairman of the EMS Board for a term of one year; and BE IT FURTHER

RESOLVED, that the following individuals shall be designated to serve as members of the EMS Board for a term of one year following appointment:

1. Robert M. Schmitt - Representative from Hy-View Fire District No. 8
2. David Reinhardt - Representative from Pine Hill Fire District No. 5
3. Frank X. Kreuzer - Representative from U-Crest Fire District No. 4
4. Daniel C. Tybor - Representative from Walden Fire District No 2
5. Joseph Steward - Representative from Sloan Fire District
6. Thomas Burgassr - Representative from Forks Fire District
7. Jack Stablewski - Representative from South Line Fire District No. 10
8. Wallace A. Long - Representative from Bellevue Fire District
9. Leonard Andrzejewski - Representative from Doyle Fire District

and BE IT FURTHER

RESOLVED, that the Chief of Police of the Town of Cheektowaga or his designee shall also serve as a member of the EMS Board , and BE IT FURTHER

Item No. 11 cont'd.

RESOLVED, that the following individuals, who terms shall expire, shall be appointed to serve as ex-officio members of the EMS Board:

1. Ernest A. Holfoth, Town's Risk Management Consultant
2. Brian N. Lewandowski, Deputy Town Attorney
3. Michael Walters, Assistant Coordinator of the Erie County Bureau of Emergence Medical Services
4. Designee of Town of Cheektowaga Fire Alarm Committee

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 12 Motion by Councilman Johnson, Seconded by Councilman Kowal

BE IT RESOLVED that the individuals, hired as Seasonal Employees in the following Department(s), be and hereby are terminated:

SEWER MAINTENANCE DEPARTMENT

Robert Fissler
Jeff Mrugalski

EFFECTIVE

6/3/85

6/3/85

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 13a Motion by Councilman Johnson, Seconded by Councilman J.V. Rogowski

WHEREAS, there will be vacancies at the Main Pump Station of Sanitary Sewer District #5 due to retirements of Sewage Treatment Plant Operators, Grade II, AND

WHEREAS, due to the termination of wastewater treatment, the duties of personnel have changed and a PO-17 form was submitted to the Erie County Department of Personnel for a job reclassification at the now operating Main Pump Station, AND

WHEREAS, the Erie County Department of Personnel, in their letter of March 6, 1984 established the position of Wastewater Pump Station Operator for any personnel assignments at the Main Pump Station, NOW, THEREFORE BE IT

RESOLVED, that this Town Board accepts the recommendation of the Erie County Department of Personnel as to the new title and duties of replacement personnel, AND, BE IT FURTHER

RESOLVED, that one (1) position of Wastewater Pump Station Operator is hereby created at the Main Pump Station to fill a vacancy created by the retirement of Joseph Winnicki, said position to be in the same job classification as Sewer Maintenance Man, AND, BE IT FURTHER

RESOLVED, that any appointments of Wastewater Pump Station Operators shall be a temporary classification until the positions are approved by the New York State Civil Service Commission and determinations are made whether examinations will be required for said position.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0

MEETING NO. 10
May 20, 1985

ABSENT: Councilman Jaworowicz

Item No. 13b Motion by Councilman Kowal, Seconded by Councilman J. V. Rogowski

WHEREAS, the need exists in the Assessors' Office for the promotional position of "Senior Clerk", and

WHEREAS, the necessary PO-17 forms have been sent to the Erie County Department of Personnel and, upon review and consideration, will be approved for the creation of this position, NOW, THEREFORE, BE IT

RESOLVED, that the promotional position of "Senior Clerk" in the Assessors' Office be and hereby is created, and BE IT FURTHER

RESOLVED, that in accordance with the agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, this new position be posted for a period of ten (10) days.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 14 Motion by Councilman Johnson, Seconded by Councilman J. V. Rogowski

WHEREAS, there is need for a Wastewater Pump Station Operator at the Main Pump Station, AND

WHEREAS, the opening was 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 Lawrence E. Kowal, Depew, New York 14043, the most senior applicant willing to accept the position, be and hereby is appointed to the position of Wastewater Pump Station Operator at the Main Pump Station at the current wage rate for said position effective May 13, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 15 Motion by Councilman Kowal, Seconded by Councilman Johnson

WHEREAS, by resolution dated March 18, 1985, this Town Board granted Katherine Zydell an unpaid leave of absence from her position as police matron in the Cheektowaga Police Department until May 7, 1986, and

WHEREAS, the Cheektowaga Police Department has expressed an urgent need to have a police matron to temporarily replace Katherine Zydell, and

WHEREAS, Carmella Zuccaro of Cheektowaga, New York 14225, has applied for the position of police matron, has been interviewed by the Chief of Police and the Chief of Police has recommended that Ms. Zuccaro be temporarily appointed to the position of police matron, NOW, THEREFORE BE IT

RESOLVED, that Carmelle Zuccaro of Cheektowaga, New York be and hereby is temporarily appointed to the position of police matron in the Cheektowaga Police Department, and BE IT FURTHER

RESOLVED, that Ms. Zuccaro shall be paid at the rate of \$255.20 biweekly as she is called in to assist the Police Department as police matron, and BE IT FURTHER

MEETING NO. 10
May 20, 1985

Item No. 15 cont'd.

RESOLVED, that the appointment of Ms. Zuccaro as police matron shall be temporary until such time as the Town has had the opportunity to properly advertise for and appoint to the position of police matron.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 16a Motion by Councilman Johnson, Seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments and at the rates listed:

<u>SEWER MAINTENANCE DEPARTMENT - \$3.10 per hour</u>	<u>EFFECTIVE</u>
Jeffrey Zaleski	Immediately
Raymond VanDewater	"
Ronald Andrzejewski	"
Floyd Zgoda	"
David Uhl	"
Thomas Gianturco	"
 <u>CENTRAL GARAGE - \$3.10 per hour</u>	
James Charvat	Immediately
John Bickel	"
 <u>ASSESSORS OFFICE - \$3.10 per hour</u>	
Lisa Schiavone	Immediately
 <u>FACILITIES - PARKS DIVISION - \$3.10 per hour (Acct. #01-007110-1-0-1491-001)</u>	
Mark Dixon	Immediately
Edwin Matuski	"
Robert Kneitingner	"

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 16b Motion by Councilman W.P. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED that Jack Hornung, Cheektowaga, New York, be hired as Program Coordinator for the Youth Bureau's Cheektowaga Conservation Corps (CCC) Program (7310.1811), effective June 24, 1985, at a salary rate of \$6.75 per hour, and

BE IT FURTHER RESOLVED that the below listed individuals be hired at the salary rates and levels prescribed below, effective for the period June 24, 1985 to September 6, 1985:

TRAINEE SUPERVISORS - \$5.50 per hour - 7310.1811 - LEVEL I

David Herweg
Robert Boyle

Item No. 16b cont'd.

TRAINEE SUPERVISORS - \$5.25 per hour - 7310.1811 - LEVEL II

David Kowalewski
Matthew Cywinski
Mark Kwandrans
Mark Nebrich

YOUTH LEADERS - \$3.75 per hour - 7310.1812

Brian Mikler
Paul Sutton
Larry Osswald
Chris Bystrak
Mark Jagord
Jeff Swiatek

BE IT FURTHER RESOLVED that Robert Off, Cheektowaga, new York, previously hired as a Level I Supervisor for the Cheektowaga Conservation Corps Program, be elevated to the position of Senior Trainee Supervisor at the salary rate of \$6.75 per hour - 7310.1811, effective May 20, 1985, and

BE IR FURTHER RESOLVED that Roger Newhouse, Cheektowaga, New York, who has been hired as an Education Coordinator for the Cheektowaga Conservation Corps Program at the salary rate of \$6.50 per hour, be elevated to the salary rate of \$6.75 per hour - 7310.1811.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 16c Motion by Councilman Kowal, Seconded by Councilman J.V. Rogowski

BE IT RESOLVED, that the following individuals be and hereby are hired as Dog Enumerators/Clerical Employees in the Town Clerk's Office at the rate of \$3.10 per hour:

Kelly Mulcahy	Cktw. NY 14225
Gail A. Kozlowski	Cktw. NY 14225
Kelly Jeffords	Depew, NY 14043
Maureen Corkins	Cktw. NY 14225
Lou Ann Aepelbacher	, Cktw. NY 14225
Deborah Frank	Cktw. NY 14227
Sandra Hearn	Cktw. NY 14225
Cheryl Cyrankowski	, Cktw. NY 14225

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

MEETING NO. 10
May 20, 1985

Item No. 17 Motion by Councilman W.P. Rogowski, Seconded by Councilman Kowal

WHEREAS, the State of New York Division of Equalization and Assessment is conducting a one-day training session in Batavia, New York on May 21, 1985, AND

WHEREAS, said training session is given at no cost to participants and is mandated by the State of New York for Assessors and Real Property Appraisers, NOW, THEREFORE, BE IT

RESOLVED, that Real Property Appraiser, William B. Conway, be and hereby is authorized to attend said training session on Tuesday, May 21, 1985, and shall be provided use of a Town vehicle.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 18 Motion by Councilman Johnson, Seconded by Councilman Kowal

BE IT RESOLVED that Niagara Mohawk Power Corporation be and hereby is authorized to convert 31 175-watt mercury vapor fixtures to 100-watt high pressure sodium fixtures, an increase of 27,900 lumens, on Kenville Road in the Town of Cheektowaga, at a one-time cost to the Town of \$3186.80, in accordance with the attached proposal which is hereby made a part of this resolution, AND BE IT FURTHER

RESOLVED that said conversion shall result in an annual decrease in the Town General Lighting District of \$220.72.

*SEE NEXT PAGE FOR PROPOSAL

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

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0000 *****
0100 ----- TOWN OF CHEEKTOWAGA -----
0200 ----- STREET LIGHT IMPROVEMENT -----
0300 ----- MAY 1985 -----
0400 *****
0500 STREET NAME = KENVILLE ROAD ..... APPROVES .....
0600 31 = STREET LIGHTS CURRENTLY ALL 175 WATT MERCURY VAPOR UNITS .....
0700 -----
0800 LUMENS PER 175 WATT MERCURY VAPOR UNIT 8,600
0900
1000 TOTAL LUMENS ON KENVILLE ROAD = 266,600 LUMENS
1100
1200 PROPOSED NEW UNIT 100 WATT HIGH PRESSURE SODIUM LAMP
1300
1400 LUMENS PER 100 WATT HIGH PRESSURE SODIUM UNIT 9,500
1500
1600 TOTAL PROPOSED NEW LUMENS ON KENVILLE ROAD 294,500 LUMENS
1700
1800 TOTAL INCREASE IN LUMENS OF 27,900
1900
2000 *****
2100 POLE NUMBERS
2200 6 , 7 , 16 , 19 , 24 , 27 , 39 , 40 , 45 , 50 , 59 , 60 , 69 , 81 , 88
2300 91 , 102 , 103 , 105 , 112 , 115 , 120 , 127 , 133 , 144 , 149 , 155
2400 160 , 168 , 175 , 179
2500 *****
2600 ----- BILLING FACTORS -----
2700 175 WATT MERCURY VAPOR ----- =$ 126.96 PER YEAR
2800 ***
2900 100 WATT HIGH PRESSURE SODIUM ----- =$ 119.84 PER YEAR
3000
3100 ANNUAL SAVING PER UNIT -----=$ 7.12 PER YEAR
3200
3300 TOTAL SAVING 31 X $7.12 ----- =$ 220.72 PER YEAR
3400 (THIS SAVING IS FOR CONVERTING ALL OF KENVILLE ROAD)
3500
3600 *****
3700 ----- CONVERSION COST -----
3800
3900 DEPRECIATED BOOK VALUE PER UNIT =$106.24
4000 (PLUS LABOR REQUIRED)
4100 SALVAGE VALUE ----- PER UNIT =$ 3.44
4200 TOTAL COST ----- PER UNIT =$102.80
4300
4400 31 X $102.80 (TOTAL COST FOR STREET) $ 3186.80
4500 NOTE: THIS IS A ONE TIME ONLY COST !
4600
4700 *****
4800
4900
5000 DY
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MEETING NO. 10
May 20, 1985

Item No. 19 Motion by Supervisor Weber, Seconded by Councilman Kowal

WHEREAS, there appears to be a need for a "COURT CHANGE FUND" in the Justice Department pursuant to 'Section 64, paragraph 1A of the Town Law of the State of New York, 1984-85,' in the sum of One Hundred and Fifty (\$150.00), NOW, THEREFORE BE IT

RESOLVED, that the "COURT CHANGE FUND" in the Justice Department be established in the sum of one Hundred Fifty (\$150.00) Dollars.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 20 Motion by Supervisor Weber, Seconded by Councilman W.P. Rogowski

BE IT RESLOVED THAT the following fund transfers are hereby approved and made a part hereof.

GENERAL FUND

From: 2036.000 (Sr. Citizen-Special Event Revenue) \$4,500.00

To: 7620.4491 (Sr. Citizen-Special Event Expense) \$4,500.00

SPECIAL DISTRICTS FUND

From: 308123.4821 (Sewer District No. 3-Remedial) \$2,783.67

To: 308123.4435 (Sewer District No. 3-Electric Repair) \$2,783.67

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 Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 21 Motion by Supervisor Weber, Seconded by Councilman W.P. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to May 20th, 1985 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$ 94,010.11
SPECIAL DISTRICTS FUND	150,339.27
HIGHWAY FUND	28,122.15
FEDERAL REVENUE SHARING FUND	10,178.75
CAPTIAL FUND	100,420.17
TRUST AND AGENCY FUND	3,733.13
HUD-CDBG FUND	532.00
PART TOWN FUND	122.22
DEBT SERVICE FUND	-0-
	<u>\$387,457.80</u>
	=====

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

II. FROM THE TABLE

Item No. 22 Motion by Councilman Jaworowicz, Seconded by Councilman Kowal

WHEREAS, the Town Attorney's Office requires additional staffing in the position of a duly licensed attorney to properly expedite all the matters presented to it for consideration and action, and,

WHEREAS, Kevin G. Schenk has been working in the Town Attorney's Office as a Legal Assistant and has the experience and knowledge required of a Deputy Town Attorney, and

WHEREAS, Kevin G. Schenk is an attorney duly licensed to practice law in State and Federal courts, NOW, THEREFORE, BE IT

RESOLVED, that the position of a Deputy Town Attorney in the Town Attorney's Office be and hereby created, and BE IT FURTHER

RESOLVED, that Kevin G. Schenk of _____, Cheektowaga, New York be and hereby is appointed to the position of Deputy Town Attorney in the Town Attorney's Office, effective immediately, at an annual salary of \$17,500.00.

Upon Roll Call....

AYES: Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: Supervisor Weber
ABSENT: Councilman Jaworowicz

III. DEPARTMENTAL COMMUNICATIONS

Item No. 23 Cheektowaga Public Library Board - minutes from March, 1985 meeting
Received and filed

Item No. 24 Cheektowaga Planning Board - minutes from April, 1985 meeting
Received and filed

IV. GENERAL COMMUNICATIONS

Item No. 25 Summons and Complaint: Raymond and Victoria Domino vs Town of Cheektowaga
Received and filed

Item No. 26a Notice of Claim: Williams Graham vs Town of Cheektowaga
Received and filed

Item No. 26b Notice of Claim: Alfred C. Chandler vs Town of Cheektowaga
Received and filed

Item No. 26c Notice of Claim: Penny Losel, an infant and Helen Willard vs Town of Cheektowaga
Received and filed

Item No. 26d Notice of Claim: David Symes vs Town of Cheektowaga
Received and filed

Motion by Councilman Johnson, Seconded by Councilman J. V. Rogowski to suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

V. SUSPENSION OF RULES

Item No. 27 Motion by Councilman Kowal, Seconded by Councilman J.V. Rogowski

BE IT RESOLVED, that the resolution adopted by this Town Board at its May 6, 1985 meeting relative to the approval of Greenwood Village Subdivision (Item No. 5 on the agenda) be and hereby is rescinded.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 28 BE IT RESOLVED that Greenwood Village Subdivision be and hereby is accepted pursuant to the terms as set forth in the attached letter of the Cheektowaga Highway Superintendent.

*SEE NEXT PAGE FOR LETTER

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

ALFRED F. WNEK
SUPERINTENDENT

OFFICE: 686-3450



TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

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

May 2, 1985

Honorable Supervisor Daniel E. Weber
Honorable Town Board Members
Town of Cheektowaga, NY

Lady & Gentlemen:

RE: APPROVAL OF PLANS-GREENWOOD VILLAGE SUBDIVISION-
+10.8 ACRES

Mr. Chester L. Bryan, Town Engineer, Mr. Thaddeus R. Skowron, Highway Department Engineer and I have reviewed the plans for the Greenwood Village Subdivision and find that they conform with the current specifications of the Town of Cheektowaga, including the following:

1. A properly designed storm sewer system with required pipe and sizes thereof, as well as proper appurtenances as specified on the detail sheets. Design data has been submitted.
2. Road construction is to be performed to current highway specifications, as shown on subdivision plans.
3. The planting of a tree by the builder, in front of each house between sidewalk and street, within one year after the house is built. Information on the type of tree to be planted can be obtained at the Highway Department office.

The roads in this subdivision are briefly described as follows:

Jessica Lane-60'w. R.O.W.-1625' ⁺long-Fronting S.L. 1-40.
Dubonnet Drive-60'w. R.O.W.-232' ⁺long-Fronting S.L. 20-21.

Prior to final acceptance of roads, all essential easements must be recorded and filed.

No building permits are to be issued until after the deed and bond are properly filed and recorded. The building permit should specify that a tree must be planted as per specifications.

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

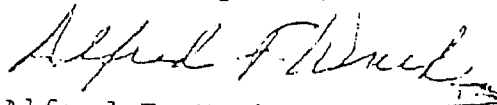
5/2/85

p. 2

Greenwood Village Subdivision

All requirements being met, I recommend approval of construction plans for the Greenwood Village Subdivision, as they have been filed with the Town Engineer and this office.

Very truly yours,



Alfred F. Wnek
Superintendent of Highways

ji

cc: Town Clerk
Town Engineer
Town Attorney
Building Inspector

MEETING NO. 10
May 20, 1985

Item No. 29 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, the Erie County Department of Health has proposed to amend Article I of the Erie County Sanitary Code by adding thereto a new Section II, which would authorize the Commissioner of Health to charge fees to individuals and businesses in the Town for services currently provided by the Department of Health at no cost, and

WHEREAS, this Town Board feels that the imposition of such fees on the residents and businesses in the Town of Cheektowaga would cause an unreasonable hardship to such residents and businesses, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby goes on record as being opposed to the adoption of Section II of Article I of the Erie County Sanitary Code and to the imposition of such fees by the Department of Health, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to Mr. Thomas Bumbalo, M.D., President of the Erie County Board of Health c/o Erie County Office Building, 95 Franklin Street, Buffalo, New York 14202.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 30 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, trees located in the right-of-way at #177 and #178 Heather Road have, and are continuing to, create a serious root problem in the Town's sewer system and the house lateral servicing #177 Heather Road, AND

WHEREAS, their removal would eliminate this problem, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board requests the Highway Department to remove said trees in the right-of-way in front of #177 and #178 Heather Road.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 31 Motion by Councilman Johnson, Seconded by Supervisor Weber

WHEREAS, the need exists for the creation of the position of "Sign and Signal Maintenance Worker" in the Town Police Department, and

WHEREAS, the necessary PO-17 forms have been sent to the Erie County Department of Personnel, which has approved the creation of the position of "Sign and Signal Maintenance Worker," pending jurisdictional classification by the New York State Civil Service Commission, and

WHEREAS, upon creation and appointment to the position of "Sign and Signal Maintenance Man" in the Police Department, the position of one Sewer Maintenance Worker in the Sewer Department will be abolished, and

WHEREAS, funds are currently available in the Police Department budget for the position of "Sign and Signal Maintenance Man" be and hereby is created in the Police Department, and BE IT FURTHER

RESOLVED, that in accordance with the agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, this new position be posted for a period of ten (10) days.

Item No. 31 cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 32 Motion by Councilman J. V. Rogowski, Seconded by Councilman Kowal to adjourn the meeting in memory of all the deceased Firemen of the Cheektowaga Central Council of Volunteer Firemen.

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 3rd day of June, 1985 at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; Stan Keller, President, Cheektowaga Police Club; James Kirisits, Town Attorney; Casimir Kozminski, Town Assessor; Sal LaGreca, Employment and Training Services Director II; Ronald Marten, Building Inspector; William Pugh, Engineering Department; Leonard J. Smolarek, Chief of Police; and Ronald Zoeller, Foreman, Sanitation Department.

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: Article VIII - Administration, Enforcement and Violations 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 VIII - ADMINISTRATION, ENFORCEMENT AND VIOLATIONS, Section 8-11, which relates to penalties for violation of the Zoning Ordinance, shall be amended by: 1. deleting, in the first paragraph thereof, the words "fifty dollars (\$50.00)" and by substituting therefore the words "two hundred fifty dollars (\$250.00)"

2. adding at the end of the first paragraph the following sentence: "The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as above provided for each separate offense."

* * * * *

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 a "Recreational Motor Vehicles 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

Item No. 3 Cont'd.

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 Ordinance being as follows:

RECREATIONAL MOTOR VEHICLES ORDINANCE

Section 1. Purpose.

The regulation of recreational vehicle use within the Town of Cheektowaga outside the incorporated areas of the Villages of Depew and Sloan is deemed necessary to preserve the public peace and good order, to prevent unreasonably loud or disturbing noises which the Town Board of the Town of Cheektowaga determines to be detrimental to the peace, welfare and good order of the people, and to promote the health, safety, morals and general welfare of the community, including the protection and preservation of the property of the town and of its inhabitants.

Section 2. Definitions.

In this ordinance, unless the context requires otherwise, the following terms shall have the meanings indicated:

RECREATIONAL MOTOR VEHICLE - Includes motorcycles, minibikes, trail bikes, motorbikes, all-terrain vehicles, and other motorized two- and three-wheeled vehicles and similar vehicles and contrivances designed for operation primarily on off-highway trails.

Section 3. Operation of Recreational Motor Vehicles Restricted.

No person shall drive, operate, ride upon or suffer or permit to be driven or operated or ridden upon any recreational motor vehicle as defined in this ordinance within the corporate limits of the Town of Cheektowaga under any of the following circumstances:

- A. On the private property of another without the express prior written consent of the owner and the occupant of such property. Such consent may be revoked at any time by the grantor thereof. Where such express prior written consent has been obtained, the operator shall keep such consent on his person and available for immediate display at all times during the period of such operation. Such express prior written consent shall not be deemed a consent hereunder as to any person whose name is not set forth therein. Failure to produce such express prior written consent upon demand therefor by any peace or police officer shall be presumptive evidence that such consent has not been given or received.
- B. On any public grounds or property within the town, outside incorporated villages.
- C. In such manner as to create loud or unnecessary noise or so as to interfere or disturb unreasonably other persons in the quiet enjoyment of their property. To this end, no person shall operate a recreational motor vehicle before the hour of 9:00 a.m. or after 7:00 p.m., prevailing time, or sunset, whichever shall first occur.
- D. In a careless, reckless or negligent manner.
- E. On private property within one hundred (100) feet of property owned by another.

Section 4. Construal of provisions.

Nothing herein contained shall be construed to restrict the right of any person duly licensed under the provisions of the New York State Vehicle and Traffic Law to

Item No. 3 Cont'd.

to operate a recreational motor vehicle, provided that the same has been duly licensed and registered pursuant to the provisions of such Vehicle and Traffic Law upon any public highway within the Town of Cheektowaga where such vehicle may be operated or parked.

Section 5. Penalties for offenses.

Any person who shall violate the provisions of this ordinance shall be guilty of a violation punishable by a fine of not more than two hundred fifty dollars (\$250) or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment.

Section 6. Severability.

If any section, subsection, paragraph, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of the ordinance as a whole or any part or provision hereof other than the part so adjudged to be invalid or unconstitutional.

Section 7. When effective.

This ordinance shall become effective immediately upon the proper posting and publication as provided in the Town Law.

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 Councilman Johnson, Seconded by Councilman Jaworowicz

BE IT RESOLVED that a public hearing on proposed amendments to the Traffic Ordinance of the Town of Cheektowaga be held on June 17, 1985 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 amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES on the 6th day of June, 1985; said amendments being set forth in the Notice of Hearing.

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County New York will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 17th day of June, 1985, at 7:00 P.M., Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga; said proposed amendments being as follows:

ARTICLE VIII

Stop and Yield Intersections

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>
FOISSET AVENUE	North-south	MAPLEVIEW ROAD	Eastbound	S.W. Corner
FOISSET AVENUE	North-south	MAPLEVIEW ROAD	Westbound	N.E. Corner
GREGORY COURT	East-west	JEFFREY DRIVE	Northbound	S.E. Corner
GREGORY COURT	North-south	JEFFREY DRIVE	Westbound	N.E. Corner

Item No. 4 Cont'd.

ARTICLE X

Parking, Standing and Stopping

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

C. No parking here to corner

LEMOINE AVENUE east side from south curb or Broadway to a point sixty (60) feet south of Broadway.

ARTICLE XIII

Truck Exclusions

Section 131. Trucks over five tons excluded.

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

ELLCOTT CREEK ROAD -- from Aero Drive to the Amherst Town Line.

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

Dated: June 3, 1985

RICHARD M. MOLESKI

* * * * *

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. Rogowski, J. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

...*Ken A. Perry*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*June 6, 1985*.....;
last publication.....*June 6, 1985*.....;
and that no more than six days intervned be-
tween publications.

.....*Ken A. Perry*.....

Sworn to before me this*14th*.....

day of*June*....., 19*85*.....

.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*87*

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 17th day of June, 1985, at 7:00 P.M., Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga; said proposed amendments being as follows:

ARTICLE VIII

Stop and Yield Intersections

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

Street, FOISSET AVENUE; direction, North-south; entrance street, MAPLEVIEW ROAD; traffic stops, Eastbound; sign location, S.W. Corner.

Street, FOISSET AVENUE; direction, North-south; entrance street, MAPLEVIEW DRIVE; traffic stops, Westbound; sign location, N.E. Corner.

Street, GREGORY COURT; direction, East-west; entrance street, JEFFREY DRIVE; traffic stops, Northbound; sign location, S.W. Corner.

Street, GREGORY COURT; direction, North-south; entrance street, JEFFREY DRIVE; traffic stops, Westbound; sign location, N.E. Corner.

ARTICLE X

Parking, Standing and Stopping

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

C. No parking here to corner

LEMOINE AVENUE, east side, from the south curb of Broadway to a point sixty (60) feet south of Broadway.

ARTICLE XIII

Truck Exclusions

Section 131. Trucks over five tons excluded.

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

ELLCOTT CREEK ROAD - from Aero Drive to the Amherst Town Line.

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

Richard M. Moleski

Town Clerk

DATED: June 3, 1985

PUBLISH: June 6, 1985

MEETING NO. 11
June 3, 1985

Item No. 5 Motion by Councilman Jaworowicz, Seconded by Councilman J. Rogowski

WHEREAS, Joseph D. Meiler has made application and requested the Rezoning from C-Retail Business District to CM-General Commercial District and a Special Use Permit for gasoline service station with used car sales for property located at 440 Cayuga Road, with the permission of the owner of the property, namely Isabelle Limardi, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on June 17, 1985 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon roll call.....

AYES: Supervisor Weber, Councilmen Johnson, W. P. Rogowski, J. V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ken A. Ruy....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication.....*June 6, 1985*..... ;
last publication.....*June 6, 1985*..... ;
and that no more than six days intervened be-
tween publications.

Ken A. Ruy.....

Sworn to before me this*17th*.....

day of*June*....., 19..*85*..

.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19..*87*

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 17th day of June 1985, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Joseph D. Medler to Rezone from C-Retail Business District to CM-General Commercial District on property located at 440 Cayuga Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, described as follows:

Being subdivision Lots Number 65 and 66 as shown on Map Cover No. 1628 and filed in the Erie County Clerk's Office and being situated at the Northwest corner of Cayuga Road and Cleveland Drive and having a frontage of 140.17 feet on Cayuga Road, said map having been filed in the Erie County Clerk's Office on April 2, 1941.

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:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: June 6, 1985

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

Kim A. Kelly....., 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..... *June 6, 1985*..... ;
last publication..... *June 6, 1985*..... ;
and that no more than six days intervened be-
tween publications.

Kim A. Kelly.....

Sworn to before me this^{17th}.....

day of *June*....., 19..*85*..

..... *Cecelia Westoven*.....

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19...⁸⁷

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 17th day of June 1985, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Joseph D. Meiler for a Special Permit to operate a gasoline service station with used car sales on property located at 440 Cayuga Road pursuant to Section 6-01 and Section 6-012 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, described as follows:

Being subdivision Lots Number 65 and 66 as shown on Map Cover No. 1628 and filed in the Erie County Clerk's Office and being situated at the Northwest corner of Cayuga Road and Cleveland Drive and having a frontage of 140.17 feet on Cayuga Road, said map having been filed in the Erie County Clerk's Office on April 2, 1941.

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:

Daniel E. Weber

Councillmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: June 6, 1985

MEETING NO. 11
June 3, 1985

Item No. 6 Motion by Councilman Jaworowicz seconded by Councilman J. Rogowski

WHEREAS, Joseph Suppa and John Cretacci have made application and requested a Special Use Permit for property located at 3440 Genesee Street for a repair shop, service station and sale of used cars, NOW, THEREFORE, BE IT

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on June 17, 1985 at 6:30 o'clock P.M., Eastern Daylight Saving Time at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

...*Ken A. Ruff*....., 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.....*June 6, 1985*..... ;
last publication.....*June 6, 1985*..... ;
and that no more than six days intervened be-
tween publications.

.....*Ken A. Ruff*.....

Sworn to before me this^{17th}.....

day of*June*....., 19.....⁸⁵

.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19.....⁸⁷

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 17th day of June 1965, at 6:30 o'clock P.M., Eastern Daylight Savings Time of said day for the purpose of considering the application of Joseph Suppa and John Cretacci for a Special Permit to operate a repair shop, service station and sale of used cars on property located at 3440 Genesee Street pursuant to Section 6-01 and Section 6-012 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 Farm Lot No. 18, Township 11, Range 8 of the Holland Land Company's Survey, described as follows:

BEGINNING at a point in the northerly line of Genesee Street (100 feet wide) at the distance of 950 feet westwardly from the point of intersection of the said northerly line of Genesee Street with the westerly line of Union Road (100 feet wide); extending thence (1) westwardly along the said northerly line of Genesee Street 150 feet to a point; thence (2) turning an interior angle of 75 degrees 08 minutes 30 seconds parallel with the said westerly line of Union Road northwardly 150 feet to a point in line of other land of the party of the first part; thence (3) turning an interior angle of 104 degrees 51 minutes 30 seconds parallel with said northerly line of Genesee Street eastwardly 150 feet to a point in line of other land of said party of the first part; thence (4) turning an interior angle of 75 degrees 08 minutes 30 seconds parallel with the said westerly line of Union Road southwardly 150 feet to the point and place of beginning; the last mentioned course and the first mentioned course forming an interior angle of 104 degrees 51 minutes 30 seconds.

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:

Daniel E. Weber

Councillmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

RICHARD M. MOLESKI

Town Clerk

PUBLISH: June 8, 1965

MEETING NO. 11
June 3, 1985

Item No. 7a Councilman Johnson, Seconded by Councilman J. V. Rogowski

WHEREAS, there is need for the furnishing, installation and reconstruction of existing sidewalk, including incidental piping, miscellaneous grading and seeding along the Walden Avenue area and various other locations, AND

WHEREAS, funding for said sidewalk construction has been budgeted under the Community Development Block Grant Program, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the construction of new sidewalks, notice to be published in the CHEEKTOWAGA TIMES, BUFFALO EVENING NEWS, and the BUFFALO CRITERION, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 17th day of June, 1985, at 11:00 A.M., Eastern Daylight Saving 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 by the Town of Cheektowaga on June 17, 1985 at 11:00 A.M., Local Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the furnishing, installation and reconstruction of existing sidewalk, including incidental piping, miscellaneous grading and seeding.

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

Copies may be obtained upon payment of \$20.00 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 \$20.00. Non-bidders will be refunded \$10.00 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 Daniel E. Weber, 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, CONSTRUCTION OF TOWN SIDEWALKS, with the contractor's name and submitted to the Town Clerk prior to bid opening.

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

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 by 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

Item No. 7a Cont'd.

bids.

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

DATED: June 3, 1985

RICHARD M. MOLESKI
Town Clerk

* * * * *

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

*SEE AFFIDAVITS ON NEXT THREE (3) PAGES.

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

Kim A. Kelly, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Cher of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication..... *June 6, 1985* ;
last publication..... *June 6, 1985* ;
and that no more than six days intervened be-
tween publications.

Kim A. Kelly

Sworn to before me this *4th*

day of *June*, 19*85*

Cecelia Westoven

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*87*

LEGAL NOTICE

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on June 17, 1985 at 11:00 A.M., Local Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing, installation and reconstruction of existing sidewalk, including incidental piping, miscellaneous grading and seeding.

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

Copies may be obtained upon payment of \$20.00 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 \$20.00. Non-bidders will be refunded \$10.00 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 Daniel E. Weber, 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, **CONSTRUCTION OF TOWN SIDEWALKS**, with the contractor's name and submitted to the Town Clerk prior to bid opening.

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

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 by 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: June 3, 1985

PUBLISH: June 6, 1985

State of New York
ERIE COUNTY
CITY OF BUFFALO

NOTICE TO BIDDERS
 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: June 3, 1985
 AN EQUAL
 OPPORTUNITY EMPLOYER

82 DOG	7964
83 CIO	6376
83 FAH	4564
83 PUT	4668
84 TEN	4362
8394	4422
3754	5212
3262	4222
2975	4362
3538	4668
77 MA	4564
78 OM	4362
79 PIN	4422
80 BO	5212
80 DO	4222

D. Eileen Perry

of the City of Buffalo, New York, being duly sworn,
 deposes and says that he is Principal Clerk
 of the BUFFALO EVENING NEWS, INC.,
 Publisher of the BUFFALO EVENING NEWS, a
 newspaper published in said city, that the notice of
 which the annexed printed slip taken from said
 newspaper is a copy, was inserted and published
 therein once
 weeks, the first insertion being on the 6th
 day of June 19 85
 insertion being on the

D. Eileen Perry

Sworn to before me this 6th day
 of June 19 85

Harold A. Mann

HAROLD A. MANN
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 19 86

Notary Public, Erie County, N. Y.

State of New York
ERIE COUNTY
CITY OF BUFFALO

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on June 17, 1985 at 11:00 AM, Local Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the furnishing, installation and reconstruction of existing sidewalk, including incidental piping, miscellaneous grading and seeding.

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

Copies may be obtained upon payment of \$20.00 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 \$20.00. Non-bidders will be refunded \$10.00 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 Daniel E. Weber, 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, CONSTRUCTION OF TOWN SIDEWALKS, with the contractor's name and submitted to the Town Clerk prior to bid opening.

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

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 by 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: June 3, 1985
 AN EQUAL OPPORTUNITY EMPLOYER

D. Eileen Perry

of the City of Buffalo, New York, being duly sworn,
 deposes and says that he is Principal Clerk

of the BUFFALO EVENING NEWS, INC.,
 Publisher of the BUFFALO EVENING NEWS, a

newspaper published in said city, that the notice of
 which the annexed printed slip taken from said
 newspaper is a copy, was inserted and published

therein once ~~xxxxxx~~

~~xxxxxx~~ weeks, the first insertion being on the 6th

day of June 19 85 ~~and the last~~

~~insertion being on the~~ xxxxxx

D. Eileen Perry

Sworn to on 6th day

of 19 85

HAROLD A. MANN
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 19 86

Harold A. Mann
 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 ...5th... day of
June 19...85 and the last insertion be-
ing on the day of
19.....

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

Sworn to before me this3rd... day of
July....., 19...85

..... *Cheryl F. Lort*
~~Notary Public~~
Commissioner of Deeds

CHERYL F. LORT
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
My Commission Expires March 30, 19 87

Notice to Bidders

Sealed proposals will be received by the Town of Cheektowaga on June 17, 1985 at 11:00 A.M., Local Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the furnishing, installation and reconstruction of existing sidewalk, including incidental piping, miscellaneous grading and seeding.

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

Copies may be obtained upon payment of \$20.00 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 \$20.00. Non-bidders will be refunded \$10.00 upon return of contract documents within 30 days following the taking of bids will be refunded said sum of \$20.00. Non-bidders will be refunded \$10.00 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 Daniel E. Weber, 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, CONSTRUCTION OF TOWN SIDEWALKS, with the contractor's name and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his 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 by 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: June 3, 1985

Item No. 7b Motion by Councilman Gabryszak, Seconded by Councilman Kowal

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of quantities of diesel fuel, unleaded gasoline, motor oils and miscellaneous oils, lubricants and anti-freeze 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 June 17th, 1985 at the Cheektowaga Town Hall.

NOTICE TO BIDDERS

TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT

The Town of Cheektowaga hereby requires sealed bids for the purchase of diesel fuel, unleaded gasoline, motor oil, anti-freeze, etc. for the use of the Cheektowaga Highway Department.

Specifications and information are available at the office of the Superintendent of Highways, Alfred F. Wnek, whose office is located at 3145 Union Road, Town of Cheektowaga, NY 14227.

In order to be considered, all bids must be filed with the undersigned Town Clerk, prior to the time of opening, June 17th, 1985 at 11:00 A.M. in the Town Hall Council Chambers.

Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BIDS FOR UNLEADED GASOLINE, DIESEL FUEL AND VARIOUS OILS AND LUBRICANTS, FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

The Town of Cheektowaga reserves the right to reject any or all bids if it be in the public interest of the Town of Cheektowaga to do so.

Non-collusion forms must be signed and submitted with bids, also to include the name and address of bidder.

DATED: June 3, 1985
PUBLISHED: June 6, 1985

RICHARD M. MOLESKI
Town Clerk

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Sam A. Kelly, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication..... *June 6, 1985* ;
last publication..... *June 6, 1985* ;
and that no more than six days intervened be-
tween publications.

Sam A. Kelly
17th

Sworn to before me this

day of *June*, 19 *85*.

Cecelia Westoven

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *87*

LEGAL NOTICE

**NOTICE TO BIDDERS
TOWN OF CHEEKTOWAGA
HIGHWAY DEPARTMENT**

THE Town of Cheektowaga hereby requires sealed bids for the purchase of diesel fuel, unleaded gasoline, motor oil, anti-freeze, etc. for the use of the Cheektowaga Highway Department.

Specifications and information are available at the office of the Superintendent of Highways, Alfred T. Wnek, whose office is located at 3145 Union Road, Town of Cheektowaga NY 14227.

In order to be considered, all bids must be filed with the undersigned Town Clerk, prior to the time of opening, June 17, 1985 at 11:00 A.M. in the Town Hall Council Chambers.

Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder, also marked "SEALED BIDS FOR UNLEADED GASOLINE, DIESEL FUEL AND VARIOUS OILS AND LUBRICANTS, FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT".

The Town of Cheektowaga reserves the right to reject any and all bids if it be in the public interest of the Town of Cheektowaga to do so.

Non-collusion forms must be signed and submitted with bids, also to include the name and address of bidder.

RICHARD M. MOLESKI
Town Clerk

DATED: June 3, 1985
PUBLISH: June 6, 1985

MEETING NO. 11
June 3, 1985

Item No. 8a Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the reroofing of the Recreation Center, which bids were duly received and opened at a public meeting called for that purpose, AND

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

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

RESOLVED, that the contract to reroof the Recreation Center, as per unit bid prices and as recommended by the Town Engineer, be and the same is hereby awarded to R. Neth & Son Inc., 92 Marlene Drive, Cheektowaga, New York 14225, said bid being the lowest meeting the requirements of the specifications:

Base Bid	\$79,725.00
Alt. #1	\$2,995.00
Alt. #2	\$2,800.00

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE NEXT TWO (2) PAGES FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.

Item No. 8b Motion by Councilman J. Rogowski, Seconded by Councilman Johnson

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the application of a chemical root control agent to sanitary sewer lines in various locations in the Town of Cheektowaga, which bids were duly opened at a public bid opening on May 20, 1985, AND

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

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

RESOLVED, that the contract for the application of a chemical root control agent to sanitary sewer lines at the bid price of \$33,670.00 be awarded to Duke's Sales and Service Inc., 1020 Hiawatha Boulevard West, Syracuse, New York 13204, said bid meeting the requirements of the specifications.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE THIRD (3rd) FOLLOWING PAGE FOR LETTER FROM TOWN ENGINEER CONTAINING ANALYSIS, TABULATION AND REPORT.

Item No. 8c Motion by Councilman Johnson, Seconded by Councilman Gabryszak

WHEREAS, the contract for the construction of the Cleveland Drive and Yeager Drive Interceptor Sewer Project was awarded to the Donald J. Braasch Construction Company, Inc., 1661 Lakeview Road, Lakeview, New York in the amount of \$62,520.85 for the base bid, less Alternate Item No. 1, AND

WHEREAS, Alternate Item No. 1 for said project involving a westerly extension of the sanitary sewer was contingent upon the granting of a permanent



Town of Cheektowaga

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

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

May 30, 1985

TO SUPERVISOR DANIEL WEBER AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid, Reroofing
Recreation Center at
Town Park

Gentlemen:

At a public bid opening on May 6, 1985, bids were received and publicly opened for the reroofing of the Recreation Center in Town Park, which bids are as follows:

<u>BIDDERS</u>	<u>BASE BID</u>	<u>ALT. #1</u>	<u>ALT. #2</u>
R. Neth & Son	\$79,725.00	\$2,995.00	\$2,800.00
J.E. Neubert	\$80,522.00	\$3,120.00	Add \$1.35/sq. ft. Deduct \$1.21/sq. ft.
All Weather	\$89,535.72	\$3,211.23	\$3,000.00
Progressive	\$89,852.00	\$3,228.00	\$2,400.00
Solamar Inc.	\$90,898.00	\$3,260.00	\$2,240.00
Weaver	\$104,220.00	\$5,029.00	\$3,334.00
Blue Ox	\$105,583.00	\$4,898.00	\$3,000.00
Grove	\$109,195.00	\$4,963.00	(-)\$4,800.00
Paul Yaiser	\$120,700.00	\$4,550.00	\$3,000.00
Joe Sanders	\$127,445.00	\$6,678.00	\$2,860.00
Jameson	\$132,835.00	\$6,383.00	\$3,630.00

TO THE SUPERVISOR AND
TOWN BOARD MEMBERS

May 30, 1985
Page 2

It is, therefore, recommended that the bid be awarded to R, Neth & Son Inc., 92 Marlene Drive, Cheektowaga, New York 14225 for submitting the lowest bid in the amount of \$79,725.00 with Alternate #1 at \$2,995.00 and Alternate #2 at \$2,800.00, said bid meeting all the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA



Allan B. Blachowski
Sr. Engineer Assistant

ABB:dms

71:00



Town of Cheektowaga

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

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

May 30, 1985

TO SUPERVISOR DANIEL WEBER
AND HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

RE: Award of Bid
Application of Chemical
Root Control Agent to
Sanitary Sewer Lines

Gentlemen:

At a public bid opening on May 20, 1985, bids were received and opened for the application of chemical root control agent to sanitary sewer lines. One (1) bid was received as follows:

<u>BIDDER</u>	<u>BID PRICE</u>
Duke's Sales & Service Inc.	\$33,670.00

The bid was reviewed by the Town Engineer and upon his recommendation, the bid should be awarded to Duke's Sales & Service Inc., 1020 Hiawatha Boulevard West, Syracuse, New York 13204, said bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

Henry Borkowski
Henry Borkowski
Engineering Aide

HB:dms

MEETING NO. 11
June 3, 1985

Item No. 8c Cont'd.

easement to the Town of Cheektowaga to permit construction, operation and maintenance of this westerly extension, AND

WHEREAS, the required 12' wide permanent easement has been granted to the Town of Cheektowaga by Mr. and Mrs. David R. Hoy, Sr., owners #861 Beach Road, NOW, THEREFORE, BE IT

RESOLVED that Bid Alternate Item No. 1 for the Cleveland Drive and Yeager Drive interceptor Sewer Project in the amount of \$5,800.00 be hereby awarded to the Donald J. Braasch Construction Company, Inc. resulting in a total contract amount of \$68,320.85, AND, BE IT FURTHER

RESOLVED, that the Town accepts the 12' wide permanent easement granted by Mr. & Mrs. David R. Hoy, Sr. owners of #861 Beach Road and hereby directs the Town Attorney to file said document in the Erie County Clerk's Office.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8d Motion by Councilman Kowal, Seconded by Councilman Gabryszak

WHEREAS, bids were duly received by this Town Board at a public bid opening held on May 20th, 1985, for Two 3/4 Ton Pickup Trucks for the Highway Department, as a result of advertisement thereof and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, AND

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

RESOLVED that the bid be awarded to Transitowne Dodge Inc., 7408 Transit Road, Williamsville, NY 14221 to furnish the following:

Two (New) 1984 Dodge Pickups @ \$7,952.00 Net \$15,904.00

said bidder being the lowest responsible bidder meeting specifications, as set forth in the tabulation of the Superintendent of Highways.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8e Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, the sole bid received by the Cheektowaga Town Clerk and publicly opened and read on May 20, 1985, for pressure treated lumber for the Town of Cheektowaga and,

WHEREAS, such bid was referred to the Cheektowaga Youth Bureau for analysis, tabulation and report, on the said bid proposal, NOW, THEREFORE, BE IT

RESOLVED that the bid be awarded to the sole bidder:

Forest Materials
1665 Harlem Road
Cheektowaga, New York 14206

for Pressure Treated Lumber for the Town of Cheektowaga for the year 1985.

Item No. 8e Cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 8f Motion by Councilman W. Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, the bids were duly received by the Cheektowaga Town Clerk and were publicly opened and read on May 20, 1985, for bus transportation to and from Camp Crabapple and Camp JI-IK-DO-WAH-GAH from July 8, 1985 to August 16, 1985 as a result of advertisement therefore, and

WHEREAS, such bids were referred to Bridget Herod of the Cheektowaga Youth Bureau for analysis, tabulation and report, and

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

RESOLVED that the bid be awarded to the bidder, National School Bus Service, 2306 Walden Avenue, Cheektowaga, New York 14225, at a total bid price of \$5,277.80; said bidder being the sole responsible bidder meeting specifications.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Councilman J. Rogowski, Seconded by Councilman Kowal

WHEREAS, in the conversion of the old primary settling tank to a Sewer Maintenance Garage there is need to provide natural gas to heat the facility, AND

WHEREAS, the Engineering Department has made application with National Fuel Gas Corporation for the installation of the necessary underground piping and gas meter to conduct gas to said Sewer Maintenance Garage, AND

WHEREAS, National Fuel Gas Corporation has submitted a quotation for the construction of said fuel supply in their letter of May 22, 1985 to Allan Blachowski, Senior Engineer Assistant, NOW, THEREFORE, BE IT

RESOLVED, that the contract to install gas service and supply material be and the same is hereby awarded to National Fuel Gas Distribution Corporation, 10 Lafayette Square, Buffalo, New York 14203 in the total amount of \$10,155.36.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10A Motion by Councilman Gabryszak, Seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are terminated as Seasonal Employees in the various Departments as listed, effective as follows:

SANITATION DEPARTMENT

Babirad, Harry Jr.	May 16, 1985
Bratek, Michael	June 21, 1985
Wieberg, John	June 21, 1985

Item No. 10A Cont'd.

SEWER MAINTENANCE DEPARTMENT

Raymond VanDewater

May 21, 1985

ASSESSOR'S OFFICE

Judy Poules

May 31, 1985

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10b Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED that the following employees be terminated by the
Recreation Department effective June 3, 1985:

Michael Arber
Brian Bauer
Norman Bitterman
Kevin Boniszewski
Diane Catalfu
Robert Ciesielski
Barbara Coia
Mary Anne Coombe
Mary Lou Czajka
David Darnley
Paul Delano, Jr.
Susan Delano
Paul Dennis
Charles DiAngelo
Kim Diedrich
Paul Eggert
David Gasiewicz
Kim Geddes
Cynthia Gehl
Barbara Gemerek
Andrew Gill
Nancy Grzybek
Matthew Haberl
Brian Hickson
David Hickson
Mary Beth Hopkins
Jacqueline Kaminski
John Koprevich
Robert Kowalewski
Dawn Kramer
Robert Kryszak
Jeffrey Kujawa
Michelle Kunkel
Dean Lach
Timothy Leahy
Deborah Mahony
Joseph Matalone
Robert Maue
Ronald Morcio
Thomas Nowak
Peter Odrobina
Kenneth Ostempowski
Melissa Prorok
Pamela Pytel
Ronald Ruggiero
Barbara Rusin
Denise Rutkowski

Item No. 10b Cont'd.

Norbert Rzeski
Michael Sacilowski
Renee Siwula
Gregory Todaro
Jeffrey Todaro
Colleen Tonsoline
Anthony Trzepakowski
Nadine Verga
Mark Weisanal
Lawrence Wheeler
Albert Wingerter
Joseph Wojcik
Lise Woolrich
Kathryn Paulus

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10c Motion by Councilman W. Rogowski, Seconded by Councilman Johnson

BE IT RESOLVED, that the following individuals be and hereby are terminated as Seasonal Employees in the Facilities Department as listed below:

Street Lighting Division - #02-905182-1-0-1492-001 EFFECTIVE

Anthony Belcer 6/22/85

Parks Division - #01-007110-1-0-1491-001

Wayne Kowal 6/21/85

Matthew Tytka 6/21/85

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11 Motion by Councilman Jaworowicz, Seconded by Councilman Johnson

WHEREAS, by resolution dated May 20, 1985, this Town Board appointed Carmella Zuccaro of _____, Cheektowaga, New York to the position of Police Matron/Attendant in the Town Police Department, and

WHEREAS, Carmella Zuccaro has now notified the Chief of Police that she has chosen to decline the appointment to the position of Police Matron/Attendant, NOW, THEREFORE, BE IT

RESOLVED, that the May 20, 1985 appointment of Carmella Zuccaro to Police Matron/Attendant in the Police Department be and hereby is rescinded, effective as of May 20, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 12 Motion by Councilman Jaworowicz, Seconded by Councilman Kowal

WHEREAS, the term of Donald Wegner as Chairman of the Cheektowaga

MEETING NO. 11
June 3, 1985

Item No. 12 Cont'd.

Zoning Board of Appeals is scheduled to expire on June 15, 1985, and

WHEREAS, this Board is desirous of reappointing Donald Wegner to the Zoning Board of Appeals due to his experience and exemplary performance on such Board, NOW, THEREFORE, BE IT

RESOLVED that Donald Wegner, _____, Cheektowaga, New York 14225, be and hereby is reappointed as Chairman of the Cheektowaga Zoning Board of Appeals, effective June 15, 1985, for a term of five years, to expire June 15, 1990.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 13a Motion by Councilman Jaworowicz, Seconded by Councilman Johnson

WHEREAS, by resolution dated May 6, 1985, this Town Board created the promotional position of Senior Clerk in the Police Department, and

WHEREAS, in accordance with the agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees' Association, this position was duly posted, and

WHEREAS, Diane V. Corkins has applied for such position, and

WHEREAS, Diane V. Corkins, Clerk-Typist in the Police Department, placed in one of the top three positions on the eligible list resulting from the Erie County Civil Service Examination for Senior Clerk, and

WHEREAS, Diane V. Corkins has greater seniority in the Police Department than others who applied for and were qualified for the promotional position of Senior Clerk, NOW, THEREFORE, BE IT

RESOLVED that Diane V. Corkins be and hereby is appointed to the position of Senior Clerk, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 13b Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, there is an opening in the Central Garage for an Auto Mechanic, AND

WHEREAS, this vacancy has been posted in accordance with the Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, NOW, THEREFORE, BE IT

RESOLVED that the following individual be and hereby is appointed to the position of Auto Mechanic, effective June 3, 1985, at a rate in accordance with the wage schedule as listed in the Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

John R. Harrison

Cheektowaga, New York 14227

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

MEETING NO. 11
June 3, 1985

Item No. 13c Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, there is need for a Wastewater Pump Station Operator at the Main Pump Station, AND

WHEREAS, the opening was 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 Richard L. Wilson, Cheektowaga, New York 14227, the most senior applicant willing to accept the position, be and hereby is appointed to the position of Wastewater Pump Station Operator at the Main Pump Station at the current wage rate for said position, effective June 10, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Councilman Jaworowicz, Seconded by Councilman Johnson

WHEREAS, by resolution dated March 18, 1985, this Town Board granted Katherine Zydel an unpaid leave of absence from her position as Police Matron/Attendant (part-time) in the Cheektowaga Police Department until May 7, 1986, and

WHEREAS, the appointment of Carmella Zuccaro as Police Matron/Attendant (part-time) was rescinded due to the fact that Ms. Zuccaro declined such appointment, and

WHEREAS, the Chief of Police has expressed an urgent need to have two Police Attendants added in the Police Department, and

WHEREAS, Linda S. Dietl of Cheektowaga and Joyce G. Fleck of Cheektowaga have applied for the position of Police Attendant, have been interviewed by the Chief of Police and the Chief of Police has recommended that Ms. Dietl and Ms. Fleck be appointed to the position of Police Attendant, NOW, THEREFORE, BE IT

RESOLVED that Linda S. Dietl be and hereby is appointed to the position of Police Attendant (part-time) in the Police Department at a bi-weekly salary of \$255.20, and BE IT FURTHER

RESOLVED that Joyce G. Fleck be and hereby is appointed to the position of Police Attendant (part-time), to be called in when other Police Matron/Attendants are unavailable and she will be paid for each hour she is called at the rate of \$6.38 per hour, up to twenty (20) hours per week.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15a Motion by Councilman Johnson, Seconded by Councilman Kowal

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments and at the rates as listed:

SEWER MAINTENANCE DEPARTMENT - \$3.10 per hour
John Pollina
Kevin Bartosz

EFFECTIVE

Immediately
Immediately

MEETING NO. 11
June 3, 1985

Item No. 15a Cont'd.

Jeff Bobeck	Immediately
David Torgalski	Immediately
Peter Schiffmacher	Immediately
Robert Fissler	Immediately
Jeff Mrugalski	Immediately
Ronald S. Lynch	Immediately

SANITATION DEPARTMENT - \$3.10 per hour

Richard Urbanski	5/13/85 (retroactive)
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JUSTICE COURT - CLERICAL - \$3.10 per hour

Colleen Burke	Immediately
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TOWN CLERK'S OFFICE - DOG ENUMERATOR/CLERICAL - \$3.10 per hour

Laurie Miller	Immediately
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ASSESSOR'S OFFICE - \$3.75 per hour

Judy Poules	6/3/85
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Upon Roll Call....

AYES:	Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES:	0
ABSENT:	0

Item No. 15b Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

BE IT RESOLVED that the following be hired to aid the Cheektowaga Recreation Department in conducting its 1985 summer program.

POOL DIRECTOR- \$285.00 per week - 9 weeks - A7180.1902

Brian Hansen

SPECIAL EVENTS SUPERVISOR - \$210.00 per week - 9 weeks - A7180.1902

John Hartman

POOL SUPERVISORS - \$185.00 per week - 9 weeks - A7180.1902 - Town Park Pool

Deborah Binner
Charles Olday, Jr.

POOL SUPERVISORS - \$175.00 per week - 9 weeks - A7180.1902 - Maryvale & Dingens Pools

Thomas Gagola
Catherine Giles
Michelle Kunkel
Michael Schlager
Robert Heary

LIFEGUARDS - \$3.50 with WSI - - \$3.35 without WSI - A7180.1903

Martin Anger
Charles Ashton
Cheryl Ballo
Elizabeth Barnas
Stephen Blachowski
Arthur Caprio
Kim Chrzanowski
Kara Conboy

Item No. 15b Cont'd.

Nanette Epel
Mark Fuller
Sharon Gandy
Lynda Germann
Linda Glasser
Lisa Glasser
Diane Zablotny
Sandy Groszkowski
Wendy Hartman
Karen Healy
Douglas Wittig
Richard Horvatis
Traci Howlett
Susan Jagodzinski
Susan Johnston
Laurie Kabel
Carl Kolasny
Ronald Kubian
Daniel Lyons
Mia Marsh
Judith Mikoll
Pamela Miller
Lisa Miranda
Thomas Mohr
John Nowak
Angel Zachara
Todd Roland
Brian Russ
Carol Schaefer
Charles Sinicki
Eric Selberg
Denise Szalasny
Julie Szubinski
Lisa Tufillaro
Kimberly Van Gulik
Lucy Vero
Leigh Wilkinson

PLAYGROUND SUPERVISORS - \$175.00 per week - 8 weeks - A7140.1613

Cynthia Gehl
Carl Giambelluca
Mary Beth Hopkins
Mark Kensy
Kathy Ritter
Peter Odrobina
Nadine Verga

ARTS & CRAFTS SUPERVISORS - \$175.00 per week - 8 weeks - A7140.1613

Mary Lou Czajka
Nancy Grzybek
Barbara Majchrzak
Diane Nelson
Mark Popiela
Karen Spaulding

GYMNASTICS SUPERVISOR - \$5.50 per hour - A7140.1615

Colleen Tonsoline

ASSISTANT GYMNASTICS SUPERVISOR - \$4.10 per hour - A7140.1615

Michael Perry

Item No. 15b Cont'd.

GYMNASTICS INSTRUCTOR - \$3.50 per hour - A7140.1615

Lisa Najewski

ASSISTANT GYMNASTICS INSTRUCTOR - \$3.10 per hour - A7140.1615

Kimberly Orschek

SPECIAL EVENTS SUPERVISORS - \$175.00 per week - 8 weeks - A7140.1613

Diane Catalfu
Barbara Rusin
Kathryn Paulus

ASSISTANT SOFTBALL COORDINATOR - \$5.00 per hour - A7140.1622

Richard Andrzejewski

SOCCER SUPERVISOR - \$175 week - A7140.1611

Dean Lach

SOCCER ATTENDANTS - \$3.10 per hour - A7140.1611

Paul Eggert
Jeffrey Kujawa
Lisa Szymkowiak

SOCCER INSTRUCTOR - \$4.10 per hour - A7140.1611

Matthew Haberl

TENNIS COURT SUPERVISOR - \$175.00 per week - A7140.1613

Brian Cleary

TENNIS COURT INSTRUCTORS - \$150.00 per week - A7140.1613

James Gerlock
Mark Kryszczak
Michael Sacilowski
Lynn Staszak

CULTURAL CENTER SUPERVISOR - \$4.25 per hour - A7140.1614

Samuel Burgio

RECREATION LEADER/CLEVELAND HILL HIGH SCHOOL - \$4.25 hr - A7140.1615

Thomas Ronald

RECREATION LEADERS - \$4.25 per hour - A7140.1615

Kimberly Bannister
Brian Bauer
Julianne Conway
Joseph Kowalski
Joseph Matalone
Elaine Myszka
Lynn Weil

FURTHER, BE IT RESOLVED that the above personnel be terminated effective September 3, 1985.

Item No. 15b Cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15c Motion by Councilman W. Rogowski, Seconded by Councilman Johnson

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the Facilities Department at the rate of \$3.10 per hour effective as follows:

Parks Division - #01-007110-1-0-1491-001

EFFECTIVE

Peter Ferraina	Immediately
Raymond Felder	Immediately
Cam Viverto	Immediately
David Imiola	Immediately

Street Lighting Division - #02-905182-1-0-1492-001

Patrick Dahn	Immediately
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Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman W. Rogowski, Seconded by Councilman Jaworowicz

BE IT RESOLVED that the following individuals be transferred from the Adapted Recreation Program (7310.1803) to the Day Camp for Developmentally Disabled Youth (7310.1802):

Bridget Herod - Program Director
Kim Ott - Senior Counselor

BE IT RESOLVED that the following individuals presently working for the Adapted Recreation Program (7310.1803) be transferred to the Day Camp for Developmentally Disabled Youth at the following change in title and salary (7310.1802):

Terry Gorski from Activities Director to Assistant to Program Director for Camp JI-IK-DO-WAH-GAH at \$5.75 per hour

Dorene Zak from Activities Director to Assistant to Program Director for Camp Crabapple at \$5.75 per hour.

Noreen Boje from Senior Counselor to Arts and Crafts Director at \$5.00 per hour.

Lawrence Maguda from Counselor to Music Director at \$5.00 per hour.

Carl Vella from Senior Counselor to Physical Education Director at \$5.00 per hour.

Bonnie Lynch from Counselor to Senior Counselor at \$4.00 per hour.

Christine Phillips from Counselor to Senior Counselor at \$4.00 per hour.

Tom Sinica from Counselor to Senior Counselor, at \$4.00 per hour.

Andrew Gorski from Counselor Aid to Counselor, at \$3.50 per hour.

Item No. 16 Cont'd.

BE IT FURTHER RESOLVED that the following individuals be hired for the Day Camp for Developmentally Disabled at the titles and rates described:

Senior Counselor - \$4.00 per hour

Deborah Wojtkowski -

Counselor - \$3.50 per hour

Karen Conroy
Linda Whopper
Jeffrey Kaczorowski
Sharon Streicher
Kelly Brennan

Counselor Aid - \$2.75 per hour

Kathy Swartz
Jennifer Ast
Jennifer Kusmierczyk
Julie Gies
Paulette Mecca
David Imiola
Tina Kaczorowski

BE IT FURTHER RESOLVED that the following individuals be placed in a seasonal status effective immediately, through August 30, 1985:

Kathryn Fincel
Janet Pawelczak
Richard Depczynski

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, the need exists in the Town Sewer Department for two positions of Motor Equipment Operator -- Class "A" due to anticipated retirements and recent promotions, and

WHEREAS, the Erie County Department of Personnel has previously approved the position of Motor Equipment Operator -- Class "A", NOW, THEREFORE, BE IT

RESOLVED that the positions of two (2) Motor Equipment Operators -- Class "A" in the Sewer Department be and hereby are created, and BE IT FURTHER

RESOLVED that in accordance with the agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, these new positions be posted for a period of ten (10) days.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman J. Rogowski, Seconded by Councilman Jaworowicz

BE IT RESOLVED that Oliada Nowicki, Cheektowaga,
New York, be and hereby is granted a leave of absence from her position as Clerk-

Item No. 18 Cont'd.

Steno in the Town Clerk's Office, without pay, for a minimum period of two (2) weeks, effective June 3, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Gabryszak, Seconded by Councilman Kowal

WHEREAS, Raymond Sliwinski, a Motor Equipment Operator in the Sanitation Department, has been absent from work due to illness and during said absence he has used up his accumulated Sick Leave time, and

WHEREAS, said employee has requested an extension of his sick leave benefits pursuant to the limitations specified in the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, THEREFORE, BE IT

RESOLVED that Raymond Sliwinski be and hereby is granted extended sick leave with pay not to exceed fifteen (15) working days and subject to the provisions of the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective: Monday, June 3rd, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, there is a need for obtaining technical services that are not included within the scope of any on-going project, AND

WHEREAS, said services are essential in helping the development of traffic improvements within the Town budget for making such improvements for the safety and well being of the motoring public, AND

WHEREAS, EMS Consulting has the expertise and is qualified to perform such services, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is authorized and directed to sign an agreement with EMS Consulting as submitted to the Town Engineer whereby said firm will perform said services at the hourly and per diem rates as listed in said agreement up to December 31, 1985, AND, BE IT FURTHER

RESOLVED that the scope of said services to be performed shall be specified by the Town Engineer, AND, BE IT FURTHER

RESOLVED that the Town Engineer is authorized to sign work authorization forms specifying the scope and the cost of each project conducted under said agreement within the Town budget for traffic improvements.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Johnson, Seconded by Councilman Kowal

WHEREAS, THIS Town Board previously created and filled the promo-

Item No. 21 Cont'd.

tional position of Senior Clerk in the Police Department, and

WHEREAS, a vacancy was thereby created in the position of Clerk-Typist in the Police Department, and

WHEREAS, this Town Board is interested in abolishing the position of Clerk-Typist in the Police Department, NOW, THEREFORE, BE IT

RESOLVED that the position of one (1) Clerk-Typist in the Police Department be and hereby is abolished, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 22a Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, the operation of the wastewater treatment process at Plant No. 5 was discontinued with the conversion of the facility to the Main Pump Station requiring changes in the duties of the personnel, AND

WHEREAS, the position of Chief Operator has been reclassified through the Erie County Department of Personnel to the new title of Superintendent - Wastewater Pump Station, AND

WHEREAS, Alfred Zalenski, Chief Operator, has retired and Thaddeus Brudz, by resolution of April 15, 1985, was placed in charge as Superintendent - Wastewater Pump Station, NOW, THEREFORE, BE IT

RESOLVED that the position of Chief Operator at the Main Pump Station is hereby discontinued.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 22b Motion by Councilman Johnson, Seconded by Councilman Gabryszak

WHEREAS, due to the discontinuation of wastewater treatment at Plant #5 and the conversion of the facility to a Main Pump Station, the duties of personnel have changed and the jobs have been reclassified through the Erie County Department of Personnel, AND

WHEREAS, two (2) vacancies are being filled at the Main Pump Station under the new title of Wastewater Pump Station Operator, NOW, THEREFORE, BE IT

RESOLVED that the two (2) vacant positions that were previously occupied by the title of Sewage Treatment Plant Operator Grade II are hereby discontinued.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Supervisor Weber, Seconded by Councilman J. Rogowski

WHEREAS, Patricia M. Levorchick, of _____, Sloan, New York, is currently employed by the Town of Cheektowaga as a Receptionist in the

Item No. 23 Cont'd.

Supervisor's Office at an hourly rate of \$3.75; and

WHEREAS, in order to make Ms. Levorchick's hourly rate commensurate with other Town employees performing similar duties, the Town Board wishes to increase Ms. Levorchick's hourly rate of pay; NOW, THEREFORE, BE IT

RESOLVED that the hourly rate of pay for said Patricia M. Levorchick is hereby increased to \$5.00 per hour, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Johnson, Seconded by Councilman J. Rogowski

WHEREAS, the New York State Associations of Traffic Safety Boards is holding its quarterly meeting in Albany, New York, on June 10 and 11, 1985, AND

WHEREAS, the Cheektowaga Traffic Safety Commission has requested that its Chairman, Mr. Carl Perlino, attend said meeting and be reimbursed for any expenses associated with the meeting, NOW, THEREFORE, BE IT

RESOLVED that Mr. Carl Perlino be and hereby is authorized to attend the quarterly meeting of the New York State Associations of Traffic Safety Boards on June 10 and 11, 1985 and shall be reimbursed for all necessary and reasonable expenses not to exceed \$200.00

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman J. Rogowski, Seconded by Supervisor Weber

WHEREAS, the Town of Cheektowaga currently provides medical benefits under its existing Blue Cross/Blue Shield Group Plan No. 83607 which includes 81/83 Plan, Major Medical Rider and \$1.00 co-pay Prescription (hereinafter "Plan") to certain retired employees pursuant to the terms of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees' Association; and

WHEREAS, other retired employees have heretofore had to pay the premium for such medical insurance benefits since, at the time of their retirement, such benefits were not provided for under the collective bargaining agreement in existence at that time; and

WHEREAS, the Comptroller of the State of New York has opined that a municipality may provide medical benefits to such retired employees pursuant to the provisions of Section 92-a of the General Municipal Law; and

WHEREAS, in view of the foregoing, the Town Board now wishes to provide medical insurance benefits to certain retired members of the Town of Cheektowaga Employees' Association which had heretofore opted to pay the premium for insurance under the Plan in accordance with coverage and limits set forth in the Plan, NOW, THEREFORE, BE IT

RESOLVED that the Town Board hereby authorizes the provision of medical insurance benefits in accordance with the Plan, at the expense of the Town of Cheektowaga, for all retired members of the Town of Cheektowaga who have heretofore elected to remain active participants in the Plan at their own cost and expense, and BE IT FURTHER

Item No. 25 Cont'd.

RESOLVED that such coverage shall be effective July 1, 1985; and BE IT FURTHER

RESOLVED that the Bookkeeper to the Town of Cheektowaga is hereby directed to identify those employees eligible for coverage pursuant to the terms of this resolution and take any other action which is necessary to implement this resolution.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Police Club, Inc. expired as of December 31, 1984, and

WHEREAS, the Town and the Town Police Club have been involved in contract negotiations for the 1985-86 contract years for several months, and

WHEREAS, an agreement has now been reached between the Town and the Town Police Club, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor be and hereby is authorized and directed to execute the attached Agreement between the Town of Cheektowaga, New York and the Town of Cheektowaga Police Club, Inc., said Agreement representing the 1985-1986 contract between both parties.

Upon Roll Call....

AYES: Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0
ABSTAINED: Supervisor Weber

*SEE NEXT THIRTY-NINE (39) PAGES FOR AGREEMENT.

Item No. 27 Motion by Councilman Gabryszak, Seconded by Councilman Johnson

WHEREAS, the Northeast Communities Solid Waste Management Board is a local organization formed to insure cooperative efforts in solving problems which local municipalities have concerning solid waste management, and

WHEREAS, in 1984, the Town of Cheektowaga was invited to become a member and agreed to become a member of the Northeast Communities Solid Waste Management Board, and

WHEREAS, this Town Board feels that it is in the best interests of the Town of Cheektowaga to continue its membership on the Northeast Communities Solid Waste Management Board, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby expresses its commitment to continue its membership on the Northeast Communities Solid Waste Management Board, and BE IT FURTHER

RESOLVED, that Councilman Dennis H. Gabryszak, Chairman of the Town's Sanitation Committee, be and hereby is reappointed to serve as the Town's representative on the Northeast Communities Solid Waste Management Board for the duration of the agreement, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Joint Municipal Agreement and any other documents

A G R E E M E N T

between

THE TOWN OF CHEEKTOWAGA, NEW YORK

and

THE TOWN OF CHEEKTOWAGA POLICE CLUB, INC.

January 1, 1985 - December 31, 1986

DIXON AND DE MARIE, P.C.
Attorneys for THE TOWN OF
CHEEKTOWAGA POLICE CLUB
930 Convention Tower
Buffalo, New York 14202
Telephone: 856-0024

INDEX

PURPOSE OF AGREEMENT	Section 1.01	Page 1
APPLICABLE LAW	Section 1.02	Page 1
LEGISLATIVE REQUIREMENTS	Section 1.03	Page 1
RECOGNITION	Section 2.01	Page 1
DUES CHECKOFF	Section 3.01	Page 2
NEW JOB CLASSIFICATION	Section 3.02	Page 2
NON-COMPETITIVE JOB CLASSIFICATIONS	Section 3.03	Page 3
MOVEMENT OF DETECTIVES	Section 3.04	Page 4
UNIFORM ALLOWANCE	Section 4.01	Page 4
SENIORITY	Section 5.01	Page 5
SHIFT PREFERENCE	Section 5.02	Page 5
SALARIES	Section 6.01	Page 6
OUT OF RANK PAY	Section 6.02	Page 7
RATE OF PAY	Section 6.03	Page 7
OVERTIME PAY	Section 6.04	Page 7
CALL-IN PAY	Section 6.05	Page 7
LONGEVITY PAY	Section 6.06	Page 9
K-9 OFFICERS	Section 6.07	Page 9
FILLING OF VACANCIES	Section 6.08	Page 10
PROBATIONARY OFFICERS	Section 6.09	Page 10
OFF-DUTY ARRESTS	Section 6.10	Page 10
REDEMPTION OF ACCUMULATED TIME	Section 6.11	Page 10
EDUCATION INCENTIVE PAY	Section 6.12	Page 10
WORK DAY AND WORK WEEK	Section 7.01	Page 11
INTERRUPTED LUNCH	Section 7.02	Page 12
SPECIAL LUNCH LEAVE	Section 7.03	Page 12
COURT PAY	Section 8.01	Page 12
RANGE OFFICER	Section 8.02	Page 13
CROSSING GUARD OFFICER	Section 8.03	Page 13
FIELD TRAINING OFFICER	Section 8.04	Page 13
RADIO DISPATCHER	Section 8.05	Page 13
HOLIDAYS	Section 9.01	Page 14
VACATIONS	Section 10.01	Page 15
UNUSED VACATION	Section 10.02	Page 17
VACATION PAY ADVANCE	Section 10.03	Page 17

BEREAVEMENT LEAVE	Section 11.01	Page 17
PERSONAL LEAVE	Section 12.01	Page 18
PROBATIONARY POLICE OFFICERS AUTHORIZED LEAVE	Section 12.02	Page 19
	Section 12.03	Page 19
SICK LEAVE	Section 13.01	Page 19
NOTIFICATION	Section 13.02	Page 20
SICK BANK	Section 13.03	Page 20
WORKER'S COMPENSATION BENEFITS	Section 13.04	Page 22
SICK LEAVE RECORDS	Section 13.05	Page 22
ILLNESS OF FAMILY MEMBERS	Section 13.06	Page 22
SICK LEAVE UPON TERMINATION	Section 13.07	Page 22
EXPENSES	Section 14.01	Page 23
LIFE INSURANCE	Section 15.01	Page 24
HEALTH INSURANCE	Section 15.02	Page 24
INDEMNIFICATION	Section 15.03	Page 25
RETIREMENT BENEFITS	Section 16.01	Page 26
CLUB REPRESENTATIVES	Section 17.01	Page 26
CLUB OFFICE	Section 17.02	Page 27
DISCIPLINARY ACTIONS	Section 18.01	Page 27
RECORD OF COMPLAINTS	Section 18.02	Page 28
SUBSTANCE OF COMPLAINTS	Section 18.03	Page 28
IN-SERVICE TRAINING	Section 19.01	Page 28
TUITION	Section 19.02	Page 28
CIVIL SERVICE EXAMINATIONS	Section 19.03	Page 28
TABLE OF ORGANIZATION	Section 19.04	Page 29
BULLETIN BOARD	Section 20.01	Page 29
MEETING ROOM	Section 20.02	Page 29
FUND RAISING	Section 20.03	Page 29
SAFETY	Section 20.04	Page 29
GRIEVANCE PROCEDURE	Section 21.01	Page 30
GRIEVANCE COMMITTEE	Section 21.02	Page 31
BILL OF RIGHTS	Article XXII	Page 31
TIME OF INTERROGATION	Section 22.01	Page 31
IDENTIFICATION OF INVESTIGATING OFFICERS	Section 22.02	Page 32
INFORMATION REGARDING INVESTIGATION	Section 22.03	Page 32
LENGTH OF INTERROGATION	Section 22.04	Page 32

COERCION	Section 22.05	Page 32
RIGHT TO COUNSEL	Section 22.06	Page 32
RECORDING OF INTERROGATION	Section 22.07	Page 33
ADVICE OF CONSTITUTIONAL RIGHTS	Section 22.08	Page 33
FURNISHING OF COPIES	Section 22.09	Page 33
POLYGRAPH	Section 22.10	Page 33
NON-WAIVER OF CONSTITUTIONAL RIGHTS	Section 22.11	Page 33
HEARING OFFICER	Section 22.12	Page 33
LEAVE OF ABSENCE	Section 23.01	Page 33
NON-DISCRIMINATION	Section 23.02	Page 34
PAYROLL DEDUCTIONS	Section 23.03	Page 34
MANAGEMENT RIGHTS	Section 24.01	Page 34
SAVINGS CLAUSE	Section 24.02	Page 34
TERMS OF AGREEMENT	Section 24.03	Page 35
RENEWAL OF AGREEMENT	Section 24.04	Page 35
PAST PRACTICE	Section 24.05	Page 35
ENTIRE AGREEMENT	Section 24.06	Page 35

THIS AGREEMENT, entered into by and between the TOWN OF CHEEKTOWAGA, NEW YORK hereinafter referred to as the "Town" and the TOWN OF CHEEKTOWAGA POLICE CLUB, hereinafter referred to as the "Club".

ARTICLE I

SECTION 1.01 - PURPOSE OF AGREEMENT

The parties hereto desire to provide, through this Agreement: methods for orderly collective bargaining between the Town and the Club; to secure prompt and equitable disposition of grievances that may arise; to establish fair wages, fringe benefits and working conditions for police personnel in the negotiating unit; and to promote, to the highest degree, efficiency in providing service to the public.

In consideration of the mutual covenants and agreements, herein contained, the Town and the Club, through their authorized representatives, agree as follows:

SECTION 1.02 - APPLICABLE LAW

This Agreement has been negotiated pursuant to the provisions of the Public Employees Fair Employment Act and is governed by the provisions of the New York State Law and also non-conflicting local laws of the Town.

SECTION 1.03 - LEGISLATIVE REQUIREMENTS

IT IS AGREED BY AND BETWEEN THE PARTIES THAT ANY PROVISION OF THIS AGREEMENT REQUIRING LEGISLATIVE ACTION TO PERMIT ITS IMPLEMENTATION BY AMENDMENT OF LAW OR BY PROVIDING THE ADDITIONAL FUNDS THEREFORE, SHALL NOT BECOME EFFECTIVE UNTIL THE APPROPRIATE LEGISLATIVE BODY HAS GIVEN APPROVAL.

ARTICLE II

SECTION 2.01 - RECOGNITION

The Town recognizes the Club as the sole and exclusive representative and collective bargaining agent for all police personnel in the negotiating unit who are hereinafter referred to, individually as "police officer" and collectively as "police officers".

The negotiating unit is defined as: all police officers, employed by the Town of Cheektowaga, New York, pursuant to the New York State Civil Service Law, excepting police officers holding the rank of Chief of Police, Assistant Chief of Police, Captain or Lieutenant.

This recognition shall extend for the maximum period of time allowed by law and until the expiration of this Agreement, according to its terms. The Town shall not negotiate, during this Agreement, with any organization, on behalf of the police officers, defined herein, other than the Club and, unless notified by the Town, the Club will undertake to negotiate and represent the same unit for a successive agreement.

ARTICLE III

SECTION 3.01 - DUES CHECKOFF

Upon written authorization from a police officer, on a form provided by the Club, the Town will deduct from the salary of such police officer, from the first pay-period of each month, membership dues as the police officer may specify, and the Town will transmit said sums, promptly to the Club, within five (5) days after the deduction has been made.

The Town agrees to deduct from the wage or salary of police officers, represented by the Club, who are not members of the Club, an amount equivalent to the dues levied by the Club on its members, and such sums shall be transmitted by the Town to the President or Treasurer of the Club.

The Club, pursuant to such deductions, agrees to establish and maintain a procedure providing for the refund of any non-member police officer demanding the return of any part of such agency fee deduction which represents his pro rata share of the expenditures by the Club in aid of activities or causes of a political or ideological nature, only incidentally related to terms and conditions of employment.

SECTION 3.02 - NEW JOB CLASSIFICATIONS

The Town agrees that in the event it establishes any new classifications, recognized within the negotiating unit, the Town will furnish the Club with

the new job description and will confer and negotiate with the Club the basic annual salaries for each such position.

SECTION 3.03 - NON-COMPETITIVE JOB CLASSIFICATIONS

In the event the Town decides to fill a vacancy, falling under this Section, assignment shall be made by the Town from the five (5) most senior officers, requesting assignment and providing that the officer(s) involved is (are) fully qualified as determined by the Town.

(a) A non-competitive job classification is defined as: the assignment to duties not ordinarily performed by patrol officers, within the Department, on a regular or routine basis.

(b) When a vacancy exists in a non-competitive job classification or a temporary assignment as Detective, Juvenile Detective or K-9, notice of the existence of such vacancy shall be conspicuously posted on a bulletin board in the police station for a period of twenty (20) days and police officers of qualified rank may affix their name thereto, indicating their desire to be considered for the filling of such vacancies.

(c) For sporadic, reoccurring assignments, the Town shall maintain and utilize a list of police officers and the date they have indicated their preference for radar, accident investigation, motorcycle, polygraph operator, accident records, parking violations, dispatcher, airport patrol, central police services, telephone and desk assignments. The Town will be given seven (7) calendar days notice before being required to consider such preference in job assignment.

(d) Vacancies filled to date will not be disturbed by this Agreement.

(e) Officers who elect and are assigned as traffic officer or desk officer shall remain in such position for a period of six (6) months. Assignment to such position shall begin and end on January 1 and July 1, each year. Notice of vacancy of such position shall be posted, May 15 and November 15 and filled in accordance with this Section. Notice of appointment to such position shall be posted by June 15 and December 15, each year.

Assignment to such position between January 1 and June 30 shall terminate July 1 and assignment to such position after July 1 and before December 31 shall terminate on January 1.

(f) An officer in a non-competitive position, for more than one year, will not be removed without cause, unless the position is abolished.

(g) The Town will decide when a vacancy exists and whether or not it will be filled.

SECTION 3.04 - MOVEMENT OF DETECTIVES

When a vacancy exists in a position of Detective, in any of the following units: General Unit (Detective Bureau), Juvenile Unit, Identification Unit or Gambling, Vice, Narcotics Division, an assignment to such vacancy shall be based upon seniority pursuant to Section 3.03, as a Detective, so that an officer assigned to one of these divisions will have the right to be assigned to a vacancy, in any other of these divisions, before a uniformed officer can be considered. Additionally, notice of the vacancy will be posted within the Detective Division, for ten (10) days during the time it is posted as notice to uniformed officers.

If no officer, so eligible, requests to be so assigned, the position shall be filled in accordance with Section 3.03(b).

ARTICLE IV

SECTION 4.01 - UNIFORM ALLOWANCE

Each police officer shall be paid the sum of \$400.00 for the year 1985, for the purchase and maintenance of police clothing, uniforms and equipment and for the maintenance and cleaning of the same.

Each police officer shall be paid the sum of \$425.00 for the year 1986 for the purchase and maintenance of police clothing, uniforms and equipment and for the maintenance and cleaning of the same.

Officers assigned to motorcycle and as K-9 officers shall be paid an additional \$25.00 per year.

Uniform allowance will be paid by January 30th of each year.

Each officer will be responsible for maintenance of his uniforms and equipment and failure to reasonably maintain the same may be the subject of disciplinary action.

The Town will negotiate with the Club, regarding the impact of changes in articles of clothing or equipment.

ARTICLE V

SECTION 5.01 - SENIORITY

Seniority shall be based entirely upon a police officer's uninterrupted service in the department and shall be broken if he leaves active service, for any period of time, for any reason, except authorized sick leave, military leave or authorized leave of absence.

Seniority shall be within rank and based upon date of appointment and position on the Civil Service List, where more than one (1) appointment was made on the same date. An up-to-date seniority list, showing the officer's rank and date of appointment to such position on the Civil Service List, shall be made available to all police officers. Seniority in the Detective Division shall be based upon the time of appointment to the Detective Division. The Detective Division shall include the General Unit of the Detective Bureau, the Juvenile Unit, the Identification Unit and the Vice-Gambling-Narcotics Unit.

When a tie exists because two officers, or more, have the same position on the Civil Service List, seniority shall be determined by badge number with the lower badge number constituting the senior officer for purposes of seniority within this Agreement.

SECTION 5.02 - SHIFT PREFERENCE

Each police officer shall have the right to choose his own shift, based upon seniority. Shift changes must be requested in writing, to the commanding officer of the platoon, shift or bureau, at least three (3) weeks prior to shift change. Shift change meetings will be held with two (2) representatives of the Club, selected by its members, every twenty-four (24) weeks and notice of said meetings will be posted at least fifty (50) days prior to the meeting. Each police officer shall remain on an assigned shift for the twenty-four (24) week shift schedule.

The results of shift change meetings must be posted at least ten (10) days prior to the effective date of changes resulting from the meeting.

Effective each six (6) month period thereafter, each police officer, in accordance with this Section, shall have the right to choose his/her own shift, based upon seniority.

Effective January 1, 1985, and every six (6) months thereafter, each police officer shall have the right to choose assignment to the traffic unit, the front desk, dispatcher or relief dispatcher, based upon seniority on his assigned shift. Appointment to those positions will be subject to the Town's prerogative of selecting from the five (5) most senior officers requesting such assignment.

Requests for the shifts and assignments, as stated above, must be submitted to the Office of the Chief of Police no later than two (2) weeks prior to the semi-annual or annual schedule change.

See Section 7.01, below, regarding shift assignments.

ARTICLE VI

SECTION 6.01 - SALARIES

Each police officer shall be paid pursuant to the following salary schedule:

<u>RANK</u>	<u>SERVICE</u>	<u>January 1, 1985</u>	<u>January 1, 1986</u>
Patrolman	First Year	\$20,160.00	\$21,168.00
Patrolman	Second Year	24,500.51	25,725.54
Patrolman	Third Year	25,202.86	26,463.00
Patrolman	Fourth Year	26,633.84	27,965.53
Detective	First Year	28,324.10	29,740.30
Detective	Second Year	28,749.65	30,187.13
Sergeant	First Year	29,710.87	31,196.41

Beginning January 1, 1986, officers who work the afternoon shift will be paid the additional sum of \$50 per year and officers who work the third shift will be paid the additional sum of \$100 per year, pro-rated, which shift-differential will be paid the last pay period of the year.

SECTION 6.02 - OUT OF RANK PAY

When a police officer is required and assigned by the Chief of Police or officer in charge to perform the duties of a higher paid job classification, for two (2) hours or more, he shall be paid the salary for the higher paid job, for the hours worked.

Such higher salary shall apply to all authorized time-off, of any kind, except sick bank time pursuant to Section 13.07.

If an absent lieutenant is replaced, he will be replaced by the sergeant assigned to that shift. The sergeant shall be replaced by the most senior officer, on that shift, who was working in that unit. If no sergeant is assigned to the shift, or is working, then the most senior officer working shall be assigned as acting lieutenant and the next most senior officer, working that shift or division, shall be assigned as acting sergeant.

Officers who are appointed as acting lieutenant or acting sergeant shall be notified, at least 24 hours, prior to the assignment. Such notice will be waived in the event of an emergency or illness.

SECTION 6.03 - RATE OF PAY

The hourly rate of pay shall be obtained by dividing the annual salary by 2080.

SECTION 6.04 - OVERTIME PAY

Overtime shall be all work beyond a normally scheduled eight-hour tour of duty and any work beyond a normally scheduled forty (40) hour work week and such overtime shall be paid at the rate of time and one-half.

SECTION 6.05 - CALL-IN PAY

1. If an officer is requested to report to the police station for duty or ordered to report for duty,

during other than regularly scheduled hours (except for reasons of his own neglect) and more than two (2) hours prior to the beginning of his regularly scheduled work shift, he shall be paid a minimum of three (3) hours pay at the rate of time and one-half. Court appearances and training schedules will not be considered call-in, and this Section will not apply in those instances.

2. In the event police officers are called to duty because of personnel shortage, call-in will be accomplished on a seniority basis for each shift, and in the event of a general call to duty, on a seniority basis, based upon seniority within the Department.

3. Call-in, on each shift, shall be accomplished in the following manner, when manpower shortage requires:

(a) On a seniority basis from the officers on the shift which is in need of personnel.

(b) Then, on a seniority basis, from the Traffic Division, assigned to that shift.

(c) If it cannot be filled, as above, then on a seniority basis, within the Department.

(d) When manpower shortage requires, officers will be offered, based upon seniority, the opportunity to work beyond the end of their shift, for not more than two (2) hours. This will not deprive such officers of the right to be included under Paragraphs (a), (b) or (c) above.

(e) When the shortage is filled under Paragraphs (a), (b) or (c) above, the officer who was held-over will be relieved from duty.

4. In the event detectives are called to duty because of personnel shortage, call-in will be accomplished on a seniority basis, first from the unit, and on the shift that has the shortage. In the event the shortage cannot be filled from the shift, then first from the unit itself in accordance with seniority, and then on a seniority basis from the general detective division.

In the event a detective or detectives are assigned a specific investigation, and in the event that a need arises which creates an overtime situation, solely

related to that specific investigation, the detectives assigned to the investigation shall be called first. If additional manpower is required it shall be filled as stated above. For purposes of call-in, beyond or before the normal shift, the above shall apply except that the 1600-2400 detectives shall be called until 0400, and the 0800-1600 detectives shall be called after 0400.

The Detective Division currently consists of:

General Detective Bureau	VGN
Juvenile	SIU
Arson	Sex Crimes Unit

SECTION 6.06 - LONGEVITY PAY

Each police officer shall be paid the following, cumulative, longevity increments, each year:

After 5 years of service	\$300.00
After 12 years of service	250.00
After 16 years of service	350.00

Beginning January 1, 1986, each officer shall be paid the following, cumulative, longevity increments, each year:

After 5 years of service	\$325.00
After 10 years of service	275.00
After 15 years of service	375.00

Longevity pay will be paid within thirty (30) days after an officer's anniversary date and will be included in salary for all purposes, including retirement purposes.

Upon termination of service, prior to the anniversary date, accrued longevity pay shall be paid to the officer, or his estate, on a pro-rata basis.

SECTION 6.07 - K-9 OFFICERS

Each police officer, assigned to K-9 duty, shall be paid the sum of \$100.00 per month, for the care, maintenance and feeding of the K-9 dog assigned to him. The Town will pay all medical expenses for the dog and will install a dog-run on the premises of the K-9 officer, and will post reasonable and necessary warning signs on the premises, concerning the dog.

SECTION 6.08 - FILLING OF VACANCIES

If the Town declares a vacancy, the same must be filled within thirty (30) days after the vacancy exists.

SECTION 6.09 - PROBATIONARY OFFICERS

When a police officer is assigned to a job classification, which is not a temporary classification, assignment to such classification shall be made permanent at the end of 6 months.

All appointments shall be probationary for the aforementioned 6 month period.

SECTION 6.10 - OFF-DUTY ARRESTS

An officer will be paid for the time spent for booking and court time for necessary court appearances for arrests made during other employment, unless he is paid by another employer, or the arrest is solely related to the other employer's business and no additional, unrelated charges flow from the original arrest.

SECTION 6.11 - REDEMPTION OF ACCUMULATED TIME

The Town will have the right to buy back compensatory time on the books for all officers, or a portion of such compensatory time over 120 hours. If an officer has over 120 hours accumulated, the Chief may at his option, order the officer to take the time off or pay the officer for all or a portion of the hours over 120. The Chief will exercise this option right from November 15th to December 15th of each year.

SECTION 6.12 - EDUCATION INCENTIVE PAY

Each police officer who attends, or has attended, approved Police Science Courses shall receive educational incentive payments annually as follows:

1. One Hundred Dollars (\$100.00) a year to a police officer who has an Associate Art and Science Degree (two (2) year program); or
2. Three Hundred Dollars (\$300.00) to a police officer who has a Bachelor of Science or a Bachelor of

Arts Degree (four (4) year program).

ARTICLE VII

SECTION 7.01 - WORK DAY AND WORK WEEK

The standard work day shall be eight (8) hours and the standard work week shall be forty (40) hours. The work day and work week shall be pursuant to existing New York State Law. Whenever practicable, two (2) consecutive days-off shall be provided within a seven (7) day calendar period. Each officer shall be entitled to a thirty (30) minute lunch period in each eight (8) hour tour of duty. When practicable, each police officer shall work a three (3) platoon system.

Each police officer shall sign-in at the start of his tour of duty and sign-out at the end of his tour of duty in order to be compensated. A daily record shall be kept by the department head or his agent, which record shall be collected, daily, and be made part of the officer's personnel record. Each officer shall observe the scheduled work hours that are posted in all reports of duty, according to the posted time and date.

Effective July 1, 1985 officers assigned to the patrol and traffic divisions shall be assigned and work 4 days followed by 2 consecutive days off, followed by 4 days work and 2 consecutive days off, followed by 5 days work and 2 consecutive days off and the cycle shall then be repeated, continually, to provide rotating days-off to officers so assigned. This schedule shall be referred to as the 4-2/5-2 work schedule.

Officers assigned as detective, crossing guard officer, police central records officer and police central records computer operator shall be assigned and work 5 days, followed by 2 consecutive days off. This shall be referred to as the 5-2 work schedule. Officers assigned to the 5-2 shift shall be granted four hours of compensatory time-off, each month and they shall select their assignment of days-off series by seniority within their unit and re-bid work schedule selection each 24 weeks. Any additional positions in the 5-2 work shift shall be negotiated with the Club and filled on a mutually agreeable basis.

In order to attempt to assign, to the series of work schedules, within a shift, both senior and junior

officers, officers on the 4-2/5-2 schedule shall select one-half of each scheduled days-off series, by seniority, on each assigned shift. Upon shift change they shall be assigned and scheduled.

Officers shall not be arbitrarily removed from their selected and assigned work schedules.

SECTION 7.02 - INTERRUPTED LUNCH

In the event an officer is precluded from eating his meal by headquarters or as a result of an offense being committed in the officer's presence, which requires the officer's action, said officer shall be compensated at the rate of time and one-half for the unused part of the officer's thirty (30) minute lunch period.

SECTION 7.03 - SPECIAL LUNCH LEAVE

An officer assigned to duty at a facility without food preparation facilities shall be permitted to leave said facility to secure food at a location of his choice, within the Town limits, provided said officer is properly relieved. An officer so assigned will be granted forty-five (45) minutes for lunch leave.

ARTICLE VIII

SECTION 8.01 - COURT PAY

When a police officer is required to make a court appearance, within the Town of Cheektowaga, at any time other than his regularly scheduled work hours, he shall be paid a minimum of three (3) hours salary at his regular hourly rate. If an officer is required to appear outside of the Town of Cheektowaga, he shall be paid a minimum of four (4) hours pay at his regular hourly rate of pay. If the appearance exceeds the minimum standards set, the officer shall be entitled to payment for all actual time spent at his regular hourly rate of pay.

An officer scheduled to appear will be paid the minimum appearance time in the event of an adjournment, unless he is given notice of the adjournment, at least ten (10) hours prior to the scheduled appearance.

The Town will provide verification court appearance forms, to be signed by the presiding judge,

justice, administrative officer, court clerk, or other appropriate personnel and the Town will make reasonable efforts to pay court pay in the pay period immediately following the period during which it was earned.

SECTION 8.02 - RANGE OFFICER

The officer assigned as range officer, shall be paid the same rate of salary as a detective, first year.

Officers assigned to assist the range officer shall be paid the same rate as detective, first year, for the hours worked in that assignment.

SECTION 8.03 - CROSSING GUARD OFFICER

The officer assigned in charge of the crossing guards shall be paid the same rate of pay as a detective, first year.

SECTION 8.04 - FIELD TRAINING OFFICER

An officer assigned as a field training officer shall be paid the same rate of salary as a detective, first year, for all hours worked.

SECTION 8.05 - RADIO DISPATCHER

The Town agrees to employ only civil service police officers to do police work, in any capacity, except routine clerical work, now being performed by clerks in the Town Board. The Town agrees that it will not enter into any private contracts that eliminate police connected services or work now being performed by members of the police department, except as hereinafter set forth.

The Town will phase-out police officer radio dispatchers and the Town agrees that there will be no decrease in the number of police officers employed as a result of such phasing-out. Police officers assigned as police radio dispatcher will be paid at the same rate of pay as a detective, first year.

As an officer leaves the department (for reasons other than lay-off) a police officer dispatcher may be moved into other duties and be replaced by a civilian dispatcher. When there are no police officers assigned to a shift as radio dispatcher, a sergeant will be assigned to supervise that shift of civilian radio

dispatchers. No sergeant will be required if there is at least one (1) police officer assigned as a dispatcher.

The position of the sergeant is to be a civil service position by competitive examination. A police officer must have three (3) years of service before he is qualified to take the sergeants' examination. The officer's three (3) years of service must be completed prior to the date of the sergeants' examination.

Those officers who opt to work as a radio dispatcher or as relief radio dispatcher shall remain in the position for a period of 6 months. Those positions shall begin on January 1 and July 1, each year. Notice of filling of the positions shall be posted by June 15 and December 15, each year, respectively. Officers assigned to those positions, between such dates, shall not be required to remain in the position for 6 months, unless they have bid the position and been assigned on January 1 or July 1. Assignment shall be in accordance with Section 3.03, above.

ARTICLE IX

SECTION 9.01 - HOLIDAYS

Each police officer shall be given compensatory time-off or be paid the value of the following holidays, whether he works the holiday or not:

New Year's Day	Columbus Day
Lincoln's Birthday	Veteran's Day
Washington's Birthday	Election Day
Good Friday	Thanksgiving Day
Memorial Day	December 24th
Independence Day	Christmas Day
Labor Day	January 2nd

Each police officer shall notify the Chief of Police, or his designee, by December 1st, as to the holidays he elects to be paid for and the holidays he elects for compensatory time-off, during the following year. An officer who requests to be paid holiday-pay, in a lump sum, will be paid in a lump-sum, no later than the third pay period week of October, each year.

In addition to the above holidays, each police officer shall be given compensatory time-off for any holiday granted to other employees of the Town of

Cheektowaga, by resolution of the Town Board or declaration of the Town Supervisor. An officer who elects to be paid for a holiday may be granted the day off which shall be charged against the officer's accumulated compensatory time-off, without loss of the holiday pay.

ARTICLE X

SECTION 10.01 - VACATIONS

Each police officer shall be entitled to an annual vacation, with pay, during each calendar year as follows:

After 1 year	12 working days
After 5 years	18 working days
After 10 years	21 working days
After 15 years	25 working days
After 20 years	28 working days

Vacation periods will be divided into the following:

Winter	December to February
Spring	March to May
Summer	June to September
Fall	October to November

A police officer shall not be entitled to more than 10 or 13 consecutive work days of vacation, as described below, during any of the above vacation periods, unless, in the opinion of the commanding officer, additional vacation days, during any such period, will not interfere with the smooth operation of the department. The commanding officer shall have the sole right to designate the number of police officers who will be on vacation at any time, but a minimum of four (4) police officers will be permitted vacation during any vacation period.

Vacation schedules shall be posted for ninety (90) days prior to the beginning of a vacation period, and during the first forty-five (45) days, vacation scheduling shall be determined based upon seniority, within each shift of bureau concerned. At the end of the said forty-five (45) days, vacation scheduling shall be determined in order of date or request and not by seniority. The choice of vacations, during the first

forty-five (45) days for each vacation period will be based strictly upon seniority.

Police officers shall not be permitted to split vacations during any of the vacation periods, for periods of time of less than one (1) calendar week.

In the event an officer is not able to take the vacation time he selected, notice will be given to less senior officers and they will be entitled to take the vacation time not used and selection will be based on seniority for that shift.

Nothing contained herein shall prevent the granting of vacations one day at a time.

Except as herein provided, no police officer will be permitted to carry-over or to accumulate more than 60 days annual vacation.

Officers assigned to work on a 4-2/5-2 work schedule shall have the right to select vacation in accordance with seniority as follows: a minimum of 4 consecutive working days and a maximum of 13 consecutive working days during each vacation period.

Officers assigned to the 5-2 work schedule shall have the right to select vacation in accordance with seniority as follows: a minimum of 5 consecutive working days and a maximum of 10 consecutive working days during each vacation period.

Nothing contained herein shall prohibit the taking of more vacation leave, if, in the opinion of the commanding officer, there is sufficient manpower to warrant additional vacation leave during any of the vacation periods.

If an officer has been granted vacation leave, during any of the vacation periods, and then requests additional leave during the same vacation period, for purposes of selecting the second leave period, his seniority will not count and he will be treated as junior, in seniority, to all other officers requesting vacation leave during the same vacation period and who have not been granted vacation leave during that same period.

Once a vacation leave has been granted, if the

officer changes shift or work schedule his vacation assignment will not be changed.

SECTION 10.02 - UNUSED VACATION

Each police officer shall be paid, at the time of retirement, the monetary value of any unused vacation time and overtime, standing to his credit, on the date of retirement. In the event of death, the value of such time, standing to his credit, will be paid to his estate or his heirs at law.

Police officers intending to retire may notify the Town two (2) years in advance and will be permitted to accumulate time-off and vacations for one and one-half years, the value of which will be paid as salary during the final year of employment and included as wages for pension purposes.

Upon termination of employment, for any reason, an officer will be paid the value of all accumulated vacation or other time-off, including sick leave, pursuant to Appendix B. However, in the event termination is by discharge or dismissal, there would be no payment for accumulated sick leave.

An officer who has at least 17 years of service may elect to be paid the value of not more than 10 days of accumulated vacation, each year, in lieu of leave.

SECTION 10.03 - VACATION PAY ADVANCE

Upon written request, at least two (2) weeks prior to vacation time, a police officer will be paid the estimated amount due him for his vacation period, not later than the Friday before he begins his vacation.

ARTICLE XI

SECTION 11.01 - BEREAVEMENT LEAVE

Upon request of a police officer, a leave of absence, not to exceed five (5) days shall be granted, because of death in his immediate family. Such leave shall be taken, without loss of pay or other benefits, and shall begin on the date of death. Immediate family, for the purposes of this Section, shall mean: mother, father, spouse, child, grandchild, grandparent, brother, sister, father-in-law, mother-in-law, daughter-in-law and

son-in-law.

In the event of the death of a police officer's brother-in-law or sister-in-law, and upon request, he shall be granted the day off, on the day of the funeral, without loss of pay or other benefits.

In the event of death of a relative, not included above, the police officer, upon request, shall be granted time-off without loss of pay or other benefits, for the day of the funeral, which time shall be charged against accumulated time-off or sick leave, at the officer's choice.

ARTICLE XII

SECTION 12.01 - PERSONAL LEAVE

Each police officer shall be entitled to five (5) non-cumulative personal leave days. Personal leave shall be used at the police officer's discretion. In order to enable the department to maintain necessary manpower requirements, personal leave must be requested at least twenty-four (24) hours in advance of the requested time-off. This will not preclude the granting of personal leave on less than twenty-four (24) hours notice, upon the approval of the commanding officer. Personal leave will not be granted if the granting of such leave will seriously hamper or impede the operation of the police department. Personal leave requested in case of emergency, however, will not be denied.

Personal leave will not be used in less than one-half day increments.

Personal leave will be granted based upon the priority of the emergency and if no emergency exists, upon the chronological time requested.

Except in case of emergency, request for personal leave on a Saturday, Sunday or holiday, will not be denied unless such leave will reduce manpower below the minimum manpower standards as set by the Chief of Police.

Each officer, shall annually elect to credit unused personal leave days to vacation time or to accumulated sick leave, at the officer's option.

SECTION 12.02 - PROBATIONARY POLICE OFFICERS

During civil service probation, police officers will accumulate sick leave and personal leave on a pro-rata basis, per month, which leave cannot be used during the probationary period.

At the end of probation, police officers will continue to accumulate sick leave at the same rate for the balance of that calendar year and will be granted such leave in the same manner as is granted to other police officers.

Newly appointed police officers will be granted the uniform allowance, herein provided, immediately, upon appointment.

Probationary police officers shall be provided life insurance benefits effective one hundred twenty (120) days after the date of appointment of said officer.

SECTION 12.03 - AUTHORIZED LEAVE

Authorized leave means: personal leave, accumulated compensatory time-off, all vacation time and all other authorized time-off.

Request for authorized leave shall not unreasonably be denied. Once granted, authorized leave will not be cancelled except in the event of a community disaster or unanticipated emergency. If authorized leave is otherwise cancelled, the affected officer will be paid for the time he is then required to work, at the rate of time and one-half, with the option of receiving salary or compensatory time-off, at the same rate.

Requests for authorized leave for accumulated compensatory time and single vacation days shall not be made more than 45 days prior to the time leave is sought and shall be granted, based upon chronological order (in order of request).

ARTICLE XIII

SECTION 13.01 - SICK LEAVE

Each police officer, except as otherwise provided, shall be entitled to accumulate one and one-half sick days per month to a maximum accumulation of

300 days.

A female police officer who is incapable of performing her duties because of maternity disability may utilize accumulated sick leave credits and continue all other benefits under this Agreement during such absence.

Maternity leave shall be considered to commence on the date that the officer is no longer capable of performing her duties and shall end on the date the officer can resume the performance of her regular duties. The officer will be requested or required to bring in a doctor's note to verify the date when she is not capable of performing her duties or when she is capable of returning to work. In addition, she may be required to submit to a physical examination by a doctor of the Town's choice to verify the starting and ending date of such maternity leave.

SECTION 13.02 - NOTIFICATION

A police officer will not be granted sick leave, unless he notifies his commanding officer that he will be absent and the reason for the same, at least one (1) hour prior to the time he is scheduled to report for duty. In cases of emergency, the one (1) hour notice requirements will be waived.

SECTION 13.03 - SICK BANK

In order to aid police officers who have suffered a prolonged illness and whose regular sick leave has been exhausted, a sick bank will be established, effective upon the signing of this Agreement.

1. Each officer who wishes to participate in the sick bank will contribute two (2) accumulated sick-leave days from his current accumulated sick-leave, within 30 days of the time such officer becomes eligible to participate. An officer who elects not to participate will not be allowed to enter the sick bank, except between January 1 and January 30 each year.

2. The Town will add to the sick bank twenty-five (25) sick-leave days.

3. Each year, officers will contribute one (1) additional sick-day to the bank, between January 1 and January 30, in order to continue as a participant in the

sick leave bank.

4. If at any time, the accumulated number of sick days in the sick bank falls below seventy-five (75) the Town will contribute a sufficient number of days to bring the total number of sick-days, in the sick bank, to seventy-five (75) days.

5. Each officer who elects to participate and who is otherwise qualified, must consent, in writing, between January 1 and January 30 each year. Officers who become qualified after January 30, in any year, must submit their intention in writing, within 30 days after the time they become qualified to participate and thereafter will submit their intention, in writing, between January 1 and January 30, each year.

6. Officers who enter the sick bank after January 1, 1983, and who have been previously qualified to participate, will be required to contribute the same number of accumulated sick-days as they would have contributed had they become a participant when first qualified to enter the sick-leave-bank.

7. An officer who is a participant in the sick bank and who has exhausted all of his accumulated sick-leave and any other accumulated time, may apply for additional sick-leave from the sick bank, created herein, to a committee consisting of the President of the Police Club and the Supervisor of the Town of Cheektowaga, or their designees.

8. An applicant may be allowed sick-leave of absence, debited from the sick bank, provided the committee consents to the application.

9. In the event both members of the committee cannot agree to accept or reject the granting of such sick leave, then, in that event, the committee shall select a third person, in accordance with the procedure for the selection of an arbitrator, as provided in the Grievance Procedure in this Agreement. The decision of the sick leave bank committee shall be final and binding upon the Town and the applicant.

10. The Town will provide the Club with an accounting of the number of accumulated sick-days in the sick-leave bank by March 1, of each year.

11. If the sick-leave bank is discontinued, unused sick days shall be equally distributed to those members of the sick-leave bank, who are members at the time, equally.

SECTION 13.04 - WORKER'S COMPENSATION BENEFITS

A police officer, who is entitled to receive Worker's Compensation Benefits, shall be paid full pay and the benefits under Worker's Compensation, to which he is entitled, shall be assigned to the Town. Absence from duty in this event will not be chargeable against sick leave and no other benefits, provided by this Agreement, will be lost during that period of time. Absence from duty for work-related disability will not be chargeable against sick leave and no other benefits, provided by this Agreement, will be lost during such absence.

SECTION 13.05 - SICK LEAVE RECORDS

Each police officer will be provided with a record of his accumulated sick leave within sixty (60) days after the beginning of each calendar year.

SECTION 13.06 - ILLNESS OF FAMILY MEMBERS

Sick leave shall apply to absence due to illness of a police officer's immediate family, residing in his household.

Immediate family means parents, spouse, children and step-children.

SECTION 13.07 - SICK LEAVE UPON TERMINATION

1. Upon termination of employment, except by discharge, an officer or his estate, shall be paid the present value of accumulated sick days, pursuant to this Section.

2. In the event of retirement a police officer may convert accumulated sick days into value by written application, signifying his intention, on a form provided by the Town.

3. Upon receipt of such notification, the Town will convert such accumulated sick leave into value by taking the actual cash value of the accumulated sick days and multiplying by the rate of 30%. Beginning January 1,

1986 said value will be obtained by multiplying by the rate of 35%. The resulting sum shall be paid to the officer, or his estate, at his option exercised in writing in the following manner:

(a) The sum shall be paid to the officer as part of his final year's average salary by dividing the sum by the number of pay periods so as to allow for equal distribution over his last year of employment, or

(b) The sum shall be paid to the officer on the date of his retirement or termination, or to his estate, within a reasonable time after his death.

4. If an officer shall notify the Town of his intention to retire and such notice is given less than one year prior to the date of retirement, the Town will have the option of making a one-time lump sum payment or of dividing the sum by the number of pay periods, remaining, so as to allow for equal distribution during the remaining time of employment.

(a) If the notice exceeds six months, the conversion shall be in accordance with Paragraph 3(a), above.

(b) If the notice shall be for a period of six months or less, the officer's accumulated sick leave shall be converted into value in accordance with Paragraph 3(b), above.

ARTICLE XIV

SECTION 14.01 - EXPENSES

A police officer, who is required to leave the Town, by reason of his employment or as part of his official duty, shall be reimbursed for all actual, reasonable and necessary expenses incurred, including meals, if he is absent from the Town during normal meal time.

A police officer on official police business will be provided with transportation by the Town and if he is required to use his own vehicle on police business, the officer shall be paid at the current rate per mile for each mile driven. In no event will a police officer be required to use his own motor vehicle during the normal course of his employment.

ARTICLE XV

SECTION 15.01 - LIFE INSURANCE

The Town will provide each officer with a \$25,000 life insurance policy, insuring the officer, without cost, pursuant to the life insurance plan offered through the Police Conference of New York and it will allow officers to exercise the options provided in that program, through payroll deductions, and will comply with the requirements of the same.

SECTION 15.02 - HEALTH INSURANCE

The Town will provide, at its own expense, the following health insurance benefits:

Blue Cross and Blue Shield Insurance, at least equivalent to the 1982-1983 plan;

\$250,000 major medical with \$50 deductible;

\$1.00 co-pay prescription rider;

Blue Cross and Blue Shield dental coverage of the high level riders A, B, C, D and No. 8;

Optical coverage afforded under the Blue Cross and Blue Shield plans commonly referred to as the Vision Care Benefits;

Blue Cross and Blue Shield, Basic Rider 8 (Insuring dependents to age 23 years);

Major Medical Rider 8 (\$50 deductible);

Prescription Drug Rider 8 (covering dependents to age 23 years);

Option Two, Vision Care;

Blue Shield, Basic Rider 4 (covering emergency, accidents, etc.);

Blue Shield, Basic Rider 3 (in-patient visits to 365);

Blue Shield, Basic Rider 12;

Effective December 31, 1986 the following coverage will also be provided:

Dental Plan No. 3 with Rider No. 8.

If an officer dies, while insured by the Town, the Town will provide health insurance benefits for the balance of the calendar year in which the death occurred. The deceased officer's surviving spouse or dependent children may remain in the health insurance program, at their own expense, upon their election.

The Town will continue to provide health insurance for officers who retired after December 31, 1982, and before June 29, 1985, up to age 65 years. Officers who retired prior to that date have the option of participating in the health insurance coverage plan, at their own expense.

The Town will continue to provide health insurance for officers who retire after June 29, 1985, including all present health insurance benefits up to age 55 years.

At age 55 years, officers who retired after June 29, 1985 will be provided, without expense, Blue Cross and Blue Shield Insurance at least equivalent to the 82-83 Plan, together with XBR, the \$250,000 Major Medical with \$50 deductible and \$1.00 co-pay prescription rider and Blue Cross and Blue Shield Rider No. 16 (psychiatric care), plus any additional coverage or riders provided to other Town employees.

At age 65 years such retirees shall be provided with Blue Cross and Blue Shield Supplemental Coverage without riders, unless riders are provided to other Town employees.

SECTION 15.03 - INDEMNIFICATION

The Town will indemnify each police officer for claims made against him based upon false arrest, false imprisonment, civil rights violations and other torts within indemnification coverage pursuant to the provisions of Section 50-j of the General Municipal Law and Section 1983 et seq of the United States Code.

ARTICLE XVI

SECTION 16.01 - RETIREMENT BENEFITS

The Town will provide and maintain a non-contributory retirement plan of benefits for police officers, pursuant to the following provisions of the New York State Retirement and Social Security Law:

The benefits provided in Section 384 f, g and h to provide what is commonly known as the 1/60th, 25-year retirement plan;

The benefits pursuant to Section 375(i), more commonly known as the Improved Retirement Benefits;

The benefits pursuant to Section 302, 9-d, more commonly referred to as the Final Average Salary, and Section 360-b, Death Benefit; and

The benefits pursuant to Section 384-d, more commonly known as the 20-Year Retirement Plan.

ARTICLE XVII

SECTION 17.01 - CLUB REPRESENTATIVES

Police officers, who are designated by the Club as representatives, for the purpose of adjusting grievances or assisting in the negotiation or administration of this or future agreements, shall be permitted a reasonable amount of time from their regular duty to fulfill these obligations, when and if so required; however, not more than two officers will be named per shift and not more than one officer may investigate a specific grievance at any one time. Reasonable advance notice shall be given to the head of the department, or his representative, stating, in brief, the reason for such absence. The President of the Club shall be allowed ten (10) hours per week for these purposes.

The President of the Club, upon request, will be assigned to the 8 A.M. to 4 P.M. shift, within the division he is presently assigned to, irrespective of the seniority provisions contained in this Agreement.

The Club agrees that no more than seven (7) members of the Executive Board, plus the President, will

request time-off, with pay, to conduct the affairs of the Club, including attendance at Executive Board and Club meetings. Beginning January 1, 1986 the first Vice-President will be added to this number.

Whenever possible, a request for time-off shall be submitted at least five (5) days prior to the required date, but the parties agree that circumstances may arise which will not permit such notice and in that event time-off will be granted upon reasonable request.

Police officers who are designated by the Club, may attend statewide conventions and meetings of the Police Conference of New York, Inc., Western New York Police Association and the International Conference of Police Association, in pursuance of their profession as police officers. Attendance at these affairs shall be without loss of time or salary. This privilege will be extended to officers of the Western New York Police Association and the New York State Police Conference, Inc. Not more than seven (7) officers covered by this Agreement, plus the President, may be relieved from duty to attend these meetings. Up to three (3) additional officers may be granted the privilege to attend, by the Town, without pay, if the functioning of the Police Department is not placed in jeopardy and if approval is granted by the head of the department. Beginning January 1, 1986 the first Vice-President may also attend the said conventions and meetings without loss of time or salary.

SECTION 17.02 - CLUB OFFICE

The Town will allow the Club to install its own telephone at its own expense, which telephone will not be connected, in any manner, with present police telephone communication system.

ARTICLE XVIII

SECTION 18.01 - DISCIPLINARY ACTIONS

A police officer will be given a copy of any warning, reprimand, suspension or disciplinary action entered into his personnel record within two (2) weeks of the action taken.

SECTION 18.02 - RECORD OF COMPLAINTS

No record or reference to a complaint, either departmental or external, lodged against a police officer, will be entered into his record if after investigation the complaint is decided, by the Town, to be unfounded.

SECTION 18.03 - SUBSTANCE OF COMPLAINTS

A police officer who has a complaint lodged against him by a citizen shall have the substance of the complaint presented to him in writing.

ARTICLE XIX

SECTION 19.01 - IN-SERVICE TRAINING

Any police officer required to attend in-service training on his off-duty time, shall be compensated for such time at his regular rate of pay with a minimum pay of two (2) hours.

The Town will notify all police officers, by posting, of law enforcement educational and training opportunities being offered by other departments or other police or educational agencies, so that police officers who are eligible and who desire to attend may notify their superiors of their interest or desire. The Town will provide the same notice and opportunity as to training opportunities being offered by the Town Police Department.

SECTION 19.02 - TUITION

The Town will pay the full costs of all tuition, books and other fees for all police officers, authorized by the Town, who attend school or seminars relating to Police Science courses.

SECTION 19.03 - CIVIL SERVICE EXAMINATIONS

The Town may request from the Civil Service Commission a new examination to be held after the expiration date of each promotional list. All existing promotional vacancies are to be filled within a reasonable time after the vacancy occurs and the promotional list is available.

SECTION 19.04 - TABLE OF ORGANIZATION

The Town agrees to establish a Table of Organization, which will include a job description of each job within the department, copies of which will be available for examination by police officers.

ARTICLE XX

SECTION 20.01 - BULLETIN BOARD

The Town will provide one bulletin board at the police station which will be used exclusively for Police Club notices.

SECTION 20.02 - MEETING ROOM

The Town will continue to provide a meeting room in the police station for use by the Club, without cost, where the Club may transact business and engage in other activities and also store its records and equipment. The meeting room will be furnished by the Club and the location of the same will be mutually agreed upon by the Town and the Club.

SECTION 20.03 - FUND RAISING

The Club may engage in fund raising activities, provided, that said activities do not interfere with the efficient operation of the department and do not violate any law, rule or regulation.

The Club may purchase and maintain vending machines, to be installed and used, in the section of the building frequented solely by police officers and the revenues derived therefrom shall be funds of the Police Benevolent Fund and will not be used for union purposes.

The Club will indemnify the Town against any claims arising out of installation or use of such machines.

SECTION 20.04 - SAFETY

After officers are assigned to duty singly to each of six (6) patrol vehicles and two (2) officers are assigned to duty in an accident car, additional officers, on duty, will be assigned so that patrol vehicles, including the first six (6) patrol vehicles, are manned

by two (2) patrol officers.

All patrol and detective vehicles, purchased for and assigned to officers, shall be equipped with air conditioning and a standard police package. The Town will discuss proposed equipment changes with the Club before such changes are made.

ARTICLE XXI

SECTION 21.01 - GRIEVANCE PROCEDURE

A grievance shall mean any difference or dispute, between the parties hereto, as to the interpretation or application of any portion of this Agreement or any administrative act affecting general working conditions.

Step 1 - Any police officer may present a grievance, orally or in writing, to his immediate supervisor within twenty (20) days of the occurrence and attempt to adjust the matter. If the matter is not satisfactorily adjusted the police officer may request a representative of the Club meet with him and his immediate supervisor for the purpose of adjusting the grievance.

Step 2 - If the grievance is not satisfactorily settled, under Step 1, above, the Club representative may forward a copy of the grievance to the Club President. After review of the grievance, the Club President will forward a copy of the grievance to the Chief of Police. The Chief of Police will, within five (5) calendar days of presentation to him, discuss the matter with the Club Grievance Committee in an attempt to settle the grievance.

Step 3 - In the event the grievance is not settled, under Step 2, above, a report of the grievance will be made by the Club President to the Town Supervisor or his representative. The Town Supervisor, or his representative, will discuss the grievance with the Club President, within fifteen (15) calendar days after receipt of the written report.

Step 4 - In the event the matter is not satisfactorily settled, either party may take the matter to arbitration, upon service of written notice to the other party of intention to do so. The notice must be

served within twenty (20) calendar days after the close of discussion and in the event a notice of intention to arbitrate is not filed within thirty (30) days, the matter will be considered closed and not subject to further prosecution.

The arbitration proceeding shall be conducted by an arbitrator to be selected by the Town and the Club within thirty (30) days after notice has been given and from a panel of arbitrators supplied by the New York State Public Employment Relations Board.

The decision of the arbitrator shall be final and binding on the parties and the arbitrator shall issue his decision within thirty (30) calendar days after the conclusion of testimony and argument unless such time is mutually extended. The arbitrator shall not have the power to amend, modify or delete any provision of this Agreement.

Expenses for arbitration shall be born equally by the Town and the Club. However, each party shall be responsible for compensating its own representatives who appear. Police officers who appear during their work hours will not suffer any loss of salary or other benefits. If either party desires a recording of the proceedings it must pay for the cost of the same and make a copy of the same available, without charge, to the other party and to the arbitrator.

SECTION 21.02 - GRIEVANCE COMMITTEE

The Grievance Committee shall consist of nine (9) members selected by the Club who shall be permitted to leave work after reasonable notice to their respective supervisors, for the purpose of adjusting grievances and to attend required meetings or arbitrations in connection with the same.

ARTICLE XXII BILL OF RIGHTS

The provisions of this Article shall not apply to criminal investigations or investigations or possible criminal activity or violations.

SECTION 22.01 - TIME OF INTERROGATION

The interrogation of police officers shall be conducted at reasonable hours, preferably, when the

officer is on duty and if not on duty during daylight hours, unless the exigencies of the investigation dictate otherwise.

SECTION 22.02 - IDENTIFICATION OF INVESTIGATING OFFICERS

A police officer who is under investigation for a matter, which would not constitute a crime, must be informed of the name of the officer in charge of the investigation and the names of the officers who will be conducting any portion of interrogation or investigation.

SECTION 22.03 - INFORMATION REGARDING INVESTIGATION

An officer must be informed of the nature of an investigation before any interrogation begins. The information must be sufficient to reasonably inform him of the investigation which is being conducted.

SECTION 22.04 - LENGTH OF INTERROGATION

Interrogation shall be completed with reasonable dispatch. Reasonable rest periods will be allowed and time will be provided for personal necessities, meals, telephone calls and rest periods as reasonably required.

SECTION 22.05 - COERCION

A police officer shall not be subjected to offensive language and shall not be threatened with transfer, dismissal or other disciplinary punishment. No promise or reward shall be made as an inducement to answering questions. Nothing herein is to be construed as to prohibit the investigating from informing an officer that his conduct may be subject to other disciplinary action with resultant disciplinary punishment.

SECTION 22.06 - RIGHT TO COUNSEL

A police officer who is under investigation has the right to have a representative of the Police Club present and also has the right to the presence of an attorney, with him, during any questioning, hearing or interrogation.

SECTION 22.07 - RECORDING OF INTERROGATION

Interrogation of a police officer for any disciplinary investigation will be recorded, either mechanically or by a stenographer, and there will be no off-the-record statements.

SECTION 22.08 - ADVICE OF CONSTITUTIONAL RIGHTS

If a police officer is the subject or target of a disciplinary investigation he shall be advised of his constitutional rights.

SECTION 22.09 - FURNISHING OF COPIES

A police officer under investigation will be furnished with a copy of any statement he has signed or made or of any proceedings that have been recorded, in any manner.

SECTION 22.10 - POLYGRAPH

Police officers will not be given polygraphic examinations.

SECTION 22.11 - NON-WAIVER OF CONSTITUTIONAL RIGHTS

No police officer will be required to or requested to waive constitutional rights granted under the United States or the New York State Constitution.

SECTION 22.12 - HEARING OFFICER

In the event the Town elects to select a hearing officer, pursuant to Section 75 of the Civil Service Law, who is not either a Town employee or Town official, then, in that event, the hearing officer will be mutually selected by the Town and by the police officer who is charged. If the parties are unable to agree upon a hearing officer or if the hearing officer agreed upon is, or becomes unable to or unwilling to act, then the parties shall mutually apply to Special Term of the New York State Supreme Court for the appointment of a hearing officer.

ARTICLE XXIII

SECTION 23.01 - LEAVE OF ABSENCE

Police officers may be granted leave of

absence, with or without pay, as provided for in the Civil Service Law of the State of New York.

SECTION 23.02 - NON-DISCRIMINATION

There will be no discrimination with respect to the race, color, creed, sex, political persuasion or because a police officer is engaged in Police Club activities. All police officers shall receive the full protection of all of the provisions herein.

SECTION 23.03 - PAYROLL DEDUCTIONS

The Town will provide a payroll savings and U.S. Savings Bond deduction plan and make it available for all police officers who desire the same.

ARTICLE XXIV

SECTION 24.01 - MANAGEMENT RIGHTS

All of the authority, right and responsibilities possessed by the Board and not covered by this Agreement are retained by it, including, but not limited to, the right to determine the mission, purposes, objectives and policies of the Board; to determine the facilities, methods, means and number of personnel required for conduct of Board programs; to administer the examination, selection, recruitment, hiring, appraisal, training, retention, promotions, assignments or transfer of employees, pursuant to law; to direct, deploy and utilize the work force; to establish specifications for each class of positions, and to classify or reclassify and to allocate or reallocate new or existing positions, in accordance with law; and to discipline or discharge employees, in accordance with law, and within the provisions of this Agreement.

SECTION 24.02 - SAVINGS CLAUSE

If any section, sub-section, sentence, clause, phrase or any portion of this Agreement is, for any reason, held to be invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision and such holding shall not effect the validity of the remaining portions of this Agreement.

SECTION 24.03 - TERMS OF AGREEMENT

This Agreement, except as may be hereafter modified in writing, by both parties, shall become effective January 1, 1985 (retroactively) and remain in force until December 31, 1986, or until such time as a subsequent agreement becomes effective.

SECTION 24.04 - RENEWAL OF AGREEMENT

The parties agree that negotiations for renewal of this Agreement shall commence on or about July 1, 1986, or on such other date as shall be mutually agreed upon.



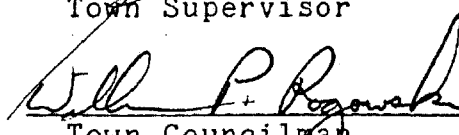
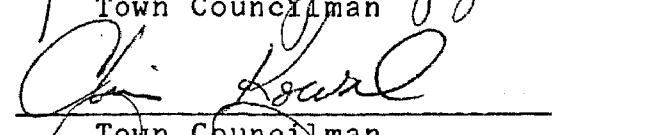
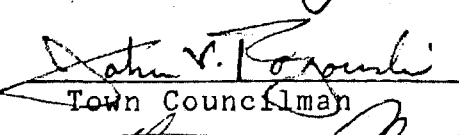
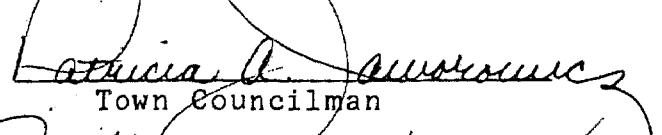
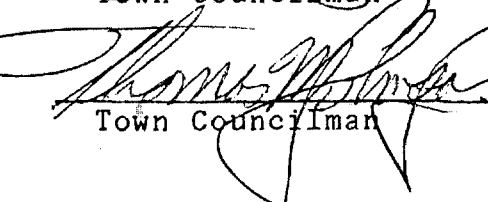
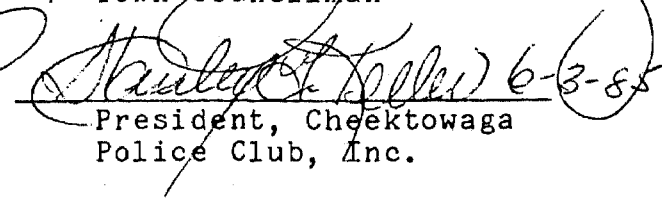
SECTION 24.05 - PAST PRACTICE

This Agreement shall supersede conflicting rules, regulations or practices heretofore existing. Established practices, not specifically covered herein, shall continue in force and effect.

SECTION 24.06 - ENTIRE AGREEMENT

This Agreement constitutes the entire Agreement between the parties.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals this 3rd day of June, 1985.

 _____ Town Supervisor	 _____ Town Councilman
 _____ Town Councilman	 _____ Town Councilman
 _____ Town Councilman	 _____ Town Councilman
 _____ Town Councilman	 _____ President, Cheektowaga Police Club, Inc.

Item No. 27 Cont'd.

necessary for the Town's continued membership on the Northeast Communities Solid Waste Management Board.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE NEXT THREE (3) PAGES FOR JOINT MUNICIPAL AGREEMENT.

Item No. 28 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, this Town Board entered into an agreement by resolution dated October 15, 1984 with the New York State Department of Transportation for the traffic improvement at Cayuga Creek Road and South Henry Street in front of the John F. Kennedy High School at a construction cost of \$135,000.00 with the Town share limited to \$8,437.50 for survey and design work, and

WHEREAS, said agreement permits the Town to provide the necessary survey and design work as its local share in order to expedite work on this project, and

WHEREAS, EMS Consulting has been approved by the New York State Department of Transportation as qualified to perform the survey and design work for the Cayuga Creek Road and South Henry Street traffic improvement, NOW, THEREFORE, BE IT

RESOLVED, that the agreement to provide the necessary professional services for the Cayuga Creek Road and South Henry Street traffic improvement as submitted to the Town is accepted and approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is authorized and directed to sign said agreement with EMS Consulting.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman J. Rogowski, Seconded by Councilman Kowal

WHEREAS, Change Order #1 on the Cheektowaga Sewer Maintenance Garage has been submitted with recommendations for approval by the consulting firm of Donald T. Maharan Associates and the Town Engineer, AND

WHEREAS, the scope of work and adjustments are outlined in Change Order #1 and described in the letter from the Town Engineer dated May 30, 1985 and considered part of this resolution, NOW, THEREFORE, BE IT

RESOLVED that Change Order #1 on the Cheektowaga Sewer Maintenance Garage in the sum of \$268.80 as a reduction to the contract of Matthew Kandefer Inc., 873 Mineral Springs Rd., Buffalo, New York 14224, be approved, AND, BE IT FURTHER

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

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

*SEE FOURTH (4th) FOLLOWING PAGE FOR LETTER FROM TOWN ENGINEER.

JOINT MUNICIPAL AGREEMENT
EXPANDING THE NORTHEAST COMMUNITIES
SOLID WASTE MANAGEMENT BOARD

AGREEMENT, entered into this 15th day of April, 1985, by and between the TOWNS OF ALDEN, CHEEKTOWAGA, CLARENCE, ELMA, LANCASTER and NEWSTEAD, and the VILLAGES of ALDEN, DEPEW and LANCASTER, all in the County of Erie, State of New York, hereinafter referred to as the MUNICIPALITIES.

WITNESSETH

WHEREAS, by agreement dated June, 17th, 1982, the VILLAGE OF ALDEN and the TOWNS OF ALDEN, CLARENCE, ELMA, LANCASTER AND NEWSTEAD entered into an agreement pursuant to Article 5-G of the General Municipal Law establishing the Northeast Communities Solid Waste Management Board; and

WHEREAS, Section five of said agreement provides for additional cities, towns or villages becoming members upon unanimous approval of the members and upon execution of an agreement undertaking all rights and responsibilities of the Agreement of June, 17th, 1982; and

WHEREAS, the TOWN OF CHEEKTOWAGA and the VILLAGES OF DEPEW AND LANCASTER wish to become members of the Northeast Communities Solid Waste Management Board; and

WHEREAS, all the current members have given their unanimous assent to the addition of said three governments

as members; now, therefore, it is

AGREED

1. The TOWN OF CHEEKTOWAGA, the VILLAGE OF DEPEW and the VILLAGE OF LANCASTER each undertakes all rights and responsibilities of the Agreement creating the Northeast Communities Solid Waste Management Board, a copy of which is attached hereto as Exhibit A, and incorporated herein as if fully set out in this place.

2. The VILLAGE OF ALDEN and the TOWNS OF ALDEN, CLARENCE, ELMA, LANCASTER and NEWSTEAD each agrees to accept the TOWN OF CHEEKTOWAGA and the VILLAGES OF DEPEW and LANCASTER as equal members of the Northeast Communities Solid Waste Management Board.

(SEAL)

TOWN OF ALDEN

Dated: _____

By: _____

(SEAL)

VILLAGE OF ALDEN

Dated: _____

By: _____

(SEAL)

TOWN OF CHEEKTOWAGA

Dated: 6/3/85

By: *Daniel C. Decker*

(SEAL)

TOWN OF CLARENCE

Dated: _____

By: _____

(SEAL)

VILLAGE OF DEPEW

Dated: _____

By: _____

(SEAL)

TOWN OF ELMA

Dated: _____

By: _____

(SEAL)

TOWN OF LANCASTER

Dated: _____

By: _____

(SEAL)

VILLAGE OF LANCASTER

Dated: _____

By: _____

(SEAL)

TOWN OF NEWSTEAD

Dated: _____

By: _____



Town of Cheektowaga

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

CHESTER L. BRYAN, P.E.
TOWN ENGINEER
716-686-3448
716-686-3447

May 30, 1985

TO THE SUPERVISOR AND
HONORABLE TOWN BOARD MEMBERS
TOWN OF CHEEKTOWAGA

Re: Change Order #1
Cheektowaga Sewer
Maintenance Garage

Gentlemen:

We are submitting for Town Board review and approval Change Order #1 for the Sewer Maintenance Garage. This change order reflects a deduction for deletion of roof drains in the amount of \$338.51 and an addition for the installation of pipe sleeves in the amount of \$69.71. The net result of these adjustments is a decrease in the contract amount of \$268.80 as originally awarded to Matthew Kandefer Inc.

Very truly yours,

TOWN OF CHEEKTOWAGA

Chester L. Bryan, P.E.
Town Engineer

By: Allan B. Blachowski
Sr. Engineer Assistant

ABB:mjh

Item No. 30 Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, the Children's Hospital of Buffalo has requested permission to use a portion of the Cheektowaga Town Park on Saturday, June 8, 1985 from 10:30 A.M. to approximately 2:00 P.M. for a one-half mile children's run for purposes of raising funds for the Children's Hospital of Buffalo, and

WHEREAS, this Town Board feels that the Children's Hospital of Buffalo has made significant contributions towards the well-being of children throughout Western New York and indeed throughout the United States, and

WHEREAS, this Town Board desires to help the Children's Hospital of Buffalo in its fundraising endeavors, NOW, THEREFORE, BE IT

RESOLVED that the Children's Hospital of Buffalo be and hereby is given permission to hold its June 8, 1985 fundraiser in Cheektowaga Town Park and to use park facilities, including the Cultural Center, from 10:30 A.M. to 2:00 P.M., and BE IT FURTHER

RESOLVED that the Chief of Police be and hereby is directed to have police cars at the beginning and end of the one-half mile run stretch and overall to provide traffic safety arrangements, AND, BE IT FURTHER

RESOLVED that the Director of the Recreation Department be and hereby is directed to assist the Children's Hospital of Buffalo in coordinating its activities in Cheektowaga Town Park, AND, BE IT FURTHER

RESOLVED that this Town Board encourages residents of the Town to have their 6-12 year old children participate in this fundraising run, AND, BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to Ms. Cindy A. Carlisle, Associate Director of Development for Children's Hospital of Buffalo, at 219 Bryant Street, Buffalo, New York 14222.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

WHEREAS, the Greater Niagara Frontier Council, Inc., Pioneer District, Boy Scouts of America, has requested permission to utilize Cheektowaga Town Park to conduct a First-Aid-Advancement Camp-O-Ree on October 11th, 12th, and 13th, 1985, AND

WHEREAS, the intent and purpose of said Camp-O-Ree is to allow Scouts to camp overnight with adult supervision; establish a midway to display Scouting wares, which will be open to the public on Saturday, October 12, 1985 and Sunday, October 13, 1985, AND

WHEREAS, the Greater Niagara Frontier Council, Inc., Boy Scouts of America, Pioneer District, Boy Scouts of America, encompasses the Town of Cheektowaga, Village of Sloan and Village of Depew and the City of Buffalo, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby grants to the Greater Niagara Frontier Council, Inc., Boy Scouts of America, Pioneer District, exclusive use of Cheektowaga Town Park, located on Harlem Road, Cheektowaga, New York on October 11th, 12th, and 13th, 1985 for the purpose of conducting said "First-Aid-Advancement Camp-O-Ree".

Item No. 31 Cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Johnson, Seconded by Councilman W. Rogowski

WHEREAS, through prior resolution, permission has been granted by the Cheektowaga Town Board for the exclusive use of Town Park by the Pioneer District, Boy Scouts of America on October 11, 12 and 13, 1985, AND

WHEREAS, the Code of the Town of Cheektowaga, Article 48-12 Park Closing Hours (amended 7/1/68; 6/21/76) states "All parks shall be closed except for use of driveways therein, between the hours of sunset and sunrise the following morning, and no person shall lounge about or remain in any of the parks during the hours so closed," AND

WHEREAS, the Pioneer District has received assurances from the Cheektowaga Police Department and the Erie County Sheriff's Department to provide security in addition to adult Scouting Volunteers, AND

WHEREAS, only duly authorized Boy Scouts of America, their Troop Leaders and adult Scouting Volunteers shall be allowed to occupy the grounds of Cheektowaga Town Park during closing hours, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby waives Article 48-12 of the Code of the Town of Cheektowaga at Cheektowaga Town Park on October 11, 12 and 13, 1985, AND, BE IT FURTHER

RESOLVED that said waiver be extended to the Greater Niagara Frontier Council, Inc., Boy Scouts of America, Pioneer District, AND, BE IT FURTHER

RESOLVED that copies of said resolution be directed to the Chief of Police and Town Attorney, Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman Jaworowicz, Seconded by Councilman J. Rogowski

WHEREAS, the Town of Cheektowaga has received notification of a hazardous fire damaged single dwelling that is in eminent danger of collapse at 5124 Transit Road, Depew, New York, SBL #115.05-6-24, which according to the Assessors' Office is owned by Joseph E. Aleksandrowicz, 5124 Transit Road, Depew, New York 14043, AND

WHEREAS, this condition requires that immediate steps be taken to demolish the East and North walls of said structure to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that the East and North walls of this structure be demolished and all costs incurred be assessed against the property hereinbefore described.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 11
June 3, 1985

Item No. 34 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

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

GENERAL FUND

From: 7310.4689 (Youth-Conservation Corp. Exp.) \$727.00
To: 7310.2501 (Youth-Other Equipment) \$727.00

COMMUNITY DEVELOPMENT FUND

From: 1984-85 Contingency \$672.69
To: 1984-85 Walden Sidewalks \$672.69

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted to the Town of Cheektowaga prior to June 3rd, 1985 are hereby approved and the Supervisor is ordered to pay said warrants.

<u>FUND</u>	<u>AMOUNT</u>
GENERAL FUND	\$1,393,998.51
SPECIAL DISTRICTS FUND	543,367.17
HIGHWAY FUND	308,629.79
FEDERAL REVENUE SHARING FUND	7,255.80
CAPITAL FUND	4,900.00
TRUST AND AGENCY FUND	224.62
COMMUNITY DEVELOPMENT FUND	3,056.66
PART TOWN FUND	40,760.70
HUD REHABILITATION FUND	7,242.00
	<u>\$2,309,435.25</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 36 Building permits.
Received and filed.

Item No. 37 Cheektowaga Traffic Safety Commission: Minutes of Meeting of May,
1985.
Received and filed.

IV. GENERAL COMMUNICATIONS

Item No. 38 Town of Boston: Resolution opposing County of Erie assistance in
building and/or operation of baseball stadium in City of Buffalo.
Received and filed.

Item No. 39a NOTICE OF CLAIM: James Koneerth vs. Town of Cheektowaga
Copies of this Claim were sent to: Daniel E. Weber, Supervisor;
James Kirisits, Town Attorney; Joseph Naples, Town's Insurance
Carrier; Thomas M. Johnson, Jr., Town Councilman; Sylvia Slawiak,
Accounting Department.
Received and filed.

Item No. 39b NOTICE OF CLAIM: Alice Olen vs. Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak,
Accounting Department; Alfred Wnek, Highway Superintendent; Joseph
Naples, Town's Insurance Carrier; and James Burst, Foreman, Sewer
Maintenance Department.
Received and filed.

Item No. 39c NOTICE OF CLAIM: Commercial Union Insurance Co. for Amelio Filippi
vs. Town of Cheektowaga.
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits,
Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting
Department; Joseph Naples, Town's Insurance Carrier; Leonard J.
Smolarek, Chief of Police.
Received and filed.

Motion by Councilman Gabryszak, Seconded by Councilman Johnson to
suspend the rules to include the following items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

V. SUSPENSION OF RULES

Item No. 40 Authorize Chief of Police to arrange necessary traffic safety and
escort services for Pine Hill Hose Co. annual inspection parade.

Motion by Supervisor Weber, Seconded by Councilman Johnson

WHEREAS, the Pine Hill Hose Company has chosen to hold their annual
inspection on Saturday, June 8, 1985, AND

WHEREAS, the Pine Hill Hose Company, as part of their inspection,
will be sponsoring a parade, commencing at 5:55 p.m., AND

WHEREAS, the parade route will begin at Normandy to Peachtree, right
on Peachtree to Pine Ridge Road, left on Pine Ridge to Vera, right on Vera to
Olcott, left on Olcott to Herbert, right on Herbert to Alpine, right on Alpine to
Genesee and right on Genesee back to the Pine Hill Hose Company, NOW, THEREFORE, BE
IT

RESOLVED for pedestrian and vehicular safety, the Chief of Police is
hereby authorized to arrange for necessary traffic safety and escort services and to
insure compliance with the Vehicle and Traffic Law by providing conspicuous detour
signs to prevent traffic delays.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 11
June 3, 1985

Item No. 41 Permission for installation of three (3) hydrants in Greenwood Village Subdivision.

Motion by Councilman J. Rogowski, Seconded by Councilman W. Rogowski

WHEREAS, land developers must install water mains along the right-of-ways of new subdivisions, AND

WHEREAS, three (3) hydrants must be installed by the Greenwood Village Subdivision before the Erie County Water Authority accepts these water main extensions as part of their water transmission system, NOW, THEREFORE, BE IT

RESOLVED that permission is hereby granted to the land developer to install three (3) hydrants in the South Line Fire District #10. The hydrant locations are approved by Roger W. Walter, Chief of South Line Fire Company. The approved locations are in the Greenwood Village Subdivision to be filed with the Erie County Clerk's Office.

Three (3) on Jessica Lane (1) adjacent to Sublots #22 and #23
(1) adjacent to Sublots #30 and #31
(1) adjacent to Sublots #37 and #38

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 42 Approval of driver/attendant license for E.M.S. Board

Motion by Councilman Johnson, Seconded by Supervisor Weber

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance which, among other things, provides for the licensing of all ambulances and drivers/attendants operating in the Town of Cheektowaga, and for the creation of an Emergency Medical Services Board ("EMS Board"); and

WHEREAS, the EMS Board has completed an initial review and evaluation of the various license applications submitted for drivers/attendants, and has recommended that the Town Board license such drivers/attendants, and

WHEREAS, the Town Board, pursuant to Section A-5 of the Ambulance Ordinance desires to license such drivers/attendants; NOW, THEREFORE, BE IT

RESOLVED that the recommendations of the Emergency Medical Services Board concerning the licensing of such drivers/attendants be and hereby are accepted and approved, and BE IT FURTHER

RESOLVED that John C. Mullen, of Buffalo, New York is hereby approved for licensing by this Town Board for a period of one (1) year; and BE IT FURTHER

RESOLVED that the Town Clerk is hereby authorized, directed and empowered to issue a drivers/attendant license to such applicant, pursuant to the terms of this resolution.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 43 Approval of housing rehabilitation loans

Motion by Councilman J. Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga has received Community Development

Item No. 43 Cont'd.

Block Grant funds from the Department of Housing & Urban Development, the application for which funds included provisions for a housing Rehabilitation Loan Program which provides direct housing rehabilitation loans to eligible homeowners, and

WHEREAS, the Town of Cheektowaga has established such a Housing Rehabilitation Loan Program, and

WHEREAS, the Town Community Development Director has received application(s) for assistance under said program and has determined that the owner(s) of the property listed below are eligible for participation in the Town's Housing Rehabilitation Loan Program, NOW, THEREFORE, BE IT

RESOLVED that Community Development Housing Rehabilitation Loan funds, in the amount(s) listed below, be approved for the owner(s) of the property listed below:

- 404 Cayuga Creek Road - \$5,583.00
- 91 Crandon Blvd. - Increase previous loan authorization by \$55.00

and BE IT

FURTHER RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to sign a Loan Agreement with the owner(s) of the above listed property on behalf of the Town, and BE IT

FURTHER RESOLVED that the Supervisor be and hereby is authorized to sign checks, prior to Town Board Warrant List approval necessary for the timely disbursement of said loan funds, providing that the rehabilitation work to be performed has been completed to the satisfaction of the Town Housing Inspector and that all program regulations have been complied with to the satisfaction of the Town Community Development Director.

Upon Roll Call....

- AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
- NAYES: 0
- ABSENT: 0

Item No. 44 Appointment of a temporary Clerk of the Justice Court

Motion by Councilman Gabryszak, Seconded by Councilman Kowal

WHEREAS, Thomas S. Kolbert, Clerk of the Justice Court, is currently recuperating from surgery and is expected to be out of work for approximately four weeks, and

WHEREAS, the need exists in the Justice Court to temporarily have someone act as Clerk of the Justice Court until Thomas S. Kolbert returns to work, and

WHEREAS, Sandra L. Stapleton, Clerk-Typist in the Justice Court, has the experience and knowledge needed to temporarily replace Mr. Kolbert, NOW, THEREFORE, BE IT

RESOLVED that Sandra L. Stapleton of Depew, New York, be and hereby is temporarily appointed to the position of Clerk of the Justice Court at the salary of \$26,524.00 per year, effective immediately and BE IT FURTHER

RESOLVED that the appointment of Sandra L. Stapleton as Clerk of the Justice Court shall cease upon the return to work of Thomas S. Kolbert.

Upon Roll Call....

- AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
- NAYES: 0
- ABSENT: 0

No. 12

MEETING NO. 11
June 3, 1985

Item No. 45 Leave of absence for employee in Justice Court.

Motion by Councilman Gabryszak, Seconded by Councilman Kowal

WHEREAS, this Town Board appointed Sandra L. Stapleton to the position of Clerk of the Justice Court until such time as Thomas S. Kolbert returns to work as Clerk of the Justice Court, and

WHEREAS, Sandra L. Stapleton, pursuant to the Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees' Association, has requested an unpaid leave of absence from her position as Clerk-Typist in the Justice Court until Mr. Kolbert returns to work, NOW, THEREFORE, BE IT

RESOLVED that Sandra L. Stapleton be and hereby is granted a leave of absence from her position as Clerk-Typist in the Justice Court during the absence of Thomas S. Kolbert, Clerk of the Justice Court.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 46 Extension of sick leave benefits for Highway Department Employee.

Motion by Councilman Kowal, Seconded by Councilman Gabryszak

WHEREAS, Chester Sawicki, a Laborer in the Highway Department has exhausted all of his accumulated sick leave benefits, and

WHEREAS, Alfred Wnek, Superintendent of Highways has requested an extension of Mr. Sawicki's sick leave benefits pursuant to the limitations specified in the Collective Bargaining Agreement between the Town of Cheektowaga and Town of Cheektowaga Employees Association, THEREFORE, BE IT

RESOLVED that Chester Sawicki be and hereby is granted extended sick leave with pay not to exceed fifteen (15) working days and subject to the provisions of the Collective Bargaining Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective: immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 47 Motion by Councilman J. Rogowski, Seconded by Councilman Jaworowicz to adjourn the meeting in memory of Alexander Zablotny, brother of former Town Highway Superintendent, John Zablotny, and Joseph Paa, a former Town Committeeman.

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 17th day of June, 1985 at 7:00 o'clock P.M., Eastern Daylight Time, there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Chester Bryan, Town Engineer; James Kirisits, Town Attorney; Casimir A. Kozminski, Assessor; Salvatore LaGreca, Employment and Training Services Director II; Ronald Marten, Building and Plumbing Inspector; Leonard Smolarek, Chief of Police; Al Thrun, Representative of Traffic Safety Commission; Barney Wojtkowiak, Mayor of Sloan and Ronald Zoeller, Working Foreman in Sanitation.

I. PUBLIC HEARING

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga, which was adopted on July 17, 1967, hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such publication 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 Intesections

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

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Stops</u>	<u>Traffic Location</u>	<u>Sign</u>
FOISSET AVENUE	North-south	MAPLEVIEW DRIVE	Eastbound	S.W. Corner	
FOISSET AVENUE	North-south	MAPLEVIEW DRIVE	Westbound	N.E. Corner	
GREGORY COURT	East-west	JEFFREY DRIVE	Northbound	S.E. Corner	
GREGORY COURT	North-south	JEFFREY DRIVE	Westbound	N.E. Corner	

No. 12

Item No. 2 cont'd.

ARTICLE X

Parking, Standing and Stopping

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

C. No parking here to corner

LEMOINE AVENUE east side: from south curb of Broadway to a point sixty (60) feet south of Broadway.

ARTICLE XIII

Truck Exclusions

Section 131. Trucks over five tons excluded.

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

ELLCOTT CREEK ROAD - from Aero Drive to the Amherst Town Line

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

Dated: June 3, 1985

RICHARD M. MOLESKI

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 Johnson, Seconded by Supervisor Weber

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance which, among other things, provides for the licensing of all ambulances and drivers/attendants operating in the Town of Cheektowaga and for the creation of an Emergency Medical Services Board ("EMS Board"); and

WHEREAS, in the course of its review of all applications for a drivers/attendants license, the EMS Board causes the Cheektowaga Police department to conduct a criminal history check on all prospective licenses in order to enable the EMS Board to make an informed judgement with respect to each applicant, and

WHEREAS, in order to increase the efficiency and scope of such criminal history check, the representative of the Chief of Police to the EMS Board, has recommended certain amendments be made to the Ambulance Ordinance in order to set forth the criteria against which applications will be reviewed; and

WHEREAS, the EMS Board has reviewed, approved and adopted such recommendations; and

WHEREAS, the Town Board wishes to amend the Ambulance Ordinance to incorporated such recommendations; NOW, THEREFORE, BE IT

Item No. 3 cont'd.

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 July, 1985 at 7:00 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York; at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the Ambulance Ordinance shall be amended as follows:

(a) Paragraph (1) of Section A-6 of the Ambulance Ordinance is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"(1) Each applicant for a license as a driver/attendant shall submit to a criminal history investigation by the Cheektowaga Police Department to determine if the applicant meets the criteria established in Section A-13(a) and (b), and shall"...

(b) The caption of Section A-13 is hereby amended to insert the word "Denial" after the word "for" and before the word "Suspension" therein.

(c) Paragraphs (a) and (b) of Section A-13 are hereby renumbered Paragraphs (c) and (d), respectively of said Section A-13.

(d) A new Paragraph (a) and Paragraph (b) of Section A-13 is hereby added to read as follows:

A-13 Grounds for Denial, Suspension or Revocation of a License

(a) An application for a driver/attendant license shall be denied for any of the following reasons:

- (i) A conviction for any felony;
- (ii) A conviction for any crime (other than a traffic offense) within the preceding ten (10) years; or
- (iii) A conviction for an offense for the violation of laws relating to theft, sex offenses or drug sale or possession within the preceding ten (10) years.

(b) An application for a driver's license shall be denied for any of the following reasons:

- (i) A conviction for Driving While Ability is Impaired (as defined in Section 1192-1 of the Vehicle and Traffic Law), or any comparable offense under the laws of another jurisdiction, within the preceding two (2) years; or
- (ii) Any series of convictions for traffic offenses which indicate a pattern of disregard for traffic safety.

(c) Same as "(a)" in original Ordinance

(d) Same as "(b)" in original Ordinance.

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 hearing.

MEETING NO. 12
June 17, 1985

Item No. 3 cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

.....*Sam A. Muey*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks:
first publication.....*June 20, 1985*.....;
last publication.....*June 20, 1985*.....;
and that no more than six days intervened be-
tween publications.

.....*Sam A. Muey*.....
Sworn to before me this*21st*.....
day of*June*....., 19*85*.....
.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*87*

LEGAL NOTICE

NOTICE OF HEARING ON PROPOSAL TO AMEND AMBULANCE 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 17th day of June, 1985, and in accordance with the provisions of the Town Law of the State of New York, a Public Hearing will be held on the 1st day of July, 1985 at 7:00 o'clock P.M., Eastern Standard Time, at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at which hearing all parties in interest and citizens shall have an opportunity to be heard, and at which time and place it shall be determined by the Town Board whether the "Ambulance Ordinance" adopted by the Town Board on May 7, 1984 and which provides for the licensing and regulation of ambulance services, the creation of an Emergency Medical Services Board and the establishment of minimum equipment and communications standards for emergency medical services within the Town of Cheektowaga should be amended as follows:

(a) Paragraph (1) of Section A-6 of the Ambulance Ordinance is hereby amended by deleting the existing text and adding the following sentence in lieu thereof:

"(1) Each applicant for a license as a driver/attendant shall submit to a criminal history investigation by the Cheektowaga Police Department to determine if the applicant meets the criteria established in Section A-13(a) and (b), and shall"

(b) The caption of Section A-13 is hereby amended to insert the word "Denial" after the word "for" and before the word "Suspension" therein.

(c) Paragraphs (a) and (b) of Section A-13 are hereby renumbered Paragraphs (c) and (d), respectively of said Section A-13.

(d) A new Paragraph (a) and Paragraph (b) of Section A-13 is hereby added to read as follows:
A-13 Grounds for Denial, Suspension or Revocation of a License

(a) An application for a driver/attendant license shall be denied for any of the following reasons:

(i) A conviction for any felony;
(ii) A conviction for any crime (other than a traffic offense) within the preceding ten (10) years; or

(iii) A conviction for an offense for the violation of laws relating to theft, sex offenses or drug sale or possession within the preceding ten (10) years.

(b) An application for a driver's license shall be denied for any of the following reasons:

(i) A conviction for Driving While Ability is Impaired (as defined in Section 1122 of the Vehicle and Traffic Law), or any preceding two (2) years; or

(ii) Any series of convictions for traffic offenses which indicate a pattern or disregard for traffic safety.

(c) Same as "(a)" in original Ordinance.

(d) Same as "(b)" in original Ordinance.

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

RICHARD M. MOLESKI
TOWN CLERK

DATED: June 17, 1985

PUBLISHED: June 20, 1985

MEETING NO. 12
June 17, 1985

Item No. 4 Motion by Councilman Jaworowicz, Seconded by Councilman W. Rogowski

WHEREAS, Joseph Helzendorfer, contract purchaser of 155 Grunner Road, has applied for a Special Permit for an automotive repair shop on property located at 155 Grunner Road, Cheektowaga, New York pursuant to Section 6-01 and 6-02 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 3rd day of June, 1985 at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit with the stipulation that there be no outside storage of vehicles with the exception of customer and employee parking, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property located at 155 Grunner Road, and has rendered a determination that the Special Permit will not have a significant effect on the environment, provided that all autos to be serviced will be restored inside the building and that all employee/customer parking will be along the side of the building,

NOW, THEREFORE, BE IT RESOLVED that said Special Permit be and hereby is granted subject to the above-noted conditions as recommended by the Cheektowaga Planning Board and the Environmental Advisory Committee of the Town of Cheektowaga.

*ATTACHED COPY OF THE LEGAL DESCRIPTION WHICH IS MADE A PART HEREOF.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Ken A. Mey, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *June 20, 1985* ;
last publication *June 20, 1985* ;
and that no more than six days intervened be-
tween publications.

Ken A. Mey

Sworn to before me this *21st*

day of *June*, 19 *85*

Cecelia Westoven

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*87*

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 17th day of June 1985 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor:

Daniel E. Weber

Councilmen:

Thomas M. Johnson, Jr.

William P. Rogowski

John V. Rogowski

Patricia A. Jaworowicz

Christopher J. Kowal

Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman Jaworowicz

Seconded by Councilman W.P. Rogowski

WHEREAS, Joseph Helzendorfer, contract purchaser of 155 Grunner Road, has applied for a Special Permit for an automotive repair shop on property located at 155 Grunner Road, Cheektowaga, New York pursuant to Section 6-01 and 6-02 of the Zoning Ordinance of the Town of Cheektowaga; said property being further described in the attached copy of the legal description thereto, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 3rd day of June, 1985 at 6:30 o'clock P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning Ordinance and the Town Law; and all interested parties were given an opportunity to be heard at such hearing, and

WHEREAS, the Cheektowaga Planning Board has recommended approval of the Special Permit with the stipulation that there be no outside storage of vehicles with the exception of customer and employee parking, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has also duly considered the application for the Special Permit for the above-referenced property located at 155 Grunner Road, and has rendered a determination that the Special Permit will not have a significant effect on the environment, provided that all autos to be serviced will be restored inside the building and that all employee/customer parking will be along the side of the building.

NOW, THEREFORE, BE IT RESOLVED that said Special Permit be and hereby is granted subject to the above-noted conditions as recommended by the Cheektowaga Planning Board and the Environmental Advisory Committee of the Town of Cheektowaga.

Upon roll call

Supervisor:

Weber

Voting AYE

Councilmen:

Johnson

Voting AYE

W.P. Rogowski

Voting AYE

J.V. Rogowski

Voting AYE

Jaworowicz

Voting AYE

Kowal

Voting AYE

Gabryszak

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 June 17, 1985, 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 4, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 18th day of June, 1985.

RICHARD M. MOLESKI

Town Clerk

PUBLISH: June 20, 1985

MEETING NO. 12
June 17, 1985

Item No. 5 Motion by Councilman W. Rogowski Seconded by Councilman Johnson

WHEREAS, this Town Board proposed that the Zoning Ordinance of the Town of Cheektowaga be amended so as to increase the fines provided for therein for violations of such ordinance, 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 TownBoard at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 3rd day of June, 1985 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:

RESOLVED that Article VIII-ADMINISTRATION, ENFORCEMENT AND VIOLATIONS, Section 8-11, which relates to penalties for violation of the Zoning Ordinance, shall be amended by: 1. deleting, in the first paragraph thereof, the words "fifty dollars (\$50.00)" and by substituting therefor, the words "two hundred fifty dollars (\$250.00)" 2. adding at the end of the first paragraph the following sentence: "The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as above provided for each separate offense." 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 June 17, 1985; and that a certified copy thereof be published in 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, and BE IT FURTHER

RESOLVED, that 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....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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 17th day of June 1985 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor:
Daniel E. Weber
Councilmen:
Thomas M. Johnson, Jr.
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
Christopher J. Kowal
Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman W.P. Rogowski

Seconded by Councilman Johnson

WHEREAS, this Town Board proposed that the Zoning Ordinance of the Town of Cheektowaga be amended so as to increase the fines provided for therein for violations of such ordinance, and

WHEREAS, this Town Board duly called for 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 3rd day of June, 1985 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 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:

RESOLVED that Article VIII - ADMINISTRATION, ENFORCEMENT AND VIOLATIONS, Section 8-11, which relates to penalties for violation of the Zoning Ordinance, shall be amended by: 1. deleting, in the first paragraph thereof, the words "fifty dollars (\$50.00)" and by substituting therefor, the words "Two hundred fifty dollars (\$250.00)"

2. adding at the end of the first paragraph the following sentence: "The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of a violation may be punished as above provided for each separate offense." 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 June 17, 1985; 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, and BE IT FURTHER

RESOLVED, that 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 its passage and entry into the minutes.

Upon roll call

Supervisor:	
Weber	Voting AYE
Councilmen:	
Johnson	Voting AYE
W.P. Rogowski	Voting AYE
J.V. Rogowski	Voting AYE
Jaworowicz	Voting AYE
Kowal	Voting AYE
Gabryszak	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 June 17, 1985, 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 5, 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 17th day of June, 1985.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: June 20, 1985

MEETING NO. 12
June 17, 1985

Item No. 6 Motion by Councilman W. Rogowski Seconded by Councilman Jaworowicz

WHEREAS, some residents have complained about the operation of recreational off-the road vehicles on vacant lands in the Town, especially in the Losson Road area, and

WHEREAS, the Town's Environmental Advisory Committee has studied the impact of the operation of such vehicles on vacant land in the Town, and has stated that such vehicles create elevated noise levels, destruct vegetative ground cover and disrupt the natural wildlife habitat, thereby creating a significant impact on the environment, and

WHEREAS, this Town Board duly called for a public hearing to consider the advisability of adopting a "Recreational Motor Vehicles Ordinance" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed "Recreational Motor Vehicles Ordinance" was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 3rd day of June, 1985 at 7:00 P.M., and at such 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 "Recreational Motor Vehicles Ordinance", as attached hereto, NOW, THEREFORE, BE IT

RESOLVED, that the "Recreational Motor Vehicle Ordinance", as attached hereto and made a part hereof, be and hereby is adopted, 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 June 17, 1985; 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 adoption of the "Recreational Motor Vehicles Ordinance of the Town of Cheektowaga, New York" shall take effect ten (10) days after such publication, but said ordinance shall take effect from the date of its service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes.

*SEE NEXT TWO (2) PAGES FOR ORDINANCE WHICH IS MADE A PART HEREOF

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

AFFIDAVIT - NEXT PAGE

RECREATIONAL MOTOR VEHICLES

ORDINANCE

Section 1. Purpose.

The regulation of recreational vehicle use within the Town of Cheektowaga outside the incorporated areas of the Villages of Depew and Sloan is deemed necessary to preserve the public peace and good order, to prevent unreasonably loud or disturbing noises which the Town Board of the Town of Cheektowaga determines to be detrimental to the peace, welfare and good order of the people, and to promote the health, safety, morals and general welfare of the community, including the protection and preservation of the property of the town and of its inhabitants.

Section 2. Definitions.

In this ordinance, unless the context requires otherwise, the following terms shall have the meanings indicated:

RECREATIONAL MOTOR VEHICLE — Snowmobiles, motorcycles, mini-bikes, trail bikes, motorbikes, all-terrain vehicles, and other motorized two- and three-wheeled vehicles and similar vehicles and contrivances designed for operation primarily on off-highway trails.

Section 3. Operation of Recreational Motor Vehicles Restricted.

No person shall drive, operate, ride upon or suffer or permit to be driven or operated or ridden upon any recreational motor vehicle as defined in this ordinance within the corporate limits of the Town of Cheektowaga under any of the following circumstances:

- A. On the private property of another without the express prior written consent of the owner and the occupant of such property. Such consent may be revoked at any time by the grantor thereof. Where such express prior written consent has been obtained, the operator shall keep such consent on his person and available for immediate display at all times during the period of such operation. Such express prior written consent shall not be deemed a consent hereunder as to any person whose name is not set forth therein. Failure to produce such express prior written consent upon demand therefor by any peace or police officer shall be presumptive evidence that such consent has not been given or received.
- B. On any public grounds or property within the town, outside incorporated villages.

- C. In such manner as to create loud or unnecessary noise or so as to interfere or disturb unreasonably other persons in the quiet enjoyment of their property. To this end, no person shall operate a recreational motor vehicle before the hour of 9:00 a.m. or after 7:00 p.m., prevailing time, or sunset, whichever shall first occur.
- D. In a careless, reckless or negligent manner.
- E. On private property within one hundred (100) feet of property owned by another.

Section 4. Construal of provisions.

Nothing herein contained shall be construed to restrict the right of any person duly licensed under the provisions of the New York State Vehicle and Traffic Law to operate a recreational motor vehicle, provided that the same has been duly licensed and registered pursuant to the provisions of such Vehicle and Traffic Law upon any public highway within the Town of Cheektowaga where such vehicle may be operated or parked.

Section 5. Penalties for offenses.

Any person who shall violate the provisions of this ordinance shall be guilty of a violation punishable by a fine of not more than two hundred fifty dollars (\$250) or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment.

Section 6. Severability.

If any section, subsection, paragraph, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of the ordinance as a whole or any part of provision hereof other than the part so adjudged to be invalid or unconstitutional.

Section 7. When effective.

This ordinance shall become effective immediately upon the proper posting and publication as provided in the Town Law.

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

.....*Mr. A. Mury*....., of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*clerk*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication.....*June 20, 1985*.....;
last publication.....*June 20, 1985*.....;
and that no more than six days intervened be-
tween publications.

.....*Mr. A. Mury*.....
Sworn to before me this*21st*.....
day of*June*....., 19..*85*..
.....*Cecelia Westoven*.....

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

CECELIA WESTOVEN
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19*87*

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 17th day of June 1985 at 7:00 o'clock p.m. Eastern Daylight Savings Time there were:

PRESENT:

Supervisor:
Daniel E. Weber

Councilmen:
Thomas M. Johnson, Jr.
William P. Rogowski
John V. Rogowski
Patricia A. Jaworowicz
Christopher J. Kowal
Dennis H. Gabryszak

ABSENT: 0

Motion by Councilman W.P. Rogowski
Seconded by Councilman Jaworowicz

WHEREAS, some residents have complained about the operation of recreational off-the-road vehicles on vacant lands in the Town, especially in the Losson Road area, and

WHEREAS, the Town's Environmental Advisory Committee has studied the impact of the operation of such vehicles on vacant land in the Town, and has stated that such vehicles create elevated noise levels, destruct vegetative ground cover and disrupt the natural wildlife habitat, thereby creating a significant impact on the environment, and

WHEREAS, this Town Board duly called for a public hearing to consider the advisability of adopting a "Recreational Motor Vehicles Ordinance" and gave due notice thereof as required by law, and

WHEREAS, a public hearing on said proposed "Recreational Motor Vehicles Ordinance" was duly held by this Town Board at the Cheektowaga Town Hall, corner of Broadway and Union Road, Cheektowaga, New York on the 3rd day of June, 1985 at 7:00 o'clock P.M., and at such 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 "Recreational Motor Vehicles Ordinance", as attached hereto, **NOW,**

THEREFORE, BE IT RESOLVED, that the "Recreational Motor Vehicles Ordinance", as attached hereto and made a part hereof, be and hereby is adopted, 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 June 17, 1985; 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 adoption of the "Recreational Motor Vehicles Ordinance of the Town of Cheektowaga, New York" shall take effect from the date of its service as against a person served personally with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes.

Upon roll call

Supervisor:	
Weber	Voting AYE
Councilmen:	
Johnson	Voting AYE
W.P. Rogowski	Voting AYE
J.V. Rogowski	Voting AYE
Jaworowicz	Voting AYE
Kowal	Voting AYE
Gabryszak	Voting AYE

AYES:	7
NAYES:	0
ABSENT:	0

RECREATIONAL MOTOR VEHICLES ORDINANCE

Section 1. Purpose.

The regulation of recreational vehicle use within the Town of Cheektowaga outside the incorporated areas of the Villages of Depew and Sloan is deemed necessary to preserve the public peace and good order, to prevent unreasonably loud or disturbing noises which the Town Board of the Town of Cheektowaga determines to be detrimental to the peace, welfare and good order of the people, and to promote health, safety, morals and general welfare of the community, including the protection and preservation of the property of the town and of its inhabitants.

Section 2. Definitions.

In this ordinance, unless the context requires otherwise, the following terms shall have the meanings indicated:

RECREATIONAL MOTOR VEHICLE — Snowmobiles, motorcycles, mini-bikes, trail bikes, motorbikes, all-terrain vehicles, and other motorized two- and three-wheeled vehicles and similar vehicles and contrivances designed for operation primarily on off-highway trails.

Section 3. Operation of Recreational Motor Vehicles Restricted.

No person shall drive, operate, ride upon or suffer or permit to be driven or operated or ridden upon any recreational motor vehicle as defined in this ordinance within the corporate limits of the Town of Cheektowaga under any of the following circumstances:

A. On the private property of another without the express prior written consent of the owner and the occupant of such property. Such consent may be revoked at any time by the grantor thereof. Where such express prior written consent has been obtained, the operator shall keep such consent on his person and available for immediate display at all times during the period of such operation. Such express prior written consent shall not be deemed a consent hereunder as to any person whose name is not set forth therein. Failure to produce such express prior written consent upon demand therefor by any peace or police officer shall be presumptive evidence that such consent has not been given or received.

B. On any public grounds or property within the town, outside incorporated villages.

C. In such a manner as to create loud or unnecessary noise or as to interfere or disturb unreasonably other persons in the quiet enjoyment of their property. To this end, no person shall operate a recreational motor vehicle before the hour of 9:00 a.m. or after 7:00 p.m., prevailing time, or sunset, whichever shall first occur.

D. In a careless, reckless or negligent manner.

E. On private property within one hundred (100) feet of property owned by another.

Section 4. Construal of provisions.

Nothing herein contained shall be construed to restrict the right of any person duly licensed under the provisions of the New York State Vehicle and Traffic Law to operate a recreational motor vehicle, provided that the same has been duly licensed and registered pursuant to the provisions of such Vehicle and Traffic Law upon any public highway within the Town of Cheektowaga where such vehicle may be operated or parked.

Section 5. Penalties for offenses.

Any person who shall violate the provisions of this ordinance shall be guilty of a violation punishable by a fine of not more than two hundred fifty dollars (\$250) or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment.

Section 6. Severability.

If any section, subsection, paragraph, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of the ordinance as a whole or any part of provision hereof other than the part so adjudged to be invalid or unconstitutional.

Section 7. When effective.

This ordinance shall become effective immediately upon the proper posting and publication as provided in the Town Law.

STATE OF NEW YORK)
COUNTY OF ERIE)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 17, 1985, 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 6, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 18th day of June, 1985.

RICHARD M. MOLESKI
Town Clerk

PUBLISH: June 20, 1985

MEETING NO. 12
June 17, 1985

Item No. 7a Motion by Councilman W. Rogowski Seconded by Councilman Gabryszak

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the purchase of football equipment for use in the Cheektowaga Recreation Department, as a result of advertisement therfore and such bids were referred to the Director of Recreation for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation, and report has been completed,

BE IT RESOLVED that the bid be awarded to the following bidders meeting specifications as follows: (See attached)

Laux Sporting Goods
441 Broadway
Buffalo, New York 14212

Dekdebrun's Sporting Goods
Northtown Plaza
Amherst, New York 14226

Jim Ludtkas Sporting Goods
3383 Harlem Road
Cheektowaga, New York 14225

*SEE NEXT PAGE FOR REPORT

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 7b Motion by Councilman J. Rogowski Seconded by Councilman Kowal

WHEREAS, in the conversion of the old primary settling tank to a Sewer Maintenance Garage there is a need to provide phone service to the facility, AND

WHEREAS, the Engineering Department has made application with Ronco C & E Inc. and Harbei Communications Inc. for the installation of the necessary underground cable and phone instrumentation to said Sewer Maintenance Garage, AND

WHEREAS, Ronco C & E Inc. and Harbei Communications Inc. has submitted a quotation for the construction of said phone service in their letter of June 3, 1985 to Allan Blachowski, Senior Engineer Assistant, NOW, THEREFORE, BE IT

RESOLVED, that the contract to install phone cable and supply material be and the same is hereby awarded to Harbei Communications Inc., 777 Sheridan Drive, Tonawanda, New York 14150 in the total amount of \$2,264.00, AND, BE IT FURTHER

RESOLVED, that the contract to install the phone system and supply material be and the same is hereby awarded to Ronco C & E Inc., 595 Sheridan Drive, Tonawanda, New York 14150 in the total amount of \$6,323.00.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 12
June 17, 1985

Item No. 8 Motion by Councilman Kowal Seconded by Councilman J. Rogowski

WHEREAS, by resolution dated May 20, 1985, this Town Board created the promotional position of "Senior Clerk" in the Assessor's Office, and

WHEREAS, in accordance with the Agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees' Association, this position was duly posted, and

WHEREAS, Sherry L. Witt, Clerk-Typist in the Assessor's Office, has applied for the position, and

WHEREAS, Sherry L. Witt placed in one of the top three positions on the certified eligible list resulting from the Erie County Civil Service Promotional Examination No. 79-727 for Senior Clerk, and

WHEREAS, Sherry L. Witt has experience and greater seniority in the Assessor's Office than others who applied for the position of Senior Clerk in the Assessor's Office, NOW, THEREFORE, BE IT

RESOLVED, that Sherry L. Witt be and hereby is appointed to the position of Senior Clerk in the Assessor's Office, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 9 Motion by Councilman W. Rogowski Seconded by Councilman Kowal to table the resolution to appoint to position of General Mechanic in Facilities Department.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10a Motion by Councilman W. Rogowski Seconded by Councilman Kowal

BE IT RESOLVED that the below listed individual be terminated from the Youth Bureau's Adapted Recreation Program:

Mary Jane Kozlowski

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10b Motion by Councilman W. Rogowski Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following individuals be and hereby terminated as Seasonal Employees in the Facilities Department as listed below:

Parks Division - #01-007110-1-0-1491-001

EFFECTIVE

David Imiola
Brian A. Ziemba
James Weaver

immediately
immediately
6/12/85

MEETING NO. 12
June 17, 1985

Item No. 10b cont'd.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 10c Motion by Councilman Jaworowicz Seconded by Councilman J. Rogowski

BE IT RESOLVED that the following individuals, hired as Seasonal Employees at the Cheektowaga Justice Court, be and hereby are terminated:

Nancy Pajak	Cheektowaga, NY	<u>Effective</u> Immediately
Jennifer Ruda	Cheektowaga, NY	Immediately

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11a Motion by Councilman Gabryszak Seconded by Councilman Johnson

BE IT RESOLVED that the following individuals be and hereby are hired as Seasonal Employees in the various Departments and at the rates as listed:

SANITATION DEPARTMENT - \$3.10 per hour

EFFECTIVE

John Brinkworth	Immediately
Mark Kozminski	Immediately
John Jaroszewski	Immediately
Fred Kaplan	Immediately
Timothy Szarpa	Immediately
David Marzak	Immediately
Anthony Bonitati	Immediately
Daniel Czwojdak	Immediately
John Wiebert	Immediately

FACILITIES DEPARTMENT - Clerical-#01-007110-1-9-1491-001 - \$3.10 per hour

Jennifer Tokasz	Immediately
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COUNCIL OFFICE - Clerical - \$3.10 per hour

Susan Sabers	6/24/85
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TOWN CLERK'S OFFICE - Dog Enumerator - \$3.10 per hour

Brenda Slachciak	Immediately
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MAIN PUMP STATION - \$3.10 per hour

Donald Wartinger	Immediately
Keith Zogaria	Immediately
Dareen DeSantis	Immediately

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 12
June 17, 1985

Item No. 11b Motion by Councilman W. Rogowski Seconded by Councilman Jaworowicz

BE IT RESOLVED that the below listed individuals be hired for the Day Camps for Developmentally Disabled at the titles and rates described:

COUNSELOR - \$3.50 per hour

Jacqueline Kirsch
Andrea Zieger
Dawn Post
Tracy Jacks

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz and Gabryszak
NAYES: 0
ABSENT: Councilman Jaworowicz

Item No. 11c Motion by Councilman W. Rogowski Seconded by Councilman Kowal

BE IT RESOLVED that the following be hired to aid the Cheektowaga Recreation Department in conducting its 1985 summer programs.

BASKET CHECKERS - \$2.25 per hour - A7180.1901

Lisa Abbott
Norbert Beiter
Anthony Bianchi
John Bicherl
James Binner
Kathleen Bobeck
Debra Boniszewski
Robert Borngaber
Melissa Braun
Gary Carlson
Kevin Chmura
Kelly Daly
Amy Danner
Michele Geddes
Michelle Gottmann
Margaret Griffin
Sandra Hartman
Lisa Keller
Raymond Klein
Kimberly Kotowski
Mark Koziel
Karen Lewandowski
Nadine Majewski
Michelle McIntosh
Mary McMullen
Lynette Mead
Rich Orens
Jamie Raiser
Michael Showalte
Frederick Simmeth
Kelly Stablewski
Deborah Stawowy
Tammy Sypniewski
Denise Szalasny
Carol Thompson
Corrine Wirth
Tammy Witkowski
Timothy Wrotny
Kimberly Zydel
Kathy Wilson
Michelle Zengerski

Item No. 11c cont'd.

Douglas Kenjockety
Pamela M. Schiffmacher

BASKET CHECKER ALTERNATES

Mary Jo Alessi
Jonathan Brydalski
Lea Bushley
Lisa Caprio
Vincent Cename
Jeremy Cwiklinski
Janeen DiGrace
Jennifer Donnelly
Tina Farkas
Peter Futia
Kim Giczkowski
Lisa Giamberdino
Pamela Heath
Michelle Little
Suzette Marks
Jeffrey Murphy
David Murray
Glenn Osswald
Kimberly Perkins
Donna Skowron
Toni Vero
Elaine Zygmunt

RECREATION ATTENDANTS - \$3.10 per hour - A-7140.1614

Helene Block
Susan Ciezak
Mark Cleary
Barbara Coia
Susan Delano
Celeste Dux
Daniel Evans
Renee Ferraraccio
David Fitzgerald
Gregory Florczak
Jeffrey Garbacz
Steven Gemerek
Lisa George
Lawrence Giambelluca
Albert Green
Debra Grierson
Jeanine Hanner
Sandra Hearn
Rachel Imiolo
Andrew Jans
Crystal Juszczak
Laurie Kalish
Thomas Kasmierczak
George Koczon
Lisa Kostelny
Robert Kozell
Audrey Kubiak
Nancy Kubiak
Susan Kuhn
Paul Kwiatkowski
Carla Levorhcick
Christopher Luksch
Timothy Lumadue
Bill Lynch
Dawn McVittie

Item No. 11c cont'd.

Kevin Mackowiak
Dean Marlinski
Maria Messina
Michele Meyer
Ronald Morcio
Paul Mueller
Kenneth Myszka
Jacquelyn Nietopski
Nancy Nowak
Joseph Poniatowski
Amy Prindiville
Barbara Roos
Bernard Ruda
Susan Sansone
Kevin Schmitt
Cathy Selmensberger
Renee Siwula
Greg Szymanek
Michael Tontillo
Susanna Vero
Richard Wdowik
Marc Wierzbowski
Antoinette Witucki
Thomas Taberski
Patricia Zybtek
Jay Zengerski
Carol Zielinski
Kevin Zielinski

EXERCISE INSTRUCTOR - \$4.25 per hour - A7140.1614

Susan Bologna

RECREATION ATTENDANT ALTERNATES

Patty Hartfield
Bradley Brownell
Gary Catalfu
Lisa Dynowski
Gretchen Herdlein
Julie Rogowski
Pamela Roncone
Doren Skowron
Mary Ann Tenney
Deanna McGuire
Scott Chamberlin

LIFEGUARDS - \$3.50 with WSI - - \$3.35 without WSI - A7180.1903

Christopher Braden
Roberta Epel
Lynnette Mazurek
Joelle Miranda
Karen Dixon

FURTHER, BE IT RESOLVED that the above personnel be terminated effective September 3, 1985

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 12
June 17, 1985

Item No. 11d Motion by Councilman W. Rogowski Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following individuals be and hereby are hired as Seasonal Employees in the Facilities Department as listed below at the rate of \$3.10 per hr.:

Street Lighting Division - #02-905182-1-0-1492-001

EFFECTIVE

Anthony Belcer
Scott Henderson
John Barberio

6/24/85
Immediately
Immediately

Parks Division - #01-007110-1-0-1491-001

Wayne Kowal
Matthew Tytka
Roger L. Holas

6/22/85
6/22/85
Immediately

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 11e Motion by Councilman J. Rogowski Seconded by Councilman Kowal

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

WHEREAS, the Summer Youth Program starts on July 1st, 1985 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 alternated portion

Aloisio, Gino	14227
Amanti, Frank	14225
Anglum, Maureen	14227
Argentieri, Victor	14227
Armstrong, Carolyn	14225
Azzarello, Mark	14206
Azzarello, Michael	14206
Baker, Michelle	14227
Bauman, Amber	14225
Beiter, Sally	14225
Bey, William	14225
Beyer, Michelle	14206
Blair, Barbara	14225
Blair, Paula	14225
Bojanek, Anthony	14225
Bolden, Curtiss	14215
Borngraber, Robert	14225
Brant, Kimberly	14225
Brant, Michelle	14225
Buck, Danny	14225
Buck, Nathan	14225
Budziszewski, David	14227
Budziszewski, John	14227
Bunche, Richard	14227
Burche, John	14225
Busalachi, John	14227
Camacho, Milagros	Sloan 14212
Carrick, Kristian	14227
Carroll, Carolyn	14225
Castiglione, Kimberly	14227
Cavese, Tina	14227

MEETING NO. 12
June 17, 1985

Item No. 11e cont'd.

Chalcraft, Steven	14225
Chapman, Jerry	14227
Ciemcioch, Richard	14206
Clement, Cynthia	14225
Clement, Guy	14225
Cline, Lou Ann	14225
Colgrove, Christine	14225
Colgrove, Patricia	14225
Connors, Barry	Depew 14043
Connors, David	14227
Couto, Anthony	14227
Couto, Randall	14227
Criswell, Colleen	14225
Czamara, Holly	14227
Czamara, Jamie	14227
Dablewski, David	14225
Deck, Jeffrey	14225
Dibble, Dan	14227
Dibble, Donna	14227
Dibble, Lynn	14227
Dibble, Jennifer	14227
Dietl, BonnieLyn	14225
Dietl, David	14225
Dillon, Scott	14225
Dillon, Tammy	14225
Dold, Braden	14225
Dold, Heather	14225
Drzymala, Brian	14227
Dunkle, Kimberly	Depew 14043
Eagle, Lisa	14227
Eagle, Peter	14227
Edmonson, Daniel	14206
Edmonson, David	14206
Edmonson, Robert	14206
Edwards, Jeffrey	14206
Eich, Kelly	14206
Ernest, Kim	14225
Fillippi, Peter	14225
Fischer, Michael	14206
Freeman, Ebin	Depew 14043
Fronczak, Richard	14225
Frontera, Daniel	14227
Frontera, Kristen	14227
Gatza, Darcie	14225
Gawron, Edward	Sloan 14206
Gee, Brian	14227
Gee, Diana	14227
Gibbons, Mary	Sloan 14206
Gillman, Gerianne	Sloan 14212
Gillman, Lawrence	Sloan 14212
Glass, Timothy	14227
Gorenflo, Eric	14225
Gorney, Gina	14227
Gott, Joseph	14206
Grimm, Wayne	14225
Haberly, Kym	Depew 14043
Haskins, Teri	14225
Havernick, Robert	14227
Hayes, Michael	14227
Hemmerling, Don	14225
Higgins, Anthony	Depew 14043
Higgins, Brien	Depew 14043
Higgins, Gary	Depew 14043
Higgins, Kelly	14225
Hinca, Bonnie	14225
Hinca, Geraldine	14225

MEETING NO. 12
June 17, 1985

Item No. 11e cont'd.

Hinca, William	14225
Hnielewski, Steven	14225
Hoddick, Cheryl	14225
Hoddick, Jennie	14225
Hoddick, Lynn	14225
Hoesel, Donald	14225
Hoesel, Donna	14225
Hornung, Donald	14225
Hornung, Michael	14225
Huynh, Dung (Robyn)	14227
Jakubczak, Scott	14227
Jakubik, David	14227
Jakubowicz, Bonita	14227
Jankowski, Mary	14227
Jankowski, Sherry	14227
Juszczak, Cherise	14227
Kane, Shelly	14225
Karam, Christopher	14225
Kasinski, Paul	14206
Kazmierczak, Pamela	14211
Keating, David	14225
Kirchner, Brian	14225
Knapik, BobbiJo	14225
Kopp, Russell	Depew 14043
Koronowski, Alan	14225
Kowal, Kimberly	14227
Kowalski, Deborah	14211
Kozak, Darlene	14225
Kozak, Douglas	14225
Krempa, Kim	14227
Kulczyk, Daniel	14225
Kupczyk, Barbara	Depew 14043
Kush, Kevin	14206
Kush, Robert	14206
LaGambina, Tony	14227
Larkman, Kelly	14227
Lattuca, Gregory	14225
Lewczyk, James	14225
Lind, Charles	4206
Linder, Karl	14215
Lisowski, Daniel	14206
Loschiavo, Kenneth	14225
Love, Mary	14225
Lucas, Dean	14227
Luman, James	Depew 14043
Luman, Pamela	Depew 14043
Lutz, Anthony	14225
Mainella, Stacey	14227
Makolinski, Kathleen	14225
Malkowski, John	14225
Malkowski, Karl	14225
Marasciulo, Richard	14227
Marranco, Paul	Depew 14043
Mason, Tracie	14225
Matela, Kenneth	14227
McCloskey, James	14225
McCloskey, Patrick	14225
McKibben, Nicole	Depew 14043
Merlette, Barbara	14227
Meyers, Amy	14227
Meyers, Craig	14227
Michalski, Mark	14225
Mielcarek, Brian	14206
Militello, Lynn	14227
Militello, Michael	14227
Militello, Thomas	14227

MEETING NO. 12
June 17, 1985

Item No. 11e cont'd.

Mills, Tina	Depew 14043
Mohr, Kimberlee	14227
Mohr, Raymond	14227
Moran, James	14225
Mularski, Joel	14227
Myers, Jeanine	14225
Nawrocki, James	Depew 14043
Nero, Lisa	14225
Newman, Bonnie	14225
Newman, Paul	14225
Nowak, Jason	14227
Nowak, Julianne	14227
Obstarczyk, Jeff	14227
Oleszkowski, Nancy	14227
Oleszkowski, Paul	14227
Orlowski, Dawn	14227
Oryszak, Roy	14225
Pajak, Alex	14227
Palmer, Barbara	14225
Paradowski, Dennis	14227
Perkins, Kimberly	14227
Petersdorf, Belinda	14225
Petersdorf, Melissa	14225
Petrillo, Virginia	14225
Pielich, Jeffrey	14225
Pielich, John	14225
Pierce, Sandra	Depew 14043
Pilc, Rachael	Depew 14043
Pilski, Peter	Depew 14043
Piscitello, John	14227
Pokorski, Paul	14225
Post, Martin	Depew 14043
Prishel, Lisa	14225
Punturiero, Valerie	14227
Pusateri, Brenda	14225
Radecki, Scott	14227
Radwanski, Douglas	14227
Radwanski, Jacqueline	14227
Rapp, Julie	Depew 14043
Rapp, Rena	Depew 14043
Rappold, Eileen	14225
Rejnal, Paulette	14225
Ricotta, Joseph	Depew 14043
Ricotta, Terri	Depew 14043
Ridolfi, James	Depew 14043
Robichaud, Thomas	14225
Rowland, Lisa	14206
Rowland, Marvin	14206
Rudolph, Glenn	Depew 14043
Russo, Jeffrey	Depew 14043
Russo, John	Depew 14043
Russo, Lisa	14225
Ruth, Cyril	14225
Ruth, Neil	14225
Sarago, Marie	Depew 14043
Schober, Jerome	Depew 14043
Schrader, Eric	Depew 14043
Schrader, Patrick	Depew 14043
Schultz, John	14225
Sciandra, Kimberly	14227
Shaw, Kelly	14227
Shivens, Kathy	14225
Shotwell, Ann	14227
Shotwell, William	14227
Sieprawski, John	14227
Sisk, Wayne	Sloan 14212

Item No. 11e cont'd.

Slachiak, Timothy
Slomba, Brian
Smith, Audrey
Spencer, Denise
Stanko, Michele
Steinwandel, Richard
Stevens, David
Stevens, Mark
Stock, Pamela
Stoddard, Shawn
Stoklosa, Carie
Strait, Joseph
Strozewski, Sandra
Strozewski, Tom
Swiatkowski, Kelly Jean
Swiatkowski, Kevin
Szajna, Darlene
Szpara, Valarie
Taton, Edward
Taton, Kimberly
Taton, Tammie
Teresi, Kimberly
Terranova, Anthony
Then, Michael
Thompson, Danny
Toy, Timothy
Trimper, Sherry
Tymorek, Wayne
Vantine, Melisa
Wach, John
Wach, Kelly
Walter, John
Walterich, Brian
Walters, William
Wazniak, Marie
Weed, Jeff
Werts, Charles
Werts, Wendy
Wetzler, Jeffrey
Wise, Robert
Wittmeyer, Robert
Wojnar, Brian
Wolffe, David
Wrazen, John
Wright, William
Yaple, Andrew
Yea, Andrew
Yea, Kelly
Yogerst, Earl
Young, Joseph
Zagst, David
Zagst, Michael
Zglinicki, Jacob
Ziejewski, Robert
Zietkiewicz, Brian
Zipp, Jodi
Zipp, Judy

SUMMER YOUTH STAFF - with a starting date of June 24th, 1985

Principal Counselor at \$8.80 per hour

Tonsoline, Peter

Item No. 11e cont'd.

Seniro Counselor at \$7.90 per hour

Frisicaro, Vincent

Advisors at \$5.00 per hour

Crochan, Lori
Duda, David
LaBruno, Synthia

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak

NAYES: 0

ABSENT: 0

Item No. 12 Motion by Councilman W. Rogowski Seconded by Councilman Kowal

BE IT RESOLVED that the below listed individuals previously hired in the Cheektowaga Conservation Corps Program be terminated due to their acceptance of other employment:

TRAINEE SUPERVISORS - Level II

David Godonski
Mark Nebrich

BE IT FURTHER RESOLVED that the following individuals previously hired as Youth Leaders for the Cheektowaga Conservation Corps (7310.1812) be elevated to the position fo TRAINEE SUPERVISOR - Level II - at the salary rate of \$5.25 per hour (7310.1811)

Paul Sutton

BE IT RESOLVED that the following individual be hired as Trainee Supervisor - Level II - at a salary rate of \$5.25 per hour (7310.1811)

Russell J. Lis

BE IT FURTHER RESOLVED that the following individuals be hired as Youth Leaders for the Cheektowaga Conservation Corps

YOUTH LEADERS - \$3.75 per hour - (7310.1812)

Mark Melber
James Wiedemer

BE IT FURTHER RESOLVED that the following individuals listed below be hired for the Youth Bureau's Cheektowaga Conservation Corps Program at the designated titles and salaries:

Summer Trainees - \$3.10 per hour (7310.1812)

David Mack
Tim Nosbisch
Charles Geary
Tim Dusza
David Lisiecki
Dan Sobkowiak
Bill Greentaner
David Rosten
Kelly Ejnik
Gregory Johnson
Kenneth Kaczanowski

Item No. 12 cont'd.

Darlene Czajka
James Forma
James Zientek
Shawn Dibble
John Zelasko
Gerry Kubiak
Monica Balko
Steven Chalcraft
John Cummings
Laurie Miller
Dave Skowronski
Michael Kennuth
Ted Szarzanowicz
Kim Kurdys
Elizabeth Wagner
Barbara Drzymala
Raymond Sliwinski
David Lukaszek
Jeremy Gawronski
Kenneth Ostempowski
Keith Hennessy
Tracy Ryan
Bruce Stutz
Kevin Kindzierski
Ken Creola
Stephen Zglinicki
Brian Melber
William Fronczak
Pauline Przybylak
Gregory Osswald
Thomas Wnuk
Jim Wieberg
Robert Ring
Jeff Holtyn

ALTERNATES - \$3.10 per hour - (7310.1812)

Michael Pilat
Anthony Trepkowski
Roger Tavares
James Zilliox
Thomas Vero
Greg Czaja
Jennifer McManus
Alan Schlosser Jr.
Brian Krzywick
Raymond Arne III
Colleen Fox
Matthew Hunneshagen
Kevin Kaczorowski
Doreen Skowron
Bill Lynch
Gerald Sienkiewicz
Joseph Wieczorek
Lawrence Siebert
David Shields
Lisa Cascio
John Chojnacki
Richard Musielak
Gary Dudas
Todd Riniolo
Michael Roland
Steven Golovin
Robert Stenclik
Eric Guy
Kimberly Jagodzinski

Item No. 12 cont'd.

Tim Drobits
Michael Bidlack
Lisa Amadore
Shawn Buczkowski
Shawn Bolognese
Marc Beebe
Joseph Marsheimer
Michele Baker
Christine Osika
Robert Greenwalt
Jeff Zachewicz
Chris Kowalewski
Diane Pogorzala
Gerlad Sienkiewicz

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Councilman Jaworowicz Seconded by Councilman Kowal

WHEREAS, John Dunn, Dog Control Officer of the Town of Cheektowaga has requested permission to attend the 1985 Advanced Animal Control Academy for animal control personnel to be held on June 25-28, 1985 at the State University of New York at Delhi, and

WHEREAS, the instruction provided at such academy will enable the Dog Control Officer to perform his duties in a more informed manner and will supply him with information concerning modern techniques for dog control, and

WHEREAS, this Town Board feels that it would be in the best interests of the Town of Cheektowaga to have John Dunn attend the aforementioned academy, NOW, THEREFORE, BE IT

RESOLVED, that John Dunn, Dog Control Officer of the Town of Cheektowaga, be and hereby is authorized to attend the 1985 Advanced Animal Control Academy at the State University of New York at Delhi from June 25-28, 1985 and shall continue to receive his regular salary during such training, and BE IT FURTHER

RESOLVED, that such registration fee of \$234.75 associated with Mr. Dunn's attendance at such academy be paid by the Town of Cheektowaga out of the Town budget, line item 1910-4082, and BE IT FURTHER

RESOLVED, that Mr. Dunn be reimbursed for mileage to and from the aforesaid academy out of the Police Department budget at the standard mileage rate.

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Councilman W. Rogowski Seconded by Councilman Gabryszak

WHEREAS, there is need to improve several Town of Cheektowaga facilities so as to allow their use by handicapped persons, such facilities being Town Hall, Police and Court Building, Town Park Recreation Building, Town Park Pool and the Anna Reinstein Library, AND

WHEREAS, there is need to engage the services of an architect to design the necessary modifications at such Town facilities, NOW, THEREFORE, BE IT

Item No. 14 cont'd.

RESOLVED, that the proposal of Donald T. Maharan Associates, P.C. as submitted to the Town Engineer in their letter of May 10, 1985 for providing the necessary designs according to Federal requirements and to implement the modifications through the construction phase be and hereby is approved, including authorization for completing the preliminary design phase of the project at a cost not to exceed \$4,725.00.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 15 Motion by Councilman W. Rogowski Seconded by Councilman Kowal

WHEREAS, the Police and Court Building and the Sr. Citizens Center are in need of additional cooling of certain parts of the buildings, AND

WHEREAS, in order to determine what measures must be taken to improve the existing air distribution system for heating and cooling on a room by room basis and to identify specific problem areas so as to determine the improvements necessary, AND

WHEREAS, funds are available to undertake such an analysis and also to determine the source of a moisture infiltration problem at the stairway at the rear of Town Hall, NOW, THEREFORE, BE IT

RESOLVED, that the studies as recommended by the Town Engineer and as submitted to the Town Engineer by Babinsky Engineers, 150 Creekside Drive, Amherst, New York in their proposal of June 5, 1985 be and hereby is accepted at a total cost of \$4,850.00 for studies of the Police Building, Court Building, Sr. Citizens Center and Town Hall.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal, Jaworowicz and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Jaworowicz Seconded by Councilman Johnson

WHEREAS, on May 25, 1981, Cheektowaga Police Department vehicle number three was damaged in an automobile accident with a vehicle owned and driven by Cathy L. Lash, and

WHEREAS, the Town Attorney's Office initiated a lawsuit against Ms. Lash for the recovery of damage done to the aforesaid police vehicle, and

WHEREAS, attorneys for Allstate Insurance Company, on behalf of Ms. Lash, refused to reimburse the Town for the damage to its police vehicle and countersued the Town for damage to Ms. Lash's vehicle, and

WHEREAS, numerous legal proceedings have been taken with respect to the aforementioned lawsuit, and

WHEREAS, in order to avoid further lengthy legal proceedings at a cost to both parties, Allstate Insurance Company has offered to settle the lawsuit by paying the Town of Cheektowaga the sum of \$1,983.26, and

WHEREAS, Allstate Insurance Company has also offered to discontinue its countersuit against the Town of Cheektowaga, and

Item No. 16 con't.

WHEREAS, the Town Attorney's Office has recommended that the Town accept the offer of Allstate Insurance Company, and

WHEREAS, this Town Board feels that it is in the best interests of the Town of Cheektowaga to settle this lawsuit, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby agree to accept the sum of \$1,983.26 from Allstate Insurance Company to settle the lawsuit of Town of Cheektowaga v. Cathy L. Lash, and BE IT FURTHER

RESOLVED, that the Town Attorney's Office be and hereby authorized and directed to execute the necessary Stipulation Discontinuing Action on this lawsuit and to prepare and execute any other papers necessary to settle this lawsuit.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman W. Rogowski, Seconded by Supervisor Weber

WHEREAS, the Cheektowaga Youth Bureau will be sponsoring Camp Crabapple and Camp JI-IK-DO-WAH-GAH for disabled youths from July 1, 1985 through August 16, 1985; and

WHEREAS, the Cheektowaga Youth Bureau is desirous of utilizing the Alexander Middle School for the purpose of sponsoring these camps; and

WHEREAS, the Cheektowaga Central Board of Education by a resolution duly adopted on March 18, 1985, has authorized the use of the Alexander Middle School by the Cheektowaga Youth Bureau for this purpose at no charge to the Town; and

WHEREAS, the Town of Cheektowaga and Cheektowaga Central School District wish to memorialize their agreement relating to the use of the Alexander Middle School by means of a written agreement; NOW, THEREFORE, BE IT

RESOLVED. that the Cheektowaga Youth Bureau is hereby authorized to conduct and sponsor Camp Crabapple and Camp JI-IK-KO-WAH-GAH at the Alexander Middle School for the period from July 1, 1985 through August 16, 1985; and BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Cheektowaga is hereby authorized, directed and empowered to enter into an agreement with the Cheektowaga Central Board of Education relating to the use and occupancy of the Alexander Middle School for the purposes set forth above, such agreement to be in a form acceptable to the Town Law Department.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman J. Rogowski, Seconded by Councilman W. Rogowski

WHEREAS, the Cedargrove Heights Project-Area Wide Drainage South Section, Bid Section One, required regrading of the new ditch installed in the Town of Cheektowaga right-of-way parallel to the south property line of the Buffalo Cemetery, AND

WHEREAS, this ditch became terribly eroded along its south bank due to the storm runoff from the adjacent streets, namely; Dellwood, Beechwood, Crestwood and Awood, AND

Item No. 18 cont'd.

WHEREAS, the invert of this new ditch had to be regarded and the banks restored with proper material to stop future erosion at an extra cost to the Town of Cheektowaga which was approved by the Project Engineer on the site, NOW, THEREFORE BE IT

RESOLVED, that Change Order #3 in the amount of \$1,950.00 for the Cedargrove Heights Project-Area Wide Drainage-South Section, as an increase in the original contract of M. Falgiano Construction Company, Inc. be hereby approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby directed and authorized to sign said Change Order #3 on behalf of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal, Jaworowicz, and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Kowal, Seconded by Councilman Gabryszak

WHEREAS, the developers and owners of Losson Green Estates-Phase 2 have presented a detailed map of their proposed subdivision to the Town, and New York State Transportation Departments, and

WHEREAS, said subdivision map portrays a complete plat of the future, proposed subdivision.

WHEREAS, said developers and owners of the proposed Losson Green Estates-Phase 2 Subdivision have proposed maps at previous times, and have made changes thereto as requested by the Planning Commission of the Town, and the County Highway Department, and have presented the final plat as attached hereto to said Town Planning Commission, Erie County Highway Department, Town Highway Superintendent, Town Engineer and the Town Traffic Safety Commission, and

WHEREAS, said aforementioned departments and commissions have indicated their satisfaction and preliminary approval and recommendation for potential and eventual acceptance of said plat, and

WHEREAS, the developers and owners of said Losson Green Estates-Phase 2 Subdivision have expended considerable sums of money to prepare the engineering, drawing and layout of prior proposed plats, and the present plat attached hereto, and requested that they obtain a fair, good faith and tentative assurance of acceptance of said map by the Town to avoid further expense in this category and to satisfy the request of the County, and

NOW, THEREFORE, BE IT RESOLVED THAT THE Town Board hereby approves the subdivision map known as Losson Green Estates Phase 2, and BE IT FURTHER

RESOLVED, that this acceptance and approval of said map is subject to the completion of all necessary proceedings by the developers and owners of said subdivision to obtain the usual recommendations and approvals of the Health Department of Erie County, Town Highway Superintendent, and meeting all other requirements required by law for acceptance of a subdivision and highways therein.

*SEE NEXT PAGE FOR PLANS WHICH ARE MADE A PART OF HERETO

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman J. Rogowski, Seconded by Councilman W. Rogowski

WHEREAS, land developers must install water mains along the right-of-ways of new subdivisions, AND

WHEREAS, five (5) hydrants must be installed by the Losson Green Estates Subdivision before the Erie County Water Authority accepts these water main extensions as part of their water transmission system, NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to the land developer to install five (5) hydrants in the Bellevue Fire District #9. The hydrant locations are approved by the Board of Fire Commissioners of Bellevue Fire Districts #9. The approved locations are in the Losson Green Estates Subdivision to be filed with the Erie County Clerk's Office.

- (1) On the common boundary line of Lots #5 & #5A on the south side of Losson Road
- (1) On the southwest corner of Lot #1 on the north side of Losson Road
- (1) On the common boundary line of Lots #5 & #6 on the north side of Losson Road
- (1) On the southwest corner of Lot #37 on the east side of Rushford Lane
- (1) On the common boundary line of Lots #94 & #95 on the east side of Millpine Road

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Kowal, Jaworowicz and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman W. Rogowski, Seconded by Councilman Gabryszak

WHEREAS, borings were made in Stiglmeier Park at various locations within the proposed ponds, AND

WHEREAS, there is need to analyze said samples in order to determine the water holding capacity of the soil and any improvements that must be made in order to determine the most economical method of constructing such ponds, NOW, THEREFORE BE IT

RESOLVED, that the proposal of Merriman Conservation Consultants Inc. as submitted to the Town Engineer be and here is accepted at a cost oof \$925.00 for such professional services, AND, BE, IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, sign said proposal of Merriman Conservation Consultants Inc.

Upon Roll Call....

AYES: Councilmen Johnson, W.P. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: Supervisor Weber and Councilman J.V. Rogowski
ABSENT: 0

Item No. 22 Installation of fire hydrant on Meadowlawn Road

THIS ITEM WAS WITHDRAWN

Item No. 23 Motion by Councilman Johnson, Seconded by Councilman Jaworowicz

WHEREAS, the Board of Fire Commissioners of Hy-View Fire District No. 8 has requested the Town of Cheektowaga to change the name of Krause Place to Crandon Boulevard in ordr to eliminate confusion, and

MEETING NO. 12
June 17, 1985

Item No. 23 cont'd.

WHEREAS, Krause Place is depicted on Map Covers numbered 976,2205 and 2209 as being approximately 760 feet long by 50 feet wide, and it begins at the west end of Crandon Boulevard and ends at its intersection with Poinciana Parkway, and

WHEREAS, this Town Board feels that the change of name of Krause Place to Crandon Boulevard would eliminate confusion in responding to fire and police dispatch calls, NOW, THEREFORE, BE IT

RESOLVED, that Krause Place, as shown on Map Covers numbered 976,2205 and 2209 and on the Official Street Guide of the Town of Cheektowaga, be and hereby is re-named Crandon Boulevard, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to notify the Board of Assessors of the Town of Cheektowaga, the Cheektowaga Planning Board, the Erie County Clerk, the Erie County Engineer and the United States Post Office of the change in name of Krause Place to Crandon Boulevard by forwarding each of these agencies of copy of this resolution.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman J. Rogowski, Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga has received Community Development Block Grant funds from the Department of Housing & Urban Development, the application for which funds included provisions for a Housing Rehabilitation Loan Program which provides direct housing rehabilitation loans to eligible homeowners, and

WHEREAS, the Town of Cheektowaga has established such a Housing Rehabilitation Loan Program, and

WHEREAS, the Town Community Development Director has received application(s) for assistance under said program and has determined that the owner(s) of the property listed below are eligible for participation in the Town's Housing Rehabilitation Loan Program, NOW, THEREFORE, BE IT

RESOLVED, that Community Development Housing Rehabilitation Loan funds, in the amount(s) listed below, be approved for the owner(s) of the property listed below:

198 Wagner Street \$392.07

AND BE IT

FURTHER RESOLVED that the Supervisor of the Town of Cheektowaga be and hereby is authorized and directed to sign a Loan Agreement with the owner(s) of the above listed property on behalf of the Town, AND BE IT

FURTHER RESOLVED that the Supervisor be and hereby is authorized to sign checks, prior to Town Board Warrant List approval necessary for the timely disbursement of said loan funds, providing that the rehabilitation work to be performed has been completed to the satisfaction of the Town Housing Inspector and that all program regulations have been complied with to the satisfaction of the Town Director of Community Development.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 12
June 17, 1985

Item No. 25 Motion by Councilman Johnson, Seconded by Councilman Gabryszak

BE IT RESOLVED that New York State Electric & Gas Corporation be and hereby is authorized to install one (1) 5200 lumenhigh presssure sodium lamp on Pole #20 on Airport Drive, in the Town of Cheektowaga, at an annual increase in the General Lighting District of \$106.71, in accordance with the attached proposal which is hereby made a part of this resolution.

*SEE NEXT PAGE FOR PROPOSAL WHICH IS MADE A PART HEREOF

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

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

GENERAL FUND

From:	1355.2201 (Assessor's-Equipment)	\$750.00
To:	1355.4001 (Assessor's-Supplies)	\$750.00
From:	2036.000 (Sr. Citizens-Special Events-Revenues)	\$3,200.00
To:	7620.4491 (Sr. Citizens-Special Events-Expenses)	#3,200.00

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 Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Supervisor Weber, Seconded by Councilman W. Rogowski

BE IT RESOLVED that the following vouchers and warrants submitted to the TOWN OF CHEEKTOWAGA prior to June 17th, 1985 are hereby approved and the Supervisor is ordered to pay said warrants.

FUND	AMOUNT
GENERAL FUND	\$273,187.50
SPECIAL DISTRICTS FUND	145,352.87
HIGHWAY FUND	40,988.29
FEDERAL REVENUE SHARING FUND	18,983.49
CAPITAL FUND	1,014.68
TRUST AND AGENCY FUND	11,711.89
HUD REHABILITATION FUND	17,889.60
PART TOWN FUND	2,212.78
	<u>\$511,341.10</u>
	=====
HIGHWAY FUND-PICK-UP TRUCKS	\$15,904.00

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

III. GENERAL COMMUNICATIONS

- Item No. 28 N.Y.S.D.E.C.: Notice of Public Hearing re: Tentative Freshwater Wetlands Map for Erie County.
Received and Filed.
- Item No. 29 Town of Boston copy of resolution opposing increase in fees for services by the Erie County Department of Health.
Received and Filed.
- Item No. 30a NOTICE OF CLAIM: Farshid Etghayi vs. Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department;
Received and Filed.
- Item No. 30b NOTICE OF CLAIM: Ron Kaminski vs. Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department;
Received and Filed.
- Item No. 30c NOTICE OF CLAIM: Esther E. Biniszkiewicz vs. Town of Cheektowaga
Copies were sent to: Daniel E. Weber, Supervisor; James Kirisits, Town Attorney; Thomas Johnson, Councilman; Sylvia Slawiak, Accounting Department;
Received and Filed.

IV. SUSPENSION OF RULES

Motion by Councilman Johnson, Seconded by Councilman Kowal to suspend the rules to include the following eight (8) items.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski, Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Gabryszak, Seconded by Councilman Kowal

WHEREAS, Robert J. Ciesielski, an employee in the Central Garage Department has applied for a Military Leave of Absence retroactive from June 13, 1985 through June 30, 1985, and his Order to report for Military duty has been forwarded to the Town Clerk, and

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

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

RESOLVED, that Robert J. Ciesielski, employee in the Central Garage is granted a military leave of absence retroactive from June 18, 1985 through June 30, 1985, and BE IT FURTHER

MEETING NO. 12
June 17, 1985

Item No. 31 cont'd.

RESOLVED that Robert J. Ciesielski, be paid his salary or other compensation while on such military leave.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Gabryszak, Seconded by Councilman Kowal

WHEREAS, a vacancy exists in the Town of Cheektowaga Department of Sanitation for the position of Laborer, AND

WHEREAS, this vacancy has been properly posted in accordance with the bargaining agreement between the Town of Cheektowaga and the Cheektowaga Employees Association, AND

WHEREAS, Kenneth Dojka, Cheektowaga, NY,
is currently serving as a Laborer in the Highway Department, NOW,
THEREFORE, BE IT

RESOLVED, that Kenneth Dojka, having properly bid on the above mentioned vacancy, be and hereby is appointed to the position of Laborer in the Sanitation Department, at a salary in accordance with the bargaining agreements between the Town of Cheektowaga and the Cheektowaga Employees Association; said appointment effective: June 17, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman W. Rogowski, Seconded by Councilman Kowal

WHEREAS, this Town Board previously created and filled the promotional position of Senior Clerk in the Assessor's Office, and

WHEREAS, a vacancy was thereby created in the position of Clerk-Typist in the Assessor's Office, and

WHEREAS, this Town Board is interested in abolishing the position of Clerk-Typist in the Assessor's Office, NOW, THEREFORE, BE IT

RESOLVED, that the position of one (1) Clerk-Typist in the Assessor's Office be and hereby is abolished, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman Jaworowicz, Seconded by Councilman Johnson

WHEREAS, by resolution dated June 3, 1985, this Town Board appointed Linda S. Dietl of Cheektowaga, New York, to the position of Police Matron/Attendant (part-time) in the town Police Department, and

Item No. 34 cont'd.

WHEREAS, Linda Dietl has now notified the Chief of Police that she has chosen to decline the appointment to the position of Police Matron/Attendant (part-time), NOW, THEREFORE, BE IT

RESOLVED that the June 3, 1985, appointment of Linda Dietl to Police Matron/Attendant in the Police Department be and hereby is rescinded, effective as of June 3, 1985.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman Jaworowicz, Seconded by Councilman Johnson

WHEREAS, Linda Dietl of Cheektowaga, New York, was appointed by Town Board resolution dated June 3, 1985 to the position of Police Matron/Attendant (part-time), AND

WHEREAS, said resolution has been rescinded due to the fact that Linda Dietl declined the appointment, AND

WHEREAS, the Chief of Police has expressed an urgent need to fill this position and has recommended Virginia Babirad of be appointed to the position of Police Matron/Attendant (part-time), NOW, THEREFORE, BE IT

RESOLVED that Virginia Babirad be and hereby is appointed to the position of Police Matron/Attendant (part-time) in the Police Department at a bi-weekly salary of \$255.2, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman J. Rogowski, Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga submitted an application to the New York State Division of Housing and Community Renewal for funding for Rental & Rehabilitation in the Cedargrove Heights area, and

WHEREAS, the Town has been notified that its application has been approved and that it will be awarded \$175,000 for the rehabilitation of a minimum of 35 units in the Cedargrove Heights target area, and

WHEREAS, the State has requested that the Town execute and return the attached Grant Agreements by June 21, 1985, NOW, THEREFORE, BE IT

RESOLVED that the Town Supervisor be and hereby is authorized and directed to sign the attached Grant Agreements with the State of New York for the award of \$175,000 in Rental Rehabilitation Program funds.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

MEETING NO. 12
June 17, 1985

Item No. 37 Motion by Councilman J. Rogowski, Seconded by Councilman Johnson

WHEREAS, the Cheektowaga Highway Department is in need of heating scarifying equipment for the repaving of roads in the Town, and

WHEREAS, the County of Erie has entered into a contract with Highway Rehabilitation Corporation to rent such heating scarifying equipment at the cost of \$1.04 per square yard, and

WHEREAS, Comprehensive Highway Improvement Program funds are available for the rental of such equipment by the Town Highway Department, and

WHEREAS, the Town Superintendent of Highways has recommended that the Town rent such equipment through the County of Erie contract with Highway Rehabilitation Corporation, and

WHEREAS, Section 103 of the General Municipal Law of the State of New York authorizes this Town Board to make purchases and rent equipment through a county contract, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga rent heating scarifying equipment for the 1985 calendar year through Erie County's contract with Highway Rehabilitation Corporation at the cost of \$1.04 per square yard.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Councilman Kowal, Seconded by Councilman Gabryszak

WHEREAS, this Town Board, by resolution dated May 20, 1985, approved the Greenwood Village Subdivision, AND

WHEREAS, it is necessary that the 1800 lineal feet of roadway and some 3200 lineal feet of storm sewer be observed during construction before said street and storm sewer system are accepted as a Town responsibility, AND

WHEREAS, due to the many on-going projects, there are no Engineering or Highway Department personnel available to fulfill the inspection needs at the Greenwood Village Subdivision, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Pratt & Huth Associates as submitted to the Town Engineer to perform the necessary inspection of the Greenwood Village Subdivision pavement and storm sewer be and hereby is accepted with said cost of services equal to the amount paid to the Town under the Public Improvement Permit.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Johnson, W.P. Rogowski, J.V. Rogowski,
Jaworowicz, Kowal and Gabryszak
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Councilman J. Rogowski, Seconded by Councilman Gabryszak to adjourn the meeting.

RICHARD M. MOLESKI
Town Clerk

SPECIAL MEETING NO. 13

June 24, 1985 - 7:00 P.M.

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 24th day of June, 1985 at 7:00 o'clock P.M., Eastern Daylight Time, there were:

PRESENT: Deputy Supervisor Bernard Wojtkowiak
Councilman Thomas M. Johnson, Jr.
Councilman William P. Rogowski
Councilman John V. Rogowski
Councilman Patricia A. Jaworowicz
Councilman Christopher J. Kowal
Councilman Dennis H. Gabryszak

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; Stewart Alexander; Jerry Gabryszak, Community Development Director; James Kirisits, Town Attorney; James Mietlicki, Attorney; Leonard Smolarek, Chief of Police; Paul Snyder; Samuel Tadio; and Barry Weinstein.

I. PUBLIC HEARING

Item No. 2 Hearing concerning loan from Town of Cheektowaga to Barry Weinstein and Paul Snyder for purchase of Westinghouse property.

Item No. 3 Motion by Councilman Gabryszak Seconded by Councilman Johnson to adjourn the meeting.

*SEE NEXT FOUR PAGES FOR MINUTES OF THE ABOVE HEARING.

BARNEY WOJTKOWIAK:

For those of you who don't know me, my name is Barney Wojtkowiak. I'm filling in for Dan Weber who is on the sick list. I'll do the best I can to see that everybody (interference)....

Mr. Clerk, please read the notice.

TOWN CLERK MOLESKI:

Please take notice that pursuant to Section 62 of the Town Law of the State of New York a special meeting of the Town Board of the Town of Cheektowaga will be held in the Council Chambers of the Cheektowaga Town hall, corner of Broadway and Union Road on the 24th day of June at 7:00 for the purpose of discussing the proposed purchase of the Westinghouse property by Barry Weinstein and Paul Snyder, and the application for the loan for such purpose made to the Town of Cheektowaga pursuant to Section 108 of the loan program of the United States Department of Housing and Urban Development. Any resolution pertaining to said subject matter may be presented for adoption. Signed - Daniel E. Weber, Supervisor, Town of Cheektowaga.

BARNEY WOJTKOWIAK:

Let us get this meeting started. I will call on the Chairman of our Capital Improvements Committee John Rogowski to make a statement.

JOHN ROGOWSKI:

Thank you, Mr. Chairman. This meeting was called by virtue of a request I made to Mr. Weber to call a Special Meeting for the purpose of considering any steps that should be made regarding this particular HUD application by Mr. Weinstein at this time. Without belaboring the point of going back into too much history on the matter, I would like to just indicate briefly so that everyone can understand the situation that the Town is right now as, as you know, Mr. Weinstein applied for the loan late December, early January 1985, late December 84-85 and somewhere about the month of February, he wanted to move forward because of the proposed deadline he had with Westinghouse Corporation. Upon his purchase of property which was to take place on August 1. From that point on the Town has moved in cooperation with Mr. Weinstein's application and we had several meetings as he is aware of, and his counsel, at which time we had gone into all the details of the requirements of HUD and NO. 2, requirements which the Town itself also had placed in order to protect our situation as being the party between the loan and developer, that is between the developer and HUD. During that period of time, Mr. Weinstein apparently had made considerable movement in the direction of obtaining tenants, etc. and interested parties regarding his development. We had waited a considerable period of time and during that period of time we met again with our Committee. The Economic Development Corporation which is the private corporation or rather the public corporation dealing with the Town regarding public funds of this type. We had the expertise of the banking people in that committee who had gone into quite a bit of detail and made additional and necessary and reasonable demands in our estimation of Mr. Weinstein. We did not receive a verbal reply until we met here recently in the Town Hall by request of Mr. Weinstein and at which time he presented to us another interested party in his venture, namely, Mr. Snyder, and that meeting was held on or about June 11. That changed the picture considerably. I believe and I think the Town Board agrees with me that Mr. Snyder's entry into the picture had given us additional assurances of potential assurances..... to comply with some of the requests that we made. A letter was presented to the principals here and is in your possession at this time. In the meantime, we had a call for a meeting with the NFTA which occurred last Tuesday morning. That was called on behalf, or rather at the request of the NFTA to meet with us and the meeting was arranged very quickly, because of the circumstances involved and Mr. Gabryszak had been instrumental in calling the people involved, however, it was very, very short notice and only two Councilmen were there, namely, myself and Mr. Gabryszak along with our Town Attorney and we met at that time with Mr. Gallagher and Mr. Terranova.

They presented their situation to us, their plans and their intentions. This again created another situation whereby.....an answer to their appearance before our Board and because of the fact our Town Board has not been able to take in all the details of the proposals of Mr. Gallather and Mr. Terranova regarding the NFTA and let me just say at this point, I'm premising my statement,

I'm saying we're not concerned at this point with any negotiations NFTA may want to have regarding the acquisition of this property. Where we stand right now, is Mr. Weinstein's application along with Mr. Snyder for the loan. The bottom line is we have a notice, a letter from Mr. Snyder, very recently indicating that you are able to go ahead by July 1 to close the transaction.

I, therefore, talked to Mr. Weber upon receipt of that letter and that letter would indicate to me that perhaps some of those assurances may be met namely, the guarantee which would be given perhaps, in a manner of a line of credit from a banking institution and your ability apparently to be able to match our funds we lend them to you and make investments at an equal amount.

This is where we stand this is where we stood. When I talked to Mr. Weber regarding calling a Special meeting to bring this matter to either go forward or at least present our position here today.

I don't want to go any further without bringing in any new issues, however, just let me state this: Upon meeting with the Town Board and they were fairly, and it was fairly short notice, for their purpose, we met before coming to this meeting and they would, of course want more time to talk to both the Developer and the NFTA. However, I want to make it clear at the time the reason we are meeting here now, is to inform the people involved that it is our intention to permit you to go forward and if you close your transaction with Westinghouse on or before, July 1 as indicated, we are more than willing to continue our negotiations with Mr. Snyder and Mr. Weinstein regarding the loan from HUD. I, at one point, I was prepared to present a resolution. I find it unnecessary at this time.

I think a public statement from this Board, as Chairman for this Board, I would like to state that the doors are open. First of all, we would'nt be able, in any event to present a loan to you through HUD by July 1. That mere fact, however, would not preclude you to go forward and go forward as you must to pursue that loan with the Town of Cheektowaga. And let me just state, say this much, that since your entry into the picture, Mr. Snyder, and you have assured us of some other guarantees, namely the line of credit and being able to meet our payments to you on a matching basis, and we welcome you to go forward with that application. We are not at this time committing ourselves to that loan, but at the same time, we're not precluding you because of the various events that have occurred through no fault of ours or through no fault of yours.

MOTION TO ADJOURN BY SOME BOARD MEMBER!

MR. CHAIRMAN, I SECOND THE MOTION.(Not clear who is speaking)

BARNEY WOJTKOWIAK:

So be it.

MR. SNYDER:

Could I ask a question? I respect the fact that you adjourned the meeting, but I cancelled a trip to Minneapolis tonight to be here and I would be to get a meeting in response to our letter and I would hope that.....

COUNCILMAN KOWAL:

Mr. Snyder, I think that possibly we should set up a meeting other than a public meeting to discuss any future plans that you may have!

COUNCILMAN JOHN ROGOWSKI:

Mr. Snyder, could you please just notify me, through my committee. I will arrange that meeting as soon as possible, and as many as you wish within reason.

COUNCILMAN JOHNSON:

It should be clear, Mr. Snyder, that this meeting was called without consultation of the entire Town Board. We have in fact meetings right now we are supposed to be at - a Labor Negotiations meeting upstairs which was scheduled long before this meeting. This was called on short notice by the Supervisor, he's not here as you notice, we were'nt consulted.

MR. SNYDER:

Do you deal with all of the developers in Cheektowaga the way you deal with me?

BARNEY WOJTKOWIAK:

I don't think, Mr. Snyder, that is a proper question. It is sort of a reflection on integrity and I don't think a big man like you should bring that up. But from the little bit that I've got into this, and I've sat and listened to this Board, everyone is on a different track. It seems to be a steamroller effect, trying to get started here, and I think what you have to do is meet with all these Board members and get their thoughts and ideas. To make everything an open forum the threat of wait, finances, and so forth, I don't think is the way you're going to accomplish this, personally I don't think so.

MR. SNYDER:

I know and I don't want to be argumentative, except I do feel that we brought all the officers of our company here tonight because we wanted to be direct and open to you. Our desire is to create jobs in Cheektowaga. I think we can do that. And I find it very frustrating, that we all came here tonight changed all our plans - in an effort to talk to you about that and you're having a motion and ending the meeting and really not giving us the courtesy of talking to us.

BARNEY WOJTKOWIAK:

Well, the problem, just a minute, the problem has been that none of these gentlemen really knew what was happening at this, about this meeting and weren't prepared for it, because Mr. Weber and the Chairman of the Capital Improvements Committee knew about what was happening, but they didn't so you're facing men that were unprepared for whatever detail you're going to get into now, and I think it is unfair and I don't think you would want to be put in that position either. You're talking about 2 1/2 million dollars - maybe to you it is nothing, but to these guys \$2,000 is a lot of money.

COUNCILMAN JOHN ROGOWSKI:

Mr. Chairman, let me just say this, Mr. Snyder, as you know, a lot of this information, in fact, not most of it, has gone out to the public in any event. It was my good faith intention to have a meeting here tonight and come to some conclusion. I must, however, allude to the Boards wishes here. They want to table the meeting and go on further and look into it at that point. I want to correct one statement that Mr. Wojtkowiak made and its my opinion, I don't think this Board is going different directions. I think this Board is going in the right direction, in the same direction. However, some of these Board members are not ready, I cannot tell them what they have to do at this point and I respect their wishes. But I don't want to give the impression that these people don't know where they are going or we're going in different directions. We are going in the same direction and hopefully this matter will come to a conclusion very soon. As far as your statement about letting other developers come into the picture, it appears to me that, you know, that your situation right now, with Westinghouse is a healthy one, in so far as you are closing out the transaction. As far as the loan is concerned, your loan is the only one on the table with us, at this point, and has priority in my book - your loan application.

MR. SNYDER:

Well, my point wasn't that, my point was that I almost feel like we are in an adversarial position and I think both of our interests is to create jobs in your community and that's all I'm trying to do.

COUNCILMAN JOHNSON:

Mr. Snyder, It's this situation, that creates.....

MR. SNYDER:

Mr. Johnson, I'm aware that you don't want to deal with me or my company, I accept that.

COUNCILMAN JOHNSON:

That's not true!

MR. SNYDER:

I accept that, I'm sure you have a lot better.....

COUNCILMAN JOHNSON:

That's not true!

BARNEY WOJTKOWIAK:

Meeting is adjourned!

COUNCILMAN JOHNSON:

That's not true at all!

COUNCILMAN KOWAL:

Tom, the meeting is adjourned.

COUNCILMAN JOHNSON:

It's a meeting like this that creates adversaries.....

MR. SNYDER:

You and I have been.....

THE END

PUBLIC HEARINGS HELD AT 6:30 P.M.

Meeting No. 15 July 15, 1985

- 1 Rezoning at 35 French Road from C-Retail Business District to CM-General Commercial District and Special Use Permit for same location for car wash and gas sales. (See rezoning book)

Meeting No. 17 August 19, 1985

- 1 Local Law electing a Retirement Program authorized by Chapter 665, Laws of 1984 (See file regarding same)
- 2 Special Use Permit - 480 Kennedy Road
(See rezoning book)

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P U B L I C H E A R I N G S

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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 14 July 1, 1985</u>	
2	Amendment to Ambulance Ordinance - various sections	1-2
	<u>Meeting No 15 July 15, 1985</u>	
2	Amendment to Traffic Ordinance - Art. VII "Turning Movements - MARYVALE DRIVE: Art. VII "Stop & Yield Int." - McPARLIN AVENUE; Art. X "Parking, Standing, Stopping" - MARYVALE, WOODGATE and BARBADOS	1-2
3	Unsafe Buildings and Collapsed Structures Ord. - 5124 St. Transit	2
	<u>Meeting No. 16 August 5, 1985</u>	
2	Unsafe Bldgs. & Collapsed Structures Ord. - 1062 Walden	1

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 R E S O L U T I O N S
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 14 July 1, 1985</u>		
3	Decision on amendment to Traffic Ord. - Art. VII "Stop & Yield Int." - FOISSET AVE, GREGORY CT.; Art. X "Parking, Standing, Stopping" - LEMOINE; Art. XIII "Truck Exclusions" - ELLICOTT CREEK ROAD	2-3
4	Call for Public Hearings: a. Amendment to Traffic Ord. - Art. VII "Turning Movements" - MARYVALE DRIVE at entrance to Maryvale School; Art. VIII "Stop and Yield Int." - McPARLIN AVE.; Art. X "Parking, Standing, Stopping" - MARYVALE DRIVE, WOODGATE, BARBADOS b. Rezoning and Special Use Permit - 35 French Road	4-5 6
5	Award of Bid for replacement of existing sidewalks in Walden Avenue area	7
6	Notice to Bidders - Two (2) 3/4 ton crew pick-up trucks for Highway	7-8
7	Authorization for Supervisor to execute Memorandum of Agreement re: Cheektowaga Supervisory Unit.	9
8	Authorization for Supervisor to execute Memorandum of Agreement with Cheektowaga Police Club, Inc.	9
9	Approval of Public Improvement permit - Greenwood Village Subdiv.	10
10	Authorization for Town to take control of Cedargrove Heights Improvement Project, Stage II, Phase IV	
11	Authorization for Nussbaumer & Clarke, to proceed with design work for Rein Road Bridge	11
12	Request International Cable to grant senior citizens discounts on cable television services	11-12
13	Authorization for 7-Eleven Stores to use softball diamonds for tournament	12-13
14	Authorization for E.C. Water Authority to install hydrant in front of \$215 Meadowlawn	13
15	Payment of additional salary to Police Attendant	13-14
16	Authorization for Town Assessor to attend seminar	14
17	Appointments (probationary) to positions of MEO "A" Operators in Sewer Maintenance	14-15
18	Terminations of seasonal employees: a. Sewer Maintenance Department b. Facilities	15 15-16
19	Hiring of seasonal employees: a. Various Departments b. Facilities Department c. Youth Bureau d. Recreation Department e. Buffalo-Cheektowaga-Tonawanda Consortium Summer Youth Program	16 17 17-18 18 19
20	Clean-up of property: a. Vacant lot south of 62 Colton Street b. Located between 51 and 69 Concord Drive c. Rear of property at 3466 Genesee Street d. East and West corners of French and Lordan e. Located between 251 and 265 Pine Ridge Road f. West corner of French & Towers Blvd.	19-20 20 20 21 21 21-22
21	Authorization for N.Y.S. Electric & Gas to install fixture on Veteran's Place	22
22	Transfer of Funds from Federal Revenue Sharing Fund	23
23	Transfer of Funds	23-24
24	Warrant List	24

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 15 July 15, 1985</u>		
4	Notices to Bidders:	
	a. Completion of Stage II, Phase IV Construction-Cedargrove Heights Improvements	2-4
	b. Repainting of ice rink ceiling at Recreation Center	5
5	Decision on Special Permit - 4825 Genesee Street	6
6	Award of Bid:	
	a. Three (3) truck chassis for Sanitation	7
	b. Furnishing of fuel, oil, lubricants, etcl for Highway	8
7	Terminations of:	
	a. Seasonal employees in various departments	9
	b. Employees in various Youth Bureau Programs	9
8	Hiring of Seasonal employees in:	
	a. Various Departments	9-10
	b. Facilities Department	10
9	Appointment of Motor Equipment Operator, Class "A" in Sewer Maintenance Department	10-11
10	Appointment of stand-by Police Attendants (part-time)	11
11	Authorize members of Cheektowaga Traffic Safety Commission to attend N.Y.S. Assoc. of Traffic Safety Boards Convention	11
12	Authorize Supervisor to sign Memorandum of Understanding regarding Town's Rental Rehabilitation Program	11-12
13	Permission for Church World Service and Buffalo Area Metropolitan Ministries to hold Crop Walk along certain streets in Town	12-13
14	Approval of Housing Rehabilitation Loan funds	13
15	Change Order No. 1 for furnishing of two (2) louvers and dampers under Heating & Ventilating contract for Sewer Maintenance Garage	13-14
16	Clean-up of properties located at:	
	a. 91 Newport Road	14
	b. 8 Little Lane	14
	c. West of 1257 Walden Avenue	14-15
17	Transfer of Funds	15
18	Warrant List	15

Meeting No. 16 August 5, 1985

3	Decisions:	
	a. Amendment to Traffic Ordinance - Art. VII "Turning Movements" - MARYVALE DR, at entrance to school; Art. X "Parking, Standing, Stopping" - MARYVALE DRIVE, WOODGATE, BARBADOS	1-3
	b. Amendment to Ambulance Ordinance	4-5
	c. Rezoning - 35 French Road from C-Retail Business to CM-General Commercial	6
	d. Special Use Permit - 35 French Road for car wash & gas sales	7
4	Call for Public Hearings:	
	a. Adoption of Local Law re: Early Retirement Program	8-9
	b. Special Use Permit - 480 Kennedy Road for use as Collision shop	10
5	Memorialize:	
	a. N.Y.S. Legislature and Governor Cuomo to repeal Sect. 1299-c of the Vehicle and Traffic Law	11
	b. N.Y.S. Dept. of Trans. re: construction of Harlem Road northerly to Wehrle Drive	11
6	Consolidation of election districts for Registration	11-12
7	Re-naming of Sugg Road	12-13
8	Acceptance of revised map of Losson Green Estates Subdivision	13
9	Approval of Public Improvement Permit for Phase 1A of Losson Green Estates Subdivision	13

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
10	Authorization to Execute Memorandum of Agreements:	
	a. No. 85-1 (Cheektowaga Captains & Lieutenants Assoc.)	14
	b. No. 85-2 (Cheketowaga Captains & Lieutenants Assoc.)	14
	c. No. 85-1 (Cheektowaga Police Club, Inc.)	14
	d. No. 85-2 (Cheektowaga Police Club, Inc.)	14
11	Authorization for Supervisor to execute application:	
	a. For State Aid to N.Y.S. Division for Youth	14
	b. To U.S. Dept. of Housing & Urban Development for loan under Sect. 108 Loan Guarantee Program re: acquisition of Westinghouse facility	14
	c. To U.S. Dept. of Housing & Urban Development for loan under Sect. 108 Loan Guarantee Program re: acquisition and/or development of Westinghouse facility	15
12	Authorization for Supervisor to sign:	
	a. Memorandum of Understanding with Town of Cheektowaga Employees Assn.	16
	b. Memorandum of Agreement with Town of cheektowaga Supervisory Unit	17
	c. Agreement with Cheektowaga Economic Development Corp.	17
	d. Agreement with In-Home Support Services Corp. of Western, NY	17-18
	e. Agreement with Housing Assistance Center	18
	f. Loan agreement re: Community Development Housing Rehab loan funds	18-19
	g. Loan agreements re: Rental Rehabilitation loan funds	19-20
	h. Agreement with M & T Bank re: Cheektowaga Housing Rehabilitation Loan Program	20
	i. Agreement re: Polish-American Arts Festival	20
13	Permission for Town's Ambulance Service to station ambulance in Town Park for 1985 summer season	10
14	Authorization for Mid Atlantic Softball Organization to sell refreshments and related items at Stiglmeier Park	20-21
15	Authorization for Villa Maria College to conduct parade	21
16	Authorization for Villa Maria College to conduct parade	21
17	Authorization for E.C. Health Dept. to use Town Highway Garage for free rabies inoculation clinic	21-22
18	Authorizaiton to purchase computer equipment to standardize present equipment	22
19	Award of Bids:	
	a. Motor oils for Highway	22-23
	b. Two (2) 3/4 ton crew cab pick-up trucks for Highway	23
20	Clean-up of properties	
	a. 102 Brookedge	23-24
	b. 43 Rosedale	24
	c. 3 A-D Trent Square	24
	d. William Street between STarlite and Tamark	24-25
	e. William Street Northeast corner of Vern Lane	25
21	Authorization for certain police officers to participate in Honor Guard Procession	25-26
22	Acceptance of June 17, 1985 posting of Detective vacancy in Police Department	26
23	Change in job status and termination of employees in Cheektowaga Conservation Corps Program	26
24	Terminations:	
	a. Temporary Clerk-Typist in Justice Court	27
	b. Seasonal employee in Assessor's Office	27
	c. Seasonal employee in Facilities	27-28
	d. Seasonal employees in Sanitation	28

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 16 August 5, 1985 cont'd</u>		
25	Appointments:	
	a. Maintenance Man Promotional in Facilities	28
	b. Motor Equipment Operator Class "A" in Sewer Maintenance	28-29
	c. Temporary Clerk-Typist in Justice Court	29
26	Hiring of Seasonal Employees:	
	a. Various departments	29-30
	b. Facilities Department	30
	c. Buffalo-Cheektowaga-Tonawanda Consortium, Summer Youth Program	30-31
27	Leaves of Absence:	
	a. Extension of sick leave-Clerk-Typist in Town Clerk's Office	31
	b. Senior Clerk in Assessor's Office	31
	c. MEO "B" Operator in Sanitation Department	31-32
28	Authorization for Chief of Police to attend conference	32
29	Authorization for certain Highway employees to attend training course	32-33
30	Approval fo Release of Retention representing final payment to NAI Construction, Co., Inc., re: Nob Hill Park Improvements	33
31	Approval of Purchase Order/Vouchers submitted by Donald R. Guerra, Attorney at Law re: union matters	33-34
32	Change Orders for Sewer Maintenance Garage	34
33	Transfer of Funds	35
34	Warrant List	35

Meeting No. 17 August 19, 1985

2	Change date of next regularly scheduled Town Board meeting	1
3	Call for public hearing:	
	a. Rezoning and Special Use Permit - 6490 Transit Rd.	1-2
	b. Amendments to Zoning Ordinance - Sects. 3-01A2(c), 3-044, 3-044(a), 3-11A8A, 6-36A1, 6-36A4, 6-36A7(b) and 10-21	2
	c. Amendment to Zoning Ordinance regarding landscaping	3
4	Notice to Bidders - Construction of paved parking area and service road at Sewer Maintenance Garage	4
5	Award of Bid:	
	a. Repainting of Recreation Center ice rink ceiling	4
	b. Completion of Cedargrove Heights Neighborhood Improvement Proj Stage II, Phase IV	5
6	Adoption of Local Law No. 1 of the Year 1985 regarding retirement incentive	5-6
7	Terminations of Seasonal Employees in:	
	a. Various Departments	7
	b. Facilities Department	7
8	Appointment to position of General Mechanic in Facilities Dept.	7
9	Appointment of part-time Clerk in Justice Court	7
10	Hiring of seasonal employees in Facilities Department	7-8
11	Military leave of absence for employee in Central Garage	8
12	Retain Joseph G. Sacco, Attorney at Law to represent Town in all assessment review proceedings	8-9
13	Authorization for Junior Engineer to attend Street and Roadway Relighting Conference	9
14	Authorization for certain Town Department Heads to attend Supervisory Safety Training Course	9
15	Acceptance of highways, green belt, easement and bonds for Losson Green Subdivision	9-10

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
16	Memorialize State Legislature to amend Section 938(1) of the Real Property Law	11
17	Request E.C. to install fire hydrant in front of 6450-6470 Transit	11-12
18	Request E.C. Department of Public Works, Division of Highways to issue permit for traffic signal at intersection of Cayuga Road and Applewood Road/LTV Aerospace and Defense Co., Sierra Research Div.	12
19	Authorize Supervisor to sign:	
	a. Memorandum of Understanding regarding creation of position of Sign and Signal Maintenance Worker	12
	b. Cultural Services Contract with N.Y.S. Council on the Arts	13
20	Authorize Town Highway Superintendent to provide equipment and operators for resurfacing parking lot adjacent to Doyle #2	13
21	Acquisition of easement from Richard Urbanski and Melania Urbanski	14
22	Authorization for amendment of agreement between E.C. and Cheektowaga regarding Sanitary Sewer District #3	14-15
23	Approval of Change ORder No. 1 on Yeager Drive Drainage Imp. Proj.	16
24	Approval of Housing Rehabilitation loan funds	16
25	Set Building and Plumbing permit fee for mobile home installation	16-17
26	Permission for Whitmier and Ferris Co., Inc. to replace or rebuild various billboard signs within Town.	17
27	Authorize repairs to and clean-up of proeprty at 1062 Walden Ave pursuant to Unsafe Bldgs.and Collapsed Structures Ordinance	17-18
28	Clean-up of property located at	
	a. Rear of 1474 Cleveland Drive	18
	b. 13 A-D Glenwood Court	18
29	Authorize Chief of Police to arrange for necessary traffic safety and escort services during Pine Hill Hose Company's two (2) Field Day Parades	19
30	Permission for Cheektowaga Central Higg School to conduct Homecoming Parade along various streets in Town	19
31	Transfer of Funds	19-20
32	Warrant List	20

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F R O M T H E T A B L E
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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 14 July 1, 1985</u>	
25	Appointment to position of General Mechanic in Facilities	24
	<u>Meeting No. 17 August 19, 1985</u>	
33	Authorizaiton to purchase computer equipment to standardize present equipment	20-21

No. 14

No. 15

No. 16

No. 17

* * * * *
 D E P A R T M E N T A L C O M M U N I C A T I O N S
 * * * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 14 July 1, 1985</u>	
26	Building Permits	25
	<u>Meeting No. 15 July 15, 1985</u>	
19	Office of Disaster Preparedness: Quarterly report: April to June 1985	16
	<u>Meeting No. 16 August 5, 1985</u>	
35	Building Permits	35
36	Supervisor's Statement of Funds for April and May	35
37	Cheektowaga Traffic Safety Comm. - minutes of July meeting	36
38	Cheektowaga Planning Board - minutes of June meeting	36
39	Report from Receiver of Taxes re: 1985 Tax Collection	36
40	Decision on complaints submitted to Board of Assessment Review	36
	<u>Meeting No. 17 August 19, 1985</u>	
34	Alfred F. Wnek, Highway Superintendent and Leonard J. Smolarek, Chief of Police: Letter regarding transfer of sign maintenance personnel to Police Department	21

* * * * *
 G E N E R A L C O M M U N I C A T I O N S
 * * * * *

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 14 July 1, 1985</u>		
27	N.Y.S. Dept. of Trans. - Notice of Order - removal of signal on Broadway at Forks Fire Hlal driveway	25
28	E.C. Dept. of Public Works - letter re: 2-way left turn lane on George Urban	25
29	Cheektowaga Traffic Safety Comm. - minutes of June meeting	25
30	Cheektowaga Planning Board - minutes of May meeting	25
31	SUMMONS & COMPLAINTS:	
	a. Sandra Birkman, infant by David Birkman, Father vs Tn of Chktg.	25
	b. L.E. Radzikowski, father of Amy Lee Radzikowski vs Tn of Chktg.	25
32	VERIFIED COMPLAINT - Gerald W. Haberman vs Tn of Chktg.	25
33	NOTICE OF CLAIM - James Szewczyk vs Tn of Chktg.	25
<u>Meeting No. 15 July 15, 1985</u>		
20	Town Clerk of Grand Island: Copy of resolution opposing County of Erie's assistance in building a baseball stadium in City of Buffalo	16
21	SUMMONS & NOTICE - John Couture vs Twn of Chktg.	16
22	NOTICES OF CLAIM	
	a. Christine Gravanda vs Tn of Chktg.	16
	b. Richard J. Ejnik vs Tn of Chktg.	16
	c. Sandra Metros vs Tn of Chktg.	16
	d. In Small Claims Court - Lee S. Regent vs Twn of Chktg.	16
<u>Meeting No. 16 August 5, 1985</u>		
41	N.Y.S. DEPT. OF TRANS.:	
	a. Access to Qualifying System as Designation in 15 NYCRR	36
	b. Notice of Order - Stop sign at Valu Plaza	36
42	Petition from residents of woodland Terrace requesting street be paved	36
43	NOTICE OF MOTION - Town's Ambulance Service vs Tn of Chktg.	36
44	SUMMONS & COMPLAINT - Leon Warecki vs Tn of Chktg.	36
45	NOTICES OF CLAIM:	
	a. Michael S. Roma vs Tn of Chktg.	36
	b. N.Y. Telephone vs Tn of Chktg.	36
	c. John & Sharon Tewey vs Tn of Chktg.	37
	d. Walter Sikora vs Tn of Chktg.	37
	e. E.C. Water Authority vs Tn of Chktg.	37
<u>Meeting No. 17 August 19, 1985</u>		
35	N.Y.S.D.O.T. - Designation of Restricted Highway - portion of N.Y. Rte. 33, Genesee Street	21
36	Petition from residents of Lou Ann Dr. and Sable Palm Dr. regarding request for Niagara Mohawk Power Authoarity to conduct a "Mole Control Inspection and Prevention Program:	21
37	Petition from residents of Genesee-Pine Hill-Walden Area requesting increased police protection in area	21
38	Petition from residents of Beryl Drive, Thruway Court and Lucid Drive regarding request for repaving of same streets	22
39	SUMMONS & COMPLAINTS:	
	a. Janet Purpura, as mother and natural guardian of Mark Purpura, an infant and Janet Purpura, individually vs Tn of Chktg.	22
	b. Carmello M. Ziembo vs Tn of Chktg.	22
40	NOTICES OF CLAIM:	
	a. Monica and Conrad Szefel vs Tn of Chktg.	22
	b. Henry Jazwiecki vs Tn of Cheektowaga	22
41	Notice & Petition - Sorrento Cheese Co., Inc. vs Tn of Chktg.	22

