

PUBLIC HEARINGS  
(held prior to Town Board meetings)

NO.

ITEM

Meeting No. 1 January 4, 1993

- 1 Adoption of Local Law Establishing a Board of Ethics
- 2 Proposal to Amend Code of Ethics Ordinance

Meeting No. 2 January 19, 1993

- 1 Rezoning of property located at 1157-1161 Maryvale Drive From R-Residence District to NS-Neighborhood Services
- 2 Informational Meeting regarding supporting proposal to amend the Erie County Tax Act to allow partial payment of real property taxes (a/k/a installment payment of taxes)

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 3 February 1, 1993</u>	
2	Public Hearing: Amendment to Vehicle & Traffic Ordinance: ART. X, "Parking, Standing & Stopping" - Jean Terrace and Marc Lane	1

FROM THE TABLE

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 1 January 4, 1993</u>	
2	Authorize Supervisor to Execute Agreements of Adjustment for Transfer of Property	1
	<u>Meeting No. 2 January 19, 1993</u>	
2	Amendment to Code of Ethics Ordinance	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. 1 January 4, 1993</u>		
	ESTABLISH:	
2	a. Town Board Meeting Dates	1
	b. Town Board Work Session Dates	2
4	Supervisor's Facsimile Signature	3
5	Name Official Town Depositories	3
6	Designation of Holidays to be Observed in 1993	3-4
7	Establish Salaries of Elected Officials	4
8	Reappointment of Bingo Inspectors and Bingo Inspector Chairman	4
9	Retain Firm for Certified Public Accounting Services	4-5
10	Call for Public Hearing: Rezoning of 1157-1161 Maryvale Dr	6
11	Affirm Recommendation of SEQR re: 3155 Broadway	7
12	Acceptance of Election Redistricting Map	7
13	Agreement with Village of Depew regarding Tax Credit for Police Services	8
14	Authorize Final Payment for Sash Replacement at the Alexander Community Center	9
15	Authorize Claim File Audit	9
16	AUTHORIZE SUPERVISOR TO SIGN/EXECUTE:	
	a. Agreements for Nutrition Program Sites for the Elderly	9-10
	b. Agreements for Transportation Program for the Elderly	10
	c. Agreement for Professional Services re: Main Pump Station	10-11
	d. Execute Subordination Agreement	11
	e. Documents Regarding Grant	11-12
	f. Agreement with the Youth Dept. - Diocese of Buffalo	12
	g. Documents to Retain Firm	12-13
17	Authorization for Receiver of Taxes and Assessments to Invest Town Real Property Tax Monies	14
18	Termination of Seasonal Employees in Various Departments	14-17
19	Return Employee to Former Position of Motor Equipment Operator "B" in the Sanitation Dept.	17-18
20	HIRING OF:	
	a. Part-Time Employees in Various Depts.	18-19
	b. Part-Time Employees in the Dept. of Youth and Rec. Services	19
	c. Seasonal Employees in Various Depts.	20-22
21	AUTHORIZATION TO ATTEND CONFERENCE/EDUCATIONAL PROGRAM:	
	a. Police Sergeant	22
	b. Executive Director of the Dept. of Youth and Rec. Services	22
22	Warrant List	23

Meeting No. 2 January 19, 1993

3	Call for Public Hearing: Amendment to Vehicle & Traffic Ordinance: ART. X "Parking, Standing & Stopping" Jean Terrace - Marc Lane.	3
---	--	---

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 2 January 19, 1993 cont'd</u>		
4	AWARD OF BID:	
	a. Furnishing of Work Uniforms	4
	b. Baseball Equipment for Youth & Recreational Services	5
	c. Clothing for use in various programs in the Youth & Recreational Services Dept.	6
5	Notice to Bidders: New trees for planting, Spring 1993	7
6	Acceptance and approval of Agreement to Spend Town Highway Fund	8
7	AUTHORIZE SUPERVISOR TO SIGN/EXECUTE:	
	a. 1993 Family Support Contract	9
	b. Documents regarding grant application with NYS Archives & Records Administration	9
	c. Documents regarding grant application with Governor's Office for Voluntary Service	9-10
	d. Documents regarding grant application with NYSDEC	10
	e. Addendum to agreement with Youth Dept. of Diocese of Buffalo	10-11
8	Authorize Town Clerk to issue Ambulance Drivers Licenses	12
9	Appointment to vacant positions of Police Officers (3)	13
10	Rehire part-time employee in Youth & Recreational Services Dept.	13
11	Hiring part-time employees in various departments	13
12	Retain firm for pending assessment proceedings	14
13	AUTHORIZATION TO ATTEND CONFERENCE/PROGRAM:	
	a. Supervising Accountant	14
	b. Police Department personnel	14-15
14	Establish Budget Line Item for YES/GIVE/ERIE CO.	15
15	Transfer of Funds	15-16
16	Warrant List	16
<u>Meeting No. 3 February 1, 1993</u>		
3	Call for Public Hearing: Amendment to Vehicle & Traffic Ordinance: ART. VIII "Stop and Yield Intersections" - Satinwood Drive	2
4	NOTICE TO BIDDERS:	
	a. Office Reconstruction at the Alexander Community Center	3
	b. Lighting Supplies for the Years 1993, 1994 and 1995	4
	c. Furnishing of Chemical Fertilizers and Herbicides	5
	d. Sanitary Sewer Manhole Castings and Covers	6
	e. Purchase of Corrugated Metal Pipe and Reinforced Concrete Pipe	7
	f. Furnishing of Equipment and Operators for Public Works Projects	8
	g. Two (2) Pick-up Trucks and One (1) Dump Truck for the Sewer Maintenance Dept.	9
5	Amend Resolution Dated December 28, 1992 Regarding Claims Management and Loss Control Services	10 s
6	ESTABLISH SALARIES OF:	
	a. Town Officials and Non-Union Personnel	10
	b. Non-Union Employees	10-11
7	Memorialize Erie County and New York State Legislature to Approve Amendment to the Erie County Tax Act	11
8	Designation of Polling Places for 1993	12
9	Installation of Eight (8) Lumen H.P.S. Turnpike Luminaires on Genesee Street	13

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 3 February 1, 1993 cont'd</u>		
10	Establish Budget Line Items for NYS Training Grant and Town Training	14
11	Sale of Ten (10) Used Street Light Standards	14
12	AUTHORIZE SUPERVISOR TO EXECUTE:	
	a. Agreements of Adjustment for Transfer of Property	14-16
	b. Documents Regarding Grant Application	16
	c. Agreements with the Cultural and Not-for-Profit Organizations	16-17
13	Authorize Town Clerk to Issue Ambulance Drivers Licenses	18
14	RETAIN FIRM FOR:	
	a. Certified Public Accounting Services Re: Drainage Expenditures	19
	b. Certified Public Accounting Services Re: Sanit. Sewer Districts	19-20
	c. Professional Engineering Services	20
	d. Technical Services Resolving Erosion Control Problems	20-21
15	Termination of Employee in the Department of Senior Services	21
16	Change in Rate of Pay for Part-Time Clerical Employee in the Assessor's Office	21
17	Appointment to Fill Vacancy in the Position of Trustee on the Cheektowaga Public Library Board	21-22
18	HIRING OF:	
	a. Part-time Employee in the Department of Senior Services	22
	b. Part-time Employee in the Department of Youth and Recreational Services	22
	c. Seasonal Employee in the Town Clerk's Office (S.A.R.A. Grant)	22
19	AUTHORIZATION TO ATTEND SEMINARS:	
	a. Director of Community Development and Building Inspector	23
	b. Assistant Building Inspector	23
20	Warrant List	23-24

DEPARTMENTAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 1 January 4, 1993</u>		
23	Building Permits	23
24	Supervisor's Statement of Funds - November 1992	23
25	Annual Report From Receiver of Taxes and Assessments	23
<u>Meeting No. 2 January 19, 1993</u>		
17	MINUTES OF: a. Cheektowaga Planning Board: December 10, 1992 b. Cheektowaga Traffic Safety Commission: December 15, 1992	16 16
18	Quarterly Report: Office of Disaster Preparedness (October to December, 1992)	16
<u>Meeting No. 3 February 1, 1993</u>		
21	Building Permits	24
22	Minutes of Cheektowaga Library Board - December 16, 1992	24
23	Supervisor's Statement of Funds - December 1992	24

GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 1 January 4, 1993</u>		
26	NOTICE OF CLAIM: a. Patrick M. Donaldson vs the Town of Cheektowaga	23
	b. David and Sharon Szczerbiak, Individually and as Parents and Natural Guardians vs the Town of Cheektowaga and the Town of Cheektowaga Police Department	23
27	NOTICE OF PETITION: a. Consolidated Rail Corp. vs State Board of Equalization and Assessment and the Town of Cheektowaga	23
	b. Glenn Wolfert, Marilyn Rhoads and Janet Greenauer vs the Town of Cheektowaga Zoning Board of Appeals	23
<u>Meeting No. 2 January 19, 1993</u>		
19	Notice of Petition: Michael Sebastiano & Stanley Senko vs Zoning Board of Appeals, Town of Chktg., Jasper Falcone and Michael Desiderio	16
20	Summons and Complaint: Rae Hastings vs Town of Cheektowaga and Town of Cheektowaga Police Department	16
21	NOTICE OF CLAIM: a. Toni Vattimo vs Town of Cheektowaga	17
	b. Carl M. Cole Erie County Public Administrator as Temporary Administrator of Estate of Donald T. Fleming, deceased vs Town of Cheektowaga and Town of Cheektowaga Police Department	17
	c. Donald T. Fleming, Jr., an infant by his mother and natural guardian Diane Fleming vs. Town of Cheektowaga and Town of Cheektowaga Police Department	17 ne
<u>Meeting No. 3 February 1, 1993</u>		
24	NOTICES OF CLAIM: a. Tammy L. Allen, Co-Administratrix of the Estate of Donald Terrence Fleming vs the Town of Cheektowaga	24 ng
	b. Joanne R. Lone vs the Town of Cheektowaga	24
	c. Maurice N. and Renee Marie Knopf vs the Town of Cheektowaga	24



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. 1 January 4, 1993</u>		
28	Amend Code of Ethics Ordinance	24-25
29	Authorize Representatives of the Cheektowaga Action Partnership to attend Conference	25
30	Authorize Town Assessor and Real Property Technician to Attend Seminar	25-26
31	Authorize Representatives from the Town Assessor's Office to Attend Seminar	26
<u>Meeting No. 2 January 19, 1993</u>		
22	Decision on Rezoning: 1157-1161 Maryvale Drive	17-19
23	Notice to Bidders: Microfilming services for Town Records	20
<u>Meeting No. 3 February 1, 1993</u>		
25	Acceptance of Deeds, Easement, Performance Bond and Maintenance Bond for Park Place Estates	25-26
26	Award of Bid: Furnishing of Microfilming Services for the Town of Cheektowaga Records	27

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 4th day of January, 1993 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek  
Councilman Dennis H. Gabryszak  
Councilman Richard B. Solecki  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson, Jr.

ABSENT: Councilman Patricia A. Jaworowicz

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Robert Kaczmarek, Supervising Accountant; Ronald Marten, Building Inspector; Chet Bryan, Town Engineer; Kenneth Kopacz, Director of the Department of Youth and Recreational Services and David Kulik, General Crew Chief-Sanitation Department.

I. FROM THE TABLE

Item No. 2 Authorize Supervisor to Execute Agreements of Adjustment for Transfer of Property  
This item was withdrawn.

II. RESOLUTIONS

Item No. 3a Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

BE IT RESOLVED, that the regular Town Board meetings of the Town of Cheektowaga for the calendar year 1993 shall be held at 7:30 P.M. in the Council Chambers of the Town Hall, at Broadway and Union Road, Cheektowaga, New York on the following referenced dates:

First and Third Mondays of March, April, May, June, August, October, November and December

January 19th  
February 1st and 16th  
July 6th and 19th  
September 7th and 20th

and, BE IT FURTHER

RESOLVED, that such meetings shall begin with the public comment period at 7:15 P.M. and the meetings proper will begin immediately thereafter.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

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

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 4th day of January, 1993 at 7:30 o'clock p.m. Eastern Standard Time there were: -

PRESENT:

- Supervisor Frank E. Swiatek
- Councilman Dennis H. Gabryszak
- Councilman Richard B. Solecki
- Councilman William P. Rogowski
- Councilman Jacqueline A. Blachowski
- Councilman Thomas M. Johnson, Jr.

ABSENT:-

- Councilman Jaworowicz
- Motion by Councilman Gabryszak seconded by Supervisor Swiatek.

BE IT RESOLVED that the regular Town Board meetings of the Town of Cheektowaga for the calendar year 1993 shall be held at 7:30 P.M. in the Council Chambers of the Town Hall, at Broadway and Union Road, Cheektowaga, New York on the following referenced dates:

- First and Third Mondays of March, April, May, June, August, October, November and December
- January 19th
- February 1st and 16th
- July 6th and 19th
- September 7th and 20th

and, BE IT FURTHER RESOLVED, that such meetings shall begin with the public comment period at 7:15 P.M. and the meetings proper will begin immediately thereafter.

- Upon roll call:-
- Supervisor Swiatek Voting AYE
  - Councilman Jaworowicz Voting ABSENT
  - Councilman Gabryszak Voting AYE
  - Councilman Solecki Voting AYE
  - Councilman Rogowski Voting AYE
  - Councilman Blachowski Voting AYE
  - Councilman Johnson Voting AYE

AYES: 6  
 NAYES: 0  
 ABSENT: 1

PUBLISH: JANUARY 7, 1993

.....Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is .....Clerk..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for .....1..... weeks; first publication.....January 7, 1993.....; last publication.....January 7, 1993.....; and that no more than six days intervened between publications.

.....Melissa Gugliuzza

Sworn to before me this .....7th.....

day of .....January....., 19.....93.....

.....Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

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

Melissa Gugliuzza, 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 JANUARY 7, 1993 ;  
 last publication JANUARY 7, 1993 ;  
 and that no more than six days intervened be-  
 tween publications.

Melissa Gugliuzza  
 .....  
 742

Sworn to before me this .....  
 742

day of January, 1993.

Margaret J. Bourdette  
 .....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

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 4th day of January, 1993 at 7:30 o'clock p.m. Eastern Standard Time there were:

PRESENT:

- Supervisor Frank E. Swiatek
- Councilman Dennis H. Gabryszak
- Councilman Richard B. Solecki
- Councilman William P. Rogowski
- Councilman Jacqueline A. Blachowski
- Councilman Thomas M. Johnson, Jr.

ABSENT:

- Councilman Jaworowicz
- Motion by Councilman Gabryszak seconded by Supervisor Swiatek.

BE IT RESOLVED that the regular Town Board meetings of the Town of Cheektowaga for the calendar year 1993 shall be held at 7:30 P.M. in the Council Chambers of the Town Hall, at Broadway and Union Road, Cheektowaga, New York on the following referenced dates:

- First and Third Mondays of March, April, May, June, August, October, November and December
- January 19th
- February 1st and 16th
- July 6th and 19th
- September 7th and 20th

and, BE IT FURTHER RESOLVED, that such meetings shall begin with the public comment period at 7:15 P.M. and the meetings proper will begin immediately thereafter.

Upon roll call...  
 Supervisor Swiatek Voting AYE  
 Councilman Jaworowicz Voting

- ABSENT
- Councilman Gabryszak Voting AYE
- Councilman Solecki Voting AYE
- Councilman Rogowski Voting AYE
- Councilman Blachowski Voting AYE
- Councilman Johnson Voting AYE

AYES: 6  
 NAYES: 0  
 ABSENT: 1

PUBLISH: JANUARY 7, 1993

Item No. 3b Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga shall hold work sessions for the calendar year 1993 at 5:30 P.M. on the Thursdays preceding the regularly scheduled Town Board meetings, except for the months of July, August and September, and BE IT FURTHER

RESOLVED, that the work sessions for July, August and September shall be held at 6:00 P.M. on the day of the regularly scheduled Town Board meeting, and BE IT FURTHER

RESOLVED, that said work sessions shall be held in the Council Office, Town Hall, Cheektowaga, New York.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

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

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, at 7:30 o'clock p.m. Eastern Standard Time there were:

- PRESENT:
- Supervisor Frank E. Swiatek
  - Councilman Dennis H. Gabryszak
  - Councilman Richard B. Solecki
  - Councilman William P. Rogowski
  - Councilman Jacqueline A. Blachowski
  - Councilman Thomas M. Johnson, Jr.
- ABSENT:
- Councilman Jaworowicz

Motion by Councilman Gabryszak seconded by Supervisor Swiatek.

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga shall hold work sessions for the calendar year 1993 at 5:30 P.M. on the Thursdays preceding the regularly scheduled Town Board meetings, except for the months of July, August, and September, and BE IT FURTHER RESOLVED, that the work sessions for July, August, and September shall be held at 6:00 P.M. on the day of the regularly scheduled Town Board meeting, and BE IT FURTHER RESOLVED, that said work sessions shall be held in the Council Office, Town Hall, Cheektowaga, New York.

- Upon roll call....
- Supervisor Swiatek Voting AYE
  - Councilman Jaworowicz Voting AYE
  - Councilman Gabryszak Voting AYE
  - Councilman Solecki Voting AYE
  - Councilman Rogowski Voting AYE
  - Councilman Blachowski Voting AYE
  - Councilman Johnson Voting AYE

AYES: 6  
NAYES: 0  
ABSENT: 1  
PUBLISH: JANUARY 7, 1993

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ..... weeks: first publication January 7, 1993; last publication January 7, 1993; and that no more than six days intervened between publications.

Melissa Gugliuzza

Sworn to before me this 7th

day of January, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

Melissa Gugliuzza, 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 January 7, 1993 ;  
 last publication January 7, 1993 ;  
 and that no more than six days intervened be-  
 tween publications.

Melissa Gugliuzza

Sworn to before me this ..... 7th .....

day of January, 1993.

Margaret J. Bourdette

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

LEGAL NOTICE  
 EXTRACTS FROM MINUTES  
 OF CHEEKTOWAGA TOWN  
 BOARD  
 At a regular meeting of the Town  
 Board of the Town of Cheektow-  
 aga, Erie County, New York held at  
 the Town Hall, corner of Broadway  
 and Union Roads, at 7:30 o'clock  
 p.m. Eastern Standard Time there  
 were:  
 PRESENT:  
 Supervisor Frank E. Swiatek  
 Councilman Dennis H.  
 Gabryszak  
 Councilman Richard B. Solecki  
 Councilman William P. Rogow-  
 ski  
 Councilman Jacqueline A.  
 Blachowski  
 Councilman Thomas M.  
 Johnson, Jr.  
 ABSENT:  
 Councilman Jaworowicz  
 Motion by Councilman  
 Gabryszak seconded by Supervisor  
 Swiatek  
 BE IT RESOLVED, that the  
 Town Board of the Town of Cheek-  
 towaga shall hold work sessions for  
 the calendar year 1993 at 5:30 P.M.  
 on the Thursdays preceding the  
 regularly scheduled Town Board  
 meetings, except for the months of  
 July, August, and September, and  
 BE IT FURTHER RESOLVED,  
 that the work sessions for July,  
 August, and September shall be  
 held at 6:00 P.M. on the day of the  
 regularly scheduled Town Board  
 meeting, and BE IT FURTHER  
 RESOLVED, that said work ses-  
 sions shall be held in the Council  
 Office, Town Hall, Cheektowaga,  
 New York.  
 Upon roll call...  
 Supervisor Swiatek Voting AYE  
 Councilman Jaworowicz Voting  
 ABSENT  
 Councilman Gabryszak Voting  
 AYE  
 Councilman Solecki Voting  
 AYE  
 Councilman Rogowski Voting  
 AYE  
 Councilman Blachowski Voting  
 AYE  
 Councilman Johnson Voting  
 AYE  
 AYES: 6  
 NAYES: 0  
 ABSENT: 1  
 PUBLISH: JANUARY 7, 1993

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

Item No. 4 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that Marine Midland, N.A. (Cheektowaga Office), Fleet Bank (Harlem Road Office), Key Bank (Cheektowaga Office), Chase Lincoln First Bank of Western New York, N.A. (Depew Office), and Manufacturers and Traders Trust Company (Airport Plaza Office), as designated depositories of the Town of Cheektowaga, be and they are hereby requested, authorized and directed to honor checks, notes and other instruments for the payment of money against Town Funds on deposit therein, including those payable to the individual order of the person whose name appears thereon as signer, when bearing or purporting to bear the facsimile signature of Frank E. Swiatek, Supervisor,

AND the Marine Midland, N.A. (Cheektowaga Office), Fleet Bank (Harlem Road Office), Key Bank (Cheektowaga Office), Chase Lincoln First Bank of Western New York, N.A. (Depew Office), and Manufacturers and Traders Trust Company (Airport Office), shall be entitled to honor and to charge the proper bank account of the Town of Cheektowaga for such checks, notes and other instruments, regardless of by whom or by what means the actual or purported facsimile signature thereon may have been affixed thereto, if such signature resembles the facsimile specimen or specimens, duly certified to or filed with said banks by the Supervisor, the Town Clerk or other officers of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 5 Motion by Supervisor Swiatek, Seconded by Councilman Solecki

BE IT RESOLVED, that the following banking institutions be named official Town Depositories for the year 1993:

Marine Midland Bank, N.A. (Cheektowaga Office)  
Manufacturers and Traders Trust Company (Airport Plaza)  
Key Bank (Como Mall and Union Road)  
Fleet Bank (Harlem Road Office)  
Chase Lincoln First (Depew Office)  
Citibank (Cheektowaga Office)

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Solecki, Rogowski, Blachowski  
and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz  
ABSTAINED: Councilman Gabryszak

Item No. 6 Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

BE IT RESOLVED, that the following holidays shall be observed by the Town of Cheektowaga in 1993:

New Year's Day	January 1, 1993	(Friday)
Day After New Year's	January 2, 1993	(Saturday)
Washington's Birthday	February 15, 1993	(Monday)
Good Friday	April 9, 1993	(Friday)
Memorial Day	May 31, 1993	(Monday)
Independence Day	July 5, 1993	(Monday)
Labor Day	September 6, 1993	(Monday)
Columbus Day	October 11, 1993	(Monday)
Election Day	November 2, 1993	(Tuesday)
Veterans Day	November 11, 1993	(Thursday)
Thanksgiving Day	November 25, 1993	(Thursday)
Day After Thanksgiving	November 26, 1993	(Friday)
Christmas Eve	December 24, 1993	(Friday)
Christmas Day	December 25, 1993	(Saturday)
New Year's Day (1994)	December 31, 1993	(Friday)



Item No. 6 continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 7 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the salaries of the following Town Officials be and hereby are established and set forth as follows, effective January 1, 1993:

Supervisor	\$54,503.64
Councilmen (6)	17,682.49
Tax Receiver	39,712.66
Town Clerk	44,229.52
Highway Superintendent	50,872.03
Town Justice (2)	40,173.73
Budget Director	5,000.00
Registrar for Vital Statistics	4,000.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 8 Motion by Supervisor Swiatek, Seconded by Councilman Johnson

BE IT RESOLVED, that the following individuals be and hereby are reappointed as Town Bingo Inspectors, effective January 1, 1993, for a term of one year:

Joanne Burst,	Depew, New York 14043
Ruth A. Casacci,	Cheektowaga, New York 14225
Kenneth J. Jeffords,	Depew, New York 14043
Longin M. Olech,	Cheektowaga, New York 14225
Stanley Sliwinski,	Cheektowaga, New York 14227

and, BE IT FURTHER

RESOLVED, that Alexander Mazgajewski of Cheektowaga, New York 14227, be and hereby is appointed Bingo Inspector Chairman, effective January 1, 1992, for a term of one year. The cost shall be charged to account #0100-1410-1571.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 9 Motion by Supervisor Swiatek, Seconded by Councilman Solecki

WHEREAS, the Town Board desires the services of a Certified Public Accounting firm for the services in the area of:

A. Annual Audit

Conduct a financial audit of the Town's records for the year ended December 31, 1992 and report on such.

Prepare the Annual Financial Report to the New York Department of Audit and Control.

Item No. 9 continued

Prepare a management letter in conjunction with our annual financial audit of the Town.

B. Single Audit

Conduct an audit of the Town's federal financial assistance with compliance with applicable federal laws and regulations in accordance with the Single Audit Act of 1984.

C. Comprehensive Annual Financial Report

Aid the Town in the submission of a comprehensive annual financial report to the Government Finance Officers' Association for Review in the Certificate of Excellence in Financial Reporting Program.

D. Departmental Audits

Conduct audits of the Town Clerk Department, the Tax Receiver's Department and the Town Justices' Department.

Prepare financial statements for these departments on the cash basis of accounting.

E. Consultive Services

Be available for periodic consultation to the Supervisor and the Town's Chief Accountant on areas such as: State Revenue Sharing; federal and state legislative developments; borrowings and other areas as requested.

F. Mid-Year Review and Forecast

Review the Town's financial statements as of July 31, 1993 and provide a compilation forecast for those funds through December 31, 1993.

G. Benefit Basis Budget Preparation

Provide assistance to the Supervisor, Town Board and Town's Chief Accountant in various phases of the preparation of the 1994 benefit basis budget.

H. Ad Valorem Budget Consultation

Review the tentative 1993 Ad Valorem budget and report as to our observations and recommendations on that document.

I. Budget Document

Prepare a detailed budget presentation document.

and

WHEREAS, the Town Board desires to retain the services of Deloitte & Touche, CPAs for those services, NOW, THEREFORE, BE IT

RESOLVED, that Deloitte & Touche be retained to perform the services listed above for the year 1993 according to the following fee schedule:

\$29,700	General Fund	Acct. #01-1320-0004-4506
18,375	Sanitary Sewer Dist. #3	Acct. #23-8123-0004-4506
30,525	Sanitary Sewer Dist. #5	Acct. #25-8125-0004-4506
9,000	Capital Projects Fund	Acct. #Various

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

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

WHEREAS, Kenneth E. Liszewski has made application and requested the Rezoning from R-Residence District to NS-Neighborhood Services District for property located at 1157-1161 Maryvale Drive, with the permission of the owner of the property, namely Fred and Salvatore Calandra, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on January 19, 1992 at 7:00 o'clock P.M., Eastern Standard Time at the Cheektowaga Town Hall, corner of Broadway and Union Road.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza 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 January 7, 1993 ;  
 last publication January 7, 1993 ;  
 and that no more than six days intervened be-  
 tween publications.

Melissa Gugliuzza  
 7th

Sworn to before me this .....

day of January, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road on the 19th day of January 1993, at 7:00 o'clock, P.M., Eastern Standard Time of said day for the purpose of considering the application of K. LISZEWSKI/FRED & SALVATORE CALANDRA to Rezone from R-RESIDENTIAL District to NS-NEIGHBORHOOD SERVICES District on property located at 1157-1161 Maryvale Drive and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Law of the Town of Cheektowaga, New York.

DESCRIPTION:  
 Vacant lot fronting Maryvale Drive, 190.99' frontage; 186.75' depth; and 243.64' width; approximately 1.05 acres. SBL#92.09.4-15.1

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 Frank E. Swiatek
- Councilman Patricia A. Jaworowicz
- Councilman Dennis H. Gabryszak
- Councilman Richard B. Solecki
- Councilman William P. Rogowski
- Councilman Jacqueline A. Blachowski
- Councilman Thomas M. Johnson, Jr.

Richard M. Moleski  
 Town Clerk

PUBLISH: JANUARY 7, 1993

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

Melissa Gugliuzza 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 January 7, 1993 ;  
 last publication January 7, 1993 ;  
 and that no more than six days intervened be-  
 tween publications.

Melissa Gugliuzza  
 742

Sworn to before me this .....  
 day of January, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road on the 19th day of January 1993, at 7:00 o'clock, P.M., Eastern Standard Time of said day for the purpose of considering the application of K. LISZEWSKI/FRED & SALVATORE CALANDRA to Rezone from R-RESIDENTIAL District to NS-NEIGHBORHOOD SERVICES District on property located at 1157-1161 Maryvale Drive and amend the Zoning Map and Ordinance accordingly, pursuant to Article X and Section 82-70 of the Zoning Law of the Town of Cheektowaga, New York.

**DESCRIPTION:**

Vacant lot fronting Maryvale Drive, 190.99' frontage; 186.75' depth; and 243.64' width; approximately 1.05 acres. SBL#92.09.4-15.1

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 Frank E. Swiatek
- Councilman Patricia A. Jaworowicz
- Councilman Dennis H. Gabryszak
- Councilman Richard B. Solecki
- Councilman William P. Rogowski
- Councilman Jacqueline A. Blachowski
- Councilman Thomas M. Johnson, Jr.

Richard M. Moleski  
 Town Clerk

PUBLISH: JANUARY 7, 1993

Item No. 11 Affirm Recommendation of SEQR Regarding 3155 Broadway  
This item was withdrawn.

Item No. 12 Motion by Councilman Blachowski, Seconded by Councilman Rogowski

WHEREAS, the Erie County Board of Elections has notified the Town that any re-drawing of election district boundaries must be done before January 15, 1993 or else the Erie County Board of Elections will proceed to perform this task at the Town's expense, and

WHEREAS, the Board of Elections has also notified the Town that a recent amendment to the State Election Law requires boundaries of all election districts to follow "visible geographic features", and

WHEREAS, the Town Clerk has recommended that certain election districts in Town be re-drawn to accommodate an increase in registered voters caused by the building of new subdivisions, and

WHEREAS, the necessary "visible geographic features" legal descriptions for the re-drawing of Election Districts Nos. 1, 17 and 83 in the Town have been prepared, and

WHEREAS, the re-drawing of such Election Districts, as described on the attached sheet entitled "Town of Cheektowaga Election Districts to be Re-Drawn" comply with the State Election Law and address those districts where significant changes in the number of registered voters are expected in the next years, NOW, THEREFORE, BE IT

RESOLVED, that Election Districts Nos. 1, 17 and 83 be and hereby are re-drawn as shown on the attached sheet entitled "Town of Cheektowaga Election Districts to be Re-Drawn", and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the Erie County Board of Elections before January 15, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\*SEE NEXT PAGE(S) FOR ATTACHMENT

DISTRICT NO. 1 Beginning at point of the centerline of Borden Road and the back lot line of lots on the north side of Autumnwood Drive, thence westerly along said lot line to centerline of Birchwood Drive, thence northerly along the centerline of Birchwood Drive to the back lot line of lots on the southernmost side Castlewood Drive, thence westerly along said back lot lines to the the easternmost side of back lot line of Woodgate Drive, thence northerly along said lot line to the back lot line of lots on the south side of Losson Road, thence easterly along said lot line to the centerline of Borden Road, thence southerly along the centerline of Borden Road to the point of beginning.

DISTRICT NO. 17 Beginning at a point at the centerline of Borden Road and the Reservation Line, thence southerly along the centerline of Borden Road to the back lot line of lots on the south side of Losson Road, thence westerly along said lot line to a line projected northerly from the back lot line of lots on the westernmost side of Woodgate Drive, thence southerly along said lot line to the southernmost lot line of a line projected from the back lot lines of Castlewood Drive, thence westerly along said lot line to the westernmost side of back lot lines of Barbados Drive, thence southerly along said lot line to the back lot line of lots on the north side of LeHarve Drive, thence westerly along said lot line to a line projected northerly from the back lot line of lots on the west side of Mayberry Drive West, thence northerly along said projected line to a line which is an extension of the back lot line of lots on the east side of Hillpine Road, thence northeasterly along said lot line to the Reservation Line, thence easterly along the Reservation Line to the point of beginning.

DISTRICT #83 Beginning at the centerline of Borden Road and the centerline of French Road thence westerly along the centerline of French Road to the back lot lines of lots on the west side of Gary Lane thence northerly along said lot lines to the centerline of Bronx Drive thence westerly along the centerline of Bronx Drive to the centerline of Birchwood Drive thence northerly along the centerline of Birchwood Drive extended to the rear lot lines on the north side of Autumnwood Drive thence easterly along the said back lot line of Autumnwood Drive to the centerline of Borden Road thence southerly along the centerline of Borden Road to the point of beginning.

District #1

Barbados Dr	240 to 376	Odd & Even	97
Basswood Dr	3 to 148	Odd & Even	138
Baywood Dr	1 to 165	Odd & Even	83
Borden Rd	570 to 900	Even Only	23
Castlewood Dr	27 to 234	Odd & Even	170
Cherrywood Dr	1 to 114	Odd & Even	60
Knollwood Dr	44 to 115	Odd & Even	42
Parwood Dr	16 to 151	Odd & Even	93
Starwood Dr	7 to 31	Odd & Even	11
Wedgewood Dr	14 and 18	Odd & Even	5

722

District #17

Barbados Dr	114 to 234	Odd & Even	76
Beaverbrook Ct	3 to 15	Odd & Even	8
Borden Rd	928 to 1110	Even Only	19
Brookedge Rd	4 to 114	Odd & Even	67
Deepwood Ct	3 to 12	Odd & Even	14
Jerome Dr	4 to 103	Odd & Even	69
Losson Rd	475 to 1307	Odd & Even	108
Parktrail Ln	2 to 66	Odd & Even	44
Philip Dr	3 to 24	Odd & Even	18
Towers Blvd	220 to 280	Odd & Even	46
Whitney Pl	5 to 145	Odd & Even	53
Woodgate Dr	108 to 149	Odd & Even	38

560

District #83

Autumnwood Dr	4 to 170	Odd & Even	126
Birchwood Dr	57 to 89	Odd & Even	12
Bronx Dr	74 to 154	Even Only	38
Cheekwood Dr.	4 to 84	Odd & Even	84
Frantzen Terr	3 to 127	Odd & Even	101
Gary Ln	7 to 202	Odd & Even	120
McKenzie Ct.	6 to 99	Odd & Even	104
Oakwood Dr	4 to 96	Odd & Even	79
Sprucewood Dr	179 to 215	Odd Only	30
Zeller Ln	8 to 35	Odd & Even	13

707



Item No. 13 Motion by Councilman Johnson, Seconded by Supervisor Swiatek

WHEREAS, the Village of Depew is located partially within the Town of Cheektowaga, and

WHEREAS, the Village of Depew maintains its own police department on an annual full-time basis, and

WHEREAS, Section 150 of the Town Law authorizes the Town of Cheektowaga to enter into an agreement with the Village of Depew to determine what part of the Town's police department shall be assessed against Village properties, and

WHEREAS, a proposed agreement for calendar year 1993 has been prepared and is acceptable to this Town Board, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement with the Village of Depew.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\*SEE NEXT PAGE(S) FOR ATTACHMENT

\*\*\*NEVER RECEIVED SIGNED AGREEMENT\*\*\*

4

A G R E E M E N T

THIS AGREEMENT made the \_\_\_\_\_ day of January, 1993, by \_\_\_\_\_ and between the TOWN OF CHEEKTOWAGA, a municipal corporation with offices at Broadway and Union Road, Cheektowaga, New York (hereinafter referred to as the "TOWN"), and VILLAGE OF DEPEW, a municipal corporation with offices at Manitou and Gould Avenue, Depew, New York (hereinafter referred to as the "VILLAGE"):

W I T N E S S E T H:

WHEREAS, the Budget Officer of the TOWN provides in the Town Budget on an annual basis an adjustment to the General Fund to relieve VILLAGE taxpayers of a portion of the cost of the TOWN Police Department, and

WHEREAS, the parties hereto desire to enter into an Agreement for the 1993 calendar year to cause the adjustment for VILLAGE taxpayers in the General Fund portion of the TOWN tax for 1993, and

WHEREAS, such an agreement is authorized by Section 150 of the Town Law of the State of New York,

NOW, THEREFORE, upon the mutual covenants and promises herein contained, it is hereby agreed as follows:

(1) The Budget Officer of the TOWN will cause an adjustment to be made to the 1993 Town Budget, General Fund, in the amount of \$153,945.08 to relieve VILLAGE taxpayers of a portion of the cost of the TOWN Police Department for the calendar year 1993.

(2) In the event that all or a part of the police operations of the VILLAGE merge with or are assumed by the TOWN, this Agreement shall become null and void, and the parties agree to negotiate a new agreement.

(3) This Agreement shall be effective from January 1, 1993 to December 31, 1993.

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

TOWN OF CHEEKTOWAGA

(SEAL)

\_\_\_\_\_  
Frank E. Swiatek, Supervisor

VILLAGE OF DEPEW

(SEAL)

\_\_\_\_\_  
Arthur Domino, Mayor

Item No. 14 Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, Raymond E. Kelley, Inc. 33 Main Street, Bowmansville, New York 14026 has submitted application for final payment for Sash Replacement at the Alexander Community Center, and

WHEREAS, Scaffidi & Moore Architects has reviewed and approved Raymond E. Kelley Inc., Contractor's Affidavit of Payment of Debts & Claims, Contractor's Affidavit of Release of Liens, Wage & Supplement Affidavit, Asbestos Statement, Warranty and Consent of Surety Company to Final Payment, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby authorizes final payment in the amount of \$3,708.00 to Raymond E. Kelley, Inc., 33 Main Street, Bowmansville, New York 14026, AND BE IT FURTHER

RESOLVED, that funds for said action are available from Account #5012-1625-1100.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 15 Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

WHEREAS, be resolution dated December 28, 1992, this Town Board retained the services of W.C.S. of N.Y., Inc. for Self-Insured Workers' Compensation claims management for the Town, effective January 1, 1993, and

WHEREAS, it has been recommended that the Town also retain the services of W.C.S. of N.Y., Inc. to perform an audit of the claims files formerly handled by Sedgwick James of New York to ensure that recovery claims were timely made, and

WHEREAS, W.C.S. of N.Y., Inc. has submitted a proposal dated December 29, 1992 to perform such claim file audit for a total cost of \$3,750.00, NOW, THEREFORE, BE IT

RESOLVED, that W.C.S. of N.Y., Inc. be and hereby is retained to perform a Workers' Compensation claim file audit in accordance with its proposal dated December 29, 1992 at a flat service fee of \$3,750.00, and BE IT FURTHER

RESOLVED, that funds for such services shall be appropriated from the Town's Risk Retention accounts.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 16a Motion by Councilman Gabryszak, Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga is operating a nutrition program for the elderly at the facilities of; St. John Gualbert Parish, located at 87 Gualbert Ave., Cheektowaga; Maryvale Presbyterian Church, located at 425 Maryvale Drive, Cheektowaga; Infant of Prague Parish, located at 921 Cleveland Drive, Cheektowaga, Cayuga Village Community Center, located at 100 Hutchens Drive, Cheektowaga and Maryvale East Apartments, 100 Moorman Dr., Cheektowaga, and

Item No. 16a continued

WHEREAS, an agreement between the Town of Cheektowaga and the above facilities has been drafted relative to the operation of the said nutrition program for the year 1993, and

WHEREAS, an agreement between the Town of Cheektowaga and the County of Erie has been drafted relative to the operation of the said nutrition program for the year 1993, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign all the said agreements on behalf of the Town of Cheektowaga retroactive to January 1, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 16b Motion by Councilman Gabryszak, Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga is operating a transportation program for the elderly, and

WHEREAS, an agreement between the Town of Cheektowaga and the County of Erie has been drafted relative to the operation of the said transportation program for the year 1993, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to sign all the said agreements on behalf of the Town of Cheektowaga retroactive to January 1, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 16c Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, in the continuous operation of the Sanitary Sewer District No. 5 Main Pump Station and other sewer pump stations, the Town has relied on obtaining technical assistance on resolving problems as they occur and involve highly specialized components and having quarterly preventative maintenance inspections conducted, AND

WHEREAS, based on past experience and the aging of the pump stations, there is need to continue obtaining specialized technical assistance in order to assure continuous operation of the sanitary sewer system, AND

WHEREAS, Nussbaumer & Clarke, Inc. has been found qualified to perform such services and have provided assistance at all hours as needed, NOW, THEREFORE, BE IT

RESOLVED, that the agreement for general technical services for 1993 thru 1995, as submitted by the consulting firm of Nussbaumer & Clarke, Inc. and as recommended by the Town Engineer, is approved and accepted, AND, BE IT FURTHER

RESOLVED, that the costs based on the hourly rates established in the agreement shall be chargeable to Account #2500-8135-4581 as budgeted, AND, BE IT FURTHER

RESOLVED, that the Supervisor is directed and authorized to sign said agreement for professional services with Nussbaumer & Clarke, Inc.

Item No. 16c continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 16d Motion by Councilman Blachowski, Seconded by Councilman Johnson

WHEREAS, the Town of Cheektowaga, in August, 1984, gave Mrs. Susan Majchrzak-Uhl a Housing Rehabilitation Community Development loan for property owned by her and located at 54 Vanderbilt, Depew, New York, and

WHEREAS, Mrs. Majchrzak-Uhl is now applying for a separate mortgage loan through Marine Midland Bank, and Marine Midland Bank is requesting the Town to execute a Subordination Agreement relating to the Town's Community Development Loan, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute a Subordination Agreement relating to Mrs. Majchrzak-Uhl and the Town's Housing Rehabilitation Community Development for 54 Vanderbilt, Depew, New York, and any other documents necessary to effectuate the Subordination Agreement.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 16e Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga is interested in utilizing natural areas within the Town to motivate the general public to become more environmentally conscious and promote stewardship of public lands; AND

WHEREAS, the development of an environmental education curriculum and training of local district teachers would result in the availability of environmental education classes designed to provide an understanding of the Town's unique natural resources, and living laboratory of developing properties within its bounds, thereby enhancing the community's appreciation of the Town's natural resources and facilitating the environmental review process; AND

WHEREAS, the development of such a curriculum may encourage youth to learn more about the environment within the context of urban land use, and pursue said interest through subsequent participation in the Town's Youth Conservation Corps and as citizens of the community; AND

WHEREAS, the United States Environmental Protection Agency is offering grant monies to create partnerships and promote teamwork to improve environmental education and enhance environmental teaching skills; AND

WHEREAS, the Town of Cheektowaga is in need of financial assistance to create such a working partnership with local school districts; NOW, THEREFORE, BE IT

RESOLVED, that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the United States Environmental Protection Agency for the purpose of securing this grant, AND BE IT

FURTHER RESOLVED, the Town's share of required matching funds shall be in the form of in-kind services and materials, and BE IT

FURTHER RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Item No. 16e continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 16f Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, the Cheektowaga Youth & Recreational Services Department is desirous of leasing campground facilities known as Camp Turner for a winter camp for handicapped Cheektowaga youths from January 8th-10th, 1993, and

WHEREAS, said facilities are leased by the Youth Department - Diocese of Buffalo and located in Allegany, New York, and

WHEREAS, the Youth Department - Diocese of Buffalo is willing to lease such facilities to the Town provided that the Town execute an appropriate agreement for such leasing of said property at a cost of \$600, (T&A 894 and/or 7310.4691), and

WHEREAS, such agreement has been prepared and is acceptable between said parties, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with the Youth Department - Diocese of Buffalo for the leasing of the aforementioned campground facilities, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Youth and Recreational Services Department, as in the past, seek reimbursement from any appropriate state and charitable sources, in addition to any camper fees to cover the necessary costs of said activity.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 16g Motion by Councilman Johnson, Seconded by Supervisor Swiatek

WHEREAS, an application is currently pending for the rezoning of 3523 Broadway from M1-Light Manufacturing District to NS-Neighborhood Services District, and

WHEREAS, concern has been expressed by the Town's Disaster Coordinator, Cheektowaga Conservation Advisory Council and others as to hazards and risks presently existing on other properties in the vicinity of 3523 Broadway, and

WHEREAS, the potential hazards existing in the vicinity of this property and the compatibility of NS-type uses in or adjacent to M1 zoning districts are of concern to this Town Board and are in need of further study to assist this Town Board in reviewing this rezoning application and future rezoning applications, and

WHEREAS, Occupational Safety & Environmental Associates, Inc. has submitted the attached proposal to perform an environmental/risk assessment on this matter for a total cost of \$2,150, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the attached proposal of Occupational Safety & Environmental Associates, Inc. to perform an environmental/risk assessment on this matter, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all papers necessary to retain Occupational Safety & Environmental Associates, Inc. on this matter, and BE IT FURTHER

Item No. 16g continued

RESOLVED, that moneys required for this work, \$2,150, shall be appropriated from budget line item number 0100-1910-4711, and BE IT FURTHER

RESOLVED, that the Town Building Inspections Department and Disaster Coordinator be and hereby are directed to assist Occupational Safety & Environmental Associates, Inc. with this project.

\* \* \* \* \*

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN JOHNSON TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\* \* \* \* \*

WHEREAS, an application is currently pending for the rezoning of 3523 Broadway from M1-Light Manufacturing District to NS-Neighborhood Services District, and

WHEREAS, concern has been expressed by the Town's Disaster Coordinator, Cheektowaga Conservation Advisory Council and others as to hazards and risks presently existing on other properties in the vicinity of 3523 Broadway, and

WHEREAS, the potential hazards existing in the vicinity of this property and the compatibility of NS-type uses in or adjacent to M1 zoning districts are of concern to this Town Board and are in need of further study to assist this Town Board in reviewing this rezoning application and future rezoning applications, and

WHEREAS, Occupational Safety & Environmental Associates, Inc. has submitted the attached proposal to perform an environmental/risk assessment on this matter for a total cost of \$2,150, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the attached proposal of Occupational Safety & Environmental Associates, Inc. to perform an environmental/risk assessment on this matter, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all papers necessary to retain Occupational Safety & Environmental Associates, Inc. on this matter, and BE IT FURTHER

RESOLVED, that moneys required for this work, \$2,150, shall be appropriated from contingency budget line item number 0100-1910-4711, and BE IT FURTHER

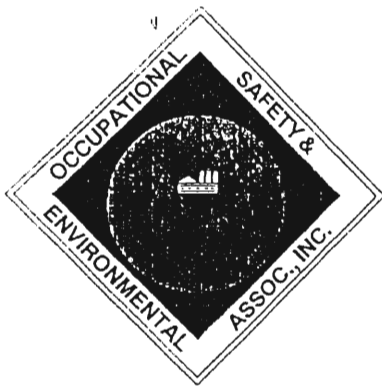
RESOLVED, that the Town Building Inspections Department and Disaster Coordinator be and hereby are directed to assist Occupational Safety & Environmental Associates, Inc. with this project.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\*SEE NEXT PAGE(S) FOR ATTACHMENT





## Occupational Safety & Environmental Assoc., Inc.

SAFETY, ENVIRONMENTAL & RISK MANAGEMENT CONSULTANTS

---

December 29, 1992

RECEIVED

JAN 4 1993

TOWN ATTORNEY

Mr. Kevin G. Schenk  
Deputy Town Attorney  
Town of Cheektowaga  
Town Hall, Broadway & Union Road  
Cheektowaga, NY 14227

Re: Environmental Hazard/Risk Assessment  
3523 Broadway, Cheektowaga, NY

Dear Mr. Schenk:

Responding to your December 11, 1992 request for proposal and pricing, we are forwarding the attached information. We feel that an environmental hazard/risk assessment can be completed in a timely fashion for a total cost of \$2,150. This is assuming that information as outlined on the handwritten report as titled "Office of Disaster Preparedness Town of Cheektowaga New York" items 1 - 5 and materials mentioned within the document will be made available such as:

- Explosion effect chart for propane tank locations;
- Attached vulnerability zone maps regarding various locations, as well as town permits,
- Chemical fact sheet for propane and ammonia;
- Chemical data notebooks series for ammonia and LPG;
- The community flume publication.

The availability of this information as already collected will speed the review necessary.

Our staff will conduct an on-site review inclusive of photographs, mapping as necessary, locations as identified and their possible impact on the subject location, as well as a risk assessment as to the occupancy, location of the potential exposures, and potential impact. Additionally, record checks will be completed inclusive of the DEC and other regulatory agencies as to past problems which may have been encountered with any exposures noted or others that are determined during the investigation period.

A full written report will be presented inclusive of materials as collected (photographs, maps, etc.) with an opinion as to the suitability of the location for the subject exposure as based on the exposures presented and of concern in the area.

3320 N. BENZING RD.  
ORCHARD PARK, NEW YORK 14127

(716) 821-0091  
FAX (716) 821-0232

BUFFALO

SYRACUSE

CHICAGO

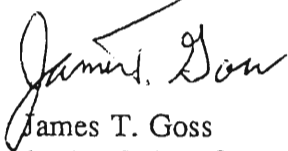
Sources of information which would be utilized to conduct the investigation and as referenced are as follows:

- Dept. of Health and Licensing Bureau for daycare related facilities;
- New York State Building Code;
- Department of Environmental Conservation;
- Insurance related industry practice and guidelines;
- NFPA Codes with emphasis on life safety.

As possible, and within accordance of Town law, it would be advisable that an on-site inspection of the facility(s) of concern be conducted so that a visual representation of the location and hazardous materials stored can be completed. This would be possible only through Town intervention. In effect, we would like to tie into this investigation not only the potential for exposure based on the stored or presented materials, but also, the real conditions as posed by the maintenance and upkeep of the equipment in question with emphasis on its relative importance by distance and location.

If we can provide any further details as to our approach, report, or timing, please do not hesitate to contact me.

Very truly yours,



James T. Goss  
Senior Safety Consultant

JTG/lc/dec.29



Item No. 17 Motion by Supervisor Swiatek, Seconded by Councilman Solecki

WHEREAS, the Town of Cheektowaga through and by its Receiver of Taxes and Assessment, receives and collects Town taxes, and

WHEREAS, it is advantageous to the Town to invest these monies, in short-term savings accounts, certificates of deposit, municipal repurchase agreements, etc., thereby creating revenues to the Town, and

WHEREAS, the Town Receiver of Taxes and Assessments is knowledgeable about the methods of investments and institutions in which investments could be made, and

WHEREAS, the New York State Comptroller's Office has stated in Opinion Number 80-242 that a Town Board may authorize its Receiver of Taxes and Assessments to temporarily invest Town tax monies, and

WHEREAS, the County of Erie has also authorized the Receiver of Taxes and Assessments to invest County tax monies which the Town collects and to retain any interest therefrom to the Town's credit, NOW, THEREFORE, BE IT

RESOLVED, that Joan E. Dudek, Receiver of Taxes and Assessments for the Town of Cheektowaga, be and hereby is authorized to invest Town real property tax monies on a short-term basis, and BE IT FURTHER

RESOLVED, that any interest earned on such Town or County tax monies shall be turned over to the Town of Cheektowaga General fund.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\*\*\*\*\*

MOTION BY COUNCILMAN GABRYSZAK, SECONDED BY SUPERVISOR SWIATEK TO DISPENSE WITH READING OF THE NAMES IN ITEM 18 AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\*\*\*\*\*

Item No. 18 Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

BE IT RESOLVED, that the following individuals be and hereby are terminated as listed effective December 31, 1992:

EMPLOYEE RELATIONS

Beth A. Kuerzdoerfer  
Cheryl Dux

FACILITIES

John Bratek  
Gordon Hagmier  
John Kochel  
Jeffrey Koscielny  
Felix Lampke  
Brian Merritt  
Harry Rogalski  
Francis Strong  
Cam Viverto

Item No. 18 continued

MAIN PUMP STATION

John Johnson  
Leroy Linkner

POLICE

Thomas Bollman  
Thomas Hudy  
Thomas Nowak  
Leonard Skoczylas

SANITATION

Daniel Bowen Jr.  
Wayne Bowen  
Daniel Dorobiala  
Cassie Eggers  
Dennis Ferdinand  
Bill Goldsmith  
Robert Kinney  
Daniel Komisarek  
Henry Nabozny  
Jeffrey Pijacki  
Thomas Putt  
Erie Roll  
Scott Stevenson  
John Zyla

SEWER MAINTENANCE

John Bobeck  
Frank Bredt  
Steve Golovin  
Richard Latshaw  
Sean McGee  
Dean Sarago  
Scott Skibniewski

TAX OFFICE

Eleanor Budzinski  
Patricia Cosimano  
Marcie Dudek  
Geraldine Glascott  
Arlene Jankowski  
Patricia Jaroszewski  
Eleanor Kantowski  
Marie Kwiek  
Carol Malkiewicz  
Emily Miklas  
Patricia Miller  
Arlene Mueller  
Denise Myers  
Waltraud Piffl  
Sandra Rakowski  
Emilie Ring  
Pamela Ruday  
Margaret Trautman  
Rita Trzaska  
Sandra Trzaska  
Rita Wick  
Joan Wojtkowski

Item No. 18 continued

YOUTH & RECREATION

Richard Albert  
Brenda Adler  
Melanie Bartnicki  
Donna Bartochowski  
Melissa Bialkowski  
Amanda Bitterman  
Andrew Boczkowski  
Keith Bova  
Jay Brady  
Margaret Brexowski  
Lori Brucato  
Brendon Buczek  
Carrie Burnicki  
Michael Callahan  
Patrick Cartenuto, Jr.  
Sara Christ  
Maureen Collins  
Ron Cyrankowski  
Amy Danner  
Amy Dauscher  
Jeff Denecke  
Maria DiGiacomo  
James Domzalski  
Michelle Duquette  
Michelle Frazer  
Greg Fuchs  
Renee Gajewski  
Amy Garbacz  
Grant Getzoni  
Lawrence Godzich  
Ann Marie Gorski  
Amber Gorzynski  
Brian Gould  
Lynette Geiger  
Brian Hansen  
Deborah Hartman  
John Hartman  
Jack Hornung  
Jacqueline Houser  
Michael Hughes  
Melanie Hull  
Christine Human  
Suzanne Johnson  
John Jones, Jr.  
Marie Juergens  
Eric Kazukiewicz  
John Kenjockety  
Douglas Kenjockety  
Molly Kennedy  
Christopher Klinshaw  
Jennifer Krajna  
Jenny Mae Krier  
Kimberly Kubiak  
Karen Kuehmier  
Lori Lacey  
Lisa Lewandowski  
Michelle Lewinski  
Anthony Lorigo  
Melanie Maciejewski  
Kelly Mahoney  
Jared Martin  
Michael Mekarski  
Daniel Miller  
Pamelo Miller  
Thomas Minorczuk

Item No. 18 continued

Marcy Monaco  
Mike Mordino  
Roger Newhouse  
Lisa Noonan  
Donald Nowak  
Kevin Nowak  
Terri Nowinski  
Ronald O'Bringer  
Erica Olandt  
Michelle Olewnik  
Mark Ostempowski  
Amy Owens  
Tammy Ozolins  
Karen Pacer  
Aimee Pickhardt  
Keith Polanski  
Melissa Pollo  
Dawn Pszczolkowski  
Daniel Quigley  
Joseph Quinn  
Jennifer Raczkowski  
Deborah Reed  
Kelly Reinecke  
Susan Robinson  
Brian Roehmoltd  
James Ruzewski  
Shawn Ryan  
Denee Schallmo  
Carol Schindler  
Amy Sieczkarek  
Brendon Simon  
Amy Beth Skretny  
Cheryl Smith  
Mary Pat Speyer  
David Stanley  
Tammy Stencil  
Kelly Sweeney  
Denise Tasca  
Eric Tobolski  
Jason Tolsma  
Lori Torgalski  
Amanda Varney  
Barbara Walters  
Sarah Warfield  
Kim Wawrowicz  
Carol Wichlacz  
Kimberly Williams  
Michael Wyse  
Amy Zakrzewski  
Susan Zent

SANITATION

Kevin Knaus

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 19 Motion by Councilman Solecki, Seconded by Councilman Rogowski

WHEREAS, by resolution, this Town Board appointed Ronald Wdowik as  
Acting Working Crew Chief in the Sanitation/Recycling Department, AND

Item No. 19 continued

WHEREAS, this vacancy is no longer available, NOW, THEREFORE, BE IT

RESOLVED, that Ronald Wdowik be and hereby is returned to his former position of Motor Equipment Operator "B" in the Sanitation Department, effective immediately.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\* \* \* \* \*

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN SOLECKI TO DISPENSE WITH THE READING OF NAMES IN ITEM 20a AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\* \* \* \* \*

Item No. 20a Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

BE IT RESOLVED, that the following individuals be and hereby are hired as PART-TIME EMPLOYEES, not to exceed 19 hours on a weekly basis, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, effective January 1, 1993:

TOWN CLERK'S OFFICE - \$5.00 per hour (Clerical)

Cheri Nowakowski

SANITATION DEPARTMENT - \$5.00 per hour (Laborer)

Richard Ostrowski  
Ralph Collins  
Richard Bosiacki  
Jerome Brzozowski  
Raymond Jochum  
Edward Pozdyn  
Lawrence Zielinski  
Kregg Krause  
Eric Roll  
Daniel Carrier

SANITATION DEPARTMENT - \$6.00 per hour (Clerical)

Justine Sinnott  
Carol Weber

SEWER MAINTENANCE DEPARTMENT - \$4.65 per hour (Clerical)

Richard Latshaw  
Timothy Danner  
David Klosko

Item No. 20a continued

FACILITIES DEPARTMENT - \$4.65 per hour (Laborer)

Francis Strong  
Monty Viaw  
Harry Rogalski  
Cam Viverto  
John Kochel\*\*

\*\*(20 hours per week paid by Supportive Services)\*\*

YOUTH & RECREATIONAL SERVICES - \$5.00 per hour (Rec. Atten./Coun.IV)

Lynette Geiger  
Terri Nowinski  
Deborah Reed  
Amy Sieczkarek

YOUTH & RECREATIONAL SERVICES - \$4.75 per hour (Rec. Atten./Coun. III)

Maureen Collins  
Donna Bartochowski

YOUTH & RECREATIONAL SERVICES - \$4.50 per hour (Rec. Atten./Coun. II)

Aimee Pickhardt  
Daniel Quigley  
Joseph Quinn

YOUTH & RECREATIONAL SERVICES - \$4.50 per hour (Rec. Atten./Rink Guard)

Lawrence Godzich

YOUTH & RECREATIONAL SERVICES - \$4.25 per hour (Rec. Atten./Coun. I)

Amanda Varney  
Lori Brucato  
Carol Wichlacz  
Brenda Adler  
Brendon Buczek  
Amy Zakrzewski

YOUTH & RECREATIONAL SERVICES - \$6.00 per hour (Rec. Supervisor II)

Mary Pt Speyer

YOUTH & RECREATIONAL SERVICES - \$7.15 per hour (Rec. Leader)

Catherine Giles

YOUTH & RECREATIONAL SERVICES - \$6.25 per hour (WSI)

Michael Mekarski

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Jaworowicz

\* \* \* \* \*

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN SOLECKI  
TO DISPENSE WITH READING THE NAMES IN ITEM 20b AND THE VOTING  
WAS AS FOLLOWS:



Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\* \* \* \* \*

Item No. 20b Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

BE IT RESOLVED, that the following individuals be hired as part-time employees for the Youth & Recreational Services Department, effective immediately:

RECREATION LEADER (LIFEGUARD INSTRUCTOR) - 7140.1615 - \$7.15 per hour

Catherine Giles 14206  
Michelle Kunkel 14225

RECREATION SUPERVISOR I (WRESTLING) - 7140.1615 - \$5.50 per hour

Brian Hickson 14206

RECREATION ATTENDANT II (WRESTLING) - 7140.1615 - \$4.50 per hour

James Okun 14043

RECREATION ATTENDANT I (WRESTLING) - 7140.1615 - \$4.25 per hour

James Wind 14225

RECREATION SUPERVISOR I (BASKETBALL PROGRAM) - 7140.1613 - \$5.50 per hour

Patrick Cartenuto, Jr. 14227

RECREATION ATTENDANT II (WRESTLING) - 7140.1615 - \$4.50 per hour

Todd Burkard 14225

RECREATION ATTENDANT IV (WRESTLING) - 7140.1615 - \$5.00 per hour

Aaron Vanderlip 14227

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\* \* \* \* \*

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN SOLECKI TO DISPENSE WITH READING THE NAMES IN ITEM 20c AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\* \* \* \* \*

Item No. 20c Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following individuals be and hereby are hired as SEASONAL EMPLOYEES in the various departments listed, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, for a period not to exceed 24 weeks in a calendar year, effective January 1, 1993:

Item No. 20c continued

RECYCLING DEPARTMENT - \$5.00 per hour

Jeffrey Pijacki  
John J. Zyla  
Thomas Putt  
Gary Czajka  
Dennis Ferdinand  
Peter Majerowski  
David Principato

EMPLOYEE RELATIONS DEPARTMENT - \$5.75 per hour

Beth Kuerzdoerfer

SEWER MAINTENANCE DEPARTMENT - \$4.65 per hour

Steven Golovin  
Sean McGee  
Frank Bredt  
Brian Kostelny  
Dean Sarago

FACILITIES DEPARTMENT - \$4.65 per hour

John Bratek  
Gordon Hagmeier  
Felix Lampke

TAX OFFICE (DAY SHIFT) - \$5.25 per hour

Arlene Jankowski  
Patricia Jaroszewski  
Patricia Miller  
Waltraud Piffel  
Sandra Rakowski  
Sandra Trzaska

POLICE DEPARTMENT - (TRAFFIC MAINTENANCE DIVISION) - \$5.00 per hour

Thomas Bollman  
Thomas Hudy  
Thomas Nowak  
Leonard Skoczylas

TAX OFFICE (NIGHT SHIFT) - \$4.50 per hour

Patricia Cosimano  
Marcie Dudek  
Geraldine Glascott  
Eleanor Kantowski  
Marie Kwiek  
Carol Malkiewicz  
Emily Miklas  
Arlene Mueller  
Denise Myers  
Emilie Ring  
Pamela Ruday  
Rita Wick  
Joan Wojtkowski

MAIN PUMP STATION - \$5.50 per hour

John Johnson  
Leroy Linkner

Item No. 20c continued

YOUTH & RECREATIONAL SERVICES - \$9.00 per hour (Program Coordinator)

Jack Horung

YOUTH & RECREATIONAL SERVICES - \$9.00 per hour (Environmental Ed. Coord.)

Roger Newhouse

YOUTH & RECREATIONAL SERVICES - \$7.25 per hour (Rec. Supervisor)

Barbara Walters

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 21a Motion by Councilman Blachowski, Seconded by Councilman Solecki

WHEREAS, the Law Enforcement Training Directors' Association of New York will be sponsoring a Training Conference on January 13-15, 1993 in Binghamton, New York.

WHEREAS, Chief Bruce Chamberlin is requesting authorization to send Sgt. Glascott to this conference and the Police Department will be responsible for the lodging and meal expenses amounting to approximately \$225.00, and will be charged to line 0100-3120-4085. Cheektowaga Police Department vehicle will be used for transportation to and from this conference and FURTHER BE IT

RESOLVED, that the Town Board is authorizing Chief Bruce Chamberlin to send Sgt. John Glascott to this conference and that the time he spends at this conference be authorized as normal duty time.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 21b Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, the North Carolina State University in affiliation with the National Recreation & Parks Association, is conducting part two of the Revenue Sources Management School at Oglebay Park, West Virginia from Sunday, March 14 thru Friday, March 19, and

WHEREAS, this two year educational program for park recreation administrators, managers, and supervisors is to teach new concepts and technologies which enhance revenue generation, fiscal administration, and the operation of revenue producing programs and facilities, and

WHEREAS, the Town of Cheektowaga is desirous of continuing to explore alternative sources of revenue to support youth, senior and recreational activities within the community, BE IT

RESOLVED, that Kenneth J. Kopacz, Executive Director of the Department of Youth & Recreational Services, be reimbursed the necessary transportation and lodging expenses to attend said meeting at a cost not to exceed \$400.00 (Line Item No. 01-7140-004-4191); and training fees not to exceed \$255.00 (Line Item No. 01-7310-0004-4681).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 22 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to December 30, 1992 are hereby approved and made a part hereof:

GENERAL FUND	\$ 83,153.32
HIGHWAY FUND	47,310.47
TRUST & AGENCY FUND	259.77
CDBG HUD FUND	31,288.23
PART TOWN FUND	800.89
RISK RETENTION FUND	40,000.00
SPECIAL DISTRICTS FUND	60,016.06
HUD REHABILITATION FUND	1,100.00
CAPITAL FUND	<u>92,417.20</u>
	\$356,345.94

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

### III. DEPARTMENTAL COMMUNICATIONS

Item No. 23 Building Permits  
Received and Filed.

Item No. 24 Supervisor's Statement of Funds - November 1992  
Received and Filed.

Item No. 25 Annual Report From Receiver of Taxes and Assessments  
Received and Filed.

### IV. GENERAL COMMUNICATIONS

Item No. 26a Notice of Claim: Patrick M. Donaldson vs the Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Highway Department  
and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 26b Notice of Claim: David Szczerbiak and Sharon Szczerbiak,  
Individually and as Parents and Natural Guardians of Eric Szczerbiak,  
deceased vs the Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Police Department  
and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 27a Notice of Petition: Consolidated Rail Corp. vs State Board of  
Equalization and Assessment and the Town of Cheektowaga  
Received and Filed.

Item No. 27b Notice of Petition: Glenn Wolfert, Marilyn Rhoads and Janet  
Greenauer vs the Town of Cheektowaga Zoning Board of Appeals  
Received and Filed.

\*\*\*\*\*

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN JOHNSON  
TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTIONS AND  
THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\*\*\*\*\*

V. SUSPENSION OF RULES

Item No. 28 Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, the Town Board of the Town of Cheektowaga previously adopted  
an ordinance entitled Code of Ethics (a/k/a Chapter 24 of the Code of the Town of  
Cheektowaga), and

WHEREAS, it is necessary to amend such ordinance to cover other inci-  
dents where the conduct of Town officials and employees is regulated, and

WHEREAS, in accordance with the provisions of the Town Law of the  
State of New York, a public hearing was held on the 4th day of January, 1993 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 had an opportunity to be heard as to whether the Code of Ethics Ordinance  
of the Town of Cheektowaga, New York should be amended, and

WHEREAS, this Town Board feels it is in the public interest to amend  
the Code of Ethics Ordinance, NOW, THEREFORE, BE IT

RESOLVED, that the Code of Ethics Ordinance be, and the same hereby  
is amended as follows:

1. RESOLVED, that Section 24-3.E, which relates to the disclosure of  
interest, shall be amended to read as follows:

§24-3. Standard of conduct.

E. Disclosure of interest. To the extend that he or she knows thereof,  
a member of the Town Board and any officer or employee of the Town of  
Cheektowaga, whether paid or unpaid, who participates in the  
discussion or gives official opinion to the Town Board on any  
legislation or action before the Town Board, or who has a direct or  
indirect input or involvement in any transaction involving the Town,  
shall publicly disclose on the official record the nature and extent  
of any direct or indirect financial or other private interest he or  
she has in such legislation or transaction.

2. RESOLVED, that a new Section 24-3.I., shall be added and shall  
read as follows:

I. Use of information for financial or personal gain. He or she shall  
not use any information acquired in the course of his official duties  
or take any action to advance the financial or other private interest  
of himself, herself or any other person.

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 the 4th day of  
January, 1993; and that a certified copy thereof be published in the CHEEKTOWAGA  
TIMES, the official Town newspaper, and BE IT FURTHER

Item No. 28 continued

RESOLVED, that the aforementioned amendments to the Code of Ethics Ordinance shall take effect ten (10) days after such publication, but such amendments 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.

\* \* \* \* \*

MOTION BY COUNCILMAN GABRYSZAK, SECONDED BY COUNCILMAN BLACHOWSKI TO TABLE THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

\* \* \* \* \*

Item No. 29 Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, the Cheektowaga Action Partnership (CAP) is a grant funded program of the Federal Center for Substance Abuse Prevention, and

WHEREAS, the Town of Cheektowaga serves as Lead Agency for the Partnership, and

WHEREAS, CSAP has dedicated funding for grantees to attend conferences and workshops which it sponsors, and

WHEREAS, a conference entitled, "New Dimensions in Prevention", will be held February 8th-10th in Washington, D.C., and

WHEREAS, said conference will address such issues as "Cutting Edge Prevention Programs", Evaluation Designs, Collaboration and future trends in prevention related to youth and adult populations, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals represent CAP at said conference, with total costs not to exceed One Thousand Dollars (\$1,000.00) per person to be reimbursed by CAP:

- Kenneth J. Kopacz
- Patricia A. Wojcik
- Dr. Carol A. Nowak
- Ellen M. Fischer
- Jerome D. Chesley

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 30 Motion by Councilman Johnson, Seconded by Councilman Blachowski

BE IT RESOLVED, that the Town Assessor and Real Property Technician be and hereby are authorized to attend a seminar entitled "An Introduction to Network and Novell" sponsored by the Erie County Assessor's Association on January 7, 1992 at Erie County Community College, North Campus, and BE IT FURTHER

RESOLVED, that the registration fees totaling \$80.00 (\$40.00 per person) shall be paid out of the Assessor's budget, line item number 01135.0004.4001.

Item No. 30 continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 31 Motion by Councilman Johnson, Seconded by Councilman Gabryszak

BE IT RESOLVED, that five (5) representatives from the Town Assessor's Office be and hereby are authorized to attend a seminar sponsored by the New York State Real Property Systems, said seminar to be held on January 15, 1992 at Erie County Community College, South Campus, and BE IT FURTHER

RESOLVED, that the registration fees totaling \$75.00 (\$15.00 per person) shall be paid out of the Assessor's budget, line item number 01135.0004.4001.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Gabryszak, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Jaworowicz

Item No. 32 Motion by Supervisor Swiatek, Seconded by Councilman Rogowski to adjourn this meeting and the voting was as follows:

RICHARD M. MOLESKI  
TOWN CLERK

MEETING NO. 2  
January 19, 1993

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 19th day of January, 1993 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek  
Councilman Patricia A. Jaworowicz  
Councilman Dennis H. Gabryszak  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson, Jr.

ABSENT: Councilman Richard B. Solecki

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Robert Kaczmarek, Supervising Accountant; Joan Dudek, Receiver of Taxes and Assessments, Chet Bryan, Town Engineer, David Kulik, General Crew Chief-Sanitation, Bruce Chamberlin, Chief of Police and Salvatore LaGreca, Employment and Training Director and Chairman of Planning Board.

I. FROM THE TABLE

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

WHEREAS, the Town Board of the Town of Cheektowaga previously adopted an ordinance entitled Code of Ethics (a/k/a Chapter 24 of the Code of the Town of Cheektowaga), and

WHEREAS, it is necessary to amend such ordinance to cover other incidents where the conduct of Town officials and employees is regulated, and

WHEREAS, in accordance with the provisions of the Town Law of the State of New York, a public hearing was held on the 4th day of January, 1993 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 had an opportunity to be heard as to whether the Code of Ethics Ordinance of the Town of Cheektowaga, New York should be amended, and

WHEREAS, this Town Board feels it is in the public interest to amend the Code of Ethics Ordinance, NOW, THEREFORE, BE IT

RESOLVED, that the Code of Ethics Ordinance be, and the same hereby is amended as follows:

1. RESOLVED, that Section 24-3.E, which relates to the disclosure of interest, shall be amended to read as follows:

§24-3. Standard of conduct.

E. Disclosure of interest. To the extent that he or she knows thereof, a member of the Town Board and any officer or employee of the Town of Cheektowaga, whether paid or unpaid, who participates in the discussion or gives official opinion to the Town Board on any legislation or action before the Town Board, or who has a direct or indirect input or involvement in any transaction involving the Town, shall publicly disclose on the official record the nature and extent of any direct or indirect financial or other private interest he or she has in such legislation or transaction.



Item No. 2 continued

2. RESOLVED, that a new Section 24-3.I., shall be added and shall read as follows:

- I. Use of information for financial or personal gain. He or she shall not use any information acquired in the course of his official duties or take any action to advance the financial or other private interest of himself, herself or any other person.

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 the 19th day of January, 1993; and that a certified copy thereof be published in the CHEEKTOWAGA TIMES, the official Town newspaper, and BE IT FURTHER

RESOLVED, that the aforementioned amendments to the Code of Ethics Ordinance shall take effect ten (10) days after such publication, but such amendments 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....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

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 19th day of January, 1993 at 7:30 o'clock p.m. Eastern Standard Time there were:

**PRESENT:**  
Supervisor Frank E. Swiatek  
Councilman Patricia A. Jaworowicz  
Councilman Dennis H. Gabryszak  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson  
**ABSENT:** Councilman Richard B. Solecki

Motion by Councilman Johnson seconded by Councilman Rogowski  
Whereas, the Town Board of the Town of Cheektowaga previously adopted an ordinance entitled Code of Ethics (a/k/a Chapter 24 of the Code of the Town of Cheektowaga), and WHEREAS, it is necessary to amend such ordinance to cover other incidents where the conduct of Town officials and employees is regulated, and

WHEREAS, in accordance with the provisions of the Town Law of the State of New York, a public hearing was held on the 4th day of January, 1993 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 had an opportunity to be heard as to whether the Code of Ethics Ordinance of the Town of Cheektowaga, New York should be amended, and

WHEREAS, this Town Board feels it is in the public interest to amend the Code of Ethics Ordinance, NOW, THEREFORE, BE IT

**RESOLVED**, that the Code of Ethics Ordinance be, and the same hereby is amended as follows:

1. **RESOLVED**, that Section 24-3.E., which relates to the disclosure of interest, shall be amended to read as follows:

24-3. Standard of conduct.  
E. Disclosure of interest. To the extent that he or she knows thereof, a member of the Town Board and any officer or employee of the Town of Cheektowaga, whether paid or unpaid, who participates in the discussion or gives official opinion to the Town Board on any legislation or action before the Town Board, or who has a direct or indirect input or involvement in any transaction involving the Town, shall publicly disclose on the official record the nature and extent of any direct or indirect financial or other private interest he or she has in such legislation or transaction.

2. **RESOLVED**, that a new Section 24-3.I., shall be added and shall read as follows:

I. Use of information for financial or personal gain. He or she shall not use any information acquired in the course of his official duties or take any action to advance the financial or other private interest of himself, herself or any other person.

and **BETTER** 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 the 19th day of January, 1993; and that a certified copy thereof be published in the Cheektowaga Times, the official Town newspaper, and **BE IT FURTHER**

**RESOLVED**, that the aforementioned amendments to the Code of Ethics Ordinance shall take effect ten (10) days after such publication, but such amendments 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 Swiatek Voting **AYE**  
Councilman Jaworowicz Voting **AYE**  
Councilman Gabryszak Voting **AYE**  
Councilman Solecki Voting **ABSENT**  
Councilman Rogowski Voting **AYE**  
Councilman Blachowski Voting **AYE**  
Councilman Johnson Voting **AYE**  
**AYES:** 6  
**NAYES:** 0  
**ABSENT:** 1

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 January 19th 1993, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purposes of recording the minutes of meetings of said Board, and such minutes appear at item 2, inclusive, of said book.

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

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

**IN WITNESS THEREOF**, I have hereunto set my hand and have affixed the corporate seal of said Town, this 19th day of January 1993.

Richard M. Moleski  
Town Clerk

**PUBLISH: JANUARY 21, 1993**

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

Melissa Gugliuzza, 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 January 21, 1993 ;

last publication January 21, 1993 ;

and that no more than six days intervened be-  
tween publications.

Melissa Gugliuzza

Sworn to before me this 21st

day of January, 1993

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

**TWO LEGAL NOTICE  
EXTRACTS FROM MINUTES OF  
CHEEKTOWAGA TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of January, 1993 at 7:30 o'clock p.m. Eastern Standard Time there were:

- PRESENT:**  
 Supervisor Frank E. Swiatek  
 Councilman Patricia A. Jaworowicz  
 Councilman Dennis H. Gabryszak  
 Councilman William P. Rogowski  
 Councilman Jacqueline A. Blachowski  
 Councilman Thomas M. Johnson  
**ABSENT:** Councilman Richard B. Solecki

Motion by Councilman Johnson seconded by Councilman Rogowski Whereas, the Town Board of the Town of Cheektowaga previously adopted an ordinance entitled Code of Ethics (a/k/a Chapter 24 of the Code of the Town of Cheektowaga), and WHEREAS, it is necessary to amend such ordinance to cover other incidents where the conduct of Town officials and employees is regulated, and

WHEREAS, in accordance with the provisions of the Town Law of the State of New York, a public hearing was held on the 4th day of January, 1993 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 had an opportunity to be heard as to whether the Code of Ethics Ordinance of the Town of Cheektowaga, New York should be amended, and

WHEREAS, this Town Board feels it is in the public interest to amend the Code of Ethics Ordinance, NOW, THEREFORE, BE IT

**RESOLVED**, that the Code of Ethics Ordinance be, and the same hereby is amended as follows:

1. **RESOLVED**, that Section 24-3.E., which relates to the disclosure of interest, shall be amended to read as follows:  
 24-3. Standard of conduct.  
 E. Disclosure of interest. To the extent that he or she knows thereof, a member of the Town Board and any officer or employee of the Town of Cheektowaga, whether paid or unpaid, who participates in the discussion or gives official opinion to the Town Board on any legislation or action before the Town Board, or who has a direct or indirect input or involvement in any transaction involving the Town, shall publicly disclose on the official record the nature and extent of any direct or indirect financial or other private interest he or she has in such legislation or transaction.
2. **RESOLVED**, that a new Section 24-3.I., shall be added and shall read as follows:  
 I. Use of information for financial or personal gain. He or she shall not use any information acquired in the course of his official duties or take any action to advance the financial or other private interest of himself, herself or any other person.

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 the 19th day of January, 1993; and that a certified copy thereof be published in the Cheektowaga Times, the official Town newspaper, and **BE IT FURTHER**

**RESOLVED**, that the aforementioned amendments to the Code of Ethics Ordinance shall take effect ten (10) days after such publication, but such amendments 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 Swiatek Voting AYE  
 Councilman Jaworowicz Voting AYE  
 Councilman Gabryszak Voting AYE  
 Councilman Solecki Voting ABSENT  
 Councilman Rogowski Voting AYE  
 Councilman Blachowski Voting AYE  
 Councilman Johnson Voting AYE  
 AYES: 6  
 NAYES: 0  
 ABSENT: 1

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 January 19th 1993, and minutes of said meeting have been duly recorded in the Minute Book by me in accordance with law for the purposes of recording the minutes of meetings of said Board, and such minutes appear at item 2, inclusive, of said book.
2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.
3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS THEREOF, I have hereunto set my hand and have affixed the corporate seal of said Town, this 19th day of January 1993.

Richard M. Moleski  
 Town Clerk  
**PUBLISH: JANUARY 21, 1993**

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

*Melissa Gugliuzza*, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ..... weeks: first publication January 21, 1993; last publication January 21, 1993; and that no more than six days intervened between publications.

*Melissa Gugliuzza*  
 Sworn to before me this 21st day of January, 1993.  
*Margaret J. Bourdette*  
 Notary public in and for Erie County, N. Y.

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

II. RESOLUTIONS

Item No. 3 Motion by Councilman Johnson Seconded by Councilman Rogowski

BE IT RESOLVED that a public hearing on proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) be held on February 1, 1993 at 7:30 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 21st day of January, 1993, said amendments being set forth in the Notice of Hearing.

\* \* \* \* \*

NOTICE OF PUBLIC 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 February 1, 1993 at 7:30 P.M., to consider the advisability of adopting amendments to Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

ARTICLE X

Parking, Standing and Stopping

Section 76-102. Parking prohibited in designated locations:

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime

JEAN TERRACE east side from the south curbline of Matthew Lane to the terminus

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime

JEAN TERRACE east side from the south curbline of Matthew Lane southerly, westerly and northerly around the cul-de-sac to the end of the cul-de-sac.

MARC LANE east side from the south curbline of Kenville Road southerly to its end.

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

Dated: January 19, 1993

Richard M. Moleski, Town Clerk

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Solecki

AFFIDAVIT - NEXT PAGE

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

**LEGAL NOTICE**  
**NOTICE OF PUBLIC HEARING**  
TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on February 1, 1993 at 7:30P.M., to consider the advisability of adopting amendments to Chapter 76 of the code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

**ARTICLE X-**  
**Parking, Standing and Stopping**  
Section 76-102. Parking prohibited in designated locations:

Section 76-102 of the traffic ordinance shall be amended by deleting there-from the following:

B. No parking anytime  
JEANTERRACE east side from the south curbline of Matthew Lane to the terminus.

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime  
JEANTERRACE east side from the south curbline of Matthew Lane southerly, westerly and northerly around the cul-de-sac to the end of the cul-de-sac.

MARC LANE east side from the south curbline of Kenville Road southerly to its end.

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

Dated: January 19, 1993  
Richard M. Moleski  
Town Clerk

PUBLISH: JANUARY 21, 1993

.....Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is .....Clerk..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for .....1..... weeks: first publication.....January 21, 1993; last publication.....January 21, 1993; and that no more than six days intervened between publications.

.....Melissa Gugliuzza

Sworn to before me this .....21<sup>st</sup>.....

day of .....January....., 1993.

.....Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93 3

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

**LEGAL NOTICE**  
**NOTICE OF PUBLIC HEARING**  
TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on February 1, 1993 at 7:30P.M., to consider the advisability of adopting amendments to Chapter 76 of the code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

**ARTICLE X**  
**Parking, Standing and Stopping**  
Section 76-102. Parking prohibited in designated locations:

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime  
JEAN TERRACE east side from the south curblin of Matthew Lane to the terminus.

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime  
JEAN TERRACE east side from the south curblin of Matthew Lane southerly, westerly and northerly around the cul-de-sac to the end of the cul-de-sac.

MARC LANE east side from the south curblin of Kenville Road southerly to its end.

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

Dated: January 19, 1993  
Richard M. Moleski  
Town Clerk  
PUBLISH: JANUARY 21, 1993

.....Melissa Gugliuzza..... of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is .....Clerk..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for .....1..... weeks: first publication.....January 21, 1993.....; last publication.....January 21, 1993.....; and that no more than six days intervned between publications.

.....Melissa Gugliuzza.....

Sworn to before me this .....21<sup>st</sup>.....

day of .....January....., 1993.

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93 3

Item No. 4A Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, bids were duly received and opened at the December 21, 1992 public bid opening as the result of advertisement, therefore, for the furnishing of work uniforms to Town of Cheektowaga employees. 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 January 12, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of work uniforms to Town of Cheektowaga employees, as recommended by the Town Engineer, be and the same is hereby awarded to Flirt's, P. O. Box 541 East Amherst, New York 14051.

ITEM I	Work Pants (sizes to 42)	\$11.25
ITEM II	Work Pants (sizes 44 and up)	12.25
ITEM III	Shirts (long sleeve, sizes up to 17 1/2)	10.25
ITEM IV	Shirts (long sleeve, sizes 18 and up)	11.00
ITEM V	Chambray Shirts (long sleeve, sizes up to 17 1/2)	8.25
ITEM VI	Chambray Shirts (long sleeve, sizes 18 and up)	9.75
ITEM VII	Shirts (short sleeve, sizes up to 17 1/2)	8.50
ITEM VIII	Shirts (short sleeve, sizes 18 and up)	10.00
ITEM IX	Chambray Shirts (short sleeve, sizes up to 17 1/2)	7.50
ITEM X	Chambray Shirts (short sleeve, sizes 18 and up)	8.75
ITEM XI	Coveralls (long sleeve, 36-52 regular)	17.75
ITEM XII	Coveralls (long sleeve, 36-52 long)	18.25
ITEM XIII	Denim Jeans (sizes up to 42)	9.95
ITEM XIV	Denim Jeans (sizes 44 and up)	10.50
ITEM XV	Bib Overalls	15.25
ITEM XVI	Tee Shirts	4.00

Said bid being a responsible bidder meeting the requirements of the specifications.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* SEE NEXT PAGE

Chester L. Bryan, P.E.  
Town Engineer



January 12, 1993

TO THE SUPERVISOR AND  
TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Award of Bid  
Work Uniforms

Gentlemen:

On December 21, 1992 bids were received and opened for the furnishing of work uniforms to Town employees as required through the Cheektowaga Employees Association Agreement. Three (3) bids were submitted on sixteen (16) items of the specifications. The total of that bid is as follows.

<u>BIDDER</u>	<u>BID AMOUNT</u>
Flirt's	\$13,802.30
Surplus Center Uniform Company	\$15,285.12
Kristen Uniforms & Linens	\$15,748.20

It is recommended, therefore, that the bid be awarded to Flirt's, P.O. Box 541, East Amherst, New York 14051 for the furnishing of work uniforms, said bid meeting the general intent of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

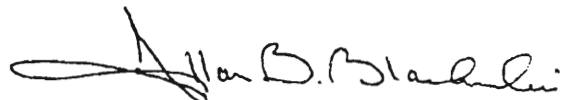
  
Allan B. Blachowski  
Principal Engineer Asst.

ABB:dms



Item No. 4B Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the purchase of baseball equipment for use in the Cheektowaga Youth and Recreational Services Department, as a result of advertisement thereof, and such bids were referred to the Director of Youth and Recreational Services 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, N.Y. 14212

Jim Ludtka Sporting Goods  
3383 Harlem Road  
Cheektowaga, N.Y. 14225

Southtown Sports, Inc.  
180 Buffalo Street  
Hamburg, N.Y. 14075

BE IT FURTHER RESOLVED that any purchases resulting from the award of this bid for the Youth and Recreational Services Department will be funded through line item 01-7140-04-4601, Aid to Youth Programs, or 01-7140-04-4025. Athletic Supplies.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* SEE ATTACHED PAGES

BID ITEMS

ITEM 1

BATTERS HELMETS

- A) Rawlings NOCSAL P1 95 and L.L. approved youth helmet equipped for chin straps High impact shell, single density foam padding.

LAMY

Amt ordered S \_\_\_\_\_ M \_\_\_\_\_ L \_\_\_\_\_ XL \_\_\_\_\_  
 Color \_\_\_\_\_

Appx. Quantity 192  
 Bid Price Each 8.90  
 Total Price \_\_\_\_\_

ITEM 2

CATCHERS HELMETS

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

LUDTKA

Amt ordered S \_\_\_\_\_ M \_\_\_\_\_ L \_\_\_\_\_ XL \_\_\_\_\_  
 Color \_\_\_\_\_

Appx. Quantity 9  
 Bid Price Each 18.95  
 Total Price \_\_\_\_\_

- B) Rawlings LLCH Little League approved. Cyclocac ABS shell, single foam padding. Adjustable, replaceable harness straps.

LAMY

Amt ordered S \_\_\_\_\_ M \_\_\_\_\_ L \_\_\_\_\_ XL \_\_\_\_\_  
 Color \_\_\_\_\_

Appx. Quantity 41  
 Bid Price Each 11.90  
 Total Price \_\_\_\_\_

- C) Skull Caps  
 Rawlings CSC 1230

LAMY

Amt ordered \_\_\_\_\_

Appx. Quantity 1 Dz.  
 Bid Price Each 11.85  
 Total Price \_\_\_\_\_

\*NOTE: Sizes for helmets are as follows:  
 (S) 6 5/8 - 6 3/4; (M) 6 7/8 - 7;  
 (L) 7 1/8 - 7 1/4; (XL) 7 3/8 - 7 1/2.

ITEM 3

MASKS

A) MAC.B26 softball mask with replaceable stretch straps.  
S- MAXPRO BS 3365

Amt ordered \_\_\_\_\_

Appx. Quantity 5  
Bid Price Each NB  
Total Price \_\_\_\_\_

S- MAXPRO BS 3343  
Replacement pad B26P

Amt ordered \_\_\_\_\_

Appx. Quantity 16  
Bid Price Each NB  
Total Price \_\_\_\_\_

Replacement pad, Rawlings PWMP-1

Amt ordered \_\_\_\_\_

*LAUX*  
Appx. Quantity 14  
Bid Price Each 5.50  
Total Price \_\_\_\_\_

B) Champro CMO2 youth mask with ear extension

Amt ordered \_\_\_\_\_

*SOUTHTOWN*  
Appx. Quantity 10  
Bid Price Each 9.95  
Total Price \_\_\_\_\_

C) Champro CMO3 youth mask

Amt ordered \_\_\_\_\_

*SOUTHTOWN*  
Appx. Quantity 6  
Bid Price Each 9.40  
Total Price \_\_\_\_\_

D) Champro CMO1 Major League wire frame mask

Amt ordered \_\_\_\_\_

*LUDTICA*  
Appx. Quantity 23  
Bid Price Each 12.90  
Total Price \_\_\_\_\_

E) Baseball Helmet Face Shields,  
(plastic, metal)

Amt ordered \_\_\_\_\_ - Plastic

*LAUX-FGR5*  
Appx. Quantity 13  
Bid Price Each 12.75  
Total Price \_\_\_\_\_

Amt ordered \_\_\_\_\_ - Metal

*LAUX-AHI SHUTT #2678*  
Appx. Quantity 10  
Bid Price Each 10.25  
Total Price \_\_\_\_\_

ITEM 4

THROAT PROTECTORS

A) Champro 6 1/2" adult protector with  
snaps CM06  
Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 10  
Bid Price Each 3.00  
Total Price \_\_\_\_\_

B) Champro 4 1/2" youth protector with  
snaps CM07  
Amt ordered \_\_\_\_\_

SOUTHTOWN  
LUDTKA  
Appx. Quantity 10  
Bid Price Each 2.90  
Total Price \_\_\_\_\_

ITEM 5

BODY PROTECTORS

A) Wilson A3250-JZ Little League approved,  
adjustable neck pad, cotton padding,  
adjustable body straps, water repellent,  
vinyl bound for durability  
S - A 3261  
Amt ordered \_\_\_\_\_  
Color \_\_\_\_\_

LUDTKA  
Appx. Quantity 30  
Bid Price Each 21.90  
Total Price \_\_\_\_\_

B) Champro CP01 adjustable neck pad and  
body straps, cotton padding, water  
repellent

Amt ordered \_\_\_\_\_  
Color \_\_\_\_\_

LUDTKA  
Appx. Quantity 32  
Bid Price Each 19.50  
Total Price \_\_\_\_\_

C) Rawlings - Pro-model, nylon twill,  
cotton back, ribbed padding, extended  
shoulder piece.  
S - RAGP

Amt ordered \_\_\_\_\_  
Color \_\_\_\_\_

LAUX  
Appx. Quantity 21  
Bid Price Each 29.95  
Total Price \_\_\_\_\_

D) Champro CP031 Little League with half  
harness.

Amt ordered \_\_\_\_\_  
Color \_\_\_\_\_

SOUTHTOWN  
Appx. Quantity 6  
Bid Price Each 16.20  
Total Price \_\_\_\_\_

E) Champro CPO6 Umpires chest protectors (inside)

Amt ordered \_\_\_\_\_  
Color \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 1  
Bid Price Each 26.75  
Total Price \_\_\_\_\_

F) Female Little League Body Protectors - Champro Pro CPO1

Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 8  
Bid Price Each 19.50  
Total Price \_\_\_\_\_

ITEM 6

SHIN GUARDS

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

Amt ordered \_\_\_\_\_

LAUX  
Appx. Quantity 9  
Bid Price Each 14.95  
Total Price \_\_\_\_\_

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

Amt ordered \_\_\_\_\_

LAUX  
Appx. Quantity 8  
Bid Price Each 18.95  
Total Price \_\_\_\_\_

C) Wilson A3417 shin plate, calf and ankle pad, elastic caps, shin and instep pieces, adjustable elastic straps  
S - CHAMPRO CGO2

Amt ordered \_\_\_\_\_

SOUTH TOWN - CHAMPRO  
Appx. Quantity 6  
Bid Price Each 29.90  
Total Price \_\_\_\_\_

D) Rawlings 76DC, double hinged knee  
Amt ordered \_\_\_\_\_

LAUX  
Appx. Quantity 2  
Bid Price Each 23.95  
Total Price \_\_\_\_\_

E) Rawlings OMW Pro Shinguards  
Amt ordered \_\_\_\_\_

LAUX  
Appx. Quantity 6  
Bid Price Each 51.95  
Total Price \_\_\_\_\_

F) Champro CG12 youth shin guards  
Amt ordered \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 10  
Bid Price Each 13.85  
Total Price \_\_\_\_\_

G) Champro CG04 Babe Ruth shin guards  
Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 4  
Bid Price Each 28.90  
Total Price \_\_\_\_\_

H) Champro CG01 pro triple leg guard  
Amt ordered \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 6  
Bid Price Each 37.95  
Total Price \_\_\_\_\_

I) Champro CG08 Umpire leg guards  
Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 1  
Bid Price Each 27.95  
Total Price \_\_\_\_\_

J) Champro CG06 LL double knee protector  
Amt ordered \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 6  
Bid Price Each 21.95  
Total Price \_\_\_\_\_

ITEM 7

CATCHERS GLOVES

A) Champro Classic IV pro catchers glove  
Amt ordered \_\_\_\_\_  
Left \_\_\_\_\_ Right \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 3  
Bid Price Each 57.95  
Total Price \_\_\_\_\_

B) Champro CPX 555 full size  
catchers glove  
Amt ordered \_\_\_\_\_  
Left \_\_\_\_\_ Right \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 12  
Bid Price Each 41.95  
Total Price \_\_\_\_\_

C) Cooper 862 Superline Catchers Mit  
Amt ordered \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 12  
Bid Price Each 54.95  
Total Price \_\_\_\_\_

ITEM 8

BASEBALLS

A) Wilson A1074  
Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 54 dz.  
Bid Price Each 32.50  
Total Price \_\_\_\_\_

B) Wilson A1010  
Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 34 dz.  
Bid Price Each 45.90  
Total Price \_\_\_\_\_

C) R9LL- Rif Medium Firm Safety  
Level 5 - Worth  
Amt ordered \_\_\_\_\_

LAUX  
Appx. Quantity 13 dz  
Bid Price Per Doz 33.95  
Total Price \_\_\_\_\_

D) Wilson - 1082  
Amt ordered \_\_\_\_\_

LUOTKA  
Appx. Quantity 17 dz  
Bid Price Per Doz 34.50  
Total Price \_\_\_\_\_

E) Incrediball WS09 9"  
Softouch Baseball  
Amt ordered \_\_\_\_\_

LAUX  
Appx. Quantity 12 dz  
Bid Price Per Doz 26.95  
Total Price \_\_\_\_\_

ITEM 9

SOFTBALLS

A) Dudley P-12  
Amt ordered \_\_\_\_\_

LUOTKA  
Appx. Quantity 55 dz  
Bid Price Per Doz 39.95  
Total Price \_\_\_\_\_

B) Cooper 11" girls softballs S- PS11  
Amt ordered \_\_\_\_\_

LAUX-PSBJ66  
Appx. Quantity 4 dz  
Bid Price Per Doz 23.95  
Total Price \_\_\_\_\_

ITEM 10

BATS

NOTE: Order in dozen or half dozen UNITS only for  
each lettered item except aluminum bats.

A) Rawlings 21BE softball wood bat

Amt ordered 27" \_\_\_\_\_  
28" \_\_\_\_\_  
29" \_\_\_\_\_  
30" \_\_\_\_\_  
31" \_\_\_\_\_  
32" \_\_\_\_\_

LAUX  
Appx. Quantity 1 dz  
Bid Price Per Doz 89.95  
Total Price \_\_\_\_\_

B) Girls Softball Bottle Bat  
 Amt ordered 30" \_\_\_\_\_  
 31" \_\_\_\_\_  
 32" \_\_\_\_\_  
 33" \_\_\_\_\_  
 34" \_\_\_\_\_

LAYX-Louisville  
 JACKHAMMER  
 18  
 Appx. Quantity \_\_\_\_\_  
 Bid Price Each 29.50  
 Total Price \_\_\_\_\_

C) Easton Aluminum bat, Little League L9 PRO  
 Amt ordered 27" \_\_\_\_\_  
 28" \_\_\_\_\_  
 29" \_\_\_\_\_  
 30" \_\_\_\_\_  
 31" \_\_\_\_\_  
 32" \_\_\_\_\_

LUDTKA  
 Appx. Quantity 7 dz.  
 Bid Price Per Doz 345.00  
 Total Price \_\_\_\_\_

D) Easton Aluminum bat, B.R. 85 (Magnum)  
 Amt ordered 32" \_\_\_\_\_  
 33" \_\_\_\_\_  
 34" \_\_\_\_\_

SOUTHOWN  
 Appx. Quantity 1½ dz.  
 Bid Price Per Doz 357.60  
 Total Price \_\_\_\_\_

E) Easton Aluminum bat L-5 Magnum  
 Amt ordered 26" \_\_\_\_\_  
 27" \_\_\_\_\_  
 28" \_\_\_\_\_  
 29" \_\_\_\_\_  
 30" \_\_\_\_\_  
 31" \_\_\_\_\_

SOUTHOWN  
 Appx. Quantity 1 dz.  
 Bid Price Per Doz 226.80  
 Total Price \_\_\_\_\_

F) Tagg MOL 26" softball bat  
 Amount ordered \_\_\_\_\_

LAYX  
 Appx. Quantity 1½ dz.  
 Bid Price Per Doz 779.40  
 Total Price \_\_\_\_\_

G) Power Flite SBO softball aluminum bat

Amt ordered 29" \_\_\_\_\_  
 SBX40 30" \_\_\_\_\_ (29" - 31")  
 31" \_\_\_\_\_  
 32" \_\_\_\_\_  
 Power Flite SBL 33" \_\_\_\_\_  
 34" \_\_\_\_\_  
 SB2 (32" - 34")

LUDTKA  
 Appx. Quantity 1½ dz.  
 Bid Price Per Doz 190.00  
 Total Price \_\_\_\_\_



H) Adirondak models 302F & 302JF wood baseball bat

Amt ordered T-ball 26" \_\_\_\_\_  
Amt ordered (JF) 26" \_\_\_\_\_  
27" \_\_\_\_\_  
28" \_\_\_\_\_  
29" \_\_\_\_\_  
30" \_\_\_\_\_  
31" \_\_\_\_\_  
32" \_\_\_\_\_

LAY  
Appx. Quantity 5 dz  
Bid Price Per Doz 102.95  
Total Price \_\_\_\_\_

Amt ordered (F) 32" \_\_\_\_\_  
33" \_\_\_\_\_  
34" \_\_\_\_\_  
35" \_\_\_\_\_

LAY  
Appx. Quantity \_\_\_\_\_  
Bid Price Per Doz 191.95  
Total Price \_\_\_\_\_

I) Louisville Power Flite little league baseball bat

Amt ordered PFS \_\_\_\_\_

LUDTKA  
Appx. Quantity 1 dz.  
Bid Price Per Doz 160.00  
Total Price \_\_\_\_\_

Power Flite LL1 27" \_\_\_\_\_  
28" \_\_\_\_\_  
29" \_\_\_\_\_  
30" \_\_\_\_\_  
31" \_\_\_\_\_

LUDTKA  
Appx. Quantity 1 dz.  
Bid Price Per Doz 175.00  
Total Price \_\_\_\_\_

ITEM 11

EQUIPMENT BAGS

A) Champro heavy duty Army duffle utility bag  
Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 40  
Bid Price Each 15.95  
Total Price \_\_\_\_\_

B) Champro E017 nylon bag 36" x 14"  
Amt ordered \_\_\_\_\_

SOUTH TOWN  
Appx. Quantity 24  
Bid Price Each 9.90  
Total Price \_\_\_\_\_

∴

\*SOUTHTOWN  
E007 BALLBAG-14<sup>90</sup> EA

\*LUDTKA-E013 15<sup>95</sup> EA  
Equip BAG  
Appx. Quantity 60  
Bid Price Each \_\_\_\_\_  
Total Price \_\_\_\_\_

C) Champro C-7000 equipment bag  
Amt ordered \_\_\_\_\_

ITEM 12 UMPIRE INDICATORS

A) Champion P1, palm size, plastic counter  
keeps track of balls, strikes and  
outs  
Amt ordered \_\_\_\_\_

SOUTHTOWN  
Appx. Quantity 106  
Bid Price Each .99  
Total Price \_\_\_\_\_

B) S - GAMECRAFT BSPLIND  
Cooper U4 plastic, keeps track of  
balls, strikes, outs and innings  
Amt ordered \_\_\_\_\_

SOUTHTOWN-CHAMPION  
Appx. Quantity 24  
Bid Price Each 1.10  
Total Price \_\_\_\_\_

ITEM 13 SCOREBOOKS

A) Elan softball-baseball, slo-pitch 15  
batters S1500 - 25 games S - B80  
Amt ordered \_\_\_\_\_

LALIX  
Appx. Quantity 248  
Bid Price Each 1.95  
Total Price \_\_\_\_\_

ITEM 14 A) CHAMPRO B050 HEAVY DUTY BATTING  
TEE  
Amt ordered \_\_\_\_\_

SOUTHTOWN  
Appx. Quantity 14  
Bid Price Each 20.75  
Total Price \_\_\_\_\_

ITEM 15 BASES

A) Everlast model #6810 nylon and canvas  
Amt ordered \_\_\_\_\_

LALIX  
LUDTKA  
Appx. Quantity 3  
Bid Price Each 49.95  
Total Price \_\_\_\_\_

B) Everlast #6850 nylon softball base  
Amt ordered \_\_\_\_\_

LUDTKA  
Appx. Quantity 3  
Bid Price Each 39.95  
Total Price \_\_\_\_\_

C) Everlast #6861 Home Plate  
Amt ordered \_\_\_\_\_

SOUTHTOWN  
Appx. Quantity 19  
Bid Price Each 6.90  
Total Price \_\_\_\_\_

D) Everlast #6867 Pitchers Plate  
Amt ordered \_\_\_\_\_

SOUTHTOWN  
Appx. Quantity 11  
Bid Price Each 10.95  
Total Price \_\_\_\_\_

E) Collegiate LP 40 (LL) Pitchers  
Plate S-TAGTBB704  
Amt ordered \_\_\_\_\_

LAYX  
Appx. Quantity 20  
Bid Price Each 7.50  
Total Price \_\_\_\_\_

F) Champro B001 Hollywood base set  
complete

LADTKA  
Appx. Quantity 1  
Bid Price Each 135.00  
Total Price \_\_\_\_\_

ITEM 16

BASEBALL PITCHING MACHINE

A) Curve Ball  
List manufacturer \_\_\_\_\_

LAYX - J46S  
Appx. Quantity 1  
Bid Price Each 1595.00  
Total Price \_\_\_\_\_

B) Jugs Juniors Pitching Machine

LAYX  
Appx. Quantity 1  
Bid Price Each 1095.00  
Total Price \_\_\_\_\_

C) Practice balls for pitching machine  
Softballs  
Amt ordered \_\_\_\_\_

LAYX  
Appx. Quantity 1 dz.  
Bid Price Per Doz 37.40  
Total Price \_\_\_\_\_

Baseballs  
Amt ordered \_\_\_\_\_

SOUTHTOWN - CHAMPRO  
Appx. Quantity 1 dz.  
Bid Price Per Doz 25.40  
Total Price \_\_\_\_\_

ITEM 17

MISCELLANEOUS ACCESSORIES

A) Umpire Plate brush  
List manufacturer \_\_\_\_\_

SOUTHTOWN - CHAMPRO  
Appx. Quantity 90  
Bid Price Each 1.25  
Total Price \_\_\_\_\_

Item No. 4C Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, bids were duly received by this Town Board at a meeting thereof, for the purchase of clothing for use in various programs in the Cheektowaga Youth and Recreational Services Department, as a result of advertisement thereof, and such bids were referred to the Director of Youth and Recreational Services 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):

Velva Sheen/Genus  
c/o 37 Fuehauf Avenue  
Snyder, New York 14226

Al Ross Sports Screening, Inc.  
2756 Seneca Street  
West Seneca, New York 14224

BE IT FURTHER RESOLVED that any purchases resulting from the award of this bid for the Youth and Recreational Services Department be funded through line items 01-7140-4025, Athletic Supplies; 01-7140-4191, Miscellaneous; 01-7140-4491, Special Events; 7140-4601, Aid to Youth; 7310-4671, Youth Services Project; 7310-4691, Developmental Disabled Day Camp.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* SEE ATTACHED PAGES

1993

CLOTHING BID ITEMS

ITEM 1

T-shirts

Velva Sheen/  
Genus  
Sandy DeLeo  
839-0846

- A) Velva Sheen - Style 218 classic color trimmed t-shirt - white body accented with contrasting ribbed neckline and cuffs. 50/50 poly/cotton. -two color imprint on one side -art provided

Adult sizes: Med 12  
Lg 24  
XL 24

Bid price ea 5.84  
Total price 418.08

Velva/sheen/  
Genus  
Sandy DeLeo

- B) Velva Sheen - Style 222 solid color t-shirt -50/50 poly/cotton -one color imprint on front side -art provided

Adult sizes: Sm 72  
Med 120  
Lg 144  
XL 144

Bid price ea 4.67  
Total price 2241.60

Youth sizes: Sm 48  
Med 144  
Lg 72

Bid price ea 3.85  
Total price 1016.56

Velva Sheen/  
Genus  
Sandy DeLeo

- C) Velva Sheen style 255 solid color t-shirt 100% cotton. -one color imprint on one side -art provided

Adult sizes: Sm 24  
Med 24  
Lg 48  
XL 24

Bid price ea 5.50  
Total price 660.

Youth sizes: Sm 24  
Med 24  
Lg 24

Bid price ea 4.75  
Total price 342.00

- D) Velva Sheen style 300 micro-striped t-shirt  
 100% cotton.  
 -one color imprint on one side  
 -art provided

Velva Sheen/  
 Genus  
 Sandy DeLeo  
 839-0846

Adult sizes: Sm 48  
 Med 48  
 Lg 36  
 XL 36

Bid price ea 6.10  
 Total price 1024.80

Youth sizes: Sm 36  
 Med 36  
 Lg 48

Bid price ea 4.95  
 Total price 594.00

- E) Velva Sheen style 321 - 100% cotton inner collar  
 roll-up t shirt.  
 -one color imprint on one side  
 -art provided

Velva Sheen/  
 Genus  
 Sandy DeLeo

Adult sizes: Sm 12  
 Med 12  
 Lg 24  
 XL 24

Bid price ea 8.17  
 Total price 588.24

Youth sizes: Lg 12

Bid price ea 6.95  
 Total price 83.40

ITEM 2

Shorts

- A) Velva Sheen style 1795. 100% cotton jersey  
 knit short.  
 -one color imprint on left  
 front leg  
 -art provided

\*Will be  
 rebid

Adult sizes: Sm 24  
 Med 48  
 Lg 84  
 XL 84

Bid price ea \_\_\_\_\_  
 Total price \_\_\_\_\_

ITEM 3

Tank Tops

- A) Velva Sheen style 151. 100% cotton  
 -one color imprint on front and back  
 -art provided

Velva Sheen/  
 Genus  
 Sandy DeLeo

Adult sizes: Lg 24  
 XL 18

Bid price ea 5.84  
 Total price 245.28

ITEM 4

Sweat shirts

- A) Velva Sheen style 929 set in crew sweat..
  - one color imprint on front
  - art provided

Velva Sheen/  
Genus  
andy DeLeo  
839-0846

Adult sizes:

Sm	24
Med	48
Lg	84
XL	84
XXL	24

Bid price ea 8.75  
Total price 2317.84

Youth sizes:

Med	24
Lg	24

Bid price ea 8.50  
Total price 408.00

- B) Velva Sheen style 1088. Heavy weight crew with set-in sleeves. 50/50 poly/cotton fleece fabric.
  - one color imprint
  - art provided

Velva Sheen/  
Genus  
sandy DeLeo

Adult sizes:

Sm	6
Med	12
Lg	24
XL	36
XXL	12

Bid price ea 11.66  
Total price 1049.40

- B) Velva Sheen style 5030. Micro stripe crew sweat shirt. Heavy weight - 80/20 cotton/poly blend.
  - one color imprint
  - art provided

Velva Sheen/  
Genus  
andy DeLeo

Adult sizes:

Sm	6
Med	12
Lg	24
XL	36
XXL	12

Bid price ea 14.75  
Total price 1327.50

ITEM 5

Sweat pants

- A) Velva Sheen style 1897. 50/50 sweat pant, elastic waist
  - one color imprint down left leg
  - art provided

Velva Sheen/  
Genus  
sandy DeLeo

Adult sizes:

Sm	24
Med	24
Lg	24
XL	12

Bid price ea 9.25  
Total price 388.50

Youth sizes: Sm 6  
 Med 12  
 Lg 24

Bid price ea \_\_\_\_\_  
 Total price \_\_\_\_\_

ITEM 6 \*Soccer Shirts

A) 50/50 screen stars best, different colored shirts with logo printed on front, numbers (1-18) on back -art provided

AL-Ross Sport  
 Screening Inc.  
 David Cellino  
 825-8358

Adult sizes: Sm 101  
 Med 131  
 Lg 144  
 XL 75

Bid price ea 4.50  
 Total price 2029.50

Youth sizes: 62 (6-8)  
183 (10-12)  
233 (14-16)

Bid price ea 4.00  
 Total price 1912.00

\*Need two week delivery

ITEM 7 Swim Trunks

\* Will be  
 rebid

A) Speedo, Model 732402 aviator 15, 60% cotton, 40% nylon, red with guard patch sewn on each side.

Adult sizes: Med 30  
 Lg 12

Bid price ea \_\_\_\_\_  
 Total price \_\_\_\_\_

ITEM 8 Ladies Bathing Suits

\* Will be  
 rebid

A) ~~\_\_\_\_\_~~ red with guard patch sewn on each side, 100% nylon - fully lined (LONGS ONLY)

Adult sizes: 36 6  
 38 18  
 40 18  
 42 12  
 44 6

Bid price ea \_\_\_\_\_  
 Total price \_\_\_\_\_



ITEM 9

Hockey Jerseys

- A) Athletic sewing - pro mesh style 14
  - 2 color heat transfer - front logo
  - 2 color heat transfer - back #s

Men's sizes: Lg 16  
 XL 16  
 XXL 16

Bid price ea 19.40  
 Total price 931.20

Youth sizes: Appx. 5 dozen

Bid price ea 18.15  
 Total price 1089.00

- B) Athletic sewing - pro mesh CH K525 reinforced elbows, shoulders and necks.
  - 2 color heat transfer - front logo
  - 2 color heat transfer - back logo

Men's sizes: Sm 20  
 Med 5  
 Lg 8  
 XL 7  
 XXL 4

Bid price ea 37.15  
 Total price 1634.60

Youth sizes: XL 20

Bid price ea 36.50  
 Total price 730.00

ITEM 10

Ice Rink Guard Jackets

- A) A full cut jacket which features knit collar, cuffs and bottom, 100% red nylon satin shell, two large slash pockets, snap closure, set in sleeves, quilt lining.
  - sewn on nylon letters on back (rink guard)
  - embroidered department name on left front chest

Adult sizes: Lg 3  
 XL 6  
 XXL 3

Bid price ea 46.90  
 Total price 562.80

ITEM 11

Baseball Caps

- A) New Era
  - Screened two color imprint
  - artwork provided

Bid price ea 4.95  
 Total price \_\_\_\_\_

AL-Ross Sport  
 Screening Inc.  
 David Cellino  
 825-8358

AL-Ross Sport  
 Screening Inc.  
 David Cellino

AL-Ross Sport  
 Screening Inc.  
 David Cellino

AL-Ross Sport  
 Screening Inc.  
 David Cellino

ITEM 12

Polos

- A) Velva Sheen style 2390 heavy weight. 100% cotton interlock with tail polo.
  - left embroidered chest logo
  - art provided

Velva Sheen/  
Genus  
Sandy DeLeo  
839-0846

Adult sizes:	Sm	<u>24</u>
	Med	<u>48</u>
	Lg	<u>84</u>
	XL	<u>84</u>

Bid price ea 15.00  
Total price 3600.00

ITEM 13

Jackets

- A) Harmony jacket by Genus. Oversized, half zip, stand up collar jacket with front pouch pocket featuring unique hand warmer "tunnel" behind pouch. Pouch pocket has velcro flap closure. Elastic cuffs and waistband. 100% supplex nylon.
  - logo left front chest embroidered
  - front chest

Velva Sheen/  
Genus  
Sandy DeLeo

Adult sizes:	Med	<u>6</u>
	Lg	<u>18</u>
	XL	<u>18</u>

Bid price ea 32.00  
Total price 1343.10

ITEM 14

Long sleeve t-shirts

- A) Heavyweight 50/50 poly/cotton
  - one color imprint on front side
  - art provided

AL-Ross Sport  
Screening Inc.  
David Cellino  
325-8358

Adult sizes:	Med	<u>24</u>
	Lg	<u>60</u>
	XL	<u>60</u>

Bid price ea 5.95  
Total price 836.80

ITEM 15

Baseball shirt and baseball short

- A) Velva Sheen style 5191. 100% cotton jersey short.

Adult sizes:	Sm	<u>12</u>
	Med	<u>24</u>
	Lg	<u>24</u>
	XL	<u>12</u>

Bid price ea 14.00  
Total price 1008.00

- B) Velva sheen style 5521. 100% cotton jersey short..

Adult sizes:	Sm	<u>12</u>
	Med	<u>24</u>
	Lg	<u>24</u>
	XL	<u>12</u>

Bid price ea 11.30  
Total price 813.60

Velva Sheen/  
Genus  
Sandy DeLeo

Velva Sheen/  
Genus  
Sandy DeLeo

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

WHEREAS, the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of new trees for the Town's tree planting in Spring, 1993. 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, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is hereby designated as the Officer to open bids on the aforesaid items at a public bid opening to be held on Friday, February 12, 1993, at 11:00 A.M. in the Council Chambers of the Cheektowaga Town Hall.

\*\*\*\*\*

NOTICE TO BIDDERS

TOWN OF CHEEKTOWAGA, NEW YORK

SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board on Friday, February 12, 1993, at a public bid opening at 11:00 A.M. at the Town Hall located on Broadway and Union Roads, Town of Cheektowaga, New York, for the purpose of furnishing new trees for spring, 1993, tree planting.

Specifications for new trees may be picked up at the office of the Superintendent of Highways located at 3145 Union Road, Town of Cheektowaga, New York, between the hours of 8:00 A.M. and 3:30 P.M., Monday through Friday.

NON-COLLUSION FORMS MUST BE SIGNED AND SUBMITTED WITH EACH BID.

Richard M. Moleski,  
Town Clerk  
Town of Cheektowaga

DATED: January 19, 1993

PUBLISHED: January 21, 1993

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza, 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 January 21, 1993;  
last publication January 21, 1993;  
and that no more than six days intervened be-  
tween publications.

LEGAL NOTICE  
NOTICE TO BIDDERS  
TOWN OF CHEEKTOWAGA,  
NEW YORK  
SEALED PROPOSALS will be  
received and considered by the Cheek-  
towaga Town Board on Friday, Febru-  
ary 12, 1993, at a public bid opening at  
11:00 A.M. at the Town Hall located  
on Broadway and Union Roads, Town  
of Cheektowaga, New York, for the  
purpose of furnishing new trees for  
spring, 1993, tree planting.  
Specifications for new trees may be  
picked up at the office of the Superin-  
tendent of Highways located at 3145  
Union Road, Town of Cheektowaga,  
New York, between the hours of 8:00  
A.M. and 3:30 P.M., Monday through  
Friday.  
NON-COLLUSION FORMS  
MUST BE SIGNED AND SUBMIT-  
TED WITH EACH BID.  
Richard Moleski  
Town Clerk  
Town of Cheektowaga  
PUBLISH: JANUARY 21, 1993

Melissa Gugliuzza

Sworn to before me this 21<sup>st</sup>

day of January, 1993

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

Melissa Gugliuzza, 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...January 21, 1993;  
last publication...January 21, 1993;  
and that no more than six days intervened be-  
tween publications.

LEGAL NOTICE  
NOTICE TO BIDDERS  
TOWN OF CHEEKTOWAGA,  
NEW YORK  
SEALED PROPOSALS will be  
received and considered by the Cheek-  
towaga Town Board on Friday, Febru-  
ary 12, 1993, at a public bid opening at  
11:00 A.M. at the Town Hall located  
on Broadway and Union Roads, Town  
of Cheektowaga, New York, for the  
purpose of furnishing new trees for  
spring, 1993, tree planting.  
Specifications for new trees may be  
picked up at the office of the Superin-  
tendent of Highways located at 3145  
Union Road, Town of Cheektowaga,  
New York, between the hours of 8:00  
A.M. and 3:30 P.M., Monday through  
Friday.  
NON-COLLUSION FORMS  
MUST BE SIGNED AND SUBMIT-  
TED WITH EACH BID.  
Richard Moleski  
Town Clerk  
Town of Cheektowaga  
PUBLISH: JANUARY 21, 1993

Melissa Gugliuzza

Sworn to before me this .....21st.....

day of January....., 1993

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

Item No. 6 Motion by Councilman Rogowski Seconded by Supervisor Swiatek

WHEREAS, Section 284 of the State Highway Law provides that moneys levied and collected for the repair and improvement of town highways shall be expended at such places and in such manner as agreed upon by the Town Board and Highway Superintendent and approved by the County Highway Superintendent, and

WHEREAS, the attached Agreement to Spend Town Highway Funds has been prepared for the expenditure of \$287,973 in 1993 and

WHEREAS, such agreement is acceptable to the Town Highway Superintendent and this Town Board, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts and approves such Agreement, and BE IT FURTHER

RESOLVED, that the attached Agreement to Spend Town Highway Funds be signed by those Town Board members approving said Agreement.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* SEE NEXT PAGE FOR AGREEMENT

AGREEMENT TO SPEND TOWN HIGHWAY FUNDS

TOWN OF Cheektowaga

COUNTY OF Erie

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

1. GENERAL REPAIRS. The sum of \$287,973 may be expended for general repairs upon 190.862 miles of town highways, including sluices, culverts and bridges having a span of less than five feet and boardwalks or the renewals thereof.

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

(a) On the road commencing at Schedule Attached and leading to \_\_\_\_\_, a distance of \_\_\_\_\_ miles, there shall be expended not over the sum of \$\_\_\_\_\_  
Type \_\_\_\_\_ Width of traveled surface \_\_\_\_\_  
Thickness \_\_\_\_\_ Subbase \_\_\_\_\_

(b) On the road commencing at \_\_\_\_\_ and leading to \_\_\_\_\_, a distance of \_\_\_\_\_ miles, there shall be expended not over the sum of \$\_\_\_\_\_  
Type \_\_\_\_\_ Width of traveled surface \_\_\_\_\_  
Thickness \_\_\_\_\_ Subbase \_\_\_\_\_

(c) On the road commencing at \_\_\_\_\_ and leading to \_\_\_\_\_, a distance of \_\_\_\_\_ miles, there shall be expended not over the sum of \$\_\_\_\_\_  
Type \_\_\_\_\_ Width of traveled surface \_\_\_\_\_  
Thickness \_\_\_\_\_ Subbase \_\_\_\_\_

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

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

Executed in duplicate this \_\_\_\_\_ day of January, 1993.

[Signature]  
Supervisor  
William P. Rowland  
Town Justice - Councilman  
[Signature]  
Councilman  
Patricia A. Janowicz  
Councilman

[Signature]  
Town Justice - Councilman  
[Signature]  
Councilman  
[Signature]  
Councilman  
[Signature]  
Councilman

The foregoing Agreement is hereby approved this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
County Superintendent of Highways

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

1993 special Paving List

YDS.	STREET NAME	Mi. Pt.	FROM -----TO	L X W	PR R
3611	Andrews Ave.	.237	Genesee to E.Delavan	1250x26	Y
4194	Briarcliffe Dr.	.235	Cleveland to Wayne Terr	1348x28	Y
5210	Creekside Dr.	.158	Harlem to End	835x28	Y
4398	Cresthaven Dr	.277	Cleveland to Townline	1466x27	Y
3873	Crestview Dr.	.235	Cleveland to Kuhn	1245x28	Y
4511	Cunard Dr.	.274	Genesee to Winston	1450x28	Y
4545	Darwin Dr.	.287	Cleveland to Townline	1515x27	Y
491	Douglas Dr.	.03	Lynette to End	158x28	Y
1835	Glandale Ln.	.111	Farmingdale to Greenway	590x28	Y
6346	Lemoine Dr.	.386	Broadway to Gruner	2040x28	Y
2666	Long Ave.	.151	Genesee to Schoedel	800x30	Y
5750	Lynette Dr.	.35	Borden to Riffel Ter.	1850x28	Y
2146	Patton La.	.130	McNaughton to Geo. Urban	690x28	Y
1306	Riffel Ter.	.08	Lynette to Transithill	420x28	Y
1725	Ruth Dr.	.108	Cathedral to Cathedral	575x27	Y
800	Schoedel Ave.	.057	Long to Andrews	300x24	Y
4760	St. Boniface Dr.	.289	McNaughton to McNaughton	1530x28	Y
2411	Standard Pk	.146	CL of #160 to Last Home #224	775x28	Y
4293	Vegola Dr.	.261	Genesee to Winston	1380x28	Y



Item No. 7A Motion by Councilman Gabryszak Seconded by Councilman Rogowski

BE IT RESOLVED that the Supervisor be authorized to execute the 1993 Family Support Contract, C007032 Amendment #4, in the amount of \$30,736.00, on behalf of the Cheektowaga Youth and Recreational Services Department and the New York State Office of Mental Retardation and Developmental Disabilities.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 7B Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, the New York State Archives and Records Administration offers a grant program to assist local governments with administration of municipal records; and

WHEREAS, the Town wishes to continue efforts to microfilm Town records, thereby reducing retrieval time, required storage space and usage of fragile paper records; NOW, THEREFORE, BE IT

RESOLVED, that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Archives and Records Administration for the purpose of securing a grant in an amount not to exceed \$50,000, and BE IT FURTHER

RESOLVED, that all matching requirements will be met utilizing in-kind services, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 7C Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, the Governor's Office for Voluntary Service offers a grant program to provide local governments with monies to implement a conservation corp program to provide meaningful educational and service programming for youth via the establishment of a Youth Conservation Corps program; and

WHEREAS, the Town currently underwrites the costs associated with the Town of Cheektowaga Youth Conservation Corp Program; and

WHEREAS, opportunities exist for additional projects to be completed should manpower availability be increased; and

WHEREAS, the Town wishes to expand programming for youth and seeks funding in an amount not to exceed \$20,000 to offset the costs associated with said expanded programming; NOW, THEREFORE, BE IT

RESOLVED, that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Governor's Office for Voluntary Service for the purpose of securing this grant, and BE IT FURTHER

RESOLVED, the Town's share of required matching funds, in an amount not to exceed \$15,000, is available from the Department of Youth and Recreational Services, Youth Conservation Corps - Supervisory, budget line #01-7310-1811 and Youth Conservation Corps - Expenses, budget line #01-7310-4689, and BE IT FURTHER

Item No. 7C continued

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 7D Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the NYS Department of Environmental Conservation, in conjunction with the U.S. Small Business Administration offers a grant program to provide local governments with monies to purchase trees to be planted on municipally owned property, and

WHEREAS, the Town participated in a similar program in 1991 and was awarded a grant for \$25,000 to plant approximately 300 new trees; and

WHEREAS, the Town wishes to plant additional trees to enhance the environmental and aesthetic quality of municipally owned property; and

WHEREAS, based on population, the Town is eligible for a maximum award of \$12,500 which must be matched with in-kind services and cash totaling at least \$12,500; NOW, THEREFORE, BE IT

RESOLVED, that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application forms, etc. to be submitted to the New York State Department of Environmental Conservation for the purpose of securing this grant, and BE IT FURTHER

RESOLVED, the Town's share of required matching funds, in an amount not to exceed \$8,000, is available from Capital Improvements, budget line #5005-8560-0700; the remaining matching funds to be contributed will be in the form of in-kind services, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 7E Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, on December 21, 1992, the Town of Cheektowaga entered into an agreement with the Youth Department of the Diocese of Buffalo for continuation of the Cheektowaga Youth Engaged in Service (YES) Program, and

WHEREAS, Erie County, through a grant from the New York State Division of Youth, will provide the Town of Cheektowaga with \$8,333.00 to expand operation of the program and allow increased participation by developmentally and learning disabled individuals, low-income youth and community service restitution clients, through a new component called G.I.V.E. (Governor's Initiative for Voluntary Excellence) NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached addendum to the existing agreement with the Youth Department of the Diocese of Buffalo to provide this additional service.

Budget Line Item 0001-7310-4695.

Item No. 7E continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* SEE NEXT PAGE FOR ADDENDUM

ADDENDUM

TO

AGREEMENT

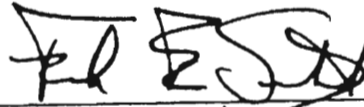
THE AGREEMENT, dated the 21st day of December, 1992, by and between the TOWN OF CHEEKTOWAGA ("TOWN") and YOUTH DEPARTMENT-DIOCESE OF BUFFALO ("AGENCY") be and hereby is amended to include the following new paragraphs:

- 1.A. The TOWN will also sponsor the G.I.V.E. component of the Y.E.S. program and pay to the AGENCY a sum not to exceed \$8,333.00 for said program component.
- 3.A. The AGENCY agrees to provide the G.I.V.E. component as described in the attached Appendix B.
- 5.A. The AGENCY agrees to keep and provide to the TOWN separate expenditure reports for the G.I.V.E. component.
- 8.A. Sponsorship of the G.I.V.E. component is further contingent upon the TOWN'S advance receipt of funding from Erie County as administrator of a new grant from the New York State Division for Youth for said program.
- 9.A. The G.I.V.E. component will terminate September 7, 1993.

This Addendum shall be effective immediately and expire on September 7, 1993.

TOWN OF CHEEKTOWAGA

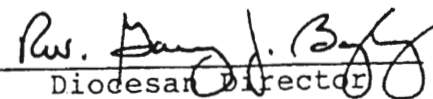
By



Supervisor

YOUTH DEPARTMENT-DIOCESE  
OF BUFFALO

By



Diocesan Director

Item No. 8 Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance. The EMS Board, which was created at that time, has completed a review and evaluation of new/renewal license applications for driver(s)/attendant(s), and has recommended that the Town Board issue such licenses, and

NOW, THEREFORE, BE IT RESOLVED that the recommendations of EMS Board concerning the licensing of new/renewal driver(s)/attendant(s) shown on the attached list be and hereby are accepted and approved, for a period to expire upon the expiration of such ambulance driver(s)/attendant(s) Emergency Medical Technician ("EMT") card, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is authorized, empowered and directed to issue new/renewal licenses to the driver(s)/attendant(s) set forth on the annexed schedule, pursuant to the terms of this resolution.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* SEE NEXT PAGE

TOWN OF CHEEKTOWAGA DRIVER/ATTENDANT LICENSE

<u>NAME</u>	<u>ADDRESS</u>	<u>COMPANY</u>	<u>EMT EXPIRES</u>
* Dennis Wellspeak	Alexander, NY 14005	Town's	6/30/95

NOTE: \* indicates renewal

Item No. 9 Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, vacancies exist in the position of Police Officer in the Town of Cheektowaga, AND

WHEREAS, the Board is interested in filling three (3) positions at this time, AND

WHEREAS, the Civil Service eligible list for Police Officer has been canvassed and candidates were interviewed, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals be and hereby are appointed to the position of Police Officer at a salary in accordance with the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Police Club, Inc.:

Pilat, Scott  
Wood, Ronald  
Gray, Brian

AND, BE IT FURTHER

RESOLVED, that said appointments shall become effective February 4, 1993 and are subject to verification of compliance with the Residency Law of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 10 Motion by Councilman Gabryszak Seconded by Councilman Rogowski

BE IT RESOLVED, that the following individuals be and hereby are hired as PART-TIME EMPLOYEES, not to exceed 19 hours on a weekly basis, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

POLICE DEPARTMENT - \$5.00 per hour (Clerical) EFFECTIVE

Laurie Imiola 1/11/93

SANITATION DEPARTMENT - \$5.00 per hour (Clerical)

Laurie Lang Immediately

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 11 Motion by Councilman Jaworowicz Seconded by Councilman Rogowski

BE IT RESOLVED that the below listed individual, erroneously terminated at the January 4, 1993 Town Board meeting, be rehired as a part-time employee, retroactive to January 4, 1993:

RECREATION SUPERVISOR I - 7140.1613 - \$5.50 per hour

Patrick Cartenuto, Jr. 14227

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 12 Motion by Supervisor Swiatek Seconded by Councilman Johnson

WHEREAS, subsequent to the completion and filing of the assessment roll for the current year, a number of special proceedings for the review of the assessment of certain real properties were commenced against the Town, and

WHEREAS, assessments and assessment review proceedings involve a specialized area of law, accounting and economics, and

WHEREAS, Joseph G. Sacco and David Jones, attorneys at law, are experienced practitioners in the aforementioned specialized field; and, in fact, have represented the Town on such proceedings for the past several years, and

WHEREAS, in addition, the Town Assessor has recommended the retention of Messrs. Sacco and Jones for advice and representation on pending assessment proceedings, NOW, THEREFORE, BE IT

RESOLVED, that Joseph G. Sacco and David Jones be and hereby are retained to represent the Assessor, the Board of Assessment Review and the Town of Cheektowaga in all assessment review proceedings retroactive to January 1, 1992 and for the current calendar year ending December 31, 1993, AND BE IT FURTHER

RESOLVED, that their reasonable fees and expenses be paid from budget line item number 01-1355-0004-4561.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 13A Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, The New York State Government Finance Officers' Association will be holding its Annual Conference in Albany, New York on March 24 - 26, 1993, and

WHEREAS, The Supervising Accountant of the Town has requested permission to attend this meeting, and

WHEREAS, information important to the Town will be discussed at this meeting, NOW, THEREFORE, BE IT

RESOLVED, that Robert E. Kaczmarek, be and hereby is authorized to attend the aforementioned meeting, and BE IT FURTHER

RESOLVED, that the Town shall pay all reasonable costs associated with Mr. Kaczmarek's attendance at this meeting not to exceed \$1,200.00 out of budget line number 0100-1910-4082.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 13B Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, FBI Special Operations and Research Unit in cooperation with their Hostage Rescue Team has extended an invitation to the Cheektowaga Police Department SWAT Team to send six members of the team to a training program in Quantico, Virginia, February 15-19, 1993.

WHEREAS, Chief Bruce Chamberliln is requesting authorization to send Captain Richard Chamberlin, Sergeant Kenneth Hycner, Sergeant James Speyer, Detective Russ Paul, Officer Daniel Kean and Officer Daniel Smith to this training program and the Police Department will only be responsible for meal expenses



Item No. 13B continued

amounting to \$210.00 and will be charged to account 0100-3120-4085. The FBI will provide all transportation fees, lodging, meals during training, ammunition and range fees, FURTHER BE IT

RESOLVED, that the Town Board is authorizing Chief Bruce Chamberlin to send the above mentioned officers to this training program and that the time these officers spend at this training be authorized as normal duty time.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Rogowski,  
Blachowski and Johnson  
NAYES: Councilman Gabryszak  
ABSENT: Councilman Solecki

Item No. 14 Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the Department of Youth and Recreational Services will receive an advance payment of \$8,333.00 from Erie County as the administrator of a new grant from the New York State Division for Youth which will allow for the expansion of the Youth Engaged in Service (YES) program through a new component called GIVE (Governor's Initiative for Voluntary Excellence) and

WHEREAS, a budget line item must be established to meet the requirement for separate financial reporting procedures for the GIVE component, NOW, THEREFORE, BE IT

RESOLVED, that the following account line items be and hereby are established:

YES/GIVE/Erie Co. (Expense - Account 0001-7310-4695 - \$8,333.00

YES/GIVE/Erie Co. (Revenue) Account 0001-7310-3975 - \$8,333.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 15 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

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

GENERAL FUND

FROM:	0100-7620-1373	Rec. Attendants- Senior Center	\$26,629.00
	0100-1410-4001	Office Supplies-Town Clerk	\$2,500.00
TO:	0100-7620-1385	Rec. Specialists-Senior Center	\$26,629.00
	0100-1410-2201	Office Equipment-Town Clerk	\$2,500.00

COMMUNITY DEVELOPMENT

FROM:	0700-1092-0704	Contingency	\$ 2,000.00
TO:	0700-1092-0701	Planning	\$ 2,000.00

SPECIAL DISTRICTS

FROM:	2500-8125-1424	Sewer Maintenance Man- S.D. #5	\$35,158.00
TO:	2500-8125-1412	Laborer - S.D. #5	\$35,158.00

Item No. 15 continued

PART TOWN

FROM: 0800-3620-1401 Asst. Building Inspector \$22,716.00  
TO: 0800-3620-1374 Building & Zoning Clerk \$22,716.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

Item No. 16 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to January 15, 1993 are hereby approved and made a part hereof:

GENERAL FUND	\$3,659,053.05
HIGHWAY FUND	939,649.08
TRUST & AGENCY FUND	48,445.54
CDBG HUD FUND	6,967.12
PART TOWN FUND	63,059.51
RISK RETENTION FUND	90,203.79
SPECIAL DISTRICTS FUND	2,319,255.43
HUD REHABILITATION FUND	17,992.50
CAPITAL FUND	335,894.77
	<u>\$7,480,520.79</u>

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

III. DEPARTMENTAL COMMUNICATIONS

Item No. 17A Minutes of Cheektowaga Planning Board: December 10, 1992  
Received and Filed.

Item No. 17B Minutes of Cheektowaga Traffic Safety Commission: December 15, 1992  
Received and Filed.

Item No. 18 Quarterly Report: Office of Disaster Preparedness (Oct. - Dec. 1992)  
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 19 Notice of Petition: Michael Sebastiano & Stanley Senko vs Zoning  
Board of Appeals, Town of Cheektowaga, Jasper Falcone and Michael  
Desiderio  
Copies were sent to: James Kirisits, Town Attorney's Office; Ron  
Marten, Building Department; Zoning Board of Appeals.  
Received and Filed.

Item No. 20 Summons & Complaint: Rae Hastings vs Town of Cheektowaga and the  
Town of Cheektowaga Police Department  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;  
Allied Claims Service, Insurance Carriers.  
Received and Filed.

Item No. 21A Notice of Claim: Toni Vattimo vs Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Highway Department;  
Allied Claims Service, Insurance Carrier.  
Received and Filed.

Item No. 21B Notice of Claim: Carl M. Cole, Erie County Public Administrator as  
Temporary Administrator of Estate of Donald T. Fleming, deceased  
vs Town of Cheektowaga and Town of Cheektowaga Police Department  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;  
Allied Claims Service, Insurance Carriers.  
Received and Filed.

Item No. 21C Notice of Claim: Donald T. Fleming, Jr., an infant by his mother and  
natural guardian Diane Fleming vs Town of Cheektowaga and Town of  
Cheektowaga Police Department  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Police Department;  
Allied Claims Service, Insurance Carrier.  
Received and Filed.

\* \* \* \* \*

MOTION BY SUPERVISOR SWIATEK AND SECONDED BY COUNCILMAN JOHNSON TO SUSPEND THE RULES  
TO INCLUDE THE FOLLOWING RESOLUTIONS AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* \* \* \* \*

V. SUSPENSION OF RULES

Item No. 22 Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, Kenneth E. Liszewski has petitioned for the rezoning from  
R-Residence District to NS-Neighborhood Services District of property owned by Fred  
M. and Salvatore C. Calandra and located at 1157-1161 Maryvale Drive, 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 19th day of January, 1993 at 7:00 o'clock P.M., after publication and  
service of the notices required by the provisions of the Code of the Town of  
Cheektowaga ("Zoning Law"), 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 approval, 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 has recommended that this Town Board issue a determination that such  
rezoning will not have a significant effect on the environment, subject to the  
following conditions:

1. A detailed drainage plan be submitted to the Town Engineer showing  
on-site detention and alleviation of drainage problems along the  
south property lines with the adjacent residences.

Item No. 22 continued

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby agrees with the recommendations made by the Environmental Advisory Review Committee, and directs that a "Conditional Negative Declaration" for this project be issued, and BE IT FURTHER

RESOLVED, that the application of Kenneth E. Liszewski for the rezoning from R-Residence District to NS-Neighborhood Services District of the property specified in the attached legal description be and the same is hereby approved subject to the aforementioned condition recommended by the Environmental Advisory Committee, and BE IT FURTHER

RESOLVED, that the Zoning Map and Law of the Town of Cheektowaga be amended in accordance with the above.

\* \* \* \* \*

MOTION BY COUNCILMAN JOHNSON AND SECONDED BY SUPERVISOR SWIATEK TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* \* \* \* \*

AMENDED

Motion by Councilman Johnson                      Seconded by Councilman Rogowski

WHEREAS, Kenneth E. Liszewski has petitioned for the rezoning from R-Residence District to NS-Neighborhood Services District of property owned by Fred M. and Salvatore C. Calandra and located at 1157-1161 Maryvale Drive, 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 19th day of January, 1993 at 7:00 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning Law"), 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 approval, 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 has recommended that this Town Board issue a determination that such rezoning will not have a significant effect on the environment, subject to the following conditions:

1. A detailed drainage plan be submitted to the Town Engineer showing on-site detention and alleviation of drainage problems along the periphery property lines shared with the adjacent residences.
2. A landscape plan, berms, plantings, fencing or other screening as approved by the Planning Board; upon Engineering approval of a drainage plan and with input from surrounding residents.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby agrees with the recommendations made by the Environmental Advisory Review Committee, and directs that a "Conditional Negative Declaration" for this project be issued, and BE IT FURTHER

Item No. 22 continued

RESOLVED, that the application of Kenneth E. Liszewski for the rezoning from R-Residence District to NS-Neighborhood Services District of the property specified in the attached legal description be and the same is hereby approved subject to the aforementioned condition recommended by the Environmental Advisory Committee, and BE IT FURTHER

RESOLVED, that the Zoning Map and Law of the Town of Cheektowaga be amended in accordance with the above.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Solecki

\* SEE NEXT PAGE

AFFIDAVIT - NEXT PAGE

Vacant lot fronting Maryvale Drive, 190.99' frontage;  
186.75' depth; and 243.64' width; approximately 1.05  
acres. SBL#92.09-4-15.1

**LEGAL NOTICE  
EXTRACTS FROM MINUTES OF  
CHEEKTOWAGA TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of January, 1993 at 7:30 o'clock p.m. Eastern Standard Time were:

**PRESENT:**  
Supervisor Frank E. Swiatek  
Councilman Patricia A. Jaworowicz  
Councilman Dennis H. Gabryszak  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson, Jr.

**ABSENT:** Councilman Richard B. Solecki

Motion by Councilman Johnson seconded by Councilman Rogowski.

**WHEREAS,** Kenneth E. Liszewski has petitioned for the rezoning from R-Residence District to NS-Neighborhood Services District of property owned by Fred M. and Salvatore G. Calandra and located at 1157-1161 Maryvale Drive, 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 19th day of January, 1993 at 7:00 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning Law"), 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 approval, 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 has recommended that this Town Board issue a determination that such rezoning will not have a significant effect on the environment, subject to the following conditions:

1. A detailed drainage plan be submitted to the Town Engineer showing on-site detention and alleviation of drainage problems along the periphery property lines shared with the adjacent residences.

2. A landscape plan, berms, plantings, fencing, or other screening as approved by the Planning Board; upon Engineering approval of a drainage plan and with input from surrounding residents.

**NOW, THEREFORE, BE IT RESOLVED,** that this Town Board hereby agrees with the recommendations made by the Environmental Advisory Review Committee, and directs that a "Conditional Negative Declaration" for this project be issued, and **BE IT FURTHER**

**RESOLVED,** that the application of Kenneth E. Liszewski for the rezoning from R-Residence District to NS-Neighborhood Services District of the property specified in the attached legal description be and the same is hereby approved subject to the aforementioned condition recommended by the Environmental Advisory Committee, and **BE IT FURTHER**

**RESOLVED,** that the Zoning Map and Law of the Town of Cheektowaga be amended in accordance with the above.

Upon roll call...  
Supervisor Swiatek Voting AYE  
Councilman Jaworowicz Voting AYE  
Councilman Gabryszak Voting AYE  
Councilman Solecki Voting ABSENT  
Councilman Rogowski Voting AYE  
Councilman Blachowski Voting AYE  
Councilman Johnson Voting AYE  
AYES: 6  
NAYES: 0  
ABSENT: 1  
**PUBLISH: JANUARY 21, 1993**

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

Melissa Gugliuzza, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication January 21, 1993; last publication January 21, 1993; and that no more than six days intervened between publications.

Melissa Gugliuzza

Sworn to before me this 21st

day of January, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**  
**EXTRACTS FROM MINUTES OF**  
**CHEEKTOWAGA TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 19th day of January, 1993 at 7:30 o'clock p.m. Eastern Standard Time were:

**PRESENT:**  
 Supervisor Frank E. Swiatek  
 Councilman Patricia A. Jaworowicz  
 Councilman Dennis H. Gabryszak  
 Councilman William P. Rogowski  
 Councilman Jacqueline A. Blachowski  
 Councilman Thomas M. Johnson, Jr.

**ABSENT:** Councilman Richard B. Solecki

Motion by Councilman Johnson seconded by Councilman Rogowski.

WHEREAS, Kenneth E. Liszewski has petitioned for the rezoning from R-Residence District to NS-Neighborhood Services District of property owned by Fred M. and Salvatore C. Calandra and located at 1157-1161 Maryvale Drive, 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 19th day of January, 1993 at 7:00 o'clock P.M., after publication and service of the notices required by the provisions of the Code of the Town of Cheektowaga ("Zoning Law"), 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 approval, 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 has recommended that this Town Board issue a determination that such rezoning will not have a significant effect on the environment, subject to the following conditions:

1. A detailed drainage plan be submitted to the Town Engineer showing on-site detention and alleviation of drainage problems along the periphery property lines shared with the adjacent residences.
2. A landscape plan, berms, plantings, fencing, or other screening as approved by the Planning Board; upon Engineering approval of a drainage plan and with input from surrounding residents.

**NOW, THEREFORE, BE IT RESOLVED,** that this Town Board hereby agrees with the recommendations made by the Environmental Advisory Review Committee, and directs that a "Conditional Negative Declaration" for this project be issued, and **BE IT FURTHER**

**RESOLVED,** that the application of Kenneth E. Liszewski for the rezoning from R-Residence District to NS-Neighborhood Services District of the property specified in the attached legal description be and the same is hereby approved subject to the aforementioned condition recommended by the Environmental Advisory Committee, and **BE IT FURTHER**

**RESOLVED,** that the Zoning Map and Law of the Town of Cheektowaga be amended in accordance with the above.

Upon roll call...  
 Supervisor Swiatek Voting AYE  
 Councilman Jaworowicz Voting AYE  
 Councilman Gabryszak Voting AYE  
 Councilman Solecki Voting ABSENT  
 Councilman Rogowski Voting AYE  
 Councilman Blachowski Voting AYE  
 Councilman Johnson Voting AYE  
 AYES: 6  
 NAYES: 0  
 ABSENT: 1  
**PUBLISH: JANUARY 21, 1993**

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

*Melissa Gugliuzza*, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks: first publication January 21, 1993; last publication January 21, 1993; and that no more than six days intervened between publications.

*Melissa Gugliuzza*  
 Sworn to before me this 21st day of January, 1993.  
*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 COMMISSION EXPIRES 12/11/93



Item No. 23 Motion by Councilman Rogowski Seconded by Councilman Gabryszak

WHEREAS, the Town Clerk's Office has received a Local Government Records Management Improvement Grant from New York State for the purpose of micro-filming Town records, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice to Bidders in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED, that the Town Clerk is hereby designated as the officer to open bids on the aforesaid item at 11:00 A.M. on January 29, 1993 in the Council Chambers at the Cheektowaga Town Hall.

\* \* \* \* \*

NOTICE TO BIDDERS

TOWN OF CHEEKTOWAGA, NEW YORK

SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board on Friday, January 29, 1993, at a public bid opening at 11:00 A.M. at the Town Hall located on Broadway and Union Roads, Town of Cheektowaga, New York, for the purpose of microfilming services for the Town of Cheektowaga Town Records.

Specifications for microfilm services may be picked up at the office of the Town Clerk located at 3301 Broadway, Town of Cheektowaga, New York, between the hours of 9:00 A.M. and 4:30 P.M., Monday through Friday.

NON-COLLUSION FORMS MUST BE SIGNED AND SUBMITTED WITH EACH BID.

Richard M. Moleski,  
Town Clerk

DATED: January 19, 1993

PUBLISHED: January 21, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Solecki

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza, 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 January 21, 1993 ;  
last publication January 21, 1993 ;  
and that no more than six days intervned be-  
tween publications.

LEGAL NOTICE  
NOTICE TO BIDDERS  
TOWN OF CHEEKTOWAGA  
NEW YORK  
SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board on Friday, January 29, 1993, at a public bid opening at 11:00 A.M. at the Town Hall located on Broadway and Union Roads, Town of Cheektowaga, New York, for the purpose of microfilming services for the Town of Cheektowaga Town Records.  
Specifications for microfilm services may be picked up at the office of the Town Clerk located at 3301 Broadway, Town of Cheektowaga, New York, between the hours of 9:00 A.M. and 4:30 P.M., Monday through Friday.  
NON-COLLUSION FORMS MUST BE SIGNED AND SUBMITTED WITH EACH BID.  
Richard M. Moleski,  
Town Clerk  
Town of Cheektowaga  
DATED: January 19, 1993  
PUBLISH: JANUARY 21, 1993

Melissa Gugliuzza

Sworn to before me this 21<sup>st</sup>

day of January, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

.....Melissa Gugliuzza, 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.....January 21, 1993.....;  
last publication.....January 21, 1993.....;  
and that no more than six days intervened be-  
tween publications.

**LEGAL NOTICE  
NOTICE TO BIDDERS  
TOWN OF CHEEKTOWAGA,  
NEW YORK**  
SEALED PROPOSALS will be received and considered by the Cheektowaga Town Board on Friday, January 29, 1993, at a public bid opening at 11:00 A.M. at the Town Hall located on Broadway and Union Roads, Town of Cheektowaga, New York, for the purpose of microfilming services for the Town of Cheektowaga Town Records.  
Specifications for microfilm services may be picked up at the office of the Town Clerk located at 3301 Broadway, Town of Cheektowaga, New York, between the hours of 9:00 A.M. and 4:30 P.M., Monday through Friday.  
NON-COLLUSION FORMS MUST BE SIGNED AND SUBMITTED WITH EACH BID.  
Richard M. Moleski,  
Town Clerk  
Town of Cheektowaga  
DATED: January 19, 1993  
PUBLISH: JANUARY 21, 1993

.....Melissa Gugliuzza.....

Sworn to before me this .....21<sup>st</sup>.....

day of .....January....., 1993.

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

MEETING NO. 2  
January 19, 1993

Item No. 24 Motion by Supervisor Swiatek and seconded by Councilman Jaworowicz to adjourn the meeting.

Richard M. Moleski,  
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 1st day of February, 1993 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek  
Councilman Patricia A. Jaworowicz  
Councilman Richard B. Solecki  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson, Jr.

ABSENT: Councilman Dennis H. Gabryszak

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Robert Kaczmarek, Supervising Accountant; Chet Bryan, Town Engineer, David Kulik, General Crew Chief-Sanitation, Bruce Chamberlin, Chief of Police; Salvatore LaGreca, Employment and Training Director and Chairman of Planning Board; Ronald Marten, Building and Plumbing Inspector and Kenneth Kopacz, Director of the Department of Youth and Recreational Services.

#### I. PUBLIC HEARING

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Chapter 76 of the Code of the Town of Cheektowaga, (Vehicle and Traffic) 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 amendments being as follows:

#### ARTICLE X

##### Parking, Standing and Stopping

Section 76-102. Parking prohibited in designated locations:

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime

JEAN TERRACE east side from the south curbline of Matthew Lane to the terminus

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime

JEAN TERRACE east side from the south curbline of Matthew Lane southerly, westerly and northerly around the cul-de-sac to the end of the cul-de-sac.

MARC LANE east side from the south curbline of Kenville Road southerly to its end.

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 Councilman Rogowski

BE IT RESOLVED, that a public hearing on proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) be held on February 16, 1993 at 7:30 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 4th day of February, 1993, said amendments being set forth in the Notice of Hearing.

\*\*\*\*\*

NOTICE OF PUBLIC 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 February 15, 1993 at 7:30 P.M., to consider the advisability of adopting amendments to Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

ARTICLE VIII

Stop and Yield Intersections

Section 76-80. Stop intersections designated, shall be amended be deleting therefrom the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
Satinwood Drive	North-South	No. 37 rt. angle turn in Satinwood Drive	Eastbound	S.W. corner
Satinwood Drive	East-West	No. 42 rt. angle turn in Satinwood Drive	Southbound	N.W. corner

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

Dated: February 1, 1993

Richard M. Moleski  
Town Clerk

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza, 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 February 4, 1993;  
 last publication February 4, 1993;  
 and that no more than six days intervened be-  
 tween publications.

Melissa Gugliuzza  
 4/22

Sworn to before me this .....  
 day of February, 1993.  
Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

LEGAL NOTICE  
 NOTICE OF PUBLIC 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 the said Town of Cheektowaga on February 15, 1993 at 7:30 P.M., to consider the advisability of adopting amendments to Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

ARTICLE VIII

Stop and Yield Intersections

Section 76-80. Stop intersections designated, shall be amended by deleting therefrom the following:

Street	Direction	Entrance Street	Traffic Stops	Sign Location
Satinwood Drive	North-South	No. 37 rt. angle turn in Satinwood Drive	Eastbound	S.W. corner
Satinwood Drive	East-West	No. 42 rt. angle turn in Satinwood Drive	Southbound	N.W. corner

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.  
 Dated: FEBRUARY 1, 1993

RICHARD M. MOLESKI  
 Town Clerk

PUBLISH: February 4, 1993

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

.....Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 .....Clerk..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....1..... weeks:  
 first publication.....February 4, 1993.....;  
 last publication.....February 4, 1993.....;  
 and that no more than six days intervened be-  
 tween publications.

**LEGAL NOTICE  
 NOTICE OF PUBLIC 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 the said Town of Cheektowaga on February 15, 1993 at 7:30 P.M., to consider the advisability of adopting amendments to Chapter 76 of the Code of the said Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

**ARTICLE VIII**

**Stop and Yield Intersections**

Section 76-80. Stop intersections designated, shall be amended by deleting therefrom the following:

Street	Direction	Entrance Street	Traffic Stops	Sign Location
Satinwood Drive	North-South	No. 37 rt. angle turn in Satinwood Drive	Eastbound	S.W. corner
Satinwood Drive	East-West	No. 42 rt. angle turn in Satinwood Drive	Southbound	N.W. corner

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.  
 Dated: FEBRUARY 1, 1993

RICHARD M. MOLESKI  
 Town Clerk

**PUBLISH:** February 4, 1993

.....Melissa Gugliuzza.....  
 4/22

Sworn to before me this .....  
 day of .....February....., 19.....93  
 .....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93



Item No. 4a Motion by Councilman Blachowski, Seconded by Councilman Rogowski

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Office Reconstruction at the Alexander Community Center, 275 Alexander Avenue, Cheektowaga, New York 14225. Information for bidders and Specifications may be obtained at the office of Scaffidi & Moore, Architects, 4535 Bailey Avenue, Buffalo, New York 14226, said Notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on February 16, 1993 at 10:00 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 bids for Office Reconstruction at the Alexander Community Center, Alexander Avenue, Cheektowaga, New York, are invited and will be received, publicly opened and read on behalf of the Cheektowaga Town Board on February 16, 1993 at 10:00 A.M. in the Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York.

Specifications (including Information for Bidders and Form of Bid) and Plans for each project may be examined at the office of Scaffidi & Moore, Architects, 4535 Bailey Avenue, Buffalo, New York 14226, and a copy may be obtained upon payment of \$50.00 per set for each project as a deposit to guarantee the safe return thereof.

Any bidder for the project furnishing the required bid security, other than the successful bidder, who returns such copy in good condition within fifteen (15) days following the receipt of bids for the project for which such bidder shall have submitted bid or the rejection of the bid of such bidder, will be refunded the full amount of the deposit, including the successful bidder, and one half of the deposit will be reimbursed for the return of all other copies of the plans and specifications in good condition following the award of the contract or the rejection of the bids covered by such plans and specifications.

The Cheektowaga Town Board reserves the right to waive any informalities in or to reject any or all bids, as the same is permitted by law.

Each bidder must deposit with his bid, security in an amount of not less than 10% of the Base Bid for each project bid in the form and subject to the conditions provided in the Information for Bidders.

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

Bids shall remain open for acceptance for 45 days subsequent to the opening thereof.

BY ORDER OF THE CHEEKTOWAGA TOWN BOARD

RICHARD M. MOLESKI, TOWN CLERK

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE

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

LEGAL NOTICE  
NOTICE TO BIDDERS

Sealed bids for Office Reconstruction at the Alexander Community Center, Alexander Avenue, Cheektowaga, New York, are invited and will be received, publicly opened and read on behalf of the Cheektowaga Town Board on February 16, 1993 at 10:00 AM in the Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York.

Specifications (including Information for Bidders and Form of Bid) and Plans for each project may be examined at the office of Scaffidi & Moore, Architects, 4535 Bailey Avenue, Buffalo, New York 14226, and a copy may be obtained upon payment of \$50.00 per set for each project as a deposit to guarantee the safe return thereof.

Any bidder for the project furnishing the required bid security, other than the successful bidder, who returns such copy in good condition within fifteen (15) days following the receipt of bids for the project for which such bidder shall have submitted bid or the rejection of the bid of such bidder, will be refunded the full amount of the deposit, including the successful bidder, and one half of the deposit will be reimbursed for the return of all other copies of the plans and specifications in good condition following the award of the contract or the rejection of the bids covered by such plans and specifications.

The Cheektowaga Town Board reserves the right to waive any informalities in or to reject any or all bids, as the same is permitted by law.

Each bidder must deposit with his bid, security in an amount of not less than 10% of the Base Bid for each project bid in the form and subject to the conditions provided in the Information for Bidders.

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

Bids shall remain open for acceptance for 45 days subsequent to the opening thereof.

BY ORDER OF THE CHEEKTOWAGA TOWN BOARD  
RICHARD M. MOLESKI  
TOWN CLERK

PUBLISH: FEBRUARY 4, 1993

.....Melissa Gugliuzza....., of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is .....Clerk..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for .....1..... weeks: first publication February 4, 1993; last publication February 4, 1993; and that no more than six days intervened between publications.

.....Melissa Gugliuzza.....  
4/4h

Sworn to before me this ..... day of February, 1993.

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

**LEGAL NOTICE  
 NOTICE TO BIDDERS**  
 Sealed bids for Office Reconstruction at the Alexander Community Center, Alexander Avenue, Cheektowaga, New York, are invited and will be received, publicly opened and read on behalf of the Cheektowaga Town Board on February 16, 1993 at 10:00 AM in the Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York.  
 Specifications (including Information for Bidders and Form of Bid) and Plans for each project may be examined at the office of Scaffidi & Moore, Architects, 4535 Bailey Avenue, Buffalo, New York 14226, and a copy may be obtained upon payment of \$50.00 per set for each project as a deposit to guarantee the safe return thereof.  
 Any bidder for the project furnishing the required bid security, other than the successful bidder, who returns such copy in good condition within fifteen (15) days following the receipt of bids for the project for which such bidder shall have submitted bid or the rejection of the bid of such bidder, will be refunded the full amount of the deposit, including the successful bidder, and one half of the deposit will be reimbursed for the return of all other copies of the plans and specifications in good condition following the award of the contract or the rejection of the bids covered by such plans and specifications.  
 The Cheektowaga Town Board reserves the right to waive any formalities in or to reject any or all bids, as the same is permitted by law.  
 Each bidder must deposit with his bid, security in an amount of not less than 10% of the Base Bid for each project bid in the form and subject to the conditions provided in the Information for Bidders.  
 Attention of bidders is particularly called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under this contract.  
 Bids shall remain open for acceptance for 45 days subsequent to the opening thereof.  
 BY ORDER OF THE CHEEKTOWAGA TOWN BOARD  
 RICHARD M. MOLESKI  
 TOWN CLERK  
 PUBLISH: FEBRUARY 4, 1993

.....Melissa Gugliuzza....., of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is Clerk..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for .....1..... weeks: first publication February 4, 1993; last publication February 4, 1993; and that no more than six days intervened between publications.

.....Melissa Gugliuzza.....  
 4/4h

Sworn to before me this ..... day of February, 1993.

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

Item No. 4b Motion by Councilman Rogowski, Seconded by Councilman Solecki

WHEREAS, it is in order that bids be advertised for the purchase of lighting supplies for fiscal years 1993, 1994 and 1995 for the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of lighting supplies, said notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on February 16, 1993 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 Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the supplying of lighting supplies.

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: February 1, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for 1 weeks:  
first publication February 4, 1993;  
last publication February 4, 1993;  
and that no more than six days intervened be-  
tween publications.

Melissa Gugliuzza  
44

Sworn to before me this .....

day of February, 1993..

Margaret J. Bourdette

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

LEGAL NOTICE  
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the supplying of lighting supplies.

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: February 1, 1993  
PUBLISH: FEBRUARY 4, 1993

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

Melissa Gugliuzza, 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 February 4, 1993;  
last publication February 4, 1993;  
and that no more than six days intervened be-  
tween publications.

Melissa Gugliuzza  
LH

Sworn to before me this .....

day of February, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE  
NOTICE TO BIDDERS**  
Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the supplying of lighting supplies.  
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: February 1, 1993  
PUBLISH: FEBRUARY 4, 1993

Item No. 4c Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, it is in order that bids be advertised for the furnishing of chemical fertilizers and herbicides in the Town of Cheektowaga, AND

WHEREAS, the Town has engaged in an annual Fertilization/Weed Control Program as part of its obligation with an agreement with the New York State Department of Environmental Conservation in the maintenance of all lands associated with the Scajauada Creek Flood Control Project, 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 furnishing of chemical fertilizers and herbicides, notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 16th day of February, 1993 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 Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the application of Chemical Fertilizers and Herbicides 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: February 1, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE

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

**LEGAL NOTICE  
NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the application of Chemical Fertilizers and Herbicides 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: February 1, 1993  
PUBLISH: FEBRUARY 4, 1993

.....Melissa Gugliuzza, 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.....February 4, 1993;.....  
last publication.....February 4, 1993;.....  
and that no more than six days intervened be-  
tween publications.

.....Melissa Gugliuzza  
.....clerk

Sworn to before me this .....

day of .....February....., 1993.

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93



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

.....Melissa Gugliuzza, of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 .....clerk..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....1..... weeks:  
 first publication.....February 4, 1993.....;  
 last publication.....February 4, 1993.....;  
 and that no more than six days intervened be-  
 tween publications.

.....Melissa Gugliuzza  
 LK

Sworn to before me this .....  
 day of .....February....., 1993..

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**  
**NOTICE TO BIDDERS**  
 Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the application of Chemical Fertilizers and Herbicides 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: February 1, 1993  
 PUBLISH: FEBRUARY 4, 1993

Item No. 4d Motion by Councilman Johnson, Seconded by Councilman Solecki

WHEREAS, there is need to replace sanitary sewer manhole castings and covers utilizing self-sealing covers and vented covers, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of manhole castings with self-sealing covers and manhole castings with vented type covers, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 16th day of February, 1993 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 Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of manhole castings and 24" diameter covers for the Sewer Maintenance 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: February 1, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza, 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 February 4, 1993 ;  
last publication February 4, 1993 ;  
and that no more than six days intervned be-  
tween publications.

**LEGAL NOTICE  
NOTICE TO BIDDERS**  
Sealed proposals will be received  
and considered by the Town Board of  
the Town of Cheektowaga on Febru-  
ary 16, 1993 at 11:00 A.M., Eastern  
Standard Time, at the Town Hall, cor-  
ner of Broadway and Union Roads, for  
the furnishing of manhole castings and  
24" diameter covers for the Sewer  
Maintenance Department.  
Information for bidders and specifi-  
cations 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 pre-  
pared and submitted in accordance  
with the provisions of the specifica-  
tions 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: FEBRUARY 1, 1993  
PUBLISH: FEBRUARY 4, 1993

Melissa Gugliuzza  
44

Sworn to before me this .....

day of February, 1993

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

Melissa Gugliuzza, 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 February 4, 1993 ;  
last publication February 4, 1993 ;  
and that no more than six days intervened be-  
tween publications.

**LEGAL NOTICE  
NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of manhole castings and 24" diameter covers for the Sewer Maintenance 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: FEBRUARY 1, 1993  
PUBLISH: FEBRUARY 4, 1993

Melissa Gugliuzza  
44

Sworn to before me this .....

day of February, 1993

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

Item No. 4e Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, it is in order that bids be advertised to cover the purchase of corrugated metal pipe and reinforced concrete pipe requirements for the 1993 calendar year, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of corrugated metal pipe and reinforced concrete pipe, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 16th day of February, 1993 at 11:00 A.M., Eastern Daylight Savings Time, at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

\* \* \* \* \*

NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of corrugated metal pipe and reinforced concrete pipe for the 1993 calendar year.

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: February 1, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE

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

Melissa Gualianza, 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 February 4, 1993 ;  
last publication February 4, 1993 ;  
and that no more than six days intervened be-  
tween publications.

**LEGAL NOTICE  
NOTICE TO BIDDERS**  
Sealed proposals will be received by  
the Town of Cheektowaga on Febru-  
ary 16, 1993 at 11:00 A.M., Eastern  
Standard Time, at the Town Hall, cor-  
ner of Broadway and Union Roads, for  
the furnishing of corrugated metal pipe  
and reinforced concrete pipe for the  
1993 calendar year.  
Information for bidders and specifi-  
cations 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 pre-  
pared and submitted in accordance  
with the provisions of the specifica-  
tions 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: February 1, 1993  
PUBLISH: FEBRUARY 4, 1993

Melissa Gualianza  
4/24

Sworn to before me this .....  
day of February, 1993..

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9 2

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

Melissa Gugliuzza, 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 February 4, 1993 ;  
last publication February 4, 1993 ;  
and that no more than six days intervened be-  
tween publications.

Melissa Gugliuzza  
2/4

Sworn to before me this .....

day of February, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9 3

**LEGAL NOTICE  
NOTICE TO BIDDERS**  
Sealed proposals will be received by  
the Town of Cheektowaga on Febru-  
ary 16, 1993 at 11:00 A.M., Eastern  
Standard Time, at the Town Hall, cor-  
ner of Broadway and Union Roads, for  
the furnishing of corrugated metal pipe  
and reinforced concrete pipe for the  
1993 calendar year.  
Information for bidders and specifi-  
cations 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 pre-  
pared and submitted in accordance  
with the provisions of the specifica-  
tions 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: February 1, 1993  
PUBLISH: FEBRUARY 4, 1993

Item No. 4f Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, it is in order that bids be advertised for the furnishing of equipment and operators for public works projects in the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that this request be granted and the the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing of equipment and operators for said public works projects, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 16th day of February, 1993 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment, operators and laborers for public works projects in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing Equipment, Operators and Laborers for Public Works Projects" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, any 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: February 1, 1993

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE



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

LEGAL NOTICE  
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment, operators and laborers for public works projects in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing Equipment, Operators and Laborers for Public Works Projects" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best 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: February 1, 1993

PUBLISH: FEBRUARY 4, 1993

.....Melissa Gugliuzza, of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....Clerk..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....1..... weeks:  
first publication.....February 4, 1993;  
last publication.....February 4, 1993;  
and that no more than six days intervened be-  
tween publications.

.....Melissa Gugliuzza  
LH

Sworn to before me this .....

day of .....February....., 1993

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

**LEGAL NOTICE  
 NOTICE TO BIDDERS**  
 Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of equipment, operators and laborers for public works projects in the Town of Cheektowaga.  
 Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.  
 Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing Equipment, Operators and Laborers for Public Works Projects" and submitted to the Town Clerk prior to bid opening.  
 No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.  
 The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best 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: February 1, 1993  
 PUBLISH: FEBRUARY 4, 1993

.....Melissa Gugliuzza, of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 .....Clerk..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....1..... weeks;  
 first publication.....February 4, 1993;  
 last publication.....February 4, 1993;  
 and that no more than six days intervened be-  
 tween publications.

.....Melissa Gugliuzza  
 4/4

Sworn to before me this .....  
 day of .....February....., 19.....93  
 Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/9 3

Item No. 4g Motion by Councilman Solecki, Seconded by Councilman Johnson

WHEREAS, the Sewer Maintenance Department is in need of two (2) pick-up trucks and one (1) dump truck, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of said vehicles for the Sewer Maintenance Department, 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 February 16, 1993 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 and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the purchase of two (2) 1993, 3/4 Ton Pick-Up Trucks and one (1) 1993 Dump Truck for the Sewer Maintenance 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, any 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: February 1, 1993

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Gabryszak

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza, 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 6 weeks:  
first publication February 4, 1993;  
last publication February 4, 1993;  
and that no more than six days intervened be-  
tween publications.

**LEGAL NOTICE  
NOTICE TO BIDDERS**  
Sealed proposals will be received  
and considered by the Town Board of  
the Town of Cheektowaga on Febru-  
ary 16, 1993 at 11:00 A.M., Eastern  
Standard Time, at the Town Hall, cor-  
ner of Broadway and Union Roads, for  
the purchase of two (2) 1993, 3/4 Ton  
Pick-Up Trucks and one (1) 1993  
Dump Truck for the Sewer Mainte-  
nance Department.  
Information for bidders and specifi-  
cations 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 pre-  
pared and submitted in accordance  
with the provisions of the specifica-  
tions 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: February 1, 1993  
PUBLISH: FEBRUARY 4, 1993

Melissa Gugliuzza  
Eph

Sworn to before me this .....  
day of February, 1993.

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

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

Melissa Gugliuzza, of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 ..... Clerk ..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for ..... 1 ..... weeks:  
 first publication ..... February 4, 1993 .....;  
 last publication ..... February 4, 1993 .....;  
 and that no more than six days intervened be-  
 tween publications.

Melissa Gugliuzza  
 .....  
 2/4

Sworn to before me this .....

day of ..... February ....., 19 93 .....

Margaret J. Bourdette  
 .....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93 3

**LEGAL NOTICE  
 NOTICE TO BIDDERS**  
 Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 16, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the purchase of two (2) 1993, 3/4 Ton Pick-Up Trucks and one (1) 1993 Dump Truck for the Sewer Maintenance 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: February 1, 1993  
 PUBLISH: FEBRUARY 4, 1993

Item No. 5 Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

WHEREAS, by resolution dated December 28, 1993, this Town Board retained the services of W.C.S. of N.Y. for claims management and loss control services from 1/1/93 to 12/31/95, and

WHEREAS, due to an error, the fee for loss control services work for the third year (1/1/95 - 12/31/95) was listed at \$8,220.00 instead of \$8,270.00, NOW, THEREFORE, BE IT

RESOLVED, that the fee contained in the aforementioned resolution for the third year of loss control services work be and hereby is amended to read \$8,270.00.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 6a Motion by Supervisor Swiatek, Seconded by Councilman Rogowski

BE IT RESOLVED, that the salaries of the following Town employees not covered by any bargaining unit be and hereby are established and set forth as follows, effective January 1, 1993:

Disaster Coordinator		\$9,762.12
Bingo Inspector	(5)	6,299.82
Chairman	(1)	6,595.94
Planning Board	(5)	3,033.17
Secretary	(1)	3,839.64
Chairman	(1)	4,481.26
Zoning Board	(4)	3,575.72
Chairman	(1)	4,843.68
Assessment Review Board	(4)	1,259.84
Chairman	(1)	1,566.17
Police Matrons	(2)	9,680.77
School Crossing Guards		6.25/hour
Recreation Attendants		9,672.81

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 6b Motion by Supervisor Swiatek, Seconded by Councilman Rogowski

BE IT RESOLVED, that the salaries of the following Town Officials and employees who are not covered by any bargaining unit be and hereby are established and set forth as follows, effective January 1, 1993:

Town Attorney	\$45,280.18
Deputy Town Attorney	30,817.40
Prosecuting Attorney	25,691.76
Town Engineer	61,896.01
Assistant Town Engineer	50,007.18
Supervising Accountant	43,732.19
Accountant	33,120.00
Supervising Building & Plumbing Inspector	49,458.11
Assessor	46,828.09
Real Property Appraiser	40,896.18
Executive Director - Youth & Recreation	49,204.87
Program Coordinator I	29,953.55
Senior Recreation Supervisor	29,845.73
Clerk to Justice Court	30,081.76
Director of Community Development	40,600.25

Item No. 6b continued

Council Secretary	30,008.55
Secretary to Supervisor	30,008.55
Deputy Receiver of Taxes	28,688.32
1st Deputy Town Clerk	31,889.75
2nd Deputy Town Clerk	30,054.20
Working Crew Chief-Sanitation Department	42,996.53
Director of Senior Services	40,433.70
Deputy Highway Superintendent	47,786.70
Employment and Training Director	49,915.79
Coordinator of Employees Relations	43,361.33
Secretary to Coordinator of Employee Relations	27,463.69
Council Office Clerk/Stenographer	25,157.89
Clerk to the Supervisor	7.76/hour
Junior Accountant	25,103.93
Program Coordinator II	23,908.50

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

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

WHEREAS, at present, the Erie County Tax Act requires that real property taxes in Erie County be paid to the Receiver of Taxes in one lump sum, and

WHEREAS, the Erie County Association of Receivers and Collectors has unanimously adopted a proposal recommending that the Erie County Tax Act be amended to allow for the partial payment of real property taxes in Erie County, and

WHEREAS, the Erie County Legislature, on July 16, 1992, requested the County Attorneys Office to draft a home rule message to the State Legislature to request special legislation to amend the Erie County Tax Act to authorize the partial payment of real property taxes, and

WHEREAS, this Town Board held an informational public hearing on January 19, 1993 at 7:00 P.M. at the Town Hall to receive input from Town taxpayers as to whether this Town Board should support a proposal to authorize the partial payment of real property taxes, and

WHEREAS, the proposal to allow the partial payment of real property taxes appears to have broad support from Town taxpayers, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby goes on record supporting the proposal to authorize the partial payment of real property taxes throughout Erie County, and BE IT FURTHER

RESOLVED, that this Town Board hereby memorializes the Erie County Legislature and New York State Legislature to approve an amendment to the Erie County Tax Act to authorize the partial payment of real property taxes in Erie County, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Assemblyman Paul Tokasz, Senator William Stachowski, Legislator Raymond Dusza and the Clerk of the Erie County Legislature and Legislator Mazur.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 8 Motion by Councilman Jaworowicz, Councilman Blachowski

WHEREAS, the Town Board of the Town of Cheektowaga is required to submit a list of designated polling places for 1993 to the Erie County Board of Elections, 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 Erie County Board of Elections upon a petition to said Board by the Town Board showing good and sufficient cause, and

WHEREAS, there are 111 Election Districts in the Town of Cheektowaga located in 43 Polling Places, all of which provide proper accessibility, NOW, THEREFORE, BE IT

RESOLVED that the attached list of Town of Cheektowaga polling places for 1993 be approved for submittal to the Erie County Board of Elections.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

\*SEE NEXT PAGE(S) FOR ATTACHMENT



ELECTION NOTICE

Town of Cheektowaga, County of Erie, New York  
POLLING PLACES

We the undersigned composing the Board of the Town Officers of the Town of Cheektowaga, New York do hereby give notice that we have designated the following Polling Places in said Town of Cheektowaga for the year 1993.

- District #1 - St. Mary's Greek Orthodox Church, 940 Losson Road
- District #2 - Bellevue Fire Station, Como Park & Bennett Road
- District #3 - Amvets Post #14, 4721 Broadway, Depew
- District #4 - Forks Fire Hall No. 2, Nagel Dr. & South Creek Drive
- District #5 - U Crest Fire Hall, 255 Clover Place
- District #6 - Our Lady of Blessed Sacrament School, 2620 George Urban Blvd.
- District #7 - Our Lady of Blessed Sacrament School, 2620 George Urban Blvd.
- District #8 - Maryvale Community Center, 3409 Genesee Street
- District #9 - Maryvale Continuing Educ. Building, 777 Maryvale Drive
- District #10 - United Cerebral Palsy Association, 4635 Union Road
- District #11 - United Cerebral Palsy Association, 4635 Union Road
- District #12 - Infant of Prague School Hall, 921 Cleveland Drive
- District #13 - Cleveland Drive Presbyterian Church, 735 Cleveland Drive
- District #14 - Cleveland Hill Fire Hall, 440 Cleveland Drive
- District #15 - St. Aloysius School, 157 Cleveland Drive
- District #16 - St. Aloysius School, 157 Cleveland Drive
- District #17 - St. Mary's Greek Orthodox Church, 940 Losson Road
- District #18 - St. Aloysius School, 157 Cleveland Drive
- District #19 - St. Aloysius School, 157 Cleveland Drive
- District #20 - Cleveland Hill High School, Mapleview Drive
- District #21 - Cleveland Hill High School, Mapleview Drive
- District #22 - Cleveland Hill High School, Mapleview Drive
- District #23 - Infant of Prague School Hall, 921 Cleveland Drive
- District #24 - United Cerebral Palsy Association, 4635 Union Rd.
- District #25 - Maryvale Continuing Educ. Building - 777 Maryvale Drive
- District #26 - Maryvale Community Center, 3409 Genesee Street
- District #27 - Mother of Divine Grace Church, 500 Maryvale Drive
- District #28 - Mother of Divine Grace Church, 500 Maryvale Drive
- District #29 - United Cerebral Palsy Association, 7 Community Drive
- District #30 - United Cerebral Palsy Association, 7 Community Drive
- District #31 - Pine Hill Elementary School, 1635 East Delavan
- District #32 - Pine Hill Elementary School, 1635 East Delavan
- District #33 - Villa Maria College, 240 Pine Ridge Road
- District #34 - Villa Maria College, 240 Pine Ridge Road
- District #35 - Cheektowaga Recreation Center, Town Park, Harlem Road
- District #36 - Queen of Martyrs School, 180 George Urban Blvd.
- District #37 - Maryvale Community Center, 3409 Genesee Street
- District #38 - U-Crest Fire Hall, 255 Clover Place
- District #39 - U-Crest Fire Hall, 255 Clover Place
- District #40 - Anna M. Reinstein Memorial Library, 2580 Harlem Road
- District #41 - Anna M. Reinstein Memorial Library, 2580 Harlem Road
- District #42 - St. John Gualbert Hall 120 Alexander Avenue

- District #43 - St. John Gualbert Hall  
120 Alexander Avenue
- District #44 - Rescue Fire Hall,  
20 Pine Ridge Road
- District #45 - Rescue Fire Hall,  
20 Pine Ridge Road
- District #46 - Sloan Fire Hall,  
55 Gates Street, Sloan
- District #47 - Sloan Fire Hall,  
55 Gates Street, Sloan
- District #48 - Sloan Fire Hall,  
55 Gates Street, Sloan
- District #49 - Sloan Fire Hall,  
55 Gates Street, Sloan
- District #50 - Sloan Fire Hall,  
55 Gates Street, Sloan
- District #51 - Theodore Roosevelt  
School, 2495 William Street
- District #52 - Theodore Roosevelt  
School, 2495 William Street
- District #53 - Ukrainian Holy Trinity  
Orthodox Hall, 200 Como Park Blvd.
- District #54 - Theodore Roosevelt  
School, 2495 William Street
- District #55 - Doyle Fire Hall No. 1,  
William & Alaska
- District #56 - United Cerebral Palsy  
Association, Rossler & Dingers
- District #57 - Doyle Fire Hall No. 2,  
Willowlawn & Griswold Street
- District #58 - South Branch Library,  
2660 William Street
- District #59 - Sciole Elementary  
School, 86 Alys Drive, Depew
- District #60 - Sciole Elementary  
School, 86 Alys Drive, Depew
- District #61 - Forks Fire Hall No. 2,  
Nagel & South Creek Drive
- District #62 - Hy-View Fire Hall,  
8 Airport Drive
- District #63 - Hy-View Fire Hall,  
8 Airport Drive
- District #64 - Forks Fire Hall  
(Memorial Hall), 3340 Broadway
- District #65 - St. Barnabas  
School, 2099 George Urban Blvd.
- District #66 - Maryvale Primary  
Bldg., 1 Nagel Drive
- District #67 - Knights of St. John  
Christian Club, 2379 Union Road
- District #68 - West End Hose Co. No. 6  
2325 George Urban Blvd.
- District #69 - Queen of Martyrs,  
180 George Urban Blvd.
- District #70 - Cheektowaga Recreation  
Center, Town Park, Harlem Road
- District #71 - Cleveland Hill High  
School, Mapleview Drive
- District #72 - Cleveland Hill Fire  
Hall, 440 Cleveland Drive
- District #73 - Cleveland Heights  
Christian Church, 4774 Union Road
- District #74 - Bellevue Fire Hall  
Como Park Blvd. & Bennett Road
- District #75 - Maryvale Continuing Educ.  
Building, - 777 Maryvale Drive
- District #76 - Our Lady of the Blessed  
Sacrament School, 2620 George Urban Blvd.
- District #77 - Ukrainian Holy Trinity  
Orthodox Church Hall, 200 Como Park Blvd.
- District #78 - Doyle Fire Hall No. 1  
William & Alaska Street
- District #79 - Southline Fire Hall,  
1049 French Road
- District #80 - Knights of St. John  
Christian Club, 2379 Union Road
- District #81 - Southline Fire Hall,  
1049 French Road
- District #82 - St. Mary's Greek  
Orthodox Church, 940 Losson Road
- District #83 - Dartwood Community Center  
222 Autumnwood Drive
- District #84 - Dartwood Community Center  
222 Autumnwood Drive
- District #85 - Bellevue Fire Hall,  
Como Park Blvd. & Bennett Road
- District #86 - Amvets Post # 14, 4721  
Broadway, Depew
- District #87 - St. Barnabas School  
2099 George Urban Blvd.
- District #88 - West End Hose Co. No. 6  
2325 George Urban Blvd.
- District #89 - Maryvale East Apartments,  
Moorman Drive
- District #90 - Infant of Prague School  
Hall, 921 Cleveland Drive
- District #91 - Maryvale East Apartments  
Moorman Drive
- District #92 - Maryvale Primary  
Bldg., 1 Nagel Drive
- District #93 - U-Crest Fire Hall,  
255 Clover Place
- District #94 - Ukrainian Holy Trinity  
Orthodox Hall, 200 Como Park Blvd.

District #95 - St. Mary's Greek  
Orthodox Church, 940 Losson Road

District #96 - Maryvale Primary  
Bldg., 1 Nagel Drive

District #97 - South Branch Library  
2660 William Street

District #98 - Forks Fire Hall No. 2  
Nagel & South Creek Drive

District #99 - Cleveland Heights  
Christian Church, 4774 Union Road

District #100 - Dartwood Community  
Center, 222 Autumnwood Drive

District #101 - Queen of Martyrs  
School, 180 George Urban Blvd.

District #102 - Sky Harbor Community  
Building, 4795 Genesee Street

District #103 - Our Lady of the Blessed  
Sacrament School, 2620 George Urban Blvd.

District #104 - Ukrainian Holy Trinity  
Orthodox Hall, 200 Como Park Blvd.

District #105 - John F. Kennedy School,  
305 Cayuga Creek Road

District #106 - Knights of St. John  
Christian Club, 2379 Union Road

District #107 - Knights of St. John  
Christian Club, 2379 Union Road

District #108 - Dartwood Community Center,  
222 Autumnwood Drive

District #109 - Dartwood Community Center,  
222 Autumnwood Drive

District #110 - Southline Fire Hall,  
1049 French Road

District #111 - Southline Fire Hall,  
1049 French Road

BY ORDER OF THE CHEEKTOWAGA TOWN BOARD

Supervisor:

Frank E. Swiatek

Councilmen:

Patricia A. Jaworowicz

Dennis H. Gabryszak

Richard B. Solecki

William P. Rogowski

Jacqueline A. Blachowski

Thomas M. Johnson, Jr.

RICHARD M. MOLESKI

Town Clerk

January 26, 1993

Item No. 9 Motion by Councilman Rogowski, Seconded by Councilman Johnson  
Councilman Blachowski

BE IT RESOLVED, that the New York State Electric & Gas Corporation is hereby authorized to install eight (8) 45,000 lumen H.P.S. turnpike luminaries on Genesee Street, replacing lighting facilities previously removed due to the relocation of the overhead electrical distribution system, necessitated by the ongoing New York State Department of Transportation Highway Reconstruction Project, at an annual increase to the General Lighting District of \$2,548.16, in accordance with the attached New York State Electric & Gas Corporation proposal dated January 26, 1993, which is hereby made a part of this resolution.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Gabryszak

\*SEE NEXT PAGE(S) FOR ATTACHMENT



January 26, 1993

STREET LIGHTING PROPOSAL  
TOWN OF CHEEKTOWAGA

Genesee St.

Install 8 - 45000 lumen HPS Turnpike lamps @ \$318.52 ea.	= \$2548.16
Pole - 277,279,282,284,286,289,292,294, Line 267	
ANNUAL INCREASE	= \$2548.16
TOTAL ANNUAL INCREASE	= \$2548.16

Also transfer light on pole 278 to light Harmony Lane. This will allow for an improved uniformity ratio. Installation of turnpike luminaire will allow for permanent lighting on Genesee St. from Transit Rd. east to Old Bridge location.

Originally 9 lights were utilized to light this area at an annual amount of \$2363.40. At the present time 1 - 400W HPS (1984) luminaire has not been utilized representing a one time charge of \$268.77 for an unrecovered cost. This will be delayed until the road job has been completed. The remainder of the road will then be reviewed for installation of street lighting.

This proposal has been expedited due to the expressed desires of tax payers and their associated Councilmen, Johnson & Rogowski's efforts.

(This proposal is made contingent upon the terms and conditions covered in NYSEG's street lighting filed tariff agreement with the Town of Cheektowaga).

An Equal Opportunity Employer

New York State Electric & Gas Corporation 150 Erie Street, Lancaster, New York 14086-9987 (716) 684-9800

Item No. 10 Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga has embarked on a townwide strategic planning process, and

WHEREAS, the Town has recently completed a training session on Goals and Objectives, and

WHEREAS, the State of New York has governmental training grants, and Senator William Stachowski has been successful in securing such grant in the amount of \$15,000 for the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervising Accountant be authorized to open the following named accounts and increase the budget by the said grant amount.

NYS Training Grant (Revenue)	0100-1220-3510	(\$15,000.00)
Town Training (Expense)	0100-1220-4093	\$15,000.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 11 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, the Town is the owner of a number of used street light standards which were recently removed from the Kensington Expressway, and

WHEREAS, the Town does not presently have any use for such standards and they are deemed to be of surplus value to the Town, and

WHEREAS, it is estimated that such street light standards and arms have a value of \$200.00 each, and

WHEREAS, the Town of Boston has expressed an interest in purchasing such street light standards and arms from the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the sale of ten (10) used street light standards and arms, as hereinabove described, to the Town of Boston, for a total cost of \$2,000.00, and BE IT FURTHER

RESOLVED, that the proceeds from the sale of such street light standards shall be deposited into the General Lighting District budget.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 12a Motion by Councilman Johnson, Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga owns certain property on the west side of Harlem Road near Central Boulevard (Cheektowaga Town Park and the Harlem Road Pump Station), and

WHEREAS, the New York State Department of Transportation ("DOT"), as part of its project to reconstruct and widen Harlem Road, has informed the Town of its intent to acquire a portion of the aforementioned Town property, and

WHEREAS, the DOT is proposing to take full title to some Town property and take permanent and temporary easements over other Town property, and

WHEREAS, to compensate the Town for its proposed acquisition, the DOT has offered the Town \$15,250.00, and

Item No. 12a continued

WHEREAS, the Town Engineering Department has reviewed this matter and has no objection to the taking of such Town property by the DOT, and

WHEREAS, this Town Board is agreeable to allowing the DOT to take the aforementioned Town property for \$15,250.00, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby consents to the acquisition of the aforementioned Town property by the DOT for \$15,250.00, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute Agreements of Adjustment for the transfer of the aforementioned Town property and to execute any and all other documents in connection with such transaction, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to forward the executed Agreements of Adjustment to the DOT and to take whatever action necessary to complete this transaction.

\* \* \* \* \*

MOTION BY COUNCILMAN JOHNSON, SECONDED BY COUNCILMAN BLACHOWSKI TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

\* \* \* \* \*

AMENDED

WHEREAS, the Town of Cheektowaga owns certain property on the west side of Harlem Road near Central Boulevard (Cheektowaga Town Park and the Harlem Road Pump Station), and

WHEREAS, the New York State Department of Transportation ("DOT"), as part of its project to reconstruct and widen Harlem Road, has informed the Town of its intent to acquire a portion of the aforementioned Town property, and

WHEREAS, the DOT is proposing to take full title to some Town property and take permanent and temporary easements over other Town property, and

WHEREAS, to compensate the Town for its proposed acquisition, the DOT has offered the Town \$15,250.00, and

WHEREAS, the Town Engineering Department has reviewed this matter and has no objection to the taking of such Town property by the DOT, and

WHEREAS, this Town Board is agreeable to allowing the DOT to take the aforementioned Town property for \$15,250.00, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby consents to the acquisition of the aforementioned Town property by the DOT for \$15,250.00, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute Agreements of Adjustment for the transfer of the aforementioned Town property and to execute any and all other documents in connection with such transaction, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to forward the executed Agreements of Adjustment to the DOT and to take whatever action necessary to complete this transaction, and BE IT FURTHER

Item No. 12a continued

RESOLVED, that this Town Board continues its protest in opposition to the demolition of the Cheektowaga VFW Post 2429 building in association with the subject NYSDOT project, and maintains its support for adequate compensation to be paid to this veterans organization should eviction occur and relocation be required.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 12b Motion by Councilman Jaworowicz, Seconded by Supervisor Swiatek

WHEREAS, the New York State Legislature has appropriated funds to the State Division of Criminal Justice Services ("DCJS") for financing the Anti-Drug Abuse Act, and

WHEREAS, the Cheektowaga Police Department has applied for \$8,320.00 in funding under such program for the purchase of narcotics enforcement surveillance equipment, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents in connection with this grant application and award, and BE IT FURTHER

RESOLVED, that the Town's matching funds in the amount of \$2,773.00 shall be appropriated from the Drug Assets Forfeiture Account.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 12c Motion by Supervisor Swiatek, Seconded by Councilman Johnson

WHEREAS, the Town, in its 1993 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreements between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organizations listed below have completed and returned signed agreements and their accounting report from the 1992 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves agreements in the forms attached to this resolution, with the cultural and not-for-profit organizations listed below for the amounts listed, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreements with the following referenced cultural and not-for-profit organizations for the following respective amounts:

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Historical Association	\$ 877.00
Cheektowaga Patriotic Commission, Inc.	10,000.00
Arts Society of Cheektowaga	600.00
Cheektowaga Stamp & Coin Society	322.00

and BE IT FURTHER



Item No. 12c continued

RESOLVED, that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization organization out of the respective cultural group budget line item in the 1993 Town budget.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

\*SEE NEXT PAGE(S) FOR ATTACHMENT

AGREEMENT

This AGREEMENT, dated Jan 11 1993, 1993, is made by and between the CHEEKTOWAGA HISTORICAL ASSOCIATION, being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Eight Hundred Seventy-Seven and No/100 Dollars (\$877.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Eight Hundred Seventy-Seven and No/100 Dollars (\$877.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

CHEEKTOWAGA HISTORICAL ASSOCIATION

By Henry J. Byrd

TOWN OF CHEEKTOWAGA

By [Signature]  
Supervisor

SCHEDULE A

ACTIVITIES TO BE PERFORMED

CHEEKTOWAGA HISTORICAL ASSOCIATION  
PROPOSED ACTIVITIES AND BUDGET FOR 1993

Promotions Expenses	\$ 2,000.00
Telephone	300.00
Programs & Speakers Fees	250.00
Postage & Petty Cash	600.00
Film & Processing	100.00
Museum Exhibits	500.00
Organizational Dues	85.00
Publicity	575.00
Educational Trips & Seminars	400.00
Erie County Fair	200.00
Bank Charges	60.00
Museum Operating Expense	900.00
Alarm System Monitoring	125.00
Insurance	<u>325.00</u>
TOTAL	\$ 6,420.00

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS  
ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

OFFICERS AND DIRECTORS  
of  
CHEEKTOWAGA HISTORICAL ASSOCIATION

OFFICERS:

President  
Henry Buck

Cheektowaga, NY 14225

Vice-president  
Phyllis Franks

Cheektowaga, NY 14225

Secretary  
Loretta Wozniak

Cheektowaga, NY 14225

Treasurer  
Robert Ciesielski

Cheektowaga, NY 14225

DIRECTORS:

Carol Fix

Cheektowaga, NY 14225

Myra Gittere

Cheektowaga, NY 14225

Marge Gorski

Cheektowaga, NY 14225

Laura Hacker

Lancaster, NY 14086

Mary Koegel

Cheektowaga, NY 14225

Veronica McNamara

Cheektowaga, NY 14225

Elaine Rosenthal

Cheektowaga, NY 14225



AGREEMENT

This AGREEMENT, dated Jan. 14, 1993, 1993, is made by and between the CHEEKTOWAGA PATRIOTIC COMMISSION, INC., being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Ten Thousand and No/100 Dollars (\$10,000.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Ten Thousand and No/100 Dollars (\$10,000.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

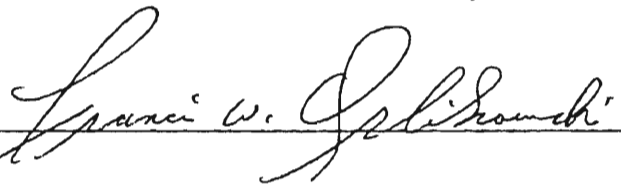
SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

CHEEKTOWAGA PATRIOTIC COMMISSION, INC.

By



TOWN OF CHEEKTOWAGA

By



Supervisor

SCHEDULE A

ACTIVITIES TO BE PERFORMED

- June 14 FLAG DAY ceremonies, Town Park
- July 3rd - Interdenominational Service in the Culture Center,  
Cheektowaga Town Park
- July 4th - All-day activities in Cheektowaga Town Park.
- June 1993 Annual Beauty Pageant open to all young women in our  
Town
- Dec. 1993 Annual Christmas Tree-Lighting ceremony for all  
town residents

Parade or represent the Town of Cheektowaga on the following  
holidays:

- Memorial Day - Services at Pvt. Leonard Post Jr monument  
" Services in Cheektowaga Town Park
- Flag Day - Services at Cheektowaga Town Park
- St. Patrick's Day - Parade participation
- Pulaski Day - Parade participation
- Loyalty Day - Parade participation
- Labor Day - Parade participation
- Italian Day - Parade participation
- Veterans' Day - Parade participation, plus services at Pvt.  
Leonard Post monuments
- War 1812 - Parade participation, plus services at War 1812  
cemetery

Sponsor **WORLD'S LARGEST LIVING FLAG** with exclusive coverage by  
Channel 7. Approximately 2500 Girl Scouts, Boy Scouts, and  
children of all Cheektowaga School will be invited to participate.  
We expect our **WORLD'S LARGEST LIVING FLAG** to be eligible for  
Guinness' BOOK OF RECORDS. Date and place still to be  
finalized.

Create a new **PARADE FLOAT** if funds are available.

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS  
ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

President	Franco Orlikowski	14225
Vice-Pres.	Victor Carlucci	14043
Secretary	Ronald Kmiotek	14227
Corresponding Secretary	Sandi Schmid	14211
Treasurer	Bertha G. Denny	14224
Sergeant-at-Arms	Terry Carlucci	14043
Directors	Alexander Burke	14206
	Edward Schultz	14212
	Sophie Sunday	14225
	Henry Was	14224
	Jake Younkers	14225
	Steve Zawierucha	14227

AGREEMENT

This AGREEMENT, dated Jan 25, 1993, is made by and between the ARTS SOCIETY OF CHEEKTOWAGA, being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Six Hundred and No/100 Dollars (\$600.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Six Hundred and No/100 Dollars (\$600.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

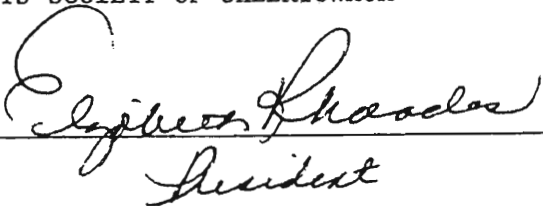
time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

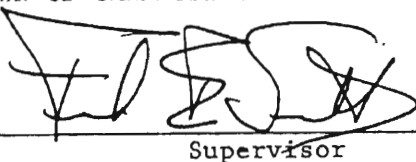
EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

ARTS SOCIETY OF CHEEKTOWAGA

By   
President

TOWN OF CHEEKTOWAGA

By   
Supervisor



SCHEDULE A

ACTIVITIES TO BE PERFORMED

Projections for 1993

January - February: Artists Richard Ruffo, Glen Westlund and Bruce Kozma will be exhibiting at the Rainbow Connection Gallery, 2835 Delaware Avenue, Kenmore, NY, from January 30th thru February 29, 1993. Reception January 30th Saturday from 5-10 p.m.

January 20th No meeting (forum) in place of meeting.

February - March: Capaccino's Coffee House & Patisserie Union Village Square North, 3719 Union Road, Cheektowaga, NY. Artists will display their works.

February 20th Meet the artists/reception from 2-4 p.m. at Capaccino's

February 17th: Demonstrator/artist Glen Westlund will show us how to matt it, back it, frame it.

March 17th: Demonstrator, Michael Mc Mahon will give us a water color demonstration.

April 17 - May 15th: Spring Show Rainbow Connection Gallery, 2835 Delaware Ave. Kenmore, NY. Reception/Judging Saturday April 17th 5-10 pm

April 23-25th: Cheektowaga Trade Show. Artists will display newest art work.

May Young at Heart. Senior Center. Schiller Park on Genesee St. Artists will display their works.

May Antique World . Clarence, New York. Artists will have fund raiser.

June 1 - 30th: Greater Buffalo Association of Realtors 100 Sylvan Parkway, Amherst, NY artists will display works at Avenue of the Artists.

July vacation, no meeting.

August Erie County Fair, Hamburg, New York. Artists will display their works. Individual registration.

August Polish Weekend

September Display at local restaurants

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS  
ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

1993

---

CHAIR PERSON: ELIZABETH RHOADES  
CHEEKTOWAGA, NEW YORK 14225

VICE-CHAIR PERSON: VICKI VITALE  
CHEEKTOWAGA, NEW YORK 14225

SECRETARY  
RECORDING SECRETARY: NANCI HILLARD-GAVIN  
KENMORE, NEW YORK 14217

TREASURER: SAM CHIARMONTE  
DEPEW, NEW YORK 14043

SERGEANT AT ARMS: BILL RODIER  
CHEEKTOWAGA, NEW YORK 14227

AGREEMENT

This AGREEMENT, dated Jun 22, 1993, is made by and between the CHEEKTOWAGA STAMP & COIN SOCIETY, INC., being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Three hundred Thirty-Two and No/100 Dollars (\$332.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Three Hundred Thirty-Two and No/100 Dollars (\$332.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

CHEEKTOWAGA STAMP & COIN SOCIETY, INC.

By Lyne (Butt) (sec/treas)

TOWN OF CHEEKTOWAGA

By [Signature]  
Supervisor

SCHEDULE A

ACTIVITIES TO BE PERFORMED

Cultural Week-end July 13-14  
members and dealers set-up display  
and sell - stamps, coins + post cards.

Annual Checopex Show  
November 27, 28, 1993  
55 dealer bourse

HIH Sunday of every month we have  
a monthly bourse show + sale open  
to the public.

Due to the VFW Harlem + Genesee being  
torn down we will be setting up  
at Father Justinis on Union Rd  
Cheek. N.Y.

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS

ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

Don LeBarron - President

Cheektowaga, NY 14225

Edward Nowak Vice President

Cheektowaga, NY 14225

Kynne Butts Sec/Treasurer

Cheektowaga, NY. 14225

Susan Nowak

Sgt at arms

Cheektowaga, NY 14225

Thomas Butts

Cheektowaga, NY 14225

Sgt at arms

Arthur Koblich

HTH Sunday bourse  
Chairperson

Cheektowaga, NY 14225

Item No. 13 Motion by Councilman Blachowski, Seconded by Councilman Rogowski

WHEREAS, on the 7th day of May, 1984, this Town Board adopted an Ambulance Ordinance. The EMS Board, which was created at that time, has completed a review and evaluation of new/renewal license applications for driver(s)/attendant(s), and has recommended that the Town Board issue such licenses, and

NOW, THEREFORE, BE IT RESOLVED that the recommendations of EMS Board concerning the licensing of new/renewal driver(s)/attendant(s) shown on the attached list be and hereby are accepted and approved, for a period to expire upon the expiration of such ambulance driver(s)/attendant(s) Emergency Medical Technician ("EMT") card, and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is authorized, empowered and directed to issue new/renewal licenses to the driver(s)/attendant(s) set forth on the annexed schedule, pursuant to the terms of this resolution.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Gabryszak

\*SEE NEXT PAGE(S) FOR ATTACHMENT



TOWN OF CHEEKTOWAGA DRIVER/ATTENDANT LICENSE

<u>NAME</u>	<u>ADDRESS</u>	<u>COMPANY</u>	<u>EMT EXPIRES</u>
* Ronald J. Barrett	Buffalo, NY 14207	Town's	6/30/95
Andrew Stansberry	Alden, NY 14004	Town's	7/31/95

\* Denotes Renewal of license

Item No. 14a Motion by Councilman Johnson, Seconded by Supervisor Swiatek  
Councilman Rogowski

WHEREAS, the Town Board of the Town of Cheektowaga has been funding various forms of drainage expenditures through the General, Highway, Special Districts and Capital Funds, and

WHEREAS, these funding sources are directly or indirectly derived from ad valorem property taxes, and

WHEREAS, drainage expenditures should more appropriately be raised on a benefit formula, and

WHEREAS, one central source of drainage planning and budgeting would allow for more effective control of the drainage problems throughout the Town, NOW, THEREFORE, BE IT

RESOLVED, that Deloitte & Touche, Public Accountants, be and hereby is retained to perform the following procedures relating to this issue:

- Attend committee meetings and Town Board meetings as requested
- Obtain current drainage maintenance expenditures; calculate amounts; and identify funding sources
- Assist the Town Engineer in his preparation of the map, plan and related report
- Read the Town Engineer's proposed user formulas and costs
- Obtain an understanding of the Town's drainage needs and estimated cost of providing such future services
- Advise and consult in developing an annual drainage maintenance budget
- Advise and consult in the public relation aspect of the public hearing, etc.
- Provide the Town Attorney with accounting information and other pertinent information as requested throughout the dissolution process
- Advise the Town in developing the Town Assessor's roll for any new districts
- Advise and consult with the Town in identifying fund balance available in current drainage projects to help fund future drainage projects
- Advise and consult with the Town in determining future debt service costs of outstanding drainage debt.

and, BE IT FURTHER

RESOLVED, that these services are to be performed during the period February, 1993 to December, 1993 at per diem rates with the fee not to exceed \$22,750.00, chargeable to the various sources of funding currently used for drainage purposes or to the newly formed drainage district, if approved.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 14b Motion by Councilman Johnson, Seconded by Supervisor Swiatek  
Councilman Rogowski

WHEREAS, the Town of Cheektowaga has more than ten Sanitary Sewer Districts and extensions, and

WHEREAS, the source of sewerage treatment is controlled through three contractual arrangements, and

WHEREAS, the accounting, budgeting and taxing of these multiple districts is a complex matter, and

Item No. 14b continued

WHEREAS, substantial consolidation of these districts could provide effective simplification of the fiscal process, as well as provide an opportunity for meaningful long term planning of larger district entities, NOW, THEREFORE, BE IT

RESOLVED, that Deloitte & Touche, Public Accountants, be and hereby is retained to perform the following procedures related to this issue:

- Read current Sanitary Sewer District contractual arrangements
- Obtain an understanding of the Town's sanitary sewer needs and estimate cost of such future services
- Obtain trends relating to the Town's sanitary sewer expenditures and funding sources
- Calculate potential taxing formulas
- Advise and consult with the Town in identifying the future debt service costs of outstanding sanitary sewer debt
- Advise and consult with the Town in identifying the amounts of sanitary sewer fund balance available to fund sanitary sewer debt obligations and future sanitary sewer operating costs and present alternative new district treatment of these debt service costs and future operating costs.

and, BE IT FURTHER

RESOLVED, that these services are to be performed during the period February, 1993 to December, 1993, at per diem rates with the fee not to exceed \$17,500, chargeable to the various Sanitary Sewer districts within the Town.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 14c Motion by Councilman Blachowski, Seconded by Councilman Jaworowicz

WHEREAS, Scaffidi & Moore Architects, P.C. has submitted a proposal to provide professional services for Office Reconstruction at the Alexander Community Center, Alexander Avenue, Cheektowaga, New York for the Community Development Department, AND

WHEREAS, said professional services shall include Specifications, Working Drawings and On Site Inspections for General Construction Work and Mechanical Work, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby retains the firm of Scaffidi & Moore Architects, P.C., 4535 Bailey Avenue, Buffalo, New York 14226 at a fee not to exceed \$3,500.00, AND, BE IT FURTHER

RESOLVED, that funds for said action are available from Account #5301-7110-3710.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 14d Motion by Councilman Johnson, Seconded by Councilman Solecki

WHEREAS, the Town Board, in its concern for potential flooding of the Jeffrey Drive, Joel Drive, Strasmer Road areas of the Town of Cheektowaga, has, in the past, requested the services of an erosion control specialist, AND

Item No. 14d continued

WHEREAS, there is a continuing need for obtaining technical services that are not included in the scope of any current project, and such services are needed in resolving erosion control problems in our local creeks, streams and drainage tributaries, AND

WHEREAS, the Town of Cheektowaga has an agreement with the New York State Department of Environmental Conservation in the maintenance of Scajaquada Creek and its tributaries, this maintenance also being necessary on all other creeks and tributaries located within the Town, AND

WHEREAS, all of said ditch/creek improvements will be using the successful bidder from the most recent Equipment & Operators for Public Works Projects bid, NOW, THEREFORE, BE IT

RESOLVED, that the Town Engineer is hereby authorized to secure the services of Merriman Conservation Consultants, 504 Ridge Avenue, East Aurora, New York 14052 (652-8270) as needed at the rate of thirty dollars (\$30.00) per hour for said services, AND, BE IT FURTHER

RESOLVED, that payment for said services shall be made only where authorized by the Town Engineer in writing to said consultant and that services are chargeable to account nos: 5109-1440-9122 (Slate Bottom Creek) and 5109-1440-9120 (Scajaquada Creek and Tributaries).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 15 Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

BE IT RESOLVED that Alfred A. Machajewski be terminated as an employee in the Department of Senior Services.

FUNDING SOURCE: Account 7620.1639

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 16 Motion by Councilman Rogowski, Seconded by Councilman Solecki

BE IT RESOLVED, that the rate of pay for Suzanne T. O'Neill, part-time clerical employee in the Assessor's Office, be adjusted from \$5.00 per hour to \$6.00 per hour, retroactive to January 1, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 17 Motion by Councilman Jaworowicz, Seconded by Councilman Blachowski

WHEREAS, a vacancy currently exists in the position of trustee on the Cheektowaga Public Library Board, and

WHEREAS, the Board of Trustees of the Cheektowaga Public Library have recommended that Deborah E. Snyder be appointed to fill such vacancy, NOW, THEREFORE, BE IT

Item No. 17 continued

RESOLVED, that Deborah E. Snyder, 201 Orchard Place, Cheektowaga, New York 14225 be and hereby is appointed to fill the vacancy existing in the position of trustee on the Cheektowaga Public Library Board, effective immediately and terminating on January 1, 1996.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 18a Motion by Supervisor Swiatek, Seconded by Councilman Blachowski

BE IT RESOLVED, that Ferdinand S. Mazurek of Cheektowaga, New York 14225 be hired as a part-time van driver (Job Class 0111) at a rate of \$5.00 an hour in the Department of Senior Services.

FUNDING SOURCE: Account 7620.1639

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 18b Motion by Supervisor Swiatek, Seconded by Councilman Rogowski

BE IT RESOLVED, that the following individual be hired as a part-time employee for the Youth & Recreational Services Department as indicated:

RECREATION SUPERVISOR - A7140-1611 - Instructor (Baseball Program) - \$6.00 per hour

Jerome Slawek 14225

BE IT FURTHER RESOLVED, that the following individual be transferred as indicated:

FROM RECREATION ATTENDANT III 7140.1614 to RECREATION SUPERVISOR I 7140.1614 at a salary rate of \$5.00 per hour

Wendy Sala 14043

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 18c Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

BE IT RESOLVED, that Lisa DeMont of Cheektowaga, New York, be and hereby is hired as a seasonal employee in the Town Clerk's Office, in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, for a period not to exceed 24 weeks in a calendar year, AND BE IT FURTHER

RESOLVED, that said appointment is made effective immediately and the salary for said position, as required by the S.A.R.A. grant, will be \$9.116 per hour and will be invoiced through the S.A.R.A. grant.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 19a Motion by Councilman Blachowski, Seconded by Councilman Rogowski

WHEREAS, the Niagara Frontier Building Officials Association is conducting its annual educational seminar on various aspects of building codes and inspections from February 21-24, 1993 at the Buffalo Hilton Hotel, Church and Terrace Streets, Buffalo, New York, and

WHEREAS, said seminar provides mandatory credit hours of New York State in-service training, and

WHEREAS, the Director of Community Development and the Town Building Inspector has recommended that the Town's Housing Inspectors be authorized to attend said seminar, NOW, THEREFORE, BE IT

RESOLVED, that Lawrence Kensy and Richard Willis be and hereby are authorized to attend said educational seminar on February 21, 22, 23 and 24, 1993 at the Buffalo Hilton Hotel, Church and Terrace Streets, Buffalo, New York, at a cost of \$150.00 per person, said costs to be paid from the Community Development and Building Inspection Department budgets.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 19b Motion by Councilman Blachowski, Seconded by Councilman Jaworowicz

WHEREAS, the Niagara Frontier Building Officials Association is conducting an educational seminar on various aspects of building codes and inspections from February 22-24, 1993 at the Buffalo Hilton Hotel, Church and Terrace Streets, Buffalo, New York, AND

WHEREAS, said seminar provides 18 of the mandatory 24 yearly credit hours of in-service training required of Building Inspection Personnel under State Law, AND

WHEREAS, the Supervising Building and Plumbing Inspector recommended that the Town's Assistant Building Inspector be authorized to attend said seminar, NOW, THEREFORE, BE IT

RESOLVED, that Gary Parks be and hereby is authorized to attend said educational seminar on February 22, 23, and 24, 1993 at the Buffalo Hilton Hotel, Church and Terrace Streets, Buffalo, New York at a cost of \$150.00, said cost to be paid from the Building Inspection budget, AND BE IT FURTHER

RESOLVED, that said employee be authorized to utilize one Town vehicle for transportation to and from said seminar.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 20 Motion by Supervisor Swiatek, Seconded by Councilman Rogowski

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to January 29, 1993 are hereby approved and made a part hereof:

Item No. 20 continued

GENERAL FUND	\$ 274,588.50
HIGHWAY FUND	568,749.87
TRUST & AGENCY FUND	14,221.62
CDBG HUD FUND	13,680.16
PART TOWN FUND	3,514.40
SPECIAL DISTRICTS FUND	231,512.92
HUD REHABILITATION FUND	3,965.00
CAPITAL FUND	174,560.71
	<u>\$1,284,793.18</u>

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
 NAYES: 0  
 ABSENT: Councilman Gabryszak

III. DEPARTMENTAL COMMUNICATIONS

Item No. 21 Building Permits  
Received and Filed.

Item No. 22 Minutes of Cheektowaga Library Board - December 1992  
Received and Filed.

Item No. 23 Supervisor's Statement of Funds - December 1992  
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 24a Notice of Claim: Tammy L. Allen, Co-Administratrix of the Estate of  
Donald Terrence Fleming vs the Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Police Dept. and  
Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 24b Notice of Claim: Joanne R. Lone vs the Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Sanitation Dept. and  
Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 24c Notice of Claim: Maurice R. and Renee Marie Knopf vs the Town of  
Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Highway Dept. and  
Allied Claims Insurance Carrier.  
Received and Filed.

\*\*\*\*\*

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN JOHNSON  
TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTIONS  
AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
 NAYES: 0  
 ABSENT: Councilman Gabryszak

\*\*\*\*\*

SUSPENSION OF RULES

Item No. 25 Motion by Councilman Rogowski, Seconded by Councilman Johnson

WHEREAS, Michael Fronckowiak, as part of the acceptance of the Park Place Estates Subdivision and as a prerequisite to the construction of any buildings in such subdivision, has submitted to the Town for its acceptance a warranty deed for a Town highway to be known as Park Place, and

WHEREAS, the Town Superintendent of Highways, in the attached letter dated January 21, 1993, has recommended that such deed and highway be accepted by the Town, and

WHEREAS, Michael Fronckowiak has also submitted to the Town a deed for land abutting the creek at the northerly edge of the subdivision, and a drainage easement covering such subdivision, and

WHEREAS, a maintenance bond for the aforementioned highway, performance bonds to guarantee street lighting installation, and storm sewer cleaning have been submitted by the developer, NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned deeds, easement, performance bond and maintenance bond are hereby accepted by this Town Board, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to file such deeds and easement in the Erie County Clerk's Office.

\* \* \* \* \*

MOTION BY COUNCILMAN JOHNSON, SECONDED BY COUNCILMAN ROGOWSKI TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Gabryszak

\* \* \* \* \*

AMENDED

WHEREAS, Michael Fronckowiak, as part of the acceptance of the Park Place Estates Subdivision and as a prerequisite to the construction of any buildings in such subdivision, has submitted to the Town for its acceptance a warranty deed for a Town highway to be known as Park Place, and

WHEREAS, the Town Superintendent of Highways, in the attached letter dated January 21, 1993, has recommended that such deed and highway be accepted by the Town, and

WHEREAS, Michael Fronckowiak has also submitted to the Town a deed for land abutting the creek at the northerly edge of the subdivision, and a drainage easement covering such subdivision, and

WHEREAS, a maintenance bond for the aforementioned highway, performance bonds to guarantee street lighting installation, and storm sewer cleaning have been submitted by the developer, and

WHEREAS, Michael Fronckowiak is also adhering to the spirit and intent of the tree preservation plan adopted for the subject subdivision, and has agreed to require continuing compliance with said plan by each lot owner and developer through restrictions and covenants in the deeds of sale, NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned warranty and creek embankment deeds, easement, performance bond and maintenance bond are hereby accepted by this Town Board, and BE IT FURTHER



Item No. 25 continued

RESOLVED, that the Town Attorney be and hereby is directed to file such deeds and easement in the Erie County Clerk's Office.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson

NAYES: 0

ABSENT: Councilman Gabryszak

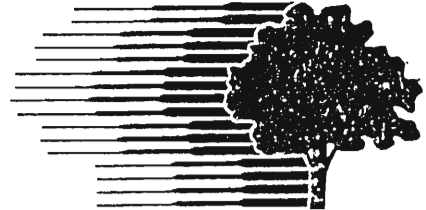
\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Highway Department**

3145 Union Road  
Cheektowaga, NY 14227-1083  
716 / 686-3450  
Mobile: 716 / 863-5867

**Christopher J. Kowal**  
Superintendent of Highways

*Growing In A New Direction*



**TOWN OF CHEEKTOWAGA**  
Erie County, New York

RECEIVED  
JAN 21 1993  
TOWN OF CHEEKTOWAGA

January 21, 1993

Honorable Supervisor, Frank Swiatek  
and Honorable Town Board  
Cheektowaga, NY 14227

Re: Acceptance of Improvements in the  
Park Place Estates Subdivision

Dear Honorable Members of the Board:

Please be advised that timely and effective inspections during all phases of construction have been performed by the Highway Engineer, Ted Skowron; the Town Engineer and myself. All work has been done satisfactorily per Town requirements.

The road description in this subdivision is as follows:

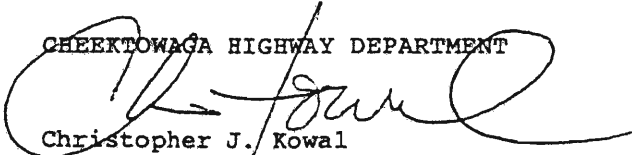
Park Place: A 60' wide Right-Of-Way,  $\pm$  1015' long pavement beginning at end of existing pavement, and running east and south to end in a Cul-de-Sac.

The Maintenance Bonds will be in amounts specified by the provisions of the Town's P.I.P. Ordinance. The bonds have been delivered to the Town Attorney's office. A street lighting agreement must be provided. Drainage easements must be filed. Trees, sidewalks and other improvements per Town ordinances must be provided as required.

Trusting this meets with your approval, I remain

Very truly yours,

CHEEKTOWAGA HIGHWAY DEPARTMENT

  
Christopher J. Kowal  
Superintendent of Highways

CJK:nms

cc: Town Engineer  
Town Attorney  
Town Clerk ✓  
Bldg. Insp.  
T. Skowron  
Files

Residence: 260 Cass Ave. • Cheektowaga, New York 14227 • 716 / 863-7107

Item No. 26 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, bids were duly received and opened at a public bid opening held on January 29, 1993 as a result of advertisement therefore, for the furnishing of microfilming services for the Town of Cheektowaga records, and such bids were referred to the Town Clerk for analysis, tabulation and report, and

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

RESOLVED, that the contract for furnishing of microfilming services for Town of Cheektowaga records be and hereby is awarded to Biel's Microfilm Corp., 1201 Indian Church Road, Buffalo, New York 14224, at a total estimated bid cost of \$19,608.20, and BE IT FURTHER

RESOLVED, that any purchases resulting from the award of this contract will be funded through the Town's Local Government Records Management Improvement Grant from New York State.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 27 Motion by Supervisor Swiatek, Seconded by Councilman Rogowski to adjourn this meeting.

Richard M. Moleski  
Town Clerk

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 4 February 16, 1993</u>	
2	Public Hearing: Amendment to Vehicle & Traffic Ordinance, ART. VIII "Stop & Yield Intersections" - Satinwood Drive	1

R E S O L U T I O N S

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 4 February 16, 1993</u>		
3	BOND RESOLUTIONS	
	a. Call for Public Hearing: Increase & Improvement of Facilities - Consolidated Refuse & Garbage Dist.	1
	b. Call for Public Hearing: Increase & Improvement of Facilities - Sanitary Sewer District No. 5	2
	c. Purchase of voting machines	3
	d. Reconstruction/Resurfacing of Various Town Highways	4
	e. Construction of Various Drainage Improvements	5
	f. Improvement & Embelishment of Various Recreational Facilities	6
	g. Reconstruction & Construction of Improvements to Various Town Buildings	7
	h. Acquisition of Various Vehicles, Equipment, Machinery & Apparatus	8
	i. Preparation of Preliminary Plans, Specifications & Estimates for Planning of Future Capital Improvements	9
	j. Purchase of Traffic Signals	10
4	Award of Bid: Office Reconstruction @ Alexander Community Center	11
5	NOTICE TO BIDDERS:	
	a. Furnishing of all tools, equipment, labor and appurtenances for storm sewer cleaning work for the year 1993	11-12
	b. Furnishing of all tools, equipment, labor and appurtenances for storm sewer televising work for the year 1993	13
	c. Purchase of traffic control signs, street name signs & brackets	14
6	Adoption of amendment to V & T Ordinance, ART. X "Parking, Standing and Stopping" - Jean Terrace	15-16
7	Negative Declaration for addition to Comfort Suites Hotel	17
8	Town Board endorsement of Buffalo Airfield Inc. Project	18
9	Request NYS Assembly & Senate to enact Assembly Bill 2433 and Senate Bill 1371	19
10	AUTHORIZE SUPERVISOR TO EXECUTE AGREEMENTS WITH:	
	a. Village of Depew 1994 Centennial Committee, Inc.	19
	b. Cultural and not-for profit organizations	20
	c. North American Golf, Inc.	21
	d. Frank Dux	22
11	Direct bonding consultants to forward Request for Proposals for underwriting and trustee services	23
12	Authorize Sewer Maintenance Department to make arrangements for repairs to Step Van	23
13	Designate members of EMS Board for 1993	23-24
14	RETAIN FIRM:	
	a. Evaluation & balancing recommendations on Heat, Vent & Air Conditioning Systems @ Police and Court Building	24
	b. Wetlands Evaluation Study	24-25
	c. Professional Architectural Services/Recycling	
15	Establish salaries for Project Director and Assistant Project Director (Grant)	25
16	Change in rate of pay for part-time personnel in Senior Services Department	25-26
17	TERMINATION OF EMPLOYEES IN:	
	a. Youth & Recreational Departments Adapted Recreation Program	26
	b. Various Department	26

RESOLUTIONS cont'd

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 4 February 16, 1993 cont'd</u>		
18	APPOINTMENT TO TEMPORARY POSITIONS: a. Account Clerk in Sanitation Department b. Clerk-Typist in Accounting Department	26-27 27
19	HIRING PART-TIME EMPLOYEES IN: a. Various Departments b. Youth & Recreational Services Department	27-28 28
20	AUTHORIZATION TO ATTEND SEMINAR/SYMPOSIUM: a. Coordinator of Employee Relations b. Representative of Building, Engineering and Council Office	20 20
21	Transfer of Funds	29
22	Warrant List	29

DEPARTMENTAL COMMUNICATIONS

NO.

ITEM

PAGE

Meeting No. 4 February 16, 1993

23

MINUTES OF:

- a. Cheektowaga Traffic Safety Commission: January 19, 1993
- b. Cheektowaga Planning Board: January 14, 1993

29  
29

GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 4 February 16, 1993</u>	
24	Notice of Claim: Ann Papero vs Town of Cheektowaga	29
25	Petition by residents regarding Quaker Landina Corp.	30



S U S P E N S I O N O F R U L E S

NO.

ITEM

PAGE

Meeting No. 4 February 16, 1993

26

Memorialize NFTA to leave bus service schedule along Genesee St. between G.B.I.A. and Transit Rd. unchanged and to reconsider proposal to reduce such bus service

30-31

MEETING NO. 4  
February 16, 1993

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 16th day of February, 1993 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek  
Councilman Patricia A. Jaworowicz  
Councilman Dennis H. Gabryszak  
Councilman Richard B. Solecki  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chet Bryan, Town Engineer; Ronald Marten, Building and Plumbing Inspector; and Kenneth Kopacz, Director of the Department of Youth and Recreational Services.

I. PUBLIC HEARING

Item No. 2 This being the time and place advertised for a public hearing to consider the advisability of adopting amendments to the Chapter 76 of the Code of the Town of Cheektowaga, (Vehicle and Traffic) 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 amendments being as follows:

ARTICLE VIII

Stop and Yield Intersections

Section 76-80. Stop intersections designated, shall be amended by deleting therefrom the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
Satinwood Drive	North-south	No. 37 rt. angle turn in Satinwood Drive	Eastbound	S.W. corner
Satinwood Drive	East-West	No. 42 rt. angle turn in Satinwood Drive	Southbound	N.W. corner

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

II. RESOLUTIONS

Item No. 3A Bond Resolution: Increase & Improvement of Facilities-Consolidated Refuse and Garbage District.

\* SEE NEXT PAGES FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 16th day of February, 1993.

PRESENT:

Hon. Frank E. Swiatek,	Supervisor
Patricia A. Jaworowicz	Councilperson
Dennis H. Gabryszak	Councilperson
Richard B. Solecki	Councilperson
William P. Rogowski	Councilperson
Jacqueline A. Blachowski	Councilperson
Thomas M. Johnson, Jr.	Councilperson

---

In the Matter  
of the

Increase and Improvement of Facilities of the Consolidated Refuse and Garbage District, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

---

ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of the Consolidated Refuse and Garbage District, in the Town (herein called "District"), has determined that it is necessary to provide for the increase and improvement of facilities of the District, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor;

Now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on the 1st day of March, 1993 at 7:30 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action

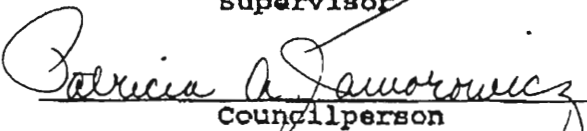
on the part of the Town Board with relation thereto as may be required by law; and be it

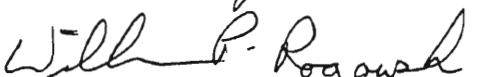
FURTHER ORDERED, that the Town Clerk publish at least once in the "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.


DATED: FEBRUARY 16, 1993

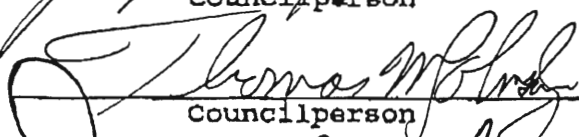
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

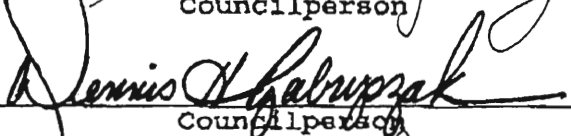
  
\_\_\_\_\_  
Supervisor

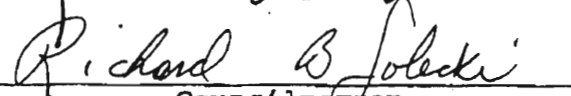
  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

(SEAL)

Members of the Town Board of the Town of Cheektowaga, New York

STATE OF NEW YORK )  
                                  : ss.:  
COUNTY OF ERIE     )

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

(SEAL)

*Richard M. Moleski*  
\_\_\_\_\_  
Town Clerk

**LEGAL NOTICE**

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said town, on the 16th day of February, 1993.

**PRESENT:**

- Hon. Frank E. Swiatek, Supervisor
- Patricia A. Jaworowicz, Councilperson
- Dennis H. Gabryszak, Councilperson
- Richard B. Solecki, Councilperson
- William P. Rogowski, Councilperson
- Jacqueline A. Blachowski, Councilperson
- Thomas M. Johnson, Jr., Councilperson

In the Matter of the

Increase and improvement of Facilities of the Consolidated Refuse and Garbage District, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

**ORDER CALLING-PUBLIC HEARING TO BE HELD ON**  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town" respectively), in the County of Erie, New York, on behalf of the Consolidated Refuse and Garbage District, in the Town (herein called "District"), has determined that it is necessary to provide for the increase and improvement of the facilities of the District, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor;

Now therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on the 1st day of March, 1993 at 7:30 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: FEBRUARY 16, 1993  
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

- Frank E. Swiatek, Supervisor
- Patricia A. Jaworowicz, Councilperson
- William P. Rogowski, Councilperson
- Jacqueline A. Blachowski, Councilperson
- Thomas M. Johnson, Councilperson
- Dennis H. Gabryszak, Councilperson
- Richard B. Solecki, Councilperson

Members of the Town Board of the Town of Cheektowaga, New York

STATE OF NEW YORK  
COUNTY OF ERIE

SS.: Melissa Gugliuzza, of the town

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

Richard M. Moleski  
Town Clerk

PUBLISH: FEBRUARY 18, 1993

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

SS.

Cheektowaga, in said County of Erie, being

sworn, deposes and says that he (she) is clerk of the Cheek-

aga Times, a public newspaper published

kly in said town; that the notice, of which

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 February 18, 1993 ;

last publication February 18, 1993 ;

and that no more than six days intervened between publications.

*Melissa Gugliuzza*

18th

Sworn to before me this .....

day of February, 1993

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said town, on the 16th day of February, 1993.

**PRESENT:**

- Hon. Frank E. Swiatek, Supervisor
- Patricia A. Jaworowicz, Councilperson
- Dennis H. Gabryszak, Councilperson
- Richard B. Solecki, Councilperson
- William P. Rogowski, Councilperson
- Jacqueline A. Blachowski, Councilperson
- Thomas M. Johnson, Jr., Councilperson

In the Matter of the

Increase and improvement of Facilities of the Consolidated Refuse and Garbage District, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

**ORDER CALLING PUBLIC HEARING TO BE HELD ON**  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town" respectively), in the County of Erie, New York, on behalf of the Consolidated Refuse and Garbage District, in the Town (herein called "District"), has determined that it is necessary to provide for the increase and improvement of the facilities of the District, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor;

Now therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on the 1st day of March, 1993 at 7:30 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: FEBRUARY 16, 1993  
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

- Frank E. Swiatek, Supervisor
- Patricia A. Jaworowicz, Councilperson
- William P. Rogowski, Councilperson
- Jacqueline A. Blachowski, Councilperson
- Thomas M. Johnson, Councilperson
- Dennis H. Gabryszak, Councilperson
- Richard B. Solecki, Councilperson

Members of the Town Board of the Town of Cheektowaga, New York

STATE OF NEW YORK }  
COUNTY OF ERIE }

TE OF NEW YORK }  
UNTY OF ERIE } ss.  
WN OF CHEEKTOWAGA }

.....Melissa Gugliuzza....., of the town

Cheektowaga, in said County of Erie, being

sworn, deposes and says that he (she) is clerk

.....of the Cheektowaga Times, a public newspaper published

daily in said town; that the notice, of which

annexed printed slip, taken from said newspaper

is a copy, was inserted and published in

said paper once a week for .....<sup>1</sup>..... weeks:

first publication.....February 18, 1993.....;

last publication.....February 18, 1993.....;

and that no more than six days intervened between publications.

*Melissa Gugliuzza*

18th

Sworn to before me this .....

day of .....February....., 19.93....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

MEETING NO. 4  
February 16, 1993

Item No. 3B Bond Resolution: Increase & Improvement of Facilities - Sanitary  
Sewer District No. 5

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE



A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 16th day of February, 1993.

PRESENT:

Hon. Frank E. Swiatek,	Supervisor
Patricia A. Jaworowicz	Councilperson
Dennis H. Gabryszak	Councilperson
Richard B. Solecki	Councilperson
William P. Rogowski	Councilperson
Jacqueline A. Blachowski	Councilperson
Thomas M. Johnson, Jr.	Councilperson

---

In the Matter  
of the

Increase and Improvement of Facilities of Sanitary Sewer District No. 5, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

---

ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of Sanitary Sewer District No. 5, in the Town (herein called "District"), has requested Chester L. Bryan, Town Engineer, an engineer duly licensed by the State of New York (herein called "Engineer"), to prepare a preliminary map, plan and report for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system; including original furnishings, equipment, machinery and apparatus required therefor, and pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for said increase and improvement of facilities of the District and has estimated the total cost thereof to be \$66,000;

Now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on

the 1st day of March, 1993 at 7:00 o'clock P.M.  
(Prevailing Time) to consider said increase and improvement of  
facilities of the District and to hear all persons interested in  
the subject thereof concerning the same and for such other action  
on the part of the Town Board with relation thereto as may be  
required by law;

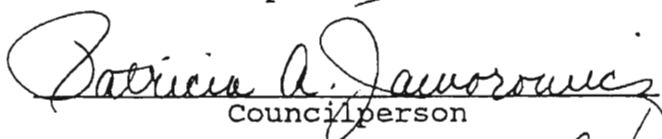
FURTHER ORDERED, that the Town Clerk publish at least  
once in the "CHEEKTOWAGA TIMES", a newspaper published in  
Cheektowaga, New York, and hereby designated as the official  
newspaper of the Town for such publication, and post on the sign  
board of the Town maintained pursuant to subdivision 6 of Section  
30 of the Town Law, a copy of this Order, certified by said Town  
Clerk, the first publication thereof and said posting to be not  
less than ten (10) nor more than twenty (20) days before the date  
of such public hearing.

DATED: FEBRUARY 16, 1993

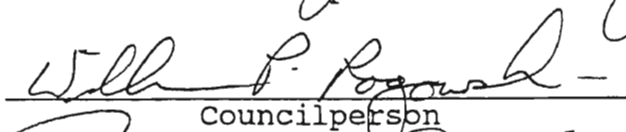
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA



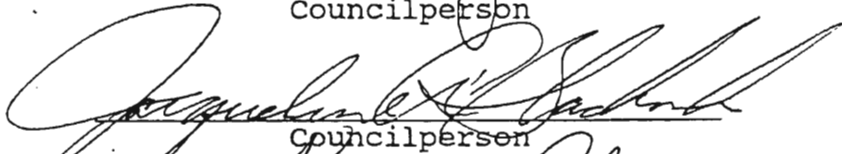
Supervisor



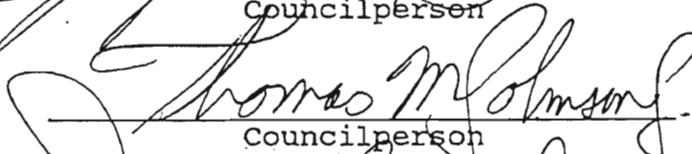
Councilperson



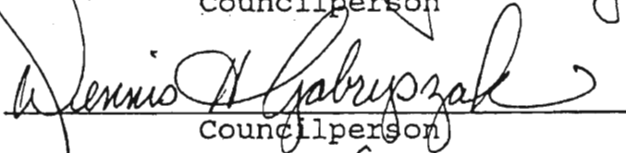
Councilperson



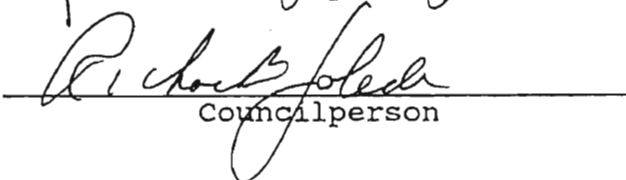
Councilperson



Councilperson



Councilperson



Councilperson

(SEAL)

Members of the Town Board of the Town  
of Cheektowaga, New York

STATE OF NEW YORK )  
  : ss.:  
COUNTY OF ERIE     )

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

(SEAL)

  
Town Clerk

LEGAL NOTICE

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said town, on the 16th day of February, 1993

PRESENT:

- Hon. Frank E. Swiatek, Supervisor
Patricia A. Jaworowicz, Councilperson
Dennis H. Gabryszak, Councilperson
Richard B. Solecki, Councilperson
William P. Rogowski, Councilperson
Jacqueline A. Blachowski, Councilperson
Thomas M. Johnson, Jr., Councilperson

In the Matter of the

Increase and Improvement of facilities of Sanitary Sewer District No. 5, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

ORDER CALLING PUBLIC HEARING TO BE HELD ON March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of Sanitary Sewer District No. 5, in the Town (herein called "District"), has requested Chester L. Bryan, Town Engineer, an engineer duly licensed by the State of New York (herein called "Engineer"), to prepare a preliminary map, plan and report for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system; including original furnishings, equipment, machinery and apparatus required therefor, and pursuant to the direction of the Town; the Engineer has completed and filed with the Town Board such preliminary map, plan and report for said increase and improvement of facilities of the District and has estimated the total cost thereof to be \$66,000;

Now therefore, be it

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

Melissa Gugliuzza, of the town

of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is clerk

of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which

an annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 1 weeks:

first publication February 18, 1993

second publication February 18, 1993

and that no more than six days intervened between publications.

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on the 1st day of March, 1993 at 7:00 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law;

FURTHER ORDERED, that the Town Clerk publish at least once in the "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: FEBRUARY 16, 1993 TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

- Frank E. Swiatek, Supervisor
Patricia A. Jaworowicz, Councilperson
William P. Rogowski, Councilperson
Jacqueline A. Blachowski, Councilperson
Thomas M. Johnson, Councilperson
Dennis H. Gabryszak, Councilperson
Richard B. Solecki, Councilperson
Members of the Town Board of the Town of Cheektowaga, New York

STATE OF NEW YORK COUNTY OF ERIE } ss.

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

Richard M. Moleski Town Clerk PUBLISH: FEBRUARY 18, 1993

worn to before me this February 18th, 1993

Margaret J. Bourdette

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

MARGARET J. BOURDETTE NOTARY PUBLIC STATE OF NEW YORK QUALIFIED IN ERIE COUNTY MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said town, on the 16th day of February, 1993

**PRESENT:**

- Hon. Frank E. Swiatek, Supervisor
- Patricia A. Jaworowicz, Councilperson
- Dennis H. Gabryszak, Councilperson
- Richard B. Solecki, Councilperson
- William P. Rogowski, Councilperson
- Jacqueline A. Blachowski, Councilperson
- Thomas M. Johnson, Jr., Councilperson

In the Matter of the

Increase and Improvement of facilities of Sanitary Sewer District No. 5, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

**ORDER CALLING PUBLIC HEARING TO BE HELD ON**  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of Sanitary Sewer District No. 5, in the Town (herein called "District"), has requested Chester L. Bryan, Town Engineer, an engineer duly licensed by the State of New York (herein called "Engineer"), to prepare a preliminary map, plan and report for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system; including original furnishings, equipment, machinery and apparatus required therefor, and pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for said increase and improvement of facilities of the District and has estimated the total cost thereof to be \$66,000;

Now therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on the 1st day of March, 1993 at 7:00 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law;

FURTHER ORDERED, that the Town Clerk publish at least once in the "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

DATED: FEBRUARY 16, 1993  
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA  
Frank E. Swiatek, Supervisor  
Patricia A. Jaworowicz, Councilperson  
William P. Rogowski, Councilperson  
Jacqueline A. Blachowski, Councilperson  
Thomas M. Johnson, Councilperson  
Dennis H. Gabryszak, Councilperson  
Richard B. Solecki, Councilperson  
Members of the Town Board of the Town of Cheektowaga, New York

STATE OF NEW YORK }  
COUNTY OF ERIE } ss.

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

Richard M. Molecki  
Town Clerk

PUBLISH: FEBRUARY 18, 1993

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

Melissa Gugliuzza....., of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is clerk

..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which an annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ..... 1 ..... weeks:  
..... 1st publication..... February 18, 1993 ..... ;  
..... 1st publication..... February 18, 1993 ..... ;  
and that no more than six days intervened between publications.

Melissa Gugliuzza

18th

worn to before me this .....  
day of ..... February ..... , 19.93....

Margaret J. Bourdette  
Notary public in and for Erie County, N. Y.

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

MEETING NO. 4  
February 16, 1993

Item No. 3C Bond Resolution: Purchase of Voting Machines

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

February 16, 1993

\*

\*

\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock p.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor,;  
and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard Moleski, Town Clerk  
James J. Kiristis, Town Attorney

\*

\*

\*

Councilman Jaworowicz offered the following resolution  
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING THE PURCHASE OF VOTING MACHINES,  
STATING THE ESTIMATED MAXIMUM COST THEREOF IS  
\$40,800, APPROPRIATING SAID AMOUNT THEREFOR,  
AND AUTHORIZING THE ISSUANCE OF \$40,800 SERIAL  
BONDS OF SAID TOWN TO FINANCE SAID  
APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
purchase voting machines. The estimated maximum cost of said  
specific object or purpose, including preliminary costs and costs  
incidental thereto and to the financing thereof, is \$40,800 and  
said amount is hereby appropriated therefor. The plan of  
financing includes the issuance of \$40,800 serial bonds of the  
Town to finance said appropriation, and the levy and collection  
of taxes on all the taxable real property in the Town to pay the  
principal of said bonds and the interest thereon as the same  
shall become due and payable.

Section 2. Serial bonds of the Town in the principal  
amount of \$40,800 are hereby authorized to be issued pursuant to  
the provisions of the Local Finance Law, constituting Chapter 33-



a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of said specific object or purpose for which said \$40,800 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 31. of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and

credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

\* \* \*

The adoption of the foregoing resolution was seconded by Councilman Blachowski and duly put to a vote on roll call, which resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

Councilman Jaworowicz offered the following resolution and moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK,  
HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga, shall within ten (10) days after the adoption of this resolution cause to be published, in full, in the "CHEEKTOWAGA TIMES," a newspaper published in Cheektowaga, New York, having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the purchase of voting machines, stating the estimated maximum cost thereof is \$40,800, appropriating said amount therefor, and authorizing the issuance of \$40,800 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to purchase voting machines; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$40,800; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$40,800 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$40,800 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$40,800 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

\*

\*

\*

The adoption of the foregoing resolution was seconded by  
Councilman Blachowski and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*



CERTIFICATE

I, RICHARD MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

  
Town Clerk

(SEAL)

3

STATE OF NEW YORK    )  
                              : ss.:  
COUNTY OF ERIE        )

RICHARD MOLESKI, being duly sworn, deposes and says:

That he is and at all times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, State of New York;

That on February 17<sup>th</sup>, 1993, he has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on February 16, 1993, a copy of which is annexed hereto and made a part hereof on the sign board of the Town maintained pursuant to the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jean A. Rosenberry  
Notary Public, State of New York

JEAN A. ROSENBERRY  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
My Commission Expires Nov. 30, 1994

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the purchase of voting machines, stating the estimated maximum cost thereof is \$40,800, appropriating said amount therefor, and authorizing the issuance of \$40,800 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to purchase voting machines; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$40,800; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$40,800 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$40,800 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$40,800 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

**LEGAL NOTICE**  
**TOWN OF CHEEKTOWAGA,**  
**NEW YORK**  
 PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the purchase of voting machines, stating the estimated maximum cost thereof is \$40,800, appropriating said amount therefor and authorizing the issuance of \$40,800 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

**FIRST: AUTHORIZING** said Town to purchase voting machines; and **STATING** the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$40,800; **APPROPRIATING** said amount therefor; **STATING** the plan of financing includes the issuance of \$40,800 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

**SECOND: AUTHORIZING** the issuance of \$40,800 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

**THIRD: DETERMINING** and **STATING** the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$40,800 serial bonds will exceed five (5) years;

**FOURTH: DETERMINING** that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and **PLEDGING** to their payment the faith and credit of the Town;

**FIFTH: DELEGATING** to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

**SIXTH: DETERMINING** that the bond resolution is subject to a permissive referendum.

Richard Moleski  
 Town Clerk  
 Dated: February 16, 1993  
**PUBLISH: FEBRAURY 18, 1992**

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

.....Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 clerk  
 .....of the Cheek-

towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup> weeks:  
 first publication.....February 18, 1993..... ;  
 last publication.....February 18, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

.....Melissa Gugliuzza.....  
 18th

Sworn to before me this .....  
 day of February....., 19.93....

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/9 3

**LEGAL NOTICE  
TOWN OF CHEEKTOWAGA,  
NEW YORK**

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the purchase of voting machines, stating the estimated maximum cost thereof is \$40,800, appropriating said amount therefor and authorizing the issuance of \$40,800 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to purchase voting machines; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$40,800; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$40,800 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$40,800 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$40,800 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

Dated: February 16, 1993

**PUBLISH: FEBRUARY 18, 1992**

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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk

.....of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication.....February 18, 1993.....;  
last publication.....February 18, 1993.....;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

18th

Sworn to before me this .....

day of February ....., 19<sup>93</sup>....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9 3

MEETING NO. 4  
February 16, 1993

Item No. 3D Bond Resolution: Reconstruction/Resurfacing of Various Town Highways

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

February 16, 1993

\* \* \*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor, ;  
and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard Moleski, Town Clerk  
James J. Kiristis, Town Attorney

\* \* \*

Councilman Rogowski offered the following resolution  
and moved its adoption:



BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING THE PARTIAL RECONSTRUCTION AND  
RESURFACING OF VARIOUS TOWN HIGHWAYS, STATING  
THE ESTIMATED MAXIMUM COST THEREOF IS  
\$1,920,000, APPROPRIATING SAID AMOUNT  
THEREFOR, AND AUTHORIZING THE ISSUANCE OF  
\$1,920,000 SERIAL BONDS OF SAID TOWN TO  
FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
partially reconstruct and resurface various Town highways,  
including the partial reconstruction of sidewalks, curbs,  
gutters, drainage, grading and landscaping in connection  
therewith. The estimated maximum cost thereof, including  
preliminary costs and costs incidental thereto and to the  
financing thereof, is \$1,920,000 and said amount is hereby  
appropriated therefor. The plan of financing includes the  
issuance of \$1,920,000 serial bonds of the Town to finance said  
appropriation, and the levy and collection of taxes on all the  
taxable real property in the Town to pay the principal of said

bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$1,920,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which said \$1,920,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 20. (b) of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity

as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication,  
or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Johnson and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

Councilman Rogowski offered the following resolution and  
moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK,  
HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga,  
shall within ten (10) days after the adoption of this resolution  
cause to be published, in full, in the "CHEEKTOWAGA TIMES," a  
newspaper published in Cheektowaga, New York, having a general  
circulation within said Town and hereby designated the official  
newspaper of the Town for such publication and posted on the sign  
board of the Town maintained pursuant to the Town Law, a Notice  
in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and resurfacing of various Town highways, stating the estimated maximum cost thereof is \$1,920,000, appropriating said amount therefor, and authorizing the issuance of \$1,920,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and resurface various Town highways, including the partial reconstruction of sidewalks, curbs, gutters, drainage, grading and landscaping in connection therewith; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,920,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$1,920,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,920,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$1,920,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

\*

\*

\*



The adoption of the foregoing resolution was seconded by  
Councilman Johnson and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

CERTIFICATE

I, RICHARD MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

  
Town Clerk

(SEAL)

STATE OF NEW YORK )  
                          : ss.:  
COUNTY OF ERIE     )

RICHARD MOLESKI, being duly sworn, deposes and says:

That he is and at all times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, State of New York;

That on February 17<sup>th</sup>, 1993, he has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on February 16, 1993, a copy of which is annexed hereto and made a part hereof on the sign board of the Town maintained pursuant to the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jean A. Rosenberry  
Notary Public, State of New York

JEAN A. ROSENBERY  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
My Commission Expires Nov. 30, 1994

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and resurfacing of various Town highways, stating the estimated maximum cost thereof is \$1,920,000, appropriating said amount therefor, and authorizing the issuance of \$1,920,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and resurface various Town highways, including the partial reconstruction of sidewalks, curbs, gutters, drainage, grading and landscaping in connection therewith; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,920,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$1,920,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,920,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$1,920,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

LEGAL NOTICE

TOWN OF CHEEKTOWAGA,  
NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled: -

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and resurfacing of various Town highways, stating the estimated maximum cost thereof is \$1,920,000, appropriating said amount thereof, and authorizing the issuance of \$1,920,000 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and resurface various Town highways, including the partial reconstruction of sidewalks, curbs, gutters, drainage, grading and landscaping in connection therewith; and STATING the estimated maximum cost thereof including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,920,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$1,920,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,920,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$1,920,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

Dated: February 16, 1993

PUBLISHED: FEBRUARY 18, 1993

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

ss.

..... Melissa Gugliuzza ....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks:  
first publication ..... February 18, 1993 ..... ;  
last publication ..... February 18, 1993 ..... ;  
and that no more than six days intervened be-  
tween publications.

.....  
*Melissa Gugliuzza*  
.....  
18th

Sworn to before me this .....  
day of ..... February ..... , 19.93....

.....  
*Margaret J. Bourdette*  
.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93 3

**LEGAL NOTICE**

**TOWN OF CHEEKTOWAGA,  
NEW YORK**

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and resurfacing of various Town highways, stating the estimated maximum cost thereof is \$1,920,000, appropriating said amount thereof, and authorizing the issuance of \$1,920,000 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and resurface various Town highways, including the partial reconstruction of sidewalks, curbs, gutters, drainage grading and landscaping in connection therewith; and STATING the estimated maximum cost thereof including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,920,000; APPROPRIATING said amount thereof; STATING the plan of financing includes the issuance of \$1,920,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$1,920,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is ten (10) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$1,920,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

Dated: February 16, 1993

PUBLISH: FEBRUARY 18, 1993

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

..... Melissa Gugliuzza ....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks:  
first publication..... February 18, 1993 ..... ;  
last publication..... February 18, 1993 ..... ;  
and that no more than six days intervened be-  
tween publications.

.....  
*Melissa Gugliuzza*  
.....

Sworn to before me this ..... 18th

day of ..... February ..... , 19.93....

.....  
*Margaret J. Bourdette*  
.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93 }

MEETING NO. 4  
February 16, 1993

Item No. 3E      Bond Resolution: Construction of Various Drainage Improvements

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE



EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

February 16, 1993

\*

\*

\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor,;  
and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard Moleski, Town Clerk  
James J. Kiristis, Town Attorney

\*

\*

\*

Councilman Johnson offered the following resolution  
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING THE CONSTRUCTION OF VARIOUS  
DRAINAGE IMPROVEMENTS IN THE TOWN, STATING THE  
ESTIMATED MAXIMUM COST THEREOF IS \$33,600,  
APPROPRIATING SAID AMOUNT THEREFOR, AND  
AUTHORIZING THE ISSUANCE OF \$33,600 SERIAL  
BONDS OF SAID TOWN TO FINANCE SAID  
APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
construct various drainage improvements in the Town, including  
construction of improvements to existing ditches, and  
construction of new drains, culverts, ditches, sluices and other  
improvements. The estimated maximum cost thereof, including  
preliminary costs and costs incidental thereto and to the  
financing thereof, is \$33,600 and said amount is hereby  
appropriated therefor. The plan of financing includes the  
issuance of \$33,600 serial bonds of the Town to finance said  
appropriation, and the levy and collection of taxes on all the  
taxable real property in the Town to pay the principal of said

bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$33,600 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which said \$33,600 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 3. of the Law, is thirty (30) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any

notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication,

or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Blachowski and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

Councilman Johnson offered the following resolution and  
moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK,  
HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga,  
shall within ten (10) days after the adoption of this resolution  
cause to be published, in full, in the "CHEEKTOWAGA TIMES," a  
newspaper published in Cheektowaga, New York, having a general  
circulation within said Town and hereby designated the official  
newspaper of the Town for such publication and posted on the sign  
board of the Town maintained pursuant to the Town Law, a Notice  
in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the construction of various drainage improvements in the Town, stating the estimated maximum cost thereof is \$33,600, appropriating said amount therefor, and authorizing the issuance of \$33,600 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements in the Town, including construction of improvements to existing ditches, and construction of new drains, culverts, ditches, sluices and other improvements; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$33,600; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$33,600 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$33,600 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is thirty (30) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$33,600 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk



Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

\*

\*

\*

The adoption of the foregoing resolution was seconded by  
Councilman Blachowski and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

CERTIFICATE

I, RICHARD MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

*Richard M. Moleski*  
Town Clerk

(SEAL)

STATE OF NEW YORK )  
                          : ss.:  
COUNTY OF ERIE     )

RICHARD MOLESKI, being duly sworn, deposes and says:

That he is and at all times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, State of New York;

That on February 17<sup>th</sup>, 1993, he has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on February 16, 1993, a copy of which is annexed hereto and made a part hereof on the sign board of the Town maintained pursuant to the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jean A. Rosenberry  
Notary Public, State of New York

JEAN A. ROSENBERY  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
My Commission Expires Nov. 30, 1994

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the construction of various drainage improvements in the Town, stating the estimated maximum cost thereof is \$33,600, appropriating said amount therefor, and authorizing the issuance of \$33,600 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements in the Town, including construction of improvements to existing ditches, and construction of new drains, culverts, ditches, sluices and other improvements; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$33,600; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$33,600 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$33,600 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is thirty (30) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$33,600 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

LEGAL NOTICE

TOWN OF CHEEKTOWAGA,  
NEW YORK  
PLEASE TAKE NOTICE that on  
February 16, 1993, the Town Board  
of the Town of Cheektowaga, New  
York, adopted a bond resolution en-  
titled:

"Bond Resolution of the Town of  
Cheektowaga, New York, adopted  
February 16, 1993, authorizing the  
construction of various drainage im-  
provements in the Town, stating the  
estimate maximum cost thereof is  
\$33,600, appropriating said amount  
therefor, and authorizing the issuance  
of \$33,600 serial bonds of said Town  
to finance said appropriation."

an abstract of which bond resolution  
concisely stating the purpose and ef-

fect thereof, is as follows:

FIRST: AUTHORIZING said  
Town to construct various drainage  
improvements in the Town, including  
construction of improvements to exist-  
ing ditches and construction of new  
drains, culverts, ditches, sluices and  
other improvements; and STATING  
the estimated maximum cost thereof,  
including preliminary costs and costs  
incidental thereto and to the financing  
thereof, is \$33,600; APPROPRIATE-  
ING said amount therefor; STATING  
the plan of financing includes the issu-  
ance of \$33,600 serial bonds of the  
Town to finance said appropriation,  
and the levy of a tax upon all the  
taxable real property within the Town  
to pay the principal of said bonds and  
interest thereon;

SECOND: AUTHORIZING the  
issuance of \$33,600 serial bonds of the  
Town pursuant to the Local Finance  
Law of the State of New York (the  
"Law") to finance said appropriation;

THIRD: DETERMINING and  
STATING the period of probable use-  
fulness applicable to the purpose for  
which said bonds are authorized is  
thirty (30) years; the proceeds of said  
bonds may be applied to reimburse the  
Town for expenditures made after the  
effective date of said bond resolution  
for the purpose or purposes for which  
said bonds are authorized; and the  
proposed maturity of said \$33,600  
serial bonds will exceed five (5) years;

FOURTH: DETERMINING that  
said bonds and any bond anticipation  
notes issued in anticipation of said  
bonds and the renewals of said bond  
anticipation notes shall be general  
obligations of the Town and PLEDG-  
ING to their payment the faith and  
credit of the Town;

FIFTH: DELEGATING to the  
Supervisor the powers and duties as to  
the issuance of said bonds and any  
bond anticipation notes issued in an-  
ticipation of said bonds, or the renew-  
als thereof; and

SIXTH: DETERMINING that the  
bond resolution is subject to a permis-  
sive referendum.

Richard Moleski  
Town Clerk

DATED: February 16, 1993  
PUBLISH: FEBRUARY 18, 1993

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

ss.

Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks:  
first publication..... February 18, 1993 ..... ;  
last publication..... February 18, 1993 ..... ;  
and that no more than six days intervned be-  
tween publications.

Melissa Gugliuzza

18th

Sworn to before me this .....

day of February ....., 19.93....

Margaret J. Bourdette

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**

**TOWN OF CHEEKTOWAGA,  
NEW YORK**

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the construction of various drainage improvements in the Town, stating the estimate maximum cost thereof is \$33,600, appropriating said amount therefor, and authorizing the issuance of \$33,600 serial bonds of said Town to finance said appropriation,

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to construct various drainage improvements in the Town, including construction of improvements to existing ditches and construction of new drains, culverts, ditches, sluices and other improvements; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$33,600; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$33,600 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$33,600 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is thirty (30) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$33,600 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

DATED: February 16, 1993  
PUBLISH: FEBRUARY 18, 1993

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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....clerk  
.....of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication.....February 18, 1993..... ;  
last publication.....February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

.....*Melissa Gugliuzza*.....  
18th

Sworn to before me this .....

day of .....February....., 1993....

.....*Margaret J. Bourdette*.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93



Item No. 3F      Bond Resolution: Improvement & Embelishment of Various Recreational  
Facilities

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

February 16, 1993

\*

\*

\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor,;  
and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard Moleski, Town Clerk  
James J. Kiristis, Town Attorney

\*

\*

\*

Councilman Rogowski offered the following resolution  
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING THE IMPROVEMENT AND EMBELLISHMENT  
OF VARIOUS RECREATIONAL FACILITIES IN THE  
TOWN, STATING THE ESTIMATED MAXIMUM COST  
THEREOF IS \$539,880, APPROPRIATING SAID AMOUNT  
THEREFOR, AND AUTHORIZING THE ISSUANCE OF  
\$539,880 SERIAL BONDS OF SAID TOWN TO FINANCE  
SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
improve and embellish various recreational facilities in the  
Town. The estimated maximum cost thereof, including preliminary  
costs and costs incidental thereto and to the financing thereof,  
is \$539,880 and said amount is hereby appropriated therefor. The  
plan of financing includes the issuance of \$539,880 serial bonds  
of the Town to finance said appropriation, and the levy and  
collection of taxes on all the taxable real property in the Town  
to pay the principal of said bonds and the interest thereon as  
the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal  
amount of \$539,880, are hereby authorized to be issued pursuant

to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which said \$539,880 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 19. (c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and

credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Blachowski &  
~~Councilman Johnson~~ and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

Councilman Rogowski offered the following resolution and  
moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK,  
HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga,  
shall within ten (10) days after the adoption of this resolution  
cause to be published, in full, in the "CHEEKTOWAGA TIMES," a  
newspaper published in Cheektowaga, New York, having a general  
circulation within said Town and hereby designated the official  
newspaper of the Town for such publication and posted on the sign  
board of the Town maintained pursuant to the Town Law, a Notice  
in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the improvement and embellishment of various recreational facilities in the Town, stating the estimated maximum cost thereof is \$539,880, appropriating said amount therefor, and authorizing the issuance of \$539,880 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to improve and embellish various recreational facilities in the Town; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$539,880; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$539,880 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$539,880 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is fifteen (15) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$539,880 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;



FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

\*

\*

\*

The adoption of the foregoing resolution was seconded by  
Councilman Blachowski &  
Councilman Johnson and duly put to a vote on roll call, which

resulted as follows:

AYES: 7

NOES: 0


The resolution was declared adopted.

\*\*\*\*\*

CERTIFICATE

I, RICHARD MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

  
Town Clerk

(SEAL)

STATE OF NEW YORK )  
                                  : ss.:  
COUNTY OF ERIE     )

RICHARD MOLESKI, being duly sworn, deposes and says:

That he is and at all times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, State of New York;

That on February 17<sup>th</sup>, 1993, he has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on February 16, 1993, a copy of which is annexed hereto and made a part hereof on the sign board of the Town maintained pursuant to the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jean A. Rosenberry  
Notary Public, State of New York

JEAN A. ROSENBERRY  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
My Commission Expires Nov. 30, 1994

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the improvement and embellishment of various recreational facilities in the Town, stating the estimated maximum cost thereof is \$539,880, appropriating said amount therefor, and authorizing the issuance of \$539,880 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to improve and embellish various recreational facilities in the Town; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$539,880; APPROPRIATING said amount therefor; STATING the plan of financing includes the the issuance of \$539,880 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$539,880 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is fifteen (15) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$539,880 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

LEGAL NOTICE

TOWN OF CHEEKTOWAGA,  
NEW YORK

PLEASE TAKE NOTICE that on  
February 16, 1993, the Town of  
Cheektowaga, New York, adopted a  
bond resolution entitled:

"Bond resolution of the Town of  
Cheektowaga, New York, adopted  
February 16, 1993, authorizing the  
improvement and embellishment of  
various recreational facilities in the  
Town, stating the estimated maximum  
cost thereof is \$539,880, appropriating  
said amount therefor, and authorizing  
the issuance of \$539,880 serial bonds  
of said Town to finance said appro-  
priation."

an abstract of which bond resolution  
concisely stating the purpose and ef-  
fect thereof, is as follows:

FIRST: AUTHORIZING said  
Town to improve and embellish vari-  
ous recreational facilities in the Town;  
and STATING the estimated maxi-  
mum cost thereof, including prelimi-  
nary costs and costs incidental thereto  
and to the financing thereof, is  
\$539,880; APPROPRIATING said  
amount therefor; STATING the plan  
of financing includes the issuance of  
\$539,880 serial bonds of the Town to  
finance said appropriation, and the  
levy of a tax upon all the taxable real  
property within the Town to pay the  
principal of said bonds and the interest  
thereon;

SECOND: AUTHORIZING the  
issuance of \$539,880 serial bonds of  
the Town pursuant to the Local Fi-  
nance Law of the State of New York  
(the "Law") to finance said appropria-  
tion;

THIRD: DETERMINING and  
STATING the period of probable use-  
fulness applicable to the purpose for  
which said bonds are authorized is

fifteen (15) years; the proceeds of said  
bonds may be applied to reimburse the  
Town for expenditures made after the  
effective date of said bond resolution  
for the purpose or purposes for which  
said bonds are authorized; and the  
proposed maturity of said \$539,880  
serial bonds will exceed five (5) years;

FOURTH: DETERMINING that  
said bonds and any bond anticipation  
notes issued in anticipation of said  
bonds and the renewals of said bond  
anticipation notes shall be general  
obligations of the Town and PLEDG-  
ING to their payment the faith and  
credit of the Town;

FIFTH: DELEGATING to the  
Supervisor the powers and duties as to  
the issuance of said bonds and any  
bond anticipation notes issued in an-  
ticipation of said bonds, or the renew-  
als thereof; and

SIXTH: DETERMINING that the  
bond resolution is subject to a permis-  
sive referendum.

Richard Moleski  
Town Clerk

Dated: February 16, 1993  
PUBLISH: FEBRUARY 18, 1993

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

ss.

..... Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks:  
first publication..... February 18, 1993..... ;  
last publication..... February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

..... Melissa Gugliuzza.....  
18th

Sworn to before me this .....  
day of February....., 19.93....

..... Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93



**LEGAL NOTICE**

**TOWN OF CHEEKTOWAGA,  
NEW YORK**

PLEASE TAKE NOTICE that on February 16, 1993, the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the improvement and embellishment of various recreational facilities in the Town, stating the estimated maximum cost thereof is \$539,880, appropriating said amount therefor, and authorizing the issuance of \$539,880 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to improve and embellish various recreational facilities in the Town; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$539,880; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$539,880 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING the issuance of \$539,880 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized is

fifteen (15) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose or purposes for which said bonds are authorized; and the proposed maturity of said \$539,880 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

Dated: February 16, 1993  
PUBLISH: FEBRUARY 18, 1993

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

} ss.

..... Melissa Gugliuzza ....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks:  
first publication ..... February 18, 1993 ..... ;  
last publication ..... February 18, 1993 ..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

18th

Sworn to before me this .....

day of February ....., 1993....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

MEETING NO. 4  
February 16, 1993

Item No. 3G Bond Resolution: Reconstruction & Construction of Improvements to  
Various Town Buildings

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE

7

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

February 16, 1993

\*

\*

\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock p.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor,;  
and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard Moleski, Town Clerk  
James J. Kiristis, Town Attorney

\*

\*

\*

Councilman Blachowski offered the following resolution  
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING THE PARTIAL RECONSTRUCTION AND  
CONSTRUCTION OF IMPROVEMENTS TO VARIOUS TOWN  
BUILDINGS, STATING THE ESTIMATED MAXIMUM COST  
THEREOF IS \$845,106, APPROPRIATING SAID AMOUNT  
THEREFOR, AND AUTHORIZING THE ISSUANCE OF  
\$845,106 SERIAL BONDS OF SAID TOWN TO FINANCE  
SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
partially reconstruct and construct improvements to various Town  
buildings, including partial reconstruction of roofs, replacement  
of windows and doors, improvements to heating, ventilating, and  
air conditioning systems, installation of energy monitoring  
systems, and replacement of garage doors. The estimated maximum  
cost thereof, including preliminary costs and costs incidental  
thereto and to the financing thereof, is \$845,106 and said amount  
is hereby appropriated therefor. The plan of financing includes  
the issuance of \$845,106 serial bonds of the Town to finance said  
appropriation, and the levy and collection of taxes on all the  
taxable real property in the Town to pay the principal of said

bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$845,106 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The existing buildings are of Class "A" construction as defined by Section 11.00 a. 11. (a) of the Law, and the period of probable usefulness applicable to the purpose for which said \$845,106 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 12. (a) (1) of the Law, is twenty (20) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation

of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication,  
or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Rogowski and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

Councilman Blachowski offered the following resolution and  
moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK,  
HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga,  
shall within ten (10) days after the adoption of this resolution  
cause to be published, in full, in the "CHEEKTOWAGA TIMES," a  
newspaper published in Cheektowaga, New York, having a general  
circulation within said Town and hereby designated the official  
newspaper of the Town for such publication and posted on the sign  
board of the Town maintained pursuant to the Town Law, a Notice  
in substantially the following form:



TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and construction of improvements to various Town buildings, stating the estimated maximum cost thereof is \$845,106, appropriating said amount therefor, and authorizing the issuance of \$845,106 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and construct improvements to various Town buildings, including partial reconstruction of roofs, replacement of windows and doors, improvements to heating, ventilating, and air conditioning systems, installation of energy monitoring systems, and replacement of garage doors; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$845,106; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$845,106 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$845,106 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which bonds are authorized is twenty (20) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$845,106 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

\*

\*

\*

The adoption of the foregoing resolution was seconded by  
Councilman Rogowski and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

CERTIFICATE

I, RICHARD MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

  
Town Clerk

(SEAL)

STATE OF NEW YORK )  
                              : ss.:  
COUNTY OF ERIE        )

RICHARD MOLESKI, being duly sworn, deposes and says:

That he is and at all times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, State of New York;

That on February 17<sup>th</sup>, 1993, he has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on February 16, 1993, a copy of which is annexed hereto and made a part hereof on the sign board of the Town maintained pursuant to the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jean A. Rosenberry  
Notary Public, State of New York

JEAN A. ROSENBERRY  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
My Commission Expires Nov. 30, 1994

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and construction of improvements to various Town buildings, stating the estimated maximum cost thereof is \$845,106, appropriating said amount therefor, and authorizing the issuance of \$845,106 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and construct improvements to various Town buildings, including partial reconstruction of roofs, replacement of windows and doors, improvements to heating, ventilating, and air conditioning systems, installation of energy monitoring systems, and replacement of garage doors; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$845,106; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$845,106 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$845,106 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which bonds are authorized is twenty (20) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$845,106 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk



LEGAL NOTICE

TOWN OF CHEEKTOWAGA, NEW YORK  
PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and construction of improvements to various Town buildings, stating the estimated maximum cost thereof is \$845,106 appropriating said amount therefor, and authorizing the issuance of \$845,106 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and construct improvements to various Town buildings, including partial reconstruction of roofs, replacement of windows and doors, improvements to heating, ventilating, and air conditioning systems, installation of energy monitoring systems, and replacement of garage doors; and STATING the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$845,106; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$845,106 serial bonds of the Town to finance said appropriation; and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$845,106 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which bonds are authorized is twenty (20) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$845,106 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

DATED: FEBRUARY 16, 1993 -  
PUBLISH: FEBRUARY 18, 1993

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

ss.

..... Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication..... February 18, 1993..... ;  
last publication..... February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

18th

Sworn to before me this .....

day of ..... February....., 19.93.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93 2

**LEGAL NOTICE**

**TOWN OF CHEEKTOWAGA,  
NEW YORK**

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the partial reconstruction and construction of improvements to various Town buildings, stating the estimated maximum cost thereof is \$845,106 appropriating said amount therefor, and authorizing the issuance of \$845,106 serial bonds of said Town to finance said appropriation."

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

**FIRST: AUTHORIZING** said Town to partially reconstruct and construct improvements to various Town buildings, including partial reconstruction of roofs, replacement of windows and doors, improvements to heating, ventilating, and air conditioning systems, installation of energy monitoring systems, and replacement of garage doors; and **STATING** the estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$845,106; **APPROPRIATING** said amount therefor; **STATING** the plan of financing includes the issuance of \$845,106 serial bonds of the Town to finance said appropriation; and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

**SECOND: AUTHORIZING** the issuance of \$845,106 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

**THIRD: DETERMINING** and **STATING** the period of probable usefulness applicable to the purpose for which bonds are authorized is twenty (20) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$845,106 serial bonds will exceed five (5) years;

**FOURTH: DETERMINING** that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and **PLEDGING** to their payment the faith and credit of the Town;

**FIFTH: DELEGATING** to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

**SIXTH: DETERMINING** that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

DATED: FEBRUARY 16, 1993  
PUBLISH: FEBRUARY 18, 1993

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

..... Melissa Gugliuzza ....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks:  
first publication..... February 18, 1993 ..... ;  
last publication..... February 18, 1993 ..... ;  
and that no more than six days intervened be-  
tween publications.

*Miss Melissa Gugliuzza*  
.....

Sworn to before me this ..... 18th

day of ..... February ..... , 19.93....

*Margaret J. Bourdette*  
.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93 **3**

MEETING NO. 4  
February 16, 1993

Item No. 3H Bond Resolution: Acquisition of Various Vehicles, Equipment,  
Machinery & Apparatus

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

February 16, 1993

\*

\*

\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor; and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard M. Moleski, Town Clerk  
James Kirisits, Town Attorney

\*

\*

\*

Councilman Rogowski offered the following resolution  
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING THE ACQUISITION OF VARIOUS  
VEHICLES, EQUIPMENT, MACHINERY AND APPARATUS  
FOR USE BY THE TOWN, STATING THE ESTIMATED  
TOTAL COST THEREOF IS \$726,805, APPROPRIATING  
SAID AMOUNT THEREFOR, AND AUTHORIZING THE  
ISSUANCE OF \$726,805 SERIAL BONDS OF SAID TOWN  
TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
purchase: (a) various vehicles for use by the Town at the  
estimated maximum cost of \$260,035; (b) various equipment,  
machinery and apparatus for use by said Town, at the estimated  
maximum cost of \$419,370; and (c) semi-automatic pistols and body  
armor for use by the Town Police Department at the estimated  
maximum cost of \$47,400. The estimated total cost thereof,  
including preliminary costs and costs incidental thereto and to  
the financing thereof, is \$726,805 and said amount is hereby  
appropriated therefor. The plan of financing includes the  
issuance of serial bonds of the Town in the aggregate principal  
amount of \$726,805 to finance said appropriation, and the levy

and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the aggregate principal amount of \$726,805, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose referred to in Section 1(a) of this resolution and for which \$260,035 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 28 of the Law, is five (5) years.

(b) The period of probable usefulness applicable to the purpose referred to in Section 1(b) of this resolution and for which \$419,370 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

(c) The period of probable usefulness applicable to the purpose referred to in Section 1(c) of this resolution and for which \$47,400 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 86 of the Law, is five (5) years.

(d) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may

be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(e) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution, and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond

anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "CHEEKTOWAGA TIMES," a newspaper published in Cheektowaga, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

\* \* \*



The adoption of the foregoing resolution was seconded by  
Councilman Blachowski and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

(SEAL)

  
Town Clerk

**LEGAL NOTICE**

**BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED FEBRUARY 16, 1993, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES, EQUIPMENT, MACHINERY AND APPARATUS FOR USE BY THE TOWN, STATING THE ESTIMATED TOTAL COST THEREOF IS \$726,805, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$726,805 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.**

**THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES** (by the favorable vote of not less than two-thirds of all the members of said Town Board) **AS FOLLOWS:**

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called "Town"), is hereby authorized to purchase: (a) various vehicles for use by the Town at the estimated maximum cost of \$260,035; (b) various equipment, machinery and apparatus for use by said Town, at the estimated maximum cost of \$419,370; and (c) semi-automatic pistols and body armor for use by the Town Police Department at the estimated maximum cost of \$47,400. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$726,805 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of serial bonds of the Town in the aggregate principal amount of \$726,805 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the aggregate principal amount of \$726,805, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

• turn to page 16

(a) The period of probable usefulness applicable to the purpose referred to in Section 1(a) of this resolution and for which \$260,035 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 28 of the Law, is five (5) years.

(b) The period of probable usefulness applicable to the purpose referred to in Section 1(b) of this resolution and for which \$419,370 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

(c) The period of probable usefulness applicable to the purpose referred to in Section 1(c) of this resolution and for which \$47,400 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 86 of the Law, is five (5) years.

(d) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(e) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative

to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "CHEEKTOWAGA TIMES," a newspaper published in Cheektowaga, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

**NOTICE**

The resolution published herewith has been adopted on the 16th day of February, 1993, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CHEEKTOWAGA, in the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

Richard M. Moleski  
Town Clerk

**PUBLISH: FEBRUARY 18, 1993**

204  
80.58

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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
.....of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks;  
first publication.....February 18, 1993..... ;  
last publication.....February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*  
.....

Sworn to before me this .....<sup>18th</sup>.....

day of .....February....., 19<sup>93</sup>....

*Margaret J. Bourdette*  
.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9<sup>3</sup>

**LEGAL NOTICE**

**BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED FEBRUARY 16, 1993, AUTHORIZING THE ACQUISITION OF VARIOUS VEHICLES, EQUIPMENT, MACHINERY AND APPARATUS FOR USE BY THE TOWN, STATING THE ESTIMATED TOTAL COST THEREOF IS \$726,805, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$726,805 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.**

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called "Town"), is hereby authorized to purchase: (a) various vehicles for use by the Town at the estimated maximum cost of \$260,035; (b) various equipment, machinery and apparatus for use by said Town, at the estimated maximum cost of \$419,370; and (c) semi-automatic pistols and body armor for use by the Town Police Department at the estimated maximum cost of \$47,400. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$726,805 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of serial bonds of the Town in the aggregate principal amount of \$726,805 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the aggregate principal amount of \$726,805, are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

• turn to page 16

(a) The period of probable usefulness applicable to the purpose referred to in Section 1(a) of this resolution and for which \$260,035 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 28 of the Law, is five (5) years.

(b) The period of probable usefulness applicable to the purpose referred to in Section 1(b) of this resolution and for which \$419,370 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

(c) The period of probable usefulness applicable to the purpose referred to in Section 1(c) of this resolution and for which \$47,400 of the serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 86 of the Law, is five (5) years.

(d) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(e) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative

to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "CHEEKTOWAGA TIMES," a newspaper published in Cheektowaga, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

**NOTICE**

The resolution published herewith has been adopted on the 16th day of February, 1993, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CHEEKTOWAGA, in the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

Richard M. Moleski  
Town Clerk

PUBLISH: FEBRUARY 18, 1993

204  
80.58

MEETING NO. 4  
February 16, 1993

Item No. 3I Bond Resolution: Preparation of Preliminary Plans, Specifications,  
and Estimates for Planning of Future Capital Improvements

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

February 16, 1993

\* \* \*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock p.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor; and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard M. Moleski, Town Clerk  
James Kirisits, Town Attorney

\* \* \*

Councilman Johnson offered the following resolution  
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING PREPARATION OF PRELIMINARY PLANS,  
SPECIFICATIONS AND ESTIMATES NECESSARY FOR  
PLANNING OF FUTURE CAPITAL IMPROVEMENTS,  
STATING THE ESTIMATED MAXIMUM COST THEREOF IS  
\$363,300, APPROPRIATING SAID AMOUNT THEREFOR,  
AND AUTHORIZING THE ISSUANCE OF \$363,300  
SERIAL BONDS OF SAID TOWN TO FINANCE SAID  
APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
prepare, pursuant to Section 99-d of the General Municipal Law,  
surveys, preliminary plans and detailed plans, specifications and  
estimates necessary for planning of various capital improvements  
which may be undertaken in the future, in the Town, including a  
proposed composting facility, proposed sewer pump station, open  
space management, future Town buildings, flood maps, aerial  
photography and drainage and sewer districts. The  
estimated maximum cost thereof, including preliminary costs  
and costs incidental thereto and to the financing thereof,  
is \$363,300 and said amount is hereby appropriated therefor.  
The plan of financing includes the



issuance of serial bonds of the Town in the aggregate principal amount of \$363,300 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the aggregate principal amount of \$363,300 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which said \$363,300 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 62. (a) of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "CHEEKTOWAGA TIMES," a newspaper published in Cheektowaga, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Rogowski and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

*Richard M. Moleski*  
Town Clerk

(SEAL)

LEGAL NOTICE

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED FEBRUARY 16, 1993, AUTHORIZING PREPARATION OF PRELIMINARY PLANS, SPECIFICATIONS AND ESTIMATES NECESSARY FOR PLANNING OF FUTURE CAPITAL IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$363,300, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$363,300 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called "Town"), is hereby authorized to prepare, pursuant to Section 99-d of the General Municipal Law, surveys, preliminary plans and detailed plans, specifications and estimates necessary for planning of various capital improvements which may be undertaken in the future, in the Town, including a proposed composting facility, proposed sewer pump station, open space management, future Town buildings, flood maps, aerial photography and drainage and sewer districts. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$363,300 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of serial bonds of the Town in the aggregate principal amount of \$363,300 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the aggregate principal amount of \$363,300 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which said \$363,300 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 62. (a) of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond antici-

ipation notes, are hereby delegated to the supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "CHEEKTOWAGA TIMES," a newspaper published in Cheektowaga, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

NOTICE

The resolution published herewith has been adopted on the 16th day of February, 1993, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CHEEKTOWAGA, in the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Richard Moleski  
Town Clerk

PUBLISH: FEBRUARY 18, 1993

18  
74.26

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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....clerk.....of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication.....February 18, 1993..... ;  
last publication.....February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

.....*Melissa Gugliuzza*.....

Sworn to before me this .....<sup>18th</sup>.....

day of .....February....., 19.93....

.....*Margaret J. Bourdette*.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9 3

## LEGAL NOTICE

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED FEBRUARY 16, 1993, AUTHORIZING PREPARATION OF PRELIMINARY PLANS, SPECIFICATIONS AND ESTIMATES NECESSARY FOR PLANNING OF FUTURE CAPITAL IMPROVEMENTS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$363,300, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$363,300 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called "Town"), is hereby authorized to prepare, pursuant to Section 99-d of the General Municipal Law, surveys, preliminary plans and detailed plans, specifications and estimates necessary for planning of various capital improvements which may be undertaken in the future, in the Town, including a proposed composting facility, proposed sewer pump station, open space management, future Town buildings, flood maps, aerial photography and drainage and sewer districts. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is \$363,300 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of serial bonds of the Town in the aggregate principal amount of \$363,300 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the aggregate principal amount of \$363,300 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which said \$363,300 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 62. (a) of the Law, is five (5) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond antici-

tion notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the Town Clerk is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §21.00 of the Law in the "CHEEKTOWAGA TIMES," a newspaper published in Cheektowaga, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

### NOTICE

The resolution published herewith has been adopted on the 16th day of February, 1993, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CHEEKTOWAGA, in the County of Erie, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice, or such obligations were authorized in violation of the provisions of the constitution.

Richard Moleski  
Town Clerk

PUBLISH: FEBRUARY 18, 1993

174  
7-26



MEETING NO. 4  
February 16, 1993

Item No. 3J Bond Resolution: Purchase of Traffic Signs

\* SEE NEXT PAGES FOR ATTACHMENTS

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York  
February 16, 1993

\*

\*

\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, Broadway and Union Road, Cheektowaga, New York, on February 16, 1993 at 7:30 o'clock P.M. (Prevailing Time).

There were present: Hon. Frank E. Swiatek, Supervisor,;  
and

Councilmen: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard Moleski, Town Clerk  
James J. Kiristis, Town Attorney

\*

\*

\*

Councilman Jaworowicz offered the following resolution  
and moved its adoption:

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,  
NEW YORK, ADOPTED FEBRUARY 16, 1993,  
AUTHORIZING THE PURCHASE OF TRAFFIC SIGNALS,  
STATING THE ESTIMATED MAXIMUM COST THEREOF IS  
\$36,000, APPROPRIATING SAID AMOUNT THEREFOR,  
AND AUTHORIZING THE ISSUANCE OF \$36,000 SERIAL  
BONDS OF SAID TOWN TO FINANCE SAID  
APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY  
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of  
Erie, New York (herein called "Town"), is hereby authorized to  
purchase traffic signals for use by the Town. The estimated  
maximum cost of said specific object or purpose, including  
preliminary costs and costs incidental thereto and to the  
financing thereof, is \$36,000 and said amount is hereby  
appropriated therefor. The plan of financing includes the  
issuance of \$36,000 serial bonds of the Town to finance said  
appropriation, and the levy and collection of taxes on all the  
taxable real property in the Town to pay the principal of said  
bonds and the interest thereon as the same shall become due and  
payable.

Section 2. Serial bonds of the Town in the principal  
amount of \$36,000 are hereby authorized to be issued pursuant to

the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of said specific object or purpose for which said \$36,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 72. (a) of the Law, is twenty (20) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within

the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to permissive referendum.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Johnson and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

Councilman Jaworowicz offered the following resolution and  
moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK,  
HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of said Town of Cheektowaga,  
shall within ten (10) days after the adoption of this resolution  
cause to be published, in full, in the "CHEEKTOWAGA TIMES," a  
newspaper published in Cheektowaga, New York, having a general  
circulation within said Town and hereby designated the official  
newspaper of the Town for such publication and posted on the sign  
board of the Town maintained pursuant to the Town Law, a Notice  
in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the purchase of traffic signals, stating the estimated maximum cost thereof is \$36,000, appropriating said amount therefor, and authorizing the issuance of \$36,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to purchase traffic signals for use by the Town; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$36,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$36,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$36,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is twenty (20) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$36,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;



FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

Section 2. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 3. This resolution shall take effect immediately.

\*

\*

\*

The adoption of the foregoing resolution was seconded by  
Councilman Johnson and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

STATE OF NEW YORK )  
                                  : ss.:  
COUNTY OF ERIE        )

RICHARD MOLESKI, being duly sworn, deposes and says:

That he is and at all times hereinafter mentioned he was the duly elected, qualified and acting Town Clerk of the Town of Cheektowaga, State of New York;

That on February 11<sup>th</sup>, 1993, he has caused to be conspicuously posted and fastened up a Notice setting forth an abstract of the bond resolution duly adopted by the Town Board on February 16, 1993, a copy of which is annexed hereto and made a part hereof on the sign board of the Town maintained pursuant to the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jan A. Rosenberg  
Notary Public, State of New York

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted a bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the purchase of traffic signals, stating the estimated maximum cost thereof is \$36,000, appropriating said amount therefor, and authorizing the issuance of \$36,000 serial bonds of said Town to finance said appropriation,"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to purchase traffic signals for use by the Town; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$36,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$36,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$36,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is twenty (20) years; the proceeds of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$36,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: February 16, 1993

Richard Moleski  
Town Clerk

The adoption of the foregoing resolution was seconded by  
Councilman Johnson and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*\*\*

CERTIFICATE

I, RICHARD MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town of Cheektowaga duly called and held on February 16, 1993, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town of Cheektowaga this 16th day of February, 1993.

  
TOWN CLERK

(SEAL)



LEGAL NOTICE

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on February 16, 1993, the Town Board of the Town of Cheektowaga, New York, adopted the bond resolution entitled:

"Bond resolution of the Town of Cheektowaga, New York, adopted February 16, 1993, authorizing the purchase of traffic signals, stating the estimated maximum cost thereof is \$36,000, appropriating said amount therefor, and authorizing the issuance of \$36,000 serial bonds of said Town to finance said appropriation"

an abstract of which bond resolution concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING said Town to purchase traffic signals for use by the Town; and STATING the estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$36,000; APPROPRIATING said amount therefor; STATING the plan of financing includes the issuance of \$36,000 serial bonds of the Town to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of \$36,000 serial bonds of the Town pursuant to the Local Finance Law of the State of New York (the "Law") to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness of the specific object or purpose is twenty (20) years; the proceeds

of said bonds may be applied to reimburse the Town for expenditures made after the effective date of said bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$36,000 serial bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

Richard Moleski  
Town Clerk

DATED: February 16, 1993

PUBLISH: FEBRUARY 18, 1993

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

ss.

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks;  
first publication..... February 18, 1993..... ;  
last publication..... February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

18th

Sworn to before me this .....

day of ..... February ....., 19<sup>93</sup>.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**

**TOWN OF CHEEKTOWAGA,  
NEW YORK**  
PLEASE TAKE NOTICE that on  
February 16, 1993, the Town Board of  
the Town of Cheektowaga, New York,  
adopted the bond resolution entitled:

"Bond resolution of the Town of  
Cheektowaga, New York, adopted  
February 16, 1993, authorizing the  
purchase of traffic signals, stating the  
estimated maximum cost thereof is  
\$36,000, appropriating said amount  
therefor, and authorizing the issuance  
of \$36,000 serial bonds of said Town  
to finance said appropriation"

an abstract of which bond resolution  
concisely stating the purpose and ef-  
fect thereof, is as follows:

**FIRST:** AUTHORIZING said  
Town to purchase traffic signals for  
use by the Town; and STATING the  
estimated maximum cost of said spe-  
cific object or purpose, including pre-  
liminary costs and costs incidental  
thereto and to the financing thereof, is  
\$36,000; **APPROPRIATING** said  
amount therefor; **STATING** the plan  
of financing includes the issuance of  
\$36,000 serial bonds of the Town to  
finance said appropriation, and the  
levy of a tax upon all the taxable real  
property within the Town to pay the  
principal of said bonds and interest  
thereon;

**SECOND:** AUTHORIZING the  
issuance of \$36,000 serial bonds of the  
Town pursuant to the Local Finance  
Law of the State of New York (the  
"Law") to finance said appropriation;

**THIRD:** DETERMINING and  
STATING the period of probable use-  
fulness of the specific object or pur-  
pose is twenty (20) years; the proceeds

of said bonds may be applied to reim-  
burse the Town for expenditures made  
after the effective date of said bond  
resolution for the purpose for which  
said bonds are authorized; and the  
proposed maturity of said \$36,000  
serial bonds will exceed five (5) years;

**FOURTH:** DETERMINING that  
said bonds and any bond anticipation  
notes issued in anticipation of said  
bonds and the renewals of said bond  
anticipation notes shall be general  
obligations of the Town and PLEDG-  
ING to their payment the faith and  
credit of the Town;

**FIFTH:** DELEGATING to the  
Supervisor the powers and duties as to  
the issuance of said bonds and any  
bond anticipation notes issued in an-  
ticipation of said bonds, or the renew-  
als thereof; and

**SIXTH:** DETERMINING that the  
bond resolution is subject to a permis-  
sive referendum.

Richard Moleski  
Town Clerk

DATED: February 16, 1993

PUBLISH: FEBRUARY 18, 1993

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

..... Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks;  
first publication ..... February 18, 1993 ..... ;  
last publication ..... February 18, 1993 ..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

Sworn to before me this .....  
18th  
day of ..... February ..... , 19<sup>93</sup>.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

Item No. 4 Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, sealed bid proposals for Office Reconstruction at the Alexander Community Center were received by the Town Clerk on February 16, 1993 at a meeting held for said purpose, AND

WHEREAS, said Office Reconstruction is for the relocation of the Community Development Department, AND

WHEREAS, Scaffidi & Moore Architects has reviewed all bid proposals for compliance with the terms of the projects plans and specifications, AND

WHEREAS, Scaffidi & Moore Architects has recommended Williams Trucking Co., 31 Prospect Place, Buffalo, N.Y. 14201 as being the lowest responsible bidder for Office Reconstruction at the Alexander Community Center, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards the contract for Office Reconstruction at the Alexander Community Center in the amount of \$36,590.00 to William Trucking Company, 31 Prospect Place, Buffalo, NY 14201 and rejects ALT BID No. 1, 2 and 3, AND

BE IT FURTHER RESOLVED, that funds for said action are available from Capital Improvement Account #5301-7110-3710.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Solecki, Rogowski,  
Blachowski and Johnson  
NAYES: 0  
ABSENT: Councilman Gabryszak

Item No. 5A Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, maximum use of the existing storm sewer system can only be accomplished by a storm sewer cleaning system, AND

WHEREAS, the Town Engineering Department is requesting that storm sewer cleaning work be contracted in order to fully utilize the existing Town Storm sewer system, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of all tools, equipment, labor and appurtenances for storm sewer cleaning work for the year of 1993, in accordance with specifications prepared by the Town of Cheektowaga Engineering Department, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 1st day of March, 1993 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 Board of the Town of Cheektowaga on March 1, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for storm sewer cleaning work in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Storm Sewer Cleaning Work", 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.

Item No. 5A continued

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: February 16, 1993

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

AFFIDAVIT - NEXT PAGE

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

**LEGAL NOTICE-  
 NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 1, 1993 at 11:00 a.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for storm sewer cleaning work in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Storm Sewer Cleaning Work" 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.

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 Moleski  
 Town Clerk

Dated: February 16, 1993

**PUBLISH: FEBRUARY 18, 1993**

.....Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 clerk  
 ..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup> weeks:  
 first publication.....February 18, 1993..... ;  
 last publication.....February 18, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

*Melissa Gugliuzza*

18th

Sworn to before me this .....

day of February ....., 19.93....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

7

**LEGAL NOTICE  
NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 1, 1993 at 11:00 a.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for storm sewer cleaning work in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Storm Sewer Cleaning Work" 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.

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 Moleski  
Town Clerk

Dated: February 16, 1993  
PUBLISH: FEBRUARY 18, 1993

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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup> weeks:  
first publication..... February 18, 1993..... ;  
last publication..... February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*  
.....

Sworn to before me this .....  
18th  
day of ..... February....., 19.93....

*Margaret J. Bourdette*  
.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

Item No. 5B Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, maximum use of the existing storm sewer system can only be accomplished by televising the storm sewer system, AND

WHEREAS, the Town Engineering Department is requesting that storm sewer televising work be contracted in order to fully utilize the existing Town storm sewer system, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is directed to publish a Notice to Bidders for the furnishing of all tools, equipment, labor and appurtenances for storm sewer televising work for the year of 1993, in accordance with specifications prepared by the Town of Cheektowaga Engineering Department, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 1st day of March, 1993 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 Board of the Town of Cheektowaga on March 1, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for Storm Sewer Televising Work in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Storm Televising Work" 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.

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: February 16, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0

AFFIDAVIT - NEXT PAGE

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

LEGAL NOTICE  
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 1, 1993 at 11:00 a.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, NY, for Storm Sewer Televising Work in the Town of Cheektowaga.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town. Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Storm Televising Work" 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.

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 Moleski  
Town Clerk

Dated: February 16, 1993  
PUBLISH: FEBRUARY 18, 1993

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....clerk..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication.....February 18, 1993..... ;  
last publication.....February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*  
.....

Sworn to before me this .....18th.....

day of .....February....., 19.93....

*Margaret J. Bourdette*  
.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93



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

**LEGAL NOTICE  
 NOTICE TO BIDDERS**

Scaled proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 1, 1993 at 11:00 a.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, NY, for Storm Sewer Televising Work in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Storm Televising Work" 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.

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 Moleski  
 Town Clerk  
 Dated: February 16, 1993  
 PUBLISH: FEBRUARY 18, 1993

.....Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 clerk  
 ..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication.....February 18, 1993..... ;  
 last publication.....February 18, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

*Melissa Gugliuzza*

Sworn to before me this .....  
 18th  
 day of .....February....., 19<sup>93</sup>....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

Item No. 5C Motion by Councilman Rogowski Seconded by Councilman Johnson

WHEREAS, it is in order that bids be advertised to cover the purchase of traffic control signs, street name signs and brackets for the 1993 calendar year, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the purchase of traffic control signs, street name signs and brackets, said notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 1st day of March, 1993 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 1, 1993 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of traffic control signs, street name signs and brackets for the 1993 calendar year.

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: February 16, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0

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

**LEGAL NOTICE  
 NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 1, 1993 at 11:00 a.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of traffic control signs, street name signs and brackets for the 1993 calendar year.

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 Moleski  
 Town Clerk

DATED: February 16, 1993  
 PUBLISH: FEBRUARY 18, 1993

.....Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 clerk  
 .....of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication.....February 18, 1993.....;  
 last publication.....February 18, 1993.....;  
 and that no more than six days intervened be-  
 tween publications.

.....Melissa Gugliuzza.....

18th

Sworn to before me this .....

day of .....February....., 19.93....

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93 3

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

.....Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 ..... clerk  
 ..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication..... February 18, 1993..... ;  
 last publication..... February 18, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

**LEGAL NOTICE  
 NOTICE TO BIDDERS**

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 1, 1993 at 11:00 a.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of traffic control signs, street name signs and brackets for the 1993 calendar year.

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 Moleski  
 Town Clerk

DATED: February 16, 1993  
 PUBLISH: FEBRUARY 18, 1993

.....Melissa Gugliuzza.....

Sworn to before me this ..... 18th  
 day of ..... February....., 19.93....

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

Item No. 6 Motion by Councilman Johnson Seconded by Councilman Solecki

WHEREAS, this Town Board held a public hearing on February 16, 1993 at 7:30 P.M. to consider the advisability of adoption of proposed amendments to Chapter 76 of the code of the Town of Cheektowaga (Vehicle and Traffic) said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1.

That this Town Board determine that it is in the public interest to adopt the following amendments to Chapter 76 of the Code of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

ARTICLE X

Parking, Standing and Stopping

Section 76-102. Parking prohibited in designated locations:

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime

JEAN TERRACE east side from the south curbline of Matthew Lane to the terminus

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime

JEAN TERRACE east side from the south curbline of Matthew Lane southerly, westerly and northerly around the cul-de-sac to the end of the cul-de-sac.

MARC LANE east side from the south curbline of Kenville Road southerly to its end.

Section 2. Time to take effect.

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

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

Section 3. Territorial Application

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

Section 4. Publication.

That these amendments to Chapter 76 of the Code of the Town of Cheektowaga shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES, a newspaper published in this Town and affidavits of such publication shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of said amendments specifying the date of adoption thereof.

Item No. 6 continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

AFFIDAVIT - NEXT PAGE

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

**Section 2. Time to take effect.**

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

**Section 3. Territorial Application**

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

**Section 4. Publication.**

That these amendments to Chapter 76 of the Code of the Town of Cheektowaga shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES a newspaper published in this Town and affidavits of such publication shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of said amendments specifying the date of adoption thereof.

Upon roll call....  
 Supervisor Swiatek, Voting AYE  
 Councilman Jaworowicz, Voting AYE  
 Councilman Gabryszak, Voting AYE  
 Councilman Solecki, Voting AYE  
 Councilman Rogowski, Voting AYE  
 Councilman Blachowski, Voting AYE  
 Councilman Johnson, 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 February 16, 1993, 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 16th day of February 1993.  
 Richard M. Moleski  
 Town Clerk  
**PUBLISH: FEBRUARY 18, 1993**

**LEGAL NOTICE**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 16th day of February, 1993 at 7:30 o'clock p.m. Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek  
 Councilman Patricia A. Jaworowicz  
 Councilman Dennis H. Gabryszak  
 Councilman Richard B. Solecki  
 Councilman William P. Rogowski  
 Councilman Jacqueline A. Blachowski  
 Councilman Thomas M. Johnson, Jr.

ABSENT: 0

Motion by Councilman Johnson seconded by Councilman Solecki

WHEREAS, this Town Board held a public hearing on February 16, 1993 at 7:30 P.M. to consider the advisability of adoption of proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFOR BE IT RESOLVED as follows:

**Section 1.**

That this Town Board determine that it is in the public interest to adopt the following amendments to Chapter 76 of the Code of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

**ARTICLE X**

**PARKING, STANDING AND STOPPING**

Section 76-102. Parking prohibited in designated locations:  
 Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime.

JEAN TERRACE east side from the south curbline of Matthew Lane to the terminus.

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime

JEAN TERRACE east from the south curbline of Matthew Lane southerly, westerly and northerly around the cul-de-sac to the end of the cul-de-sac..

MARC LANE east side from the south curbline of Kenville Road southerly to its end.

Melissa Gugliuzza....., of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is clerk..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for .....<sup>1</sup> weeks: first publication..... February 18, 1993.....; last publication..... February 18, 1993.....; and that no more than six days intervened between publications.

Melissa Gugliuzza  
 18th

Sworn to before me this ..... day of February, 1993....

Margaret J. Bourdette  
 Notary public in and for Erie County, N. Y.

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....clerk..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication.....February 18, 1993..... ;  
last publication.....February 18, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

.....Melissa Gugliuzza.....  
18th

Sworn to before me this .....  
day of .....February....., 19.93....

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93



**LEGAL NOTICE**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Roads, in said Town on the 16th day of February, 1993 at 7:30 o'clock p.m. Eastern Standard Time there were:

- PRESENT: Supervisor Frank E. Swiatek  
 Councilman Patricia A. Jaworowicz  
 Councilman Dennis H. Gabryszak  
 Councilman Richard B. Solecki  
 Councilman William P. Rogowski  
 Councilman Jacqueline A. Blachowski  
 Councilman Thomas M. Johnson, Jr.
- ABSENT: 0

Motion by Councilman Johnson seconded by Councilman Solecki

WHEREAS, this Town Board held a public hearing on February 16, 1993 at 7:30 P.M. to consider the advisability of adoption of proposed amendments to Chapter 76 of the Code of the Town of Cheektowaga (Vehicle and Traffic) said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFOR BE IT RESOLVED as follows:

**Section 1.**

That this Town Board determine that it is in the public interest to adopt the following amendments to Chapter 76 of the Code of the Town of Cheektowaga, County of Erie and State of New York, and said amendments are herewith adopted and enacted:

**ARTICLE X**

**PARKING, STANDING AND STOPPING**

Section 76-102. Parking prohibited in designated locations:

Section 76-102 of the traffic ordinance shall be amended by deleting therefrom the following:

B. No parking anytime.

JEAN TERRACE east side from the south curbline of Matthew Lane to the terminus.

Section 76-102 of the traffic ordinance shall be amended by adding thereto the following:

B. No parking anytime

JEAN TERRACE east from the south curbline of Matthew Lane southerly, westerly and northerly around the cul-de-sac to the end of the cul-de-sac.

MARC LANE east side from the south curbline of Kenville Road southerly to its end.

**Section 2. Time to take effect.**

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

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

**Section 3. Territorial Application**

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

**Section 4. Publication.**

That these amendments to Chapter 76 of the Code of the Town of Cheektowaga shall be entered in the minutes of this Town Board and shall be published in the CHEEKTOWAGA TIMES a newspaper published in this Town and affidavits of such publication shall be filed with the Town Clerk and the Town Clerk shall likewise enter in the Ordinance Book a copy of said amendments specifying the date of adoption thereof.

Upon roll call....

- Supervisor Swiatek, Voting AYE  
 Councilman Jaworowicz, Voting AYE  
 Councilman Gabryszak, Voting AYE  
 Councilman Solecki, Voting AYE  
 Councilman Rogowski, Voting AYE  
 Councilman Blachowski, Voting AYE  
 Councilman Johnson, 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 February 16, 1993, 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 16th day of February 1993.

Richard M. Moleski  
 Town Clerk

PUBLISH: FEBRUARY 18, 1993

163  
64.39

Item No. 7 Motion by Councilman Johnson Seconded by Councilman Solecki

WHEREAS, Blend-All Hotel Development, Inc. (the "Developer") applied to the Town of Cheektowaga for an environmental review of its request to construct a two-story 40 room, 10,700 square foot addition to the Comfort Suites Hotel at 901 Dick Road, pursuant to the State Environmental Quality Review Act ("SEQRA"), AND

WHEREAS, there has been agreement between the involved and interested governmental agencies that the Town should act as lead agency for this project, AND

WHEREAS, the Town Board acting as lead agency, must review the recommendations and information submitted to it by the Advisory Committee and render its determination, AND

WHEREAS, the Advisory Committee, at its meeting held on September 15, 1992, recommended that this Town Board issue a Negative Declaration with respect to the proposed addition provided that the Niagara Frontier Transportation Authority ("NFTA") was satisfied with the drainage plan, AND

WHEREAS, the NFTA, by letter dated October 14, 1992 indicated no objection to the project, provided that appropriate attention is directed towards prevention of upstream flooding in a drainage ditch flowing through the site, AND

WHEREAS, the Town of Cheektowaga Engineering Department has reviewed information supplied by the developer and contacted the New York State Department of Transportation, the holder of the easement through which the drainage ditch flows and has determined the drainage to be satisfactory, AND

WHEREAS, the developer, by letter dated February 3, 1993 reaffirms the intent to pursue the purchase of New York State Department of Transportation lands North of the hotel site to provide ingress and egress to Buell Avenue, North of the Buell barrier, AND

WHEREAS, the developer made additional commitments to the Town, as stated in the attached letter dated February 5, 1993, NOW, THEREFORE, BE IT

RESOLVED, that, based on the aforementioned commitments made by the developer, this Town Board hereby determines that a Negative Declaration for the addition to the Comfort Suites Hotel be issued.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

\* See Next Pages

Chester L. Bryan, P.E.  
Town Engineer



M E M O

TO: Tom Adamczak  
Building Inspector

FROM: Bill Pugh, P.E.  
Asst. Town Engineer

DATE: November 20, 1992

RE: Proposed Comfort Suites Expansion  
901 Dick Road

NOV 23 1992

I spoke recently with Dave Barabasz of the North Erie Residency N.Y.S.D.O.T. and have been informed that the proposed piping of the drainage system within the State easement, utilizing twin 57" x 38" CMP, has been reviewed from both a hydraulic and maintenance standpoint and has been approved and a permit issued by D.O.T. The subject pipe has a capacity exceeding the downstream Dick Road crossing and a capacity far in excess of the upstream Buell Road crossing and would, therefore, not impede flow.

The development proposal and site design also provides an additional detention basin area which will limit site runoff from the expansion to pre-development flows which is consistent with the site design for the first phase and which is considered satisfactory.

WRP/mjj

cc: Chet Bryan  
Tom Johnson



NIAGARA FRONTIER TRANSPORTATION AUTHORITY

October 14, 1992

Mr. Thomas Adamzak  
Building and Inspection Office  
Cheektowaga Town Hall  
Broadway and Union Roads  
Cheektowaga, NY 14227

OCT 15 1992

Re: Comfort Suites Hotel Addition  
Project No. 92024

Dear Mr. Adamzak:

The NFTA has reviewed the additional information provided by Robert D. Alonzo of Benderson Development Company, addressing drainage issues noted in our July 15, 1992 letter. The NFTA has no objections to this project as long as appropriate attention will be directed toward the prevention of flooding in the upstream drainage areas. This is predicated on the data provided in the September 11, 1992 letter to the NFTA from Benderson Development.

If you have any questions, feel free to contact me.

Sincerely,

DAVID C. SKONEY  
Transportation Planner II

DCC/mk  
DS10-13B

cc: D. Gregory  
H. Matuszak  
W. Zmuda

Chester L. Bryan, P.E.  
Town Engineer



M E M O

TO: Tom Adamczak  
Building Inspector

FROM: Bill Pugh, P.E.  
Asst. Town Engineer

DATE: November 20, 1992

RE: Proposed Comfort Suites Expansion  
901 Dick Road

NOV 23 1992

I spoke recently with Dave Barabasz of the North Erie Residency N.Y.S.D.O.T. and have been informed that the proposed piping of the drainage system within the State easement, utilizing twin 57" x 38" CMP, has been reviewed from both a hydraulic and maintenance standpoint and has been approved and a permit issued by D.O.T. The subject pipe has a capacity exceeding the downstream Dick Road crossing and a capacity far in excess of the upstream Buell Road crossing and would, therefore, not impede flow.

The development proposal and site design also provides an additional detention basin area which will limit site runoff from the expansion to pre-development flows which is consistent with the site design for the first phase and which is considered satisfactory.

WRP/mjj

cc: Chet Bryan  
Tom Johnson

AMONG OUR TENANTS

- A & P
- Ames Department Stores
- AMC Theatres
- Applebee's
- Barnes & Noble
- BJ's Wholesale Club
- Blockbuster Video
- Brown Group
- Bugle Boy
- Builders Square
- Burlington Coat
- Chase Lincoln First Bank
- Citybank
- City Mattress
- Conagra
- Consolidated Stores
- Corning
- Cub Foods
- Dansk
- Denny's
- Dress Barn
- Drug Emporium
- Dunham's
- Dunkin' Donuts
- Eddie Bauer
- Edison Brothers Apparel
- EW. Woolworth
- Fashion Bug
- Fabri-Centers of America
- Family Dollar Stores
- Fashion Factory
- Fay's Drugs
- Federal Express
- Fleet Bank
- Food Lion
- Freddy's
- Friendly's Ice Cream
- G.H. Bass
- Gap Stores
- General Electric
- General Mills / Olive Garden
- Gitano
- Goodyear
- Hancock Fabrics
- Hills Department Stores
- Hit or Miss
- HomeStyle Buffet
- HomeBase
- Home Depot
- IBM
- Izod / Gant
- J.C. Penney
- K-Mart
- Key Bank of New York
- Kidco
- Kinney Shoe
- Kobacker Company
- Lane Bryant
- Leichters
- Levi Strauss
- Loehmann's
- London Fog
- M & T Bank
- Manufacturers Hanover
- Marine Midland Bank
- Melville
- National Auto
- Nautica
- Office Depot
- Office Max
- Old Country Buffet
- Pace Club
- Payless Shoe
- Pep-Boys
- Perkins
- Phar-Mor
- Phillips Van Heusen
- Pier 1 Imports
- Pizza Hut
- Polo / Ralph Lauren
- Ponderosa
- Price Chopper
- Reebok
- Revco
- Rite Aid
- Royal Doulton
- Sam's Wholesale Club
- Sara Lee
- Scrivner
- Sears Roebuck & Company
- Sherwin-Williams
- Shop Rite
- So-Fro Fabrics
- Sports Authority
- Staples
- Super Valu
- Taco Bell
- Tandy / Radio Shack
- Target
- Thriftway Markets
- T.J. Maxx
- Tops Markets
- Trans-World Records
- U.S. Shoe
- Video Factory
- Wal-Mart
- Walgreens

February 3, 1993

ext. 305

Town Board  
 Town of Cheektowaga  
 Cheektowaga Town Hall  
 Broadway & Union Roads  
 Cheektowaga, New York 14227

RE: **Comfort Suites Hotel**  
**901 Dick Road**  
**Cheektowaga, New York**  
**NYS DOT Property**

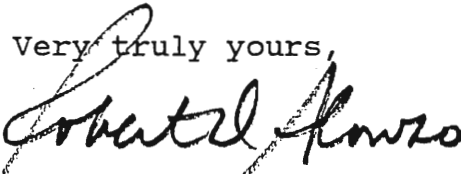
Dear Members of the Board:

This letter reaffirms our intent to actively and aggressively pursue the purchase of New York State Department of Transportation lands, north of the existing hotel, when they become available for sale.

Upon purchase of these lands, it is also our intent to provide ingress to and egress from our site directly onto Buell Avenue north of the Buell barrier and to provide more parking for the existing hotel and proposed addition.

If you should have any questions, please do not hesitate to contact me.

Very truly yours,



**Robert D. Alonzo**  
 Agent  
 Blend-All Hotel Development, Inc., Buffalo

cc: R. Blum  
 T. Johnson  
 R. Marten

Alonzo:1475-0101  
 pcrda098

AMONG OUR TENANTS

A & P  
Ames Department Stores  
AMC Theatres  
Applebee's  
Barnes & Noble  
BJ's Wholesale Club  
Blockbuster Video  
Brown Group  
Bugle Boy  
Builders Square  
Burlington Coat  
Case Lincoln First Bank  
Cibank  
City Mattress  
Cragra  
Consolidated Stores  
Crowning  
Cub Foods  
Dansk  
Denny's  
Dress Barn  
Drug Emporium  
Dunham's  
Dunkin' Donuts  
Eddie Bauer  
Edison Brothers Apparel  
F.W. Woolworth  
Fashion Bug  
Fabri-Centers of America  
Family Dollar Stores  
Fashion Factory  
Fay's Drugs  
Federal Express  
Fleet Bank  
Food Lion  
Freddy's  
Friendly's Ice Cream  
G.H. Bass  
Gap Stores  
General Electric  
General Mills/Olive Garden  
Gitano  
Goodyear  
Hancock Fabrics  
Hills Department Stores  
Hit or Miss  
HomeStyle Buffet  
HomeBase  
Home Depot  
IBM  
Izod/Gant  
J.C. Penney  
K-Mart  
Key Bank of New York  
Kidco  
Kinney Shoe  
Kobacker Company  
Lane Bryant  
Lechters  
Levi Strauss  
Loehmann's  
London Fog  
& T Bank  
Manufacturers Hanover  
Marine Midland Bank  
Melville  
National Auto  
Nautica  
Office Depot  
Office Max  
Old Country Buffet  
Pace Club  
Payless Shoe  
Pep-Boys  
Perkins  
Phar-Mor  
Phillips Van Heusen  
Pier 1 Imports  
Pizza Hut  
Polo/Ralph Lauren  
Ponderosa  
Price Chopper  
Reebok  
Revco  
Rite Aid  
Royal Doulton  
Sam's Wholesale Club  
Sara Lee  
Scrivner  
Sears Roebuck & Company  
Sherwin-Williams  
Shop Rite  
So-Fro Fabrics  
Sports Authority  
Staples  
Super Valu  
Taco Bell  
Tandy/Radio Shack  
Target  
Thriftway Markets  
T.J. Maxx  
Tops Markets  
Trans-World Records  
U.S. Shoe  
Video Factory  
Wal-Mart  
Walgreens

February 5, 1993

Mr. Ron Marten  
Building Department  
Town of Cheektowaga  
Cheektowaga Town Hall  
Broadway and Union Road  
Cheektowaga, New York 14227

RE: (A) Mr. Johnson's letter of 12/18/92 to you  
(B) Mr. Matuszewski's letter of 12/16/92 to Cheektowaga  
(C) Mr. Matuszewski's letter of 8/6/92 to Cheektowaga

Dear Mr. Marten:

Pursuant to the above referenced letters, please be advised that the situation results from hotel guests not using the rear parking lot as opposed to inadequate parking. There may be times that the parking lot capacity is exceeded, but we believe that will be the exception rather than the rule.

To correct the situation, we will proceed with the following:

1. We will post "Fire Lane - No Parking" signs along the south line, and;
2. We will have our front desk advise our guests to park in the rear.

Also, please be advised that we are actively pursuing the purchase of lands north of the hotel which will give us more parking spaces.

Please advise if there are any more questions.

Very truly yours,



Robert D. Alonzo

cc: R. Blum

Alonzo:1475-0101  
pcrda077

Item No. 8 Motion by Supervisor Swiatek Seconded by Councilman Solecki  
Councilman Johnson

WHEREAS, Buffalo Airfield, Inc. is a domestic corporation with its offices and principal place of business at 4500 Clinton Street in the Town of West Seneca, New York; and

WHEREAS, Buffalo Airfield, Inc. operates, as a private owner, a public use airport at 4500 Clinton Street, West Seneca, New York, and a part of which airport is situate in the Town of Cheektowaga, New York; and

WHEREAS, Buffalo Airfield, Inc. has undertaken a project involving the engineering design for the relighting of runway 6/24, reconstruction/relocation of the parallel taxiway and obstruction removal/lighting; and

WHEREAS, the application of Buffalo Airfield, Inc. to the Federal Administration for available Federal funding for said project under the Airport Improvement Program has been approved; and

WHEREAS, the purpose of said project is the improvement of said airport; and

WHEREAS, the project has been deemed consistent with sound transportation development policy and planning concepts for New York State participation; and

WHEREAS, the Federal share of the grant amounts to \$110,583., the New York State share amounts to \$9,215. and the Sponsor's share amounts to \$3,072. for a total project cost amount of \$122,870; and

WHEREAS, it is a requirement of Transportation Law section 14-h that Buffalo Airfield, Inc.,'s application for funding of the New York State share be endorsed by a Resolution of this Board; and

WHEREAS, after due deliberation by this Board, we find that such project and the State share to be paid towards its cost are of benefit to the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga hereby formally endorses the aforesaid project by Buffalo Airfield, Inc. for purposes of Transportation Law section 14-h.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

Item No. 9 Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, Frank Dux became a Town employee on January 1, 1976, and

WHEREAS, because Mr. Dux had previously worked for the City of Buffalo, he should have been place in Tier I of the New York State and Local Employees' Retirement System, and

WHEREAS, due to an error, Mr. Dux was placed in Tier III of the New York State and Local Employees' Retirement System, and

WHEREAS, this Town Board wishes to correct this error, and the only way to correct such error is to make a Home Rule Request to the State Legislature, and

WHEREAS, Assembly Bill 2433 and Senate Bill 1371 have been introduced in the State Legislature by Assemblyman Paul Tokasz and Senator William Stachowski, which bills would allow Frank Dux to be transferred from Tier III to Tier I in the New York State and Local Employees' Retirement System, NOW, THEREFORE, BE IT



Item No. 9 continued

RESOLVED, that this Town Board hereby strongly requests the New York State Assembly and Senate to enact Assembly Bill 2433 and Senate Bill 1371 and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is authorized and directed to execute the Home Rule Request forms for the aforementioned Assembly and Senate bills, and to forward same to the Home Rule Counsels for the Assembly and Senate, and to Assemblyman Paul Tokasz and Senator William Stachowski.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0

Item No. 10A Motion by Supervisor Swiatek Seconded by Councilman Blachowski  
Councilman Johnson

WHEREAS, the Village of Depew will be celebrating the centennial anniversary of its incorporation in 1994, and

WHEREAS, individuals appointed by the Village to serve as the centennial committee have formed a not-for-profit corporation known as the Village of Depew 1994 Centennial Committee, Inc., and

WHEREAS, the Village of Depew 1994 Centennial Committee, Inc. has requested funding from the Town of Cheektowaga to be used to celebrate the combined heritage and history of the Village of Depew and Town of Cheektowaga during this centennial celebration, and

WHEREAS, the Town of Cheektowaga is authorized under Section 64 (14) of the Town Law to expend funds for publicity purposes, and

WHEREAS, the Village of Depew centennial celebrations would acknowledge and advertise the Town and its history, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement with the Village of Depew 1994 Centennial Committee, Inc., and BE IT FURTHER

RESOLVED, that moneys required pursuant to such agreement \$2,500.00, shall be appropriated from budget line item number 0100-7550-4380.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0

\* See Next Pages

AGREEMENT

This AGREEMENT, dated February 17, 1993, is made by and between the VILLAGE OF DEPEW 1994 CENTENNIAL COMMITTEE, INC., being a not-for-profit corporation formed under the laws of the State of New York, and having an office at 85 Manitou Street, Room 200, Depew, New York 14043 (hereinafter referred to as the Party of the First Part); and the TOWN OF CHEEKTOWAGA, a municipal corporation having its principal place of business at 3301 Broadway, Cheektowaga, New York (hereinafter referred to as the Party of the Second Part).

WITNESSETH:

WHEREAS, the Village of Depew, which is located partially within the corporate limits of the Town of Cheektowaga, was formed in 1894, and will be celebrating its 100th Year Anniversary in 1994, and

WHEREAS, the Village of Depew Board of Trustees, on November 2, 1992, appointed a Centennial Committee to be in charge of the various activities surrounding the celebration of the Village's centennial, and

WHEREAS, such Village of Depew Centennial Committee formally formed the Party of the First Part as a not-for-profit corporation, and

WHEREAS, the Village of Depew has allocated moneys to assist the Party of the First Part with the planning of activities for the Village's centennial celebration, and

WHEREAS, the Party of the First Part has requested financial assistance from the Party of the Second Part for the Village's centennial celebration.

THEREFORE, in consideration of the premises and mutual covenants contained in this agreement, the Party of the First Part and the Party of the Second Part hereby agree as follows:

FIRST: The Party of the First Part shall hold various activities to celebrate the centennial anniversary of the Village of Depew. Included in such activities shall be the following;

- activities which acknowledge that the Village of Depew is located partially within the corporate limits of the Town of Cheektowaga.
- activities which acknowledge the effect the Town of Cheektowaga history had upon the history of the Village of Depew.
- The Town of Cheektowaga will be mentioned in various of the brochures and literature associated with the Village of Depew centennial.
- The Town of Cheektowaga will be recognized as a sponsor of the centennial celebration.
- The Town of Cheektowaga will be mentioned as being a part of the history and culture of the Village of Depew.
- The Town of Cheektowaga and its residents and organizations will be given the opportunity to participate in and attend the various events being held (i.e., parades, arts and crafts demonstrations, cultural activities, concerts, plays).

SECOND: The Party of the Second Part will remit to the Party of the First Part the sum of Two Thousand Five Hundred and No/100 Dollars (\$2,500.00).

THIRD: The Party of the First Part shall expend the funds provided by the Party of the Second Part for activities as specified in paragraph numbered "FIRST" of this agreement.

FOURTH: Full payment shall be made by the Party of the Second Part to the Party of the First Part upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

FIFTH: The Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e.,

invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom any copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SIXTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Supervising Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.


SEVENTH: The Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

(SEAL)

TOWN OF CHEEKTOWAGA

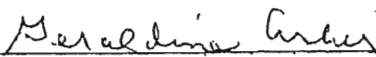
By

  
Frank E. Swiatek, Supervisor

VILLAGE OF DEPEW 1994 CENTENNIAL  
COMMITTEE, INC.

(SEAL)

By



Item No. 10B Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, the Town, in its 1993 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreements between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organizations listed below have completed and returned signed agreements and their accounting report from the 1992 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves agreements in the forms attached to this resolution, with the cultural and not-for-profit organizations listed below for the amounts listed and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreements with the following referenced cultural and not-for-profit organizations for the following respective amounts:

<u>CULTURAL/NOT-FOR-PROFIT ORGANIZATIONS</u>	<u>FUNDING APPROVED</u>
Cheektowaga Community Chorus	\$5900.00
Debonairres Drum & Baton Corps	600.00
Friends of the Woods	600.00
Cheektowaga Community Symphony Orchestra	5900.00

and BE IT FURTHER

RESOLVED, that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization out of the respective cultural group budget line item in the 1993 Town budget.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

\* SEE NEXT PAGES FOR AGREEMENTS

AGREEMENT

This AGREEMENT, dated February 17, 1993, is made by and between the CHEEKTOWAGA COMMUNITY SYMPHONY ORCHESTRA, being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Five Thousand Nine Hundred and No/100 Dollars (\$5,900.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Five Thousand Nine Hundred and No/100 Dollars (\$5,900.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

CHEEKTOWAGA COMMUNITY SYMPHONY ORCHESTRA

By Anna J. Zepkus

TOWN OF CHEEKTOWAGA

By Paul [Signature]  
Supervisor



SCHEDULE A

ACTIVITIES TO BE PERFORMED

CONCERTS FOR 1993

February 21 - Winter Concert

May 2 - Spring Concert

June 13 -Flag Day Program at Town Park

The dates have not been set for the Fall and Christmas concert since the concert season begins September 1st. Permission to use the Maryvale facilities is requested during the summer and approved by the School Board at their September meeting.

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS

ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

Rev. Michael Burzynski	Cheektowaga 14215
Rene Ciesel, Librarian	Cheektowaga 14227
Phyllis Drozd, Rec.Secretary	Cheektowaga 14225
Amedeo Duke	Cheektowaga 14215
Barbara Johnson, Treasurer	Cheek. 14225
Thomas M Johnson Jr.	Cheek. 14225
Agnes Kazmierczak	Sloan 14212
Thomas Kazmierczak	Cheektowaga 14215
Diane Koczon Vice Pres.	Cheektowaga 14215
Margaret Kology Corresp. Secretary	Cheektowaga 14206
June Kreutzer	Orchard Park 14127
Michelle Tendorf	Cheektowaga 14225
Anna S. Zephro President	Sloan 14206
Tina Viverta General Manager	,Cheektowaga 14225
Mary Moretuzzo Advisor	Cheektowaga 14225
Eve Allis Advisor	Cheektowaga Times

Thursday, February 4, 1993  
Account: CHEEK COM SYM ORCHESTRA

### TREASURER'S REPORT 1992

From: 1/1/92 To: 12/31/92

Category Description	1/1/92 - 12/31/92
BOOSTERS	3,126.00
DONATION	1,101.00
GRANTS	1,600.00
TOWN CHEEK	4,955.00
<b>TOTAL INCOME:</b>	<b>10,782.00</b>
ADMIN.	6,475.00
Dues & Publications	50.00
KEY PLAYER	1,700.00
MARKETING	852.00
Miscellaneous Exp.	228.27
OPERATING	705.60
POSTAGE	473.81
TECHNICAL	470.65
<b>TOTAL EXPENSE:</b>	<b>10,955.33</b>
<b>OVERALL TOTAL:</b>	<b>-173.33</b>

AGREEMENT

This AGREEMENT, dated Jan. 31, 1993, is made by and between the FRIENDS OF THE WOCDS, LTD., being a not-for-profit organization formed under the laws of the State of New York (hereinafter referred to as the Party of the First Part), and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part is involved with promoting conservation and educating the public (including youths) with respect to the preservation of wildlife and nature for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such promotion and education activities for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Six Hundred and No/100 Dollars (\$600.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall conduct various activities and expend moneys for purposes, as listed on the attached Schedule

A, for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Six Hundred and No/100 Dollars (\$600.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such

reasonable time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

FRIENDS OF THE WOODS, LTD.

By Michael Papero

TOWN OF CHEEKTOWAGA

By [Signature]  
Supervisor

SCHEDULE A

ACTIVITIES TO BE PERFORMED

1. Planting of trees by young people.
2. Clean up of road sides along Stiglmeier park.
3. Clean up trails in the park by our group.
4. Slide show to teach young people nature.
5. Install fenceing around tree farm in the park.

Money if allotted will be used for the following.

Insurance for the organization.

Postage.

Telephone.

Printing of material on nature.

Tree planting to be done in town.

Misc.

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS

ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

President.	Michael Papero	Cheektowaga, N.Y.
Vice Pres.	Larry Watson	Depew Cheek, N.Y.
Secretary	Virginia Pawlik	Depew Cheek. N.Y.
Treasure	Judy Catalona	CHeektowaga, N.Y.
Directors	Robert Becker	Depew Cheek N.Y.
	Douglas Watson	Depew Cheek N.Y.
	Jane Wercioch	Depew Cheek. N.Y.
	Mark Herman	Buffalo, N.Y.



AGREEMENT

This AGREEMENT, dated Feb. 8, 1993, is made by and between the CHEEKTOWAGA COMMUNITY CHORUS, being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Five Thousand Nine Hundred and No/100 Dollars (\$5,900.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Five Thousand Nine Hundred and No/100 Dollars (\$5,900.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

CHEEKTOWAGA COMMUNITY CHORUS

By Joanne Basel, President

TOWN OF CHEEKTOWAGA

By [Signature]  
Supervisor

SCHEDULE A

ACTIVITIES TO BE PERFORMED

CHEEKTOWAGA COMMUNITY CHORUS, INC EIN 16-1364543

Planned Performances - 1993 Season

March 24, 1993 Villa Music Festival

May 15, 1993 Spring Concert

July 3, 1993 Ecumenical Service

July, 1993 Cheektowaga Cultural Weekend

July, 1993 \* World University Games (application submitted)

December, 1993 \* Town Tree Lighting Service

December, 1993 \* Spirit of Sharing Dinner

December, 1993 \* Christmas Concert

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS ARE TOWN OF CHEEK

CHEEKTOWAGA COMMUNITY CHORUS, INC EIN 16-1364543  
Governing Body - 1993

Title	Name	Title	Name
President	Joanne Basil Buffalo, NY 14220	Hospitality	Edie Setlock Cheektowaga, NY
Vice-President Attendance	Susan Pelletterie Cheektowaga, NY 14206	Sunshine	Dorothy Brown Cheektowaga, NY
Treasurer	Marilyn English Cheektowaga, NY 14225	Librarian	June Baschnagel Cheektowaga, NY
Secretary Publicity	Florence Cieslik Cheektowaga, NY 14225	Historian Nominating	Peggy Marcolivio Cheektowaga, NY
Decorations	Jo LaRusso Cheektowaga, NY 14225	Programs	Frances Fischer Cheektowaga, NY
Tickets	Melanie Murawski Depew, NY 14043	Membership	Dolores Feyl Cheektowaga, NY
Men's Wardrobe Costume	Joseph G. Hoerner Cheektowaga, NY 14225	Women's Wardrob Costume	Mary Davis West Seneca, NY
Group Leaders Telephone	Yvonne Pelletterie Cheektowaga, NY 14206	Folders	Matthew Wukovit: Cheektowaga, NY

AGREEMENT

This AGREEMENT, dated 2-3-93, 1993, is made by and between the DEBONAIRES DRUM & BATON CORPS, being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Six Hundred and No/100 Dollars (\$600.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Six Hundred and No/100 Dollars (\$600.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

DEBONAIRES DRUM & BATON CORPS.

By *Robert M. Laski*

TOWN OF CHEEKTOWAGA

By *[Signature]*  
Supervisor



SCHEDULE A

ACTIVITIES TO BE PERFORMED

THE Debonaires Baton and Drum Corps represent the Town of Cheektowaga both locally and throughout Western New York.

The following are tentative dates based on last years schedule due to the fact that invitations are not available to us yet.

03-14-93 Indoor Competition Williamsville East High School, Williamsville  
02-14-93 Indoor competition Sheridan Park Recreation Center.  
02-27-93 Indoor Competition North Tonawanda High School  
05-29-93 Parade Darien Lake Pageant of Bands, Darien, N.Y.  
05-31-93 Parade Memorial Day Williamsville, N.Y.  
06-26-93 Parade West Seneca Community Days West Seneca, N.Y.  
06-26-93 Parade Marilla Fire Company Picnic, Marilla, N.Y.  
07-04-93 Parade Cheektowaga Fourth of July Celebration  
07-04-93 Parade Lancaster Fourth of July, Lancaster, N.Y.  
07-17-93 Cheektowaga Cultural Weekend Stage performance.  
07-18-93 Parade Alexander Fire Company Picnic, Alexander, N.Y.  
07-13-93 Parade Williamsville Old Home Days, Williamsville, N.Y.  
07-19-93 to  
07-24-93 Indoor Competition-World Championships, South Bend, Indiana.  
07-30-93 Parade Elba Fire Company Picnic, Elba, N.Y.  
08-00-93 Parade Wendleville Fire Company Picnic, Wendleville, N.Y.  
08-00-93 Parade Erie Count Fair Veteran's Parade, Hamburg, N.Y.  
08-28-93 Parade Wilson Fire Company Picnic, Wilson, N.Y.  
08-00-93 Parade Toyfest Parade-N.Y.-Penn Championships, East Aurora, N.Y.  
08-00-93 Indoor Competition N.Y.-Penn Championships.  
08-00-93 Performance Pilot Field Bison's Game, Buffalo, N.Y.  
09-06-93 Parade Labor Day (Cheektowaga) ? AFL-CIO  
09-11-93 Parade Peach Festival, Lewiston, N.Y.  
09-00-93 Parade Pulasli Day, Buffalo, N.Y.  
09-00-93 Parade Festival of Grapes, Silvercreek, N.Y.

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS  
ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

1993 Officers

President	:	Deborah Laski Depew, N.Y. 14043
Vice-President:		Bonnie Elliott Williamsville, N.Y. 14221
Secretary	:	Marie Barrett Cheektowaga, N.Y. 14225
Treasurer	:	Robert Barrett Cheektowaga, N.Y. 14225
Recording - Secretary	:	Cindy Hill Cheektowaga, N.Y. 14225



# DEBONAIRES



## BATON AND DRUM CORPS

1992 Town Funds \$ 500.00

Instructor fees beginning March 13, 1992, April 3 April 10, @\$35.00 ea.	May 1, May 8, May 15, May 22, May 29, June 22, June 26, 1992	\$350.00
---	---	----------

Darien Lake Tickets for Pageant of Band performance/ and ride passes for corps members.	75.00
--	-------

N.Y.- Penn Competition Entry Fees	75.00
-----------------------------------	-------

---

\$500.00



Item No. 10C Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga, based on a feasibility study conducted by the National Golf Foundation, has committed itself to the construction of an 18-hole municipal golf course in the Town, and

WHEREAS, the Town has received and evaluated various detailed proposals from prospective developers and managers of municipal golf courses, and has considered all available options for financing and constructing such golf course, and

WHEREAS, the Town desires to retain a project manager to oversee activities prior to and during construction of the golf course and support facilities, and

WHEREAS, proposals from three golf course project management firms have been reviewed by this Town Board, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby retains the services of North American Golf, Inc., 350 North LaSalle Street, Suite 720, Chicago, Illinois 60610 to act as project manager for the Cheektowaga Municipal Golf Course at a fee of \$120,000, plus expenses not to exceed \$12,000, and BE IT FURTHER

RESOLVED, that the fee for such services shall be appropriated from budget line item 5817-7140-1100, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement with North American Golf, Inc.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\* SEE NEXT PAGES

PROJECT MANAGEMENT AGREEMENT

This Agreement made as of the 17th day of February, 1993, between the Town of Cheektowaga, New York municipal corporation (hereinafter, "Owner"), and North American Golf, Inc., an Illinois corporation (hereinafter the "Project Manager").

WITNESSETH

WHEREAS, the Owner has title to approximately 158 acres of land within the Town of Cheektowaga, New York, and desires to have the subject acreage developed as a first class municipally owned 18-hole public play golf course, clubhouse, and associated facilities (the "Project"); and

WHEREAS, Project Manager is a full-service golf course development and management firm; and

WHEREAS, the Owner has determined that the Project Manager is best qualified to act as Project Manager for the Project; and

WHEREAS, the parties wish to enter into this Agreement in order to memorialize their agreements.

NOW, THEREFORE, for and in consideration of the mutual promises and covenants herein contained, Owner and Project Manager agree as follows:

CHEEKTOWAGA TOWN CLERK'S OFFICE  
BOX # 44  
NO. 56

SECTION I. DEFINITIONS.

1.01 Contract Documents shall mean the Owner-Contractor Agreement, the Conditions of the Contract (General, Supplemental, and other Conditions), the Drawings, the Specifications, and all Addenda issue prior to an all modifications issued after the execution of the Contract, the Bidding Documents, the Contractor's Bid, and any other documents specifically enumerated in the Owner-Contractor Agreement.

1.02 Contractor shall mean the entity or entities to which the Owner awards a contract or contracts to construct the Project.

1.03 Project shall mean a first class municipally owned 18-hole public play golf course, with a par of 72 and minimum yardage from the longest tees of 6,300 yards; clubhouse; maintenance facility and associated facilities, constructed within the designated acreage.

1.04 Project Cost shall mean the cost of the construction of the Project, including fees, furnishings, equipment and all items identified in the project budget attached hereto, marked as Exhibit a., but not including any increase to the cost of construction resulting from change orders that do not increase or change the Project scope.

1.05 Project Manager shall mean North American Golf, Inc., an Illinois corporation, 350 North LaSalle Street, Suite 720, Chicago, Illinois 60610.

1.06 Establishment shall mean the period between the completion of golf course condition and the opening of the course for play.

1.07 Final Acceptance shall mean the final payment of contracted amounts not in dispute and the completion of active construction on all phases of the golf facility.

## SECTION II. DESIGNATION OF PROJECT MANAGER.

2.01 Subject to the terms and conditions of this Agreement, Owner hereby designates the Project Manager as sole Project Manager of the Project, to oversee all services with respect to the design, construction, equipping, establishment and of the Project, and maintenance, management and marketing of the Project during the establishment period; and to assist Owner with respect to planning, financing and operation of the Project. This designation shall remain effective for the term of the Agreement and any extensions or renewals thereof, unless sooner terminated or provided for herein.

2.02 Project Manager accepts such appointment.

2.03 Owner and Project Manager agree reasonably to cooperate in creating, approving, and implementing all decisions and actions with respect to duties of Project Manager.

## SECTION III. TERM.

3.01 Unless terminated pursuant to the provisions below, this Agreement shall take effect on March 1, 1993 and remain in full force and effect until the earlier of May 1, 1995, or the date on which Project is fully (18 new holes in play, new clubhouse and maintenance center in use) opened to public use. Subject to all other terms and provisions of this Agreement, in the event Owner terminates this Agreement prior to the completion of the services to be provided hereunder, the fees earned and expenses incurred by Project Manager in the provision of services hereunder shall become immediately due and payable as of the date of termination, and the obligation of Owner therefore shall be a continuing one.

SECTION IV. PROJECT MANAGER'S OBLIGATIONS.

4.01 Project Manager shall provide all services authorized by Owner that are necessary to the development of the Project and shall provide those services in a professional, competent manner at the direction and to the satisfaction of Owner. In providing these services, Project Manager will have the authority to act on behalf of the Owner only to the extent provided herein and in the Contract Documents.

4.02 As part of Project Manager's obligations under Section 4.01, above, Project Manager agrees to provide the following services:

- A. Work with Owner and Owner's consultants, designees, employees and agents to define and implement the essential elements of the design concept, development agreements, and financing program.
- B. Identify and make recommendations to Owner regarding selection by Owner of members of a development team for the Project, including, but not limited to, a Golf Course Architect, Clubhouse Architect, and Engineer.
- C. Work with Owner and Owner's consultants, designees, employees and agents, to define and implement the respective roles of members of the development team and of Owner in the development and completion of the Project.
- D. Work with Owner and Owner's consultants, designees, employees and agents to identify milestones and tasks, and to assign responsibility concerning the same to members of the development team.
- E. Supervise and monitor the work of all members of the development team, including their individual and collective progression towards, and satisfaction of, Project milestones.
- F. Work with Owner and Owner's consultants, designees, employees and agents, to identify all regulatory and administrative requirements, including, but not limited to federal, state and local environmental, zoning, building, and construction requirements and undertake and accept responsibility for full and proper compliance with the same.
- G. Work with Owner and Owner's consultants, designees, employees and agents to prepare or cause to be prepared, working drawings, bid specifications, and bid documents.
- H. Assist the Owner in carrying out the competitive bid processes, including development of bid documents, review of submittals, selection of best bids and negotiation of contracts.

- I. Work with Owner and Owner's consultants, designees, employees and agents to prepare or cause to be prepared, construction budgets and schedules.
- J. Provide contract administration through on-going review and administration of contracts of development team members and other third party providers during the pre-construction and construction period.
- K. Provide construction management during the construction period by monitoring and coordinating the activities of the Contractor and development team members. At a minimum, construction management shall include:
1. Regular supervision by a qualified senior project manager who will visit the project at such intervals as are appropriate to the stage of construction, but in no event less than once each month, and who will participate in at least one Project meeting (see below) each month.
  2. Scheduling and coordinating Project coordination meetings on a regular basis, but in any event no less than once monthly.
  3. Preparing and submitting to Owner each month during the active construction period, a written status report, in a format acceptable to Owner.
  4. Such other activities as are required to assure work is being performed by Contractor in accordance with the Contract Documents and in the best interest of Owner.
- L. Perform such other technical/advisory services as may be requested by Owner and mutually agreed upon by the parties in accordance with the provisions hereof.
- M. Determine in general that the work of the Contractor is being performed in accordance with the Contract Documents, and endeavor to guard the Owner against defects and deficiencies in the work of the Contractor.
- N. Determine in general that the construction means, methods, techniques, sequences and procedures and safety precautions and programs of the Contractor are acceptable for the Project and endeavor to guard Owner against defects in this regard.
- O. Schedule and coordinate the work of all Contractors on the Project including their use of the site and keep the Contractor informed of the Project Construction Schedule to enable the Contractor to plan and perform the work properly.
- P. Review all applications for payment by the Contractor, including final payment, and assemble them with similar applications from other contractors on the



Project into a combined Project Payment Application in such form as is approved by Owner.

Q. Determine the amount owing to the Contractor and issue a Project certificate of payment in such form as is approved by Owner.

R. Make recommendations concerning all proposed change orders.

S. Supervise maintenance and management of the Project during the establishment period prior to the opening of the Project to full public use, to assure successful maturation of the golf course and associated plantings and landscaping.

T. Develop and submit for Owner's approval, marketing and maintenance plans for the Project and undertake marketing and maintenance efforts in accordance with the approved plans during the construction and establishment periods prior to the opening of the Project to full public use.

U. Assure an effective and organized transition from the establishment of the golf course to the opening of the golf course, with respect to business planning, maintenance, project completion, staffing, training, purchasing and all other necessary and appropriate pre-opening activities, in accordance with plans and budgets approved by Owner.

4.03 Project Manager shall perform all of its obligations hereunder in compliance with all laws, statues, ordinances and all rules and regulations relating hereto.

4.04 Owner shall have the right at all reasonable times to inspect the books and records of Project Manager as they relate to the project and Project Manager agrees to make said books and records available to the Owner.

#### SECTION V. OWNER'S OBLIGATIONS.

5.01 Owner has or will acquire development rights and/or title to the Project Site, and will affect demolition of any structures and improvements situated thereon, as required by the needs of the Project.

5.02 Negotiate and implement all necessary agreements relative to planning, zoning, permitting and financing of the capital costs associated with the Project, said capital costs to include the costs of building, establishing, equipping and opening all elements of the Project, including fees payable to Project Manager.

5.03 Provide Project Manager with full and accurate information regarding the requirements of the Project.

5.04 Undertake any and all studies and tests necessary to ascertain that the site is fully suitable for the project with respect to factors relating to environment, geology, archeology, easements, man-made features and any other site factors, laws or regulations that could affect the feasibility of the Project.

5.05 Subject to the receipt of acceptable quotes or bids, Owner will award a contract for construction of the Project and issue notice to proceed thereon.

5.06 Provide Project Manager with access to the Project site and the work of the Contractor.

SECTION VI. PROJECT MANAGER'S FEE AND EXPENSE REIMBURSEMENT.

6.01 In consideration of the services provided hereunder, Project Manager shall receive from Owner a Project Management Fee and a Construction Management Fee, as set forth below.

6.02 Project Management Fee. Project Manager shall receive a fee of \$90,000, payable in the following manner:

A. Five percent (5%) or \$4,500 of the Project Management Fee upon the signing of this Agreement;

B. Five percent (5%) or \$4,500 thirty (30) days after the signing of this Agreement;

C. Twenty-five percent (25%) or \$22,500 of the Project Management Fee upon issuance by Owner to Contractor of Notice to Proceed with the initial phase of construction on the golf course portion of the Project;

D. Forty-five percent (45%) or \$40,500 of the Project Management Fee during the construction period, comprising and payable in four (4) equal installments of \$10,125, the first due and payable three (3) months after issuance of Notice to Proceed, the second due and payable six (6) months after issuance of Notice to Proceed, the third due and payable nine (9) months after the issuance of the Notice to Proceed, and the fourth due and payable the earlier of twelve (12) months after issuance of Notice to Proceed; and

E. Twenty percent (20%) or \$18,000 of the Project Management Fee upon final acceptance of the Project by Owner.

6.03 Construction Management Fee. Project Manager shall receive a fee

of Thirty Dollars (\$30,000) for construction management services from the period June 1, 1993 through May 30, 1995. This fee will be paid by Owner to Project Manager in twelve (12) equal bi-monthly installments of Two Thousand Five Hundred Dollars (\$2,500.00), with the first such payment becoming due and payable June 1, 1993.

6.04 Reimbursable Expenses. Project Manager shall be reimbursed by Owner for business expenses incurred in fulfillment of this agreement, up to an expense reimbursement limit of \$3,000 for calendar year 1993, \$6,000 for calendar year 1994, and \$3,000 for calendar year 1995. Reimbursable expenses shall include travel, lodging, auto-mileage (\$.25/mile), express mailing and/or shipping, printing and reproduction and other expenses that may be approved by Owner. Reimbursement shall be made upon presentation of documentation as to the amount of expense, nature and purpose of expense, and name of person incurring the expense.

The Project Management Fee and Construction Management Fee, and authorized reimbursable expenses shall include all compensation due Project Manager for services provided hereunder, except as specifically set forth to the contrary herein.

SECTION VII. TERMINATION.

7.01 Termination by Owner for Cause. In the event of nonperformance by Project Manager or material breach of the terms of this Agreement by Project Manager, Owner shall have the right to terminate this Agreement if, after having given written notice to Project Manager thirty (30) days prior to the effective date of the termination of the existence and specific nature of the breach, and Project Manager has not cured the breach to the approval of the Owner, which approval will not be withheld unreasonably. If the breach is by its nature one which cannot be cured within thirty (30) days, Project Manager must have promptly undertaken and diligently pursued, to the satisfaction of Owner, the cure of the breach within thirty (30) days of the giving of notice of breach by the Owner. Project Manager must continue to pursue the cure of the breach, to the satisfaction of the Owner. Owner's approval will not be withheld unreasonably.

In the event Project Manager fails to cure a breach of his obligations under this Agreement, or in the event the Agreement is otherwise terminated by the Owner for cause, Project Manager shall receive compensation for services provided hereunder, but not including any costs resulting from any agreement between Project Manager and third parties for the provision of services to be provided hereunder by Project Manager.

7.02 Termination by Project Manager for Cause. In the event of a material breach of the terms of this Agreement by Owner, Project Manager shall have the right to terminate this Agreement if, after giving written notice to Owner thirty (30) days prior to the effective date of the termination of the existence and specific nature of the breach, Owner has not cured the breach. If the breach is by its nature one which cannot be cured within thirty (30) days of the giving of notice of breach by the Project Manager. Owner must continue to pursue the cure of the breach. Project Manager's approval will not be withheld unreasonably.

In the event Owner fails to cure a breach of his obligations under this Agreement, or in the event the Agreement is otherwise terminated by the Project Manager for cause, Project Manager shall receive compensation for services provided hereunder, prior to the effective date of termination.

7.03 Termination by Owner Due to Impossibility of Performance or Election Not to Proceed. In the event of the Town of Cheektowaga's failure or inability to issue or sell revenue bonds or otherwise provide an amount sufficient to pay for the costs of the project or in the event any federal, state and/or local approvals or actions necessary to the construction of the Project are not forthcoming, or are not forthcoming in a timely manner so as to allow for the development of the Project on a timetable that meets with Owner's approval, Owner shall have the right to terminate this Agreement. In the event of termination for such reason, Project Manager shall be entitled for payment for services authorized and actually performed under this Agreement, not to exceed a total payment of Thirty Thousand Dollars (\$30,000.00).

SECTION VIII. DEFAULTS AND REMEDIES IN EVENT OF DEFAULT.

8.01 The following shall constitute an event of default under this Agreement:

- a) Failure of the Project Manger to perform any of its obligations under this Agreement.
- b) Attempt to make a full or partial assignment of this Agreement without the prior written consent of Owner.

8.02 It shall be an event of default if the Owner fails to perform any of its obligations as provided for herein.

SECTION IX. ASSIGNMENT.

9.01 This Agreement may not be assigned by either party heretowith the express written agreement of the other party.

9.02 Project Manager represents and agrees that its undertakings under this Agreement are and will be used for development of the Project and no other purpose.

SECTION X. TIME IS OF THE ESSENCE/IMPOSSIBILITY OF PERFORMANCE.

10.01 Time is of the essence of this Agreement.

10.02 Notwithstanding Section 10.01, in the Event that the obligation of either party to this Agreement shall be impossible to perform by reason of an act of God, or the elements, shortage or unavailability of necessary materials, supplies, or labor, shortages or interruptions of transportation facilities, or because of applicable governmental restrictions or regulations, including zoning ordinances applicable to the premises, or any other cause beyond the affected parties' control, then in such event the time of or performance of the obligation of the parties so affected shall be extended until the termination of such cause beyond such parties' control, or if such cause should render the Project impossible pursuant to the plans and specifications approved by the Owner, the obligations of Project Manager and Owner hereunder shall terminate, all rights, title and interest of Project Manager in the Project shall terminate, and Project Manager and Owner shall bear the respective costs of their operation under and their termination of this Agreement.

SECTION XI. MISCELLANEOUS.

11.01 Modifications. This Agreement shall not be modified or changed by any oral or verbal promise by whomever made; nor shall any written modifications be binding on either party until such written modification has been approved in writing by both parties.

11.02 Severability. The unenforceability of any provisions contained in this Agreement shall not affect or impair the validity of any other provision of this Agreement.

11.03 Non-Employee Status. Project Manager is an independent contractor and shall not be considered an employee of Owner for any purpose. Project Manager shall act independently in the performance of this Agreement and shall have full control of its work manner and product.

11.04 Notices. All notices, demands, requests, consents, approvals and other communications required or permitted to be given hereunder, shall be in writing sent by certified mail, postage prepaid, return receipt requested, addressed to the party to be so notified as follows:

A. If to the Owner:

Town of Cheektowaga  
Union & Broadway Road  
Cheektowaga, New York 14227  
Attention: Mr. Frank Swiatek

B. If to the Project Manager:

North American Golf, Inc.  
350 North LaSalle Street, Suite 720  
Chicago, Illinois 60610  
Attention: Mr. Michael Rippey

Either party may at any time change the addresses for notices to such party by mailing a notice as aforesaid.

SECTION XII. INDEMNIFICATION.

12.01 Indemnification by Project Manager. Project Manager shall protect, defend, indemnify and save harmless Owner against and from any and all claims, demands, damages, liabilities, losses, costs and expenses (including but limited to attorneys fees and court costs) arising out of or in connection with Project Manager's performance of its

obligations hereunder, except to the extent that any such matter arises out of the negligence or willful misconduct of the Owner, its employees or agents.

12.02 Indemnification by Owner. Owner shall protect, defend, indemnify and save harmless Project Manager against and from any and all claims, demands, damages, liabilities, losses, costs and expenses (including but limited to attorneys fees and court costs) arising out of or in connection with Owner's performance of its obligations hereunder, except to the extent that any such matter arises out of the negligence or willful misconduct of the Project Manager, its employees or agents.

SECTION XIII. GOVERNING LAW.

This Agreement shall be construed in accordance with the laws of the State of New York.

IN WITNESS WHEREOF, THE PARTIES HERETO HAVE ENTERED INTO THIS AGREEMENT AS OF THE DATE FIRST WRITTEN ABOVE.

FOR THE OWNER:

~~TOWN OF CHESETTOWAGA~~

ATTEST:

Mil Venkataraman

[Signature]

FOR PROJECT MANAGER:

NORTH AMERICAN GOLF, INC.  
An Illinois corporation

[Signature]  
George W. Rourke, President

Item No. 10D Motion by Councilman Rogowski Seconded by Councilman Blachowski

WHEREAS, Frank Dux, a Town employee, began his service with the Town of Cheektowaga on January 1, 1976, and

WHEREAS, due to the fact that Frank Dux was an employee of the City of Buffalo prior to January 1, 1976, he should have been placed in Tier I of the New York State and Local Employees' Retirement System, but due to an error, he was placed in Tier III in such system, and

WHEREAS, under New York State law, the Town of Cheektowaga does not have the authority to change the tier status of the aforesaid Town employee, but must make a special home rule request to the State legislature to effect such change, and

WHEREAS, bills have been submitted in the State Senate and Assembly to change the tier status of Frank Dux, and the New York State and Local Employees' Retirement System has estimated that the cost to the Town will be approximately \$1400 annually and a one-time payment of \$21,000, and

WHEREAS, to offset part of this cost, Frank Dux has promised to pay the Town \$5,000 and take a two-month leave of absence from his Town job without pay, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to make the necessary home rule request to the State Legislature to change the tier status of Frank Dux, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement with Frank Dux.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\* SEE NEXT PAGES



AGREEMENT

THIS AGREEMENT made this 16th day of February, 1993, is entered into between the TOWN OF CHEEKTOWAGA, a municipal corporation, having an office for business at 3301 Broadway, Cheektowaga, New York (hereinafter referred to as the "Town"); and FRANK DUX, residing at 35 Doyle Court, Cheektowaga, New York.

WITNESSETH:

WHEREAS, Frank Dux became an employee of the Town on January 1, 1976,  
and

WHEREAS, Frank Dux was placed in Tier III of the New York State and Local Employees' Retirement System by the Town, and

WHEREAS, Frank Dux should have been placed in Tier I of the New York State and Local Employees' Retirement System, and

WHEREAS, the only way to change the retirement system tier status of Frank Dux is for the Town to enact a Home Rule Request to the State Legislature,  
and

WHEREAS, it is estimated that, should the Town enact a Home Rule Request on this matter, there will be a substantial cost to the Town, and

WHEREAS, Frank Dux has offered to reimburse the Town for part of this cost and to take other actions which will result in a savings to the Town in order to induce the Town to enact the Home Rule Request,

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties hereto agree as follows:

1. Home Rule Request. The Town will enact a Home Rule Request to the New York State Legislature to request such body to enact Assembly Bill 2433 and Senate Fill 1371, which bills would change the tier status of Frank Dux

in the New York State and Local Employees' Retirement System from Tier III to Tier I. The Town will agree with the New York State and Local Employees' Retirement System to assume all costs associated with the adoption of such bills.

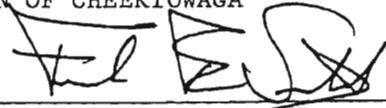
2. Responsibilities of Frank Dux. Frank Dux agrees, if Assembly Bill 2433 and Senate Bill 1371 become enacted and signed into law, to remit payment in the amount of \$5,000 to the Town. Such payment shall be made within 30 days of the adoption of such legislation.

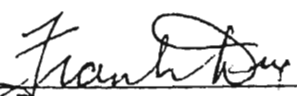
Frank Dux will also take a voluntary leave of absence without pay from his current Town position for a period of time sufficient to result in a savings (based on his regular salary and work week of 40 hours) of \$5,000.00 to the Town. The timing of this leave of absence shall be coordinated with and be approved by the Town.

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

TOWN OF CHEEKTOWAGA

By

  
Frank E. Swiatek, Supervisor

  
Frank Dux

Item No. 11 Motion by Councilman Gabryszak Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga is interested in proceeding with the construction of an 18-hole municipal golf course in the Rehm Road Park area of Town, and

WHEREAS, Section 109-b of the General Municipal Law of the State of New York authorizes the issuance of certificates of participation for the financing of such a project, and

WHEREAS, this Town Board is interested in utilizing certificates of participation for the proposed golf course and is desirous of receiving proposals from various underwriters and trustees to become involved with financing such golf course construction, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby issues a Request for Proposals for the provisions of underwriting and trustee services in connection with the construction of the Cheektowaga Municipal Golf Course utilizing certificates of participation in conformance with New York State law, and BE IT FURTHER

RESOLVED, that the Town's bonding consultants, Munistat Services, Inc. and Hawkins, Delafield & Wood be and hereby are directed to arrange to forward the Requests for Proposals for underwriting and trustee services to at least three interested entities which provide these services.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 12 Motion by Councilman Johnson Seconded by Councilman Solecki

WHEREAS, the sewer maintenance garage and some mobile equipment sustained fire damage on the morning of December 1, 1992, which damages were covered by an insurance policy, AND

WHEREAS, the 1990 Chevrolet Step Van outfitted with Telespector television equipment was damaged and in need of repairs and parts replacements, AND

WHEREAS, the Town Insurance Consultant have been assisting the Sewer Department in making sure that adequate liability and property damage insurance is carried by the transporter so as to protect the Town's interest, NOW, THEREFORE, BE IT

RESOLVED, that the Sewer Maintenance Department is hereby authorized to make arrangements with Shamrock Transporters of 435 East Main Street, Greenwood, Indiana to deliver said Town step van to the Telespector Corporation factory in Auburn Hills, Michigan and to return said Step Van to the Sewer Maintenance Department after equipment repairs have been made, AND, BE IT FURTHER

RESOLVED, that all costs shall be chargeable to the Fire Loss Expense Account No. 2500-8125-1930.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 13 Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, in order to provide for the provisions of emergency medical services on a uniform basis, this Town Board, on May 7, 1984, adopted an Ambulance Services Ordinance ("Ordinance"), and

Item No. 13 continued

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

WHEREAS, the composition of the EMS Board is set forth in Section 4A-7 of the Ordinance, and

WHEREAS, the terms of the present individuals who were appointed to the EMS Board expired, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals shall be designated to serve as members of the EMS Board for 1993 for a term of one year:

<u>DESIGNATE</u>	<u>ALTERNATE</u>	<u>REPRESENTING</u>
1. Vince Piasecki	Robert Niedermayer	Fork's Fire District
2. Douglas Egloff	Ronald Passmore	Cleveland Hill Fire Dist. No. 6
3. Ralph Collins		South Line Fire Dist. No. 10
4. Stanley Pinski	Vincent Osika	U-Crest Fire District No. 4
5. Joseph Wojtaszczyk	Joseph Stewart	Sloan Fire District
6. Robert Schmitt	Roman Gawronski	Hy-View Fire District No. 8
7. Richard Ralecki		Doyle Fire District
8. Ordell Reitz	Walter Karaszewski	Bellevue Fire Dist
9. Captain John Howlett		Chief of Police
10. SPSD Kenneth Paa		Police & Fire Communication
11. Natalie Ryan		St. Joseph's Hospital
12. Dr. Richard Alman		St. Joseph's Hospital
13. Dr. Steven Lakomy		St. Joseph's Hospital

and, BE IT FURTHER

RESOLVED, that Robert Schmitt shall be appointed to serve as Chairman of the EMS Board.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 14A Retain firm for evaluation & balancing recommendations on Heat, Vent & Air Conditioning Systems at Police and Court Bldg.  
This item was withdrawn.

Item No. 14B Motion by Councilman Gabryszak Seconded by Councilman Rogowski

WHEREAS, it is necessary to ensue that the development of public lands be accomplished in accordance with regulations governing the preservation of wetlands, AND

WHEREAS, Ken Kloeber, Consulting Engineer, has submitted a proposal to perform an evaluation-level survey for wetlands identification for the acreage on which the Town has proposed the development of a municipal golf course, NOW, THEREFORE, BE IT

RESOLVED, that Ken W. Kloeber, Consulting Engineers, 8397 Boston State Road, Boston, New York 14025 is hereby retained to provide the aforementioned wetlands evaluation study in accordance with the proposal dated February 1, 1993 at a fee not to exceed \$3,500, AND, BE IT FURTHER

RESOLVED, that funds for said services shall be chargeable against Account No. 5817-7140-1100.

Item No. 14B continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 14C Motion by Councilman Solecki Seconded by Councilman Rogowski

WHEREAS, the Town of Cheektowaga Sanitation Department requires a storage facility for housing its recycling truck fleet and other related equipment, AND

WHEREAS, the New York State Department of Environmental Conservation Low-Technology Resource Recovery Group has approved a \$40,000 grant to partially fund the construction of a pre-engineered metal building storage facility, AND

WHEREAS, a set of detailed construction drawings and specifications are required to allow for the receipt of bids for the storage facility, NOW, THEREFORE, BE IT

RESOLVED, that the firm of Viestarts Racenis, Architect, 376 Tremont Avenue, Kenmore, New York 14217 is hereby retained to perform the aforementioned professional architectural service in accordance with the proposal dated February 3, 1993 at a fee not to exceed \$3,000.00, AND, BE IT FURTHER

RESOLVED, that funds for said services shall be chargeable against Account No. 1500-8173-4475.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 15 Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, this Town Board approved a resolution on February 1, 1993 establishing salaries of Town Officials and employees not covered by any bargaining unit, AND

WHEREAS, the titles of Project Director (Grant) and Assistant Project Director (Grant) were mistakenly omitted, NOW, THEREFORE, BE IT

RESOLVED, that the salaries for said titles be and hereby are established as follows, effective January 1, 1993:

Project Director (Grant)	\$36,742.50
Asst. Project Director (Grant)	\$28,980.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 16 Motion by Councilman Gabryszak Seconded by Councilman Blachowski

RESOLVED, that the following hourly wages be set for part-time personnel in the Department of Senior Services for 1993, as of February 16, 1993:

CERAMIC TEACHER - Elizabeth Dombrowski - \$6.75

Item No. 16 continued

NUTRITION  
SITE MANAGERS - Mildred Fournier - \$5.25  
Patricia Hamme  
Marie Hoffman  
Linda Kolb  
Dorothy McManus

SITE MANAGER  
SUBSTITUES - Laura Kubik - \$5.25  
Dorothy Shea

VAN DRIVERS - Gabriel Babiarz - \$5.50  
Victor Carlucci  
Casey Dukat  
George Gallagher  
Cynthia Kwiatkowski  
Fred Mazurek  
Celio Nero  
Ted Rarog

FUNDING SOURCE - 7620.1639

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 17A Motion by Councilman Gabryszak Seconded by Councilman Rogowski

BE IT RESOLVED that the following individuals be terminated from the Youth & Recreation Department's Adapted Recreation Program - 7310.1803

Terri Nowinski 14211  
Kathy Miller 14227

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 17B Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

BE IT RESOLVED that the following individuals be and hereby are terminated as listed:

POLICE DEPARTMENT - School Crossing Guard EFFECTIVE

Jean Tarapacki 1/8/93 (Retired)

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 18A Motion by Councilman Solecki Seconded by Supervisor Swiatek

WHEREAS, Susan Mulcahy, an Account Clerk in the Sanitation Department, will be on vacation from March 8th thru and including March 12th, 1993  
AND

WHEREAS, as per Section 18.02 of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga and the Town of Cheektowaga Employees Association, Justine Sinnott, a part-time employee in the

Item No. 18A Continued

Sanitation Department, will be assigned to this Account Clerk position while said incumbent is on vacation, NOW, THEREFORE, BE IT

RESOLVED, that Justine Sinnott be and hereby is appointed to the position of Account Clerk in the Sanitation Department from March 8th thru and including March 12th, AND, BE IT FURTHER

RESOLVED, that, as per Section 18.02 (2-g) of said collective bargaining agreement, the rate for said position will be \$11.74 per hour.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 18B Motion by Supervisor Swiatek Seconded by Councilman Solecki

WHEREAS, there are vacancies in the positions of Clerk-Typist and Junior Accountant in the Accounting Department, and

WHEREAS, there is a need to fill the position of Clerk-Typist in the Accounting Department on a temporary basis, and

WHEREAS, Rita Wick, a part-time worker for the Town has expressed an interest in filling the temporary position of Clerk-Typist in the Accounting Department, and

WHEREAS, the collective bargaining agreement between the Town and the Town of Cheektowaga Employees Association does not require that a temporary position of 30 days or less be posted, NOW, THEREFORE, BE IT

RESOLVED, that Rita Wick, Cheektowaga, New York 14225 be and hereby is appointed to the position of Clerk-Typist (Temporary in the Accounting Department, effective immediately for a period of 30 days, said term to expire on March 18, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 19A Motion by Councilman Jaworowicz Seconded by Councilman Rogowski

BE IT RESOLVED, that the following individuals be and hereby are hired as PART-TIME EMPLOYEES, not to exceed 19 hours on a weekly basis, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

<u>SANITATION DEPARTMENT - \$5.00 per hour</u> Ronald Fenske	<u>EFFECTIVE</u> Immediately
<u>FACILITIES DEPARTMENT - \$4.65 per hour</u> David Majerowicz	Immediately
<u>POLICE DEPARTMENT - \$5.00 per hour (Clerical D.A.R.E. Office)</u> Lynn Piscitello	Immediately
<u>POLICE DEPARTMENT - \$6.00 (Dog Control Office)</u> Brendon Zubek	Immediately

Item No. 19A continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 19B Motion by Councilman Gabryszak Seconded by Councilman Rogowski

BE IT RESOLVED that the following individual be hired as a part-time employee for the Youth & Recreational Services Department as indicated:

RECREATION ATTENDANT - A7140-1611 - Instructor (Baseball Program) - \$4.75 per hour

Dave Lewandowski 14225

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 20A Motion by Supervisor Swiatek Seconded by Councilman Blachowski

WHEREAS, the New York State Public Employer Labor Relations Association Spring Conference '93 has been scheduled for March 9th and 10th in Albany, New York, AND

WHEREAS, Gregory Joos, Coordinator of Employee Relations, has requested to attend said seminar, NOW, THEREFORE, BE IT

RESOLVED, that Gregory Joos be and hereby is authorized to attend said seminar and the registration fee of \$125.00 and all other necessary expenses, including room, meals and travel, be charged to line #0100-1430-4087.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 20B Motion by Councilman Johnson Seconded by Supervisor Swiatek

WHEREAS, The Association of State Wetland Managers Incorporated will be conducting a Wetlands and Watershed (Water Resources) Management symposium from February 24-25, 1993 at the Radisson Hotel, Third & Old Falls Street, Niagara Falls, New York, AND

WHEREAS, Thomas Adamczak, Building Inspector; Chet Bryan, Town Engineer; and Thomas M. Johnson, Jr., Councilman for the Town of Cheektowaga have requested permission to attend such symposium on February 24 and February 25, 1993, AND

WHEREAS, such symposium will provide information on planning and management of wetlands and help develop recommendations for technical assistance for implementing plans, NOW, THEREFORE, BE IT

RESOLVED, that Thomas Adamczak, Chet Bryan, and Thomas M. Johnson, Jr., be and hereby are authorized to attend said symposium on February 24, 25, 1993 at the Radisson Hotel, Third and Old Falls Street, Niagara Falls, New York at a cost of \$25.00 per person, said cost to be paid from the Building Inspection Budget, Engineering Department Budget and the Council Office Budget respectively.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0



Item No. 21 Motion by Supervisor Swiatek Seconded by Councilman Blachowski

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

GENERAL FUND

From:	0100-1910-4711	Contingency	\$7,000.00
	0100-3120-1591	School Crossing Guards	\$15,000.00
To:	0100-1910-4706	Real Property Taxes	\$7,000.00
	0100-3120-4321	Data Processing Services	\$15,000.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 22 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following vouchers and warrants are submitted to the Town of Cheektowaga prior to February 12, 1993 are hereby approved and made a part hereof:

GENERAL FUND	\$2,290,869.35
HIGHWAY FUND	754,697.03
TRUST & AGENCY FUND	12,420.89
CDBG HUD FUND	6,391.11
PART TOWN FUND	37,958.72
RISK RETENTION FUND	157,809.01
SPECIAL DISTRICTS FUND	822,088.84
HUD REHABILITATION FUND	13,370.00
CAPITAL FUND	216,087.39
	<u>\$4,311,692.34</u>

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 23A Minutes of Cheektowaga Traffic Safety Commission: January 19, 1993  
Received and Filed.

Item No. 23B Minutes of Cheektowaga Planning Board: January 14, 1993  
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 24 Notice of Claim: Ann Papero vs Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Highway Department; Allied Claims Service, Insurance Carrier.  
Received and Filed.

Item No. 25 Petition by residents regarding Quaker Landing Corp.  
Copies were sent to: Cheektowaga Town Board; Cheektowaga Planning Board.  
Received and Filed.

\* \* \* \* \*

Motion by Supervisor Swiatek and Seconded by Councilman Johnson to suspend the rules to include the following resolution and the voting was as follows:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\* \* \* \* \*

V. SUSPENSION OF RULES

Item No. 26 Motion by Councilman Johnson Seconded by Councilman Blachowski

WHEREAS, the Niagara Frontier Transportation Authority Niagara Frontier Transit Metro System, Inc. ("NFTA") is in the process of restructuring transit service and has conducted public hearings on proposed bus service and route changes, and

WHEREAS, as part of such bus route restructuring, there is a proposal to reduce bus service on Genesee Street (Route 24/24A) between the Greater Buffalo International Airport ("GBIA") and Transit Road, and, as a result of such restructuring, bus service on this portion of Genesee Street will be considerably less frequent, and

WHEREAS, numerous residents in this area of Town have objected to the reduction of bus service and have stated that it would result in great inconvenience to them, and

WHEREAS, this Board feels that there exists a significant potential for ridership along this portion of Genesee Street in that there are many businesses and two mobile home courts in this area, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the NFTA to leave the bus service schedule along Genesee Street between the GBIA and Transit Road unchanged and to reconsider its proposal to reduce such bus service, and BE IT FURTHER

RESOLVED, that the NYS DOT is hereby requested to consider the provisions for a Metro bus loop on Genesee Street at Sonwil Drive and/or at a location to service the mobile home courts along Genesee Street.

\* \* \* \* \*

Motion by Councilman Johnson and Seconded by Councilman Solecki to amend the above resolution to add a paragraph and the voting was as follows:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\* \* \* \* \*

Item No. 26 continued

AMENDED

Motion by Councilman Johnson                      seconded by Councilman Blachowski

WHEREAS, the Niagara Frontier Transportation Authority Niagara Frontier Transit Metro System, Inc. ("NFTA") is in the process of restructuring transit service and has conducted public hearings on proposed bus service and route changes, and

WHEREAS, as part of such bus route restructuring, there is a proposal to reduce bus service on Genesee Street (Route 24/24A) between the Greater Buffalo International Airport ("GBIA") and Transit Road, and, as a result of such restructuring, bus service on this portion of Genesee Street will be considerably less frequent, and

WHEREAS, numerous residents in this area of Town have objected to the reduction of bus service and have stated that it would result in great inconvenience to them, and

WHEREAS, this Board feels that there exists a significant potential for ridership along this portion of Genesee Street in that there are many businesses and two mobile home courts in this area, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the NFTA to leave the bus service schedule along Genesee Street between the GBIA and Transit Road unchanged and to reconsider its proposal to reduce such bus service, and BE IT FURTHER

RESOLVED, that the NYS DOT is hereby requested to consider the provisions for a Metro bus loop on Genesee Street at Sonwil Drive and/or at a location to service the mobile home courts along Genesee Street, and

BE IT FURTHER RESOLVED, that certified copies of this resolution be forwarded to NFTA Chairman Robert Gioia, Metro General Manager, Anthony J. Schill and Robert J. Russell, Regional Director, New York State Department of Transportation.

Upon Roll Call....

AYES:                      Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
                                 Rogowski, Blachowski and Johnson  
NAYES:                      0  
ABSENT:                     0

Item No. 27              Motion by Supervisor Swiatek and Seconded by Councilman Jaworowicz to adjourn the meeting.

Richard M. Moleski,  
Town Clerk

PUBLIC HEARINGS  
(held prior to Town Board meetings)

NO.

ITEM

Meeting No. 5 March 1, 1993

1 Increase and Improvement of Facilities of Sanitary Sewer Dist. No. 5

Meeting No. 6 March 15, 1993

1 1993-94 Community Development Block Program

PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 5 March 1, 1993</u>	
2	Increase and Improvement of Facilities of the Consolidated Refuse and Garbage District	1

R E S O L U T I O N S

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 5 March 1, 1993</u>		
3	Call for Public Hearing: Community Development Program Block Grant	2
4	AWARD OF BID	
	a. Lighting Supplies	3
	b. Chemical Fertilizers and Herbicides	4
	c. Manhole Frames and Covers	5
	d. Corrugated Metal, Polyethylene and Reinforced Concrete Pipe	6-8
	e. Two (2) Pick-Up Trucks and One (1) Dump Truck	8
	f. Equipment and Operators for Public Works Projects	9
	g. Purchase of Trees	10
5	NOTICE TO BIDDERS:	
	a. Three (3) New and Unused, Slip-Through-Tailgate/Pivot Mount, Dump Box Salt Spreaders	11
	b. Replacement of Sidewalks	12
6	Request Governor of NYS to Create the Dedicated Highway and Bridge Trust Fund to Assist Local Municipal Highway Infrastructure Work	13
7	Request the State Senate and Assembly to Enact Senate Bill 1766 and Assembly Bill 2997	13-14
8	Investment Policy Extension	14
9	Issue Negative Declarations Regarding Various Projects	14-15
10	AUTHORIZE SUPERVISOR TO EXECUTE DOCUMENTS/AGREEMENTS REGARDING:	
	a. Grant Through the National Endowment for the Arts-Folk Arts	15-16
	b. Grant Application to NYS Council for the Arts for the Polish-American Festival	16
	c. Agreements with Cultural and Not-For-Profit Organizations	16-17
	d. Agreement with the U.S. Department of the Interior	18
	e. Full Release of All Claims and Demands Form	18
	f. Master Repurchase Agreement	19
	g. Town's Walden Facade Improvements Grant Program	20
11	Reappointments and Appointments to the Board of Directors of the Cheektowaga Economic Development Corp.	21
12	Reappoint Member of the Cheektowaga Public Library Board	21
13	AUTHORIZATION TO ATTEND MEETING/CONFERENCE/SEMINAR/TRAINING PROGRAM:	
	a. Town Highway Superintendent and Town Engineer	22
	b. Town Clerk and First Deputy Town Clerk	22
	c. Fire Inspectors	22-23
	d. Project Director of CAP to Attend Seminar	23
	e. CAP Program Coordinator	23
	f. CAP Program Coordinator	23-24
14	Transfer of Funds	24-25
15	Warrant List	25
16	BONDS:	
	a. Increase and Improvement of Facilities of the Consolidated Refuse and Garbage District	25
	b. Increase & Improvement of Facilities of Sanitary Sewer District No. 5	26
	c. Construction of Sidewalks Along Union Road	27
	d. Partial Reconstruction of Various Town Highways	27

Meeting No. 6 March 15, 1993

2	Decision on Rezoning property at the southwest corner of Union Rd. and Galleria Drive	1-2
---	---	-----

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 6 March 15, 1993 cont'd</u>		
3	Award of Bid: Furnishing of traffic control signs, street name signs and brackets for 1993	2-3
4	NOTICE TO BIDDERS:	
	a. Purchase of Topsoil for 1993	4
	b. Construction of Cheektowaga Municipal Golf Course	5
5	Approve payment for sewer repair in Sewer District #3	5
6	MEMORIALIZE:	
	a. D.O.T., State Legislative representatives and Erie County to improve traffic levels along portion of Union Road between Losson and William	6
	b. State Assembly, Senate and Governor to enact 1993 Comprehensive Gun-Free School Zone Act	6-7
	c. ECWA to extend adjacent water district into Ellicott Rd./Broadway area	7
7	Appoint First Albany Corp. to serve on behalf of the Town as underwriter for financing the Cheektowaga Golf Course	7-8
8	Determination that private negotiated sale be utilized by the Town with respect to sale of COP's for Cheektowaga Municipal Golf Course	8
9	SUPPORT OF:	
	a. DRF and ECSD #1 lease/agreement regarding 55+ acre buffer area	8-9
	b. ECSD #1 proposal to rebuild/rehabilitate existing pump stations	9
10	Approve Public Improvement Permit associated with railyard improvement project	10 ct
11	Direct Facilities Department to erect necessary protective fencing around seedlings	10
12	AUTHORIZE SUPERVISOR TO SIGN/EXECUTE AGREEMENTS WITH:	
	a. Cheektowaga Action Partnership and the Sheraton Inn	10-11
	b. Cheektowaga Action Partnership and Be-A-Friend Program, Inc.	11
	c. NYSEG regarding easement in Cheektowaga Town Park	11
	d. Housing Assistance Center of Niagara Frontier, Inc.	11-12
13	Termination of employees in Various Departments	12
14	Termination & Hiring of Part-Time Employee in Senior Services Dept.	12
15	Appointment to temporary position of clerk-stenographer in Employee Relations Dept.	12-13
16	HIRING:	
	a. Seasonal employees in Various Departments	13
	b. Part-Time employees in Various Departments	13
17	Retain firm for evaluation & balancing recommendations on Heat, Vent & Air Conditioning System @ Police & Court Bldg.	13-14
18	AUTHORIZATION TO ATTEND CONFERENCE/SEMINAR/MEETING:	
	a. Police Lieutenant	14
	b. Police Officer	14
	c. Accountant	15
	d. Individuals representing C.A.P.	15
19	Transfer of Funds - Drainage Improvement Program	15-16
20	Transfer of Funds	16-17
21	Warrant List	17

DEPARTMENTAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 5 March 1, 1993</u>	
17	Building Permits	27
18	Minutes of Cheektowaga Traffic Safety Commission - February 16, 1993	27
	<u>Meeting No. 6 March 15, 1993</u>	
22	Minutes of Cheektowaga Planning Board: February 11, 1993	17



GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 5 March 1, 1994</u>	
19	NOTICE OF CLAIM: a. Timothy L. and Brian Majuch and Patricia A. Ceravolo vs the Town of Cheektowaga	27
	b. Nationwide Mutual Ins. Co. (Joseph Chamoi) vs the Town of Cheektowaga	27
20	Summons and Complaint: Ralph and Nancy Santanoelo d/b/a Santanoelo Hair Design vs the Town of Cheektowaga and Marina A. Ciesla	27
	<u>Meeting No. 6 March 15, 1994</u>	
23	NOTICE OF CLAIM: a. Karen & Thomas Zak vs Town of Cheektowaga	17
	b. James Demler vs Town of Cheektowaga	17

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. 5 March 1, 1993</u>		
21	Authorize Supervisor to Execute Subordination Agreement	27-28
22	Town Board Concerns Regarding Kiantone Pipeline Proposal	28-29
23	Authorize Recycling Dept. to Install Crane on Dump Truck	29
<u>Meeting No. 6 March 15, 1993</u>		
24	Continue appellate council to Town Attorney	18
25	Reappoint members to Veterans Affairs Committee	18-19
26	Award of Bid: Three New & Unused Slip-Through Tailgate/Pivot Mount Dump Box Salt Spreaders	19

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 March, 1993 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek  
Councilman Patricia A. Jaworowicz  
Councilman Dennis H. Gabryszak  
Councilman Richard B. Solecki  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chet Bryan, Town Engineer; Ronald Marten, Building and Plumbing Inspector; Bruce Chamberlin, Chief of Police; Salvatore LaGreca, Employment and Training Director and Chairman of Planning Board; Robert Kaczmarek, Supervising Accountant; David Kulik, General Crew Chief-Sanitation and Congressman Jack Quinn.

I. PUBLIC HEARING

Item No. 2 This being the time and place advertised for a public hearing to consider and discuss and, if need be, act upon the following proposed matter of the increase and improvement of facilities of Cheektowaga Consolidated Refuse and Garbage District, in the Town of Cheektowaga, in the County of Erie, New York, pursuant to Section 202-b of the Town law, which provides as attached.

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.

\*SEE NEXT PAGE(S) FOR ATTACHMENT

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 16th day of February, 1993.

PRESENT:

Hon. Frank E. Swiatek,	Supervisor
Patricia A. Jaworowicz	Councilperson
Dennis H. Gabryszak	Councilperson
Richard B. Solecki	Councilperson
William P. Rogowski	Councilperson
Jacqueline A. Blachowski	Councilperson
Thomas M. Johnson, Jr.	Councilperson

---

In the Matter  
of the

Increase and Improvement of Facilities of the Consolidated Refuse and Garbage District, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

---

ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of the Consolidated Refuse and Garbage District, in the Town (herein called "District"), has determined that it is necessary to provide for the increase and improvement of facilities of the District, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor;

Now, therefore, be it

ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on the 1st day of March, 1993 at 7:30 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action

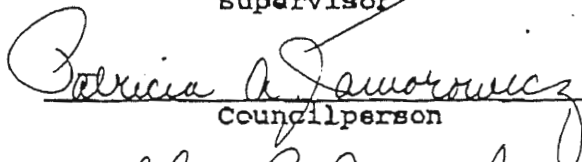
on the part of the Town Board with relation thereto as may be required by law; and be it

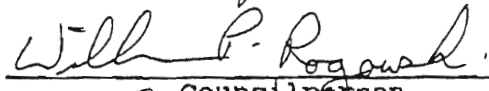
FURTHER ORDERED, that the Town Clerk publish at least once in the "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

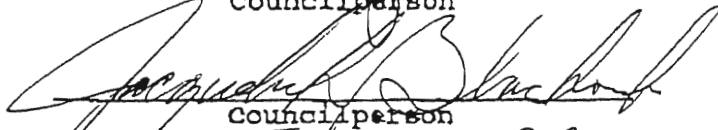
DATED: FEBRUARY 16, 1993

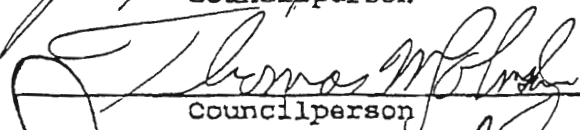
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

  
\_\_\_\_\_  
Supervisor

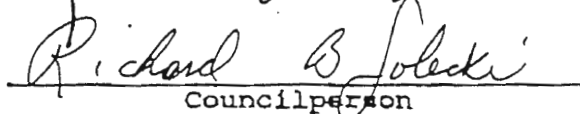
  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

(SEAL)

Members of the Town Board of the Town of Cheektowaga, New York

STATE OF NEW YORK )  
                                  : ss.:  
COUNTY OF ERIE     )

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

(SEAL)

Richard M. Moleski  
Town Clerk

II. RESOLUTIONS

Item NO. 3 Motion by Councilman Blachowski, Seconded by Councilman Solecki

WHEREAS, the Town of Cheektowaga is eligible and is expected to receive up to approximately \$737,000, in Community Development Block Grant Funds for the 1993-94 Program Year, and

WHEREAS, the Town of Cheektowaga is required to hold a public hearing for the purpose of obtaining the views of Town residents regarding community development and housing needs, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on March 15, 1993, at 7:00 P.M. at Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York for the above said purpose, AND BE IT

FURTHER RESOLVED, that a legal notice of such public hearing also contain a notice of proposed community development objectives and use of funds and a statement of the range of allowed activities under the Community Development Program, be published in the Cheektowaga Times on March 4, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

**LEGAL NOTICE**

**TOWN OF CHEEKTOWAGA  
 COMMUNITY DEVELOPMENT  
 BLOCK GRANT PROGRAM**

**NOTICE OF PUBLIC HEARING**

**STATEMENT OF OBJECTIVES  
 AND PROPOSED USE OF FUNDS**

The Town of Cheektowaga will hold a Public Hearing on Monday, March 15, 1993 at 7:00 P.M. at Cheektowaga Town Hall, Broadway & Union Road, Cheektowaga, New York, regarding the Town's 1993-94 Community Development Block Grant Program.

The Town of Cheektowaga and The Villages of Depew and Sloan, and Williamsville are eligible to receive up to approximately \$737,000, under Title I of the Housing and Community Development Act of 1977, as amended, plus program income estimated at \$580,000 (\$188,000 from the Town's Revolving Housing Rehabilitation Loan Program and \$392,000 through the Cheektowaga Economic Development Corporation's revolving business loan program). The purpose of this hearing is to provide the citizens of the Town and Villages with the opportunity to express their views and opinions on housing and community development needs and to respond to proposals and questions regarding the Community Development Program. Eligible activities for which these funds can be used include housing rehabilitation, street and drainage improvements, parks, playgrounds and recreational facilities, water and sewer facilities, economic development activities and code enforcement as well as planning and administrative costs. A complete listing of eligible activities can be obtained from the Town Community Development Office at the address listed below.

It is the intent and purpose of the Town of Cheektowaga and the Villages of Sloan, Depew, and Williamsville to foster and maintain

strong and viable communities through the use and expenditure of federal Community Development Block Grant funds. Further, said funds shall be assigned to areas deemed most needy on the basis of social, economic and physical conditions; this represents the highest objective. The Town and Villages shall prioritize community needs including but not limited to housing, neighborhood revitalization and stabilization, recreation, and economic/industrial development. It is estimated that no less than 70% of funds will be used for activities that will benefit low and moderate income persons. It is the explicit intent of the Town and Villages to accomplish implementation of program goals and objectives through the cooperation and input of the citizens in these communities.

Residents of low and moderate income neighborhoods as well as all citizens of the Town and Villages are encouraged to participate in this process and express their views on the proposed use of funds and activities carried out with program funds. Technical assistance is available to groups representative of low and moderate income persons to assist in developing proposals or identifying needs within their community. No CDBG activities are expected or likely to result in displacement. In the unanticipated event displacement due to CDBG funded activities occurs, relocation assistance will be provided in conformity with the requirements of the Uniform Relocation Act of 1970, implementing regulations in 24 CFR Part 42, and regulations governing the CDBG program at 24 CFR 570.606.

A full presentation of CDBG program goals and objectives for housing, neighborhood revitalization and stabilization, code enforcement, recreation, economic/industrial development, public services and facilities and citizen participation can be obtained in the Office of Community Development, 3719 Union Road, Suite 218, Cheektowaga, New York, 14225, between the hours of 9:00 AM and 4:30 PM, weekdays or can be discussed with the Community Development Director by calling 683-4150 between 9:00 AM and 4:30 PM, Monday through Friday.

**PUBLISH: March 4, 1993**

Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 ..... clerk  
 ..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication..... March 4, 1993..... ;  
 last publication..... March 4, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

*Melissa Gugliuzza*

Sworn to before me this .....<sup>4th</sup>.....  
 day of ..... March....., 19<sup>93</sup>.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93



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

**LEGAL NOTICE**

**TOWN OF CHEEKTOWAGA  
 COMMUNITY DEVELOPMENT  
 BLOCK GRANT PROGRAM**

**NOTICE OF PUBLIC HEARING**

**STATEMENT OF OBJECTIVES  
 AND PROPOSED USE OF FUNDS**

The Town of Cheektowaga will hold a Public Hearing on Monday, March 15, 1993 at 7:00 P.M. at Cheektowaga Town Hall, Broadway & Union Road, Cheektowaga, New York, regarding the Town's 1993-94 Community Development Block Grant Program.

The Town of Cheektowaga and The Villages of Depew and Sloan, and Williamsville are eligible to receive up to approximately \$737,000, under Title I of the Housing and Community Development Act of 1977, as amended, plus program income estimated at \$580,000 (\$188,000 from the Town's Revolving Housing Rehabilitation Loan Program and \$392,000 through the Cheektowaga Economic Development Corporation's revolving business loan program). The purpose of this hearing is to provide the citizens of the Town and Villages with the opportunity to express their views and opinions on housing and community development needs and to respond to proposals and questions regarding the Community Development Program. Eligible activities for which these funds can be used include housing rehabilitation, street and drainage improvements, parks, playgrounds and recreational facilities, water and sewer facilities, economic development activities and code enforcement as well as planning and administrative costs. A complete listing of eligible activities can be obtained from the Town Community Development Office at the address listed below.

It is the intent and purpose of the Town of Cheektowaga and the Villages of Sloan, Depew, and Williamsville to foster and maintain

strong and viable communities through the use and expenditure of federal Community Development Block Grant funds. Further, said funds shall be assigned to areas deemed most needy on the basis of social, economic and physical conditions; this represents the highest objective. The Town and Villages shall prioritize community needs including but not limited to housing, neighborhood revitalization and stabilization, recreation, and economic/industrial development. It is estimated that no less than 70% of funds will be used for activities that will benefit low and moderate income persons. It is the explicit intent of the Town and Villages to accomplish implementation of program goals and objectives through the cooperation and input of the citizens in these communities.

Residents of low and moderate income neighborhoods as well as all citizens of the Town and Villages are encouraged to participate in this process and express their views on the proposed use of funds and activities carried out with program funds. Technical assistance is available to groups representative of low and moderate income persons to assist in developing proposals or identifying needs within their community. No CDBG activities are expected or likely to result in displacement. In the unanticipated event displacement due to CDBG funded activities occurs, relocation assistance will be provided in conformity with the requirements of the Uniform Relocation Act of 1970, implementing regulations in 24 CFR Part 42, and regulations governing the CDBG program at 24 CFR 570.606.

A full presentation of CDBG program goals and objectives for housing, neighborhood revitalization and stabilization, code enforcement, recreation, economic/industrial development, public services and facilities and citizen participation can be obtained in the Office of Community Development, 3719 Union Road, Suite 218, Cheektowaga, New York, 14225, between the hours of 9:00 AM and 4:30 PM, weekdays or can be discussed with the Community Development Director by calling 683-4150 between 9:00 AM and 4:30 PM, Monday through Friday.

**PUBLISH: March 4, 1993**

Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 clerk..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication..... March 4, 1993..... ;  
 last publication..... March 4, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

*Melissa Gugliuzza*

Sworn to before me this .....<sup>4th</sup>.....

day of ..... March....., 1993.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY 3  
 MY COMMISSION EXPIRES 12/11/92

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

WHEREAS, bids were received on February 16, 1993 for the purchase of lighting supplies, 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, as submitted by Allan Blachowski, Principal Engineer Assistant, and dated February 23, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the purchase of lighting supplies for fiscal years 1993, 1994 and 1995 be awarded to Buffalo Light & Supply Corporation, 1546 Walden Avenue, Cheektowaga, New York 14225 for their submission of the lowest bid meeting the requirements of the specifications.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Chester L. Bryan, P.E.  
Town Engineer



February 23, 1993

TO SUPERVISOR SWIATEK  
AND TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Award of Bid  
Lighting Supplies

Gentlemen:

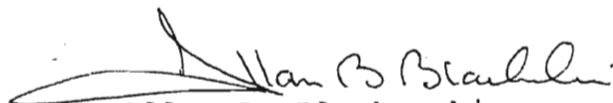
Bids were received and opened on February 16, 1993 for the purchase of lighting supplies for the fiscal years of 1993, 1994 and 1995. Two (2) bids were received. The award of bid was based on a total bid price as listed below.

<u>BIDDER</u>	<u>BID AMOUNT</u>
Buffalo Light & Supply Corporation	\$13,794.11
Davis Electric	14,664.08

After reviewing the bids it is, therefore, recommended that the bid for lighting supplies for the fiscal years 1993, 1994 and 1995 be awarded to Buffalo Light & Supply Corporation, 1546 Walden Avenue, Cheektowaga, New York 14225 for their submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA



Allan B. Blachowski  
Principal Engineer Asst.

ABB:dms

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

WHEREAS, bids were received on February 16, 1993 for the application of chemical fertilizers and herbicides, 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 February 23, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the application of chemical fertilizers and herbicides for the year of 1993 be awarded to Turf Tec of Western New York, Inc., 5096 Lockport Road, Lockport, New York 14094 at the following total and unit bid prices:

ITEM 1	Nitrogen Fertilization Creek Areas	\$6,070.00
ITEM 2	Chemical Trimming Areas	740.00
ITEM 3	Retention Basins	2,463.00
ITEM 4	Nitrogen Fertilizer	.0031/sq.ft.
ITEM 5	Weed Control	.0035/sq.ft.
ITEM 6	Chemical Trimming	.0069/sq.ft.
ITEM 7	Weed & Feed Lawn Areas	.0038/sq.ft.
ITEM 8	Chemical Trimming of Fence Lines	50.00
ITEM 9	Grass Growth Regulator	850.00
ITEM 10	Brush Control	1,150.00
	Total bid for Items 1, 2 and 3:	9,273.00

AND, BE IT FURTHER

RESOLVED, that payment for the application of chemical fertilizers and herbicides shall be charged to Account No. 018-540-4587.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Chester L. Bryan, P.E.  
Town Engineer



February 23, 1993

TO SUPERVISOR SWIATEK  
AND TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Award of Bid  
Chemical Fertilizers  
and Herbicides

Gentlemen:

At a public bid opening on February 16, 1993, bids were received and publicly opened for the application of chemical fertilizers and herbicides for the year of 1993. One (1) bid was received as follows:

<u>BIDDER</u>	<u>TOTAL BID</u>
Turf Tek of Western New York, Inc.	\$9,273.00

It is, therefore, recommended that the bid be awarded to Turf Tec of Western New York, Inc., 5096 Lockport Road, Lockport, New York 14094 for their submission of the lowest bid meeting the requirements of the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA



Edward Lepczyk  
Sr. Engineer Assistant

EL:dms

Item No. 4c Motion by Councilman Johnson, Seconded by Councilman Solecki

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of manhole frames with self-sealing covers and manhole frames with vented covers, which bids were duly received and opened at the February 16, 1993 public bid opening, AND

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

WHEREAS, bids were reviewed and it is recommended that the award be made to the lowest responsible bidder meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of manhole frames and covers be and hereby is awarded to:

Syracuse Castings Sales Corp.  
P.O. Box 1821, South Bay Road  
Cicero, New York 13039  
(315) 699-2601

<u>ITEM</u>	<u>QUANTITY</u>	<u>DELIVERED UNIT BID PRICE</u>
Frame with 24" diameter self-sealing cover (set)	25 50	\$119.00 115.00
Frame with 24" diameter vented cover (set)	25 50	110.00 105.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Chester L. Bryan, P.E.  
Town Engineer



February 23, 1993

TO SUPERVISOR SWIATEK  
AND TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Award of Bid  
Manhole Frames & Covers

Gentlemen:

Bids were received and opened on February 16, 1993 for the purchase of manhole frames with twenty four inch (24") diameter covers (as a set) for the year of 1993. Four (4) bidders submitted bids as follows:

	Frame & 24" Self Sealing Cover		Frame & 24" Vented Cover	
	<u>Quantity</u> 25	50	<u>Quantity</u> 25	50
Syracuse Castings Sales Corp.	\$119.00	\$115.00	\$110.00	\$105.00
K & S Contractors Supply	\$122.00	\$119.00	\$118.00	\$117.00
Jamestown Iron Works	\$159.00	\$155.00	\$155.00	\$151.00
Southern Tier Municipal Supply	\$165.00	\$165.00	\$161.00	\$161.00

The bids were reviewed by the Engineering Department. It is, therefore, recommended that the bid for frames and covers be awarded to Syracuse Castings Sales Corporation for their submission of the lowest bid meeting the requirements of the specifications, in quantities of twenty five (25) and fifty (50).

Very truly yours,

TOWN OF CHEEKTOWAGA

Allan B. Blachowski  
Principal Engineer Assistant

ABB:dms

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

WHEREAS, bids were duly received on February 16, 1993 as a result of advertisement for the furnishing of all corrugated metal, aluminized metal, slotted, polyethylene and reinforced concrete pipe requirements of the Town of Cheektowaga for the year 1993. Said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter to the Town Board dated February 24, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the contract for furnishing pipe to the Town for the year of 1993, as per said unit prices and as recommended by the Town Engineer, is hereby awarded to the following:

Chemung Supply Corporation  
P.O. Box 527  
Elmira, New York 14902  
(607) 733-5506

ITEM A:

6" dia CMP	\$ 2.07 L.F.
8" dia CMP	2.74 L.F.
10" dia CMP	3.27 L.F.
12" dia CMP	4.91 L.F.
15" dia CMP	6.11 L.F.
18" dia CMP	7.33 L.F.
21" dia CMP	10.89 L.F.
24" dia CMP	12.94 L.F.
30" dia CMP	16.18 L.F.
36" dia CMP	19.69 L.F.
42" dia CMP	23.29 L.F.
48" dia CMP	26.38 L.F.
54" dia CMP	30.83 L.F.
60" dia CMP	42.79 L.F.
72" dia CMP	50.18 L.F.
84" dia CMP	57.59 L.F.
43" x 27" CMP	20.39 L.F.
43" x 27" Paved Invert	25.17 L.F.
50" x 31" CMP	24.52 L.F.
50" x 31" Paved Invert	30.08 L.F.
58" x 36" CMP	27.66 L.F.
58" x 36" Paved Invert	33.99 L.F.
65" x 36" CMP	31.74 L.F.
65" x 36" Paved Invert	38.88 L.F.
72" x 44" CMP	43.89 L.F.
72" x 44" Paved Invert	48.68 L.F.

ITEM B:

12" End Section	31.66 L.F.
15" End Section	39.59 L.F.
18" End Section	49.69 L.F.
21" End Section	64.49 L.F.
24" End Section	71.99 L.F.
30" End Section	129.74 L.F.
36" End Section	194.79 L.F.

ITEM C:

12" Slotted drain - 2-1/2"	19.09 L.F.
12" Slotted drain - 6"	24.47 L.F.
12" Slotted drain - band	10.39 L.F.
15" Slotted drain - 2-1/2"	20.99 L.F.
15" Slotted drain - 6"	26.47 L.F.
15" Slotted drain - band	12.46 L.F.
18" Slotted drain - 2-1/2"	22.99 L.F.
18" Slotted drain - 6"	28.36 L.F.
18" Slotted drain - band	15.58 L.F.



Item No. 4d continued

ITEM D:

6" dia CMP, perf U.D.	\$ 2.07 L.F.
8" dia CMP, perf U.D.	2.74 L.F.
10" dia CMP, perf U.D.	3.27 L.F.
12" dia CMP, perf U.D.	4.07 L.F.
15" dia CMP, perf U.D.	5.07 L.F.

ITEM F:

18" Spiral rib CMP	7.97 L.F.
21" Spiral rib CMP	13.94 L.F.
24" Spiral rib CMP	17.93 L.F.
30" Spiral rib CMP	19.93 L.F.
36" Spiral rib CMP	23.89 L.F.
42" Spiral rib CMP	32.88 L.F.
48" Spiral rib CMP	37.86 L.F.

K & S Contractors Supply  
1971 Gunnville Road  
Lancaster, New York 14086  
(716) 759-6911

ITEM E:

15" RCP Class III	10.25 L.F.
15" RCP Class IV	10.25 L.F.
24" RCP Class III	18.40 L.F.
24" RCP Class IV	21.65 L.F.
30" RCP Class III	26.95 L.F.
30" RCP Class IV	29.35 L.F.
36" RCP Class III	36.10 L.F.
36" RCP Class IV	39.85 L.F.
42" RCP Class III	48.40 L.F.
42" RCP Class IV	53.25 L.F.
48" RCP Class III	62.25 L.F.
48" RCP Class IV	69.10 L.F.

Vellano Brothers, Inc.  
4401 Walden Avenue  
Lancaster, New York 14086  
684-7222

ITEM E:

12" RCP Class III	7.72 L.F.
12" RCP Class IV	7.72 L.F.
18" RCP Class III	11.62 L.F.
18" RCP Class IV	11.62 L.F.
21" RCP Class III	14.94 L.F.
21" RCP Class IV	17.06 L.F.
33" RCP Class III	33.25 L.F.
33" RCP Class IV	38.04 L.F.
54" RCP Class III	76.68 L.F.
54" RCP Class IV	87.66 L.F.
60" RCP Class III	93.83 L.F.
60" RCP Class IV	107.22 L.F.
66" RCP Class III	112.34 L.F.
66" RCP Class IV	128.38 L.F.
72" RCP Class III	132.03 L.F.
72" RCP Class IV	150.83 L.F.
84" RCP Class III	175.50 L.F.
84" RCP Class IV	200.66 L.F.

Item No. 4d continued

ITEM G:

12" Polyethylene Pipe	\$ 2.66 L.F.
15" Polyethylene Pipe	3.55 L.F.
18" Polyethylene Pipe	5.47 L.F.
24" Polyethylene Pipe	7.91 L.F.
30" Polyethylene Pipe	13.26 L.F.
36" Polyethylene Pipe	18.57 L.F.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 4e Motion by Councilman Johnson, Seconded by Councilman Solecki

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of two (2) pick-up trucks and one (1) dump truck for the Sewer Maintenance Department, 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 Engineer for analysis, tabulation and report, AND

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

RESOLVED, that the contracts for the furnishing of vehicles be awarded as follows:

Keller Chevrolet  
3600 Genesee Street  
Cheektowaga, New York 14225  
(716) 633-5000

for Item I two (2) 1993 pick up trucks, less trade-in, in the amount of \$24,980.00.

Bison Truck Center  
2370 Walden Avenue  
Cheektowaga, New York 14225  
(716) 684-0010

for Item II - one (1) 1993 dump truck, less trade-in, in the amount of \$22,021.73, AND, BE IT FURTHER

RESOLVED, that funds are available in Account #2500-8125-2515 for said dump truck and Account #2500-8125-2514 for said pick-up trucks.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Chester L. Bryan, P.E.  
Town Engineer



February 23, 1993

TO SUPERVISOR SWIATEK  
AND TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Award of Bid  
Two (2) Pick-Up Trucks  
One (1) Dump Truck

Gentlemen:

At a public bid opening on February 16, 1993, bids were received and opened for the purchase of two (2) pick-up trucks and one (1) dump truck for the Sewer Maintenance Department.

ITEM I  
Two Pick-Up Trucks

	<u>Base Bid</u> <u>Two Pick-Ups</u>	<u>Trade-In</u> <u>Two Pick-Ups</u>	<u>Total Bid Less</u> <u>Trade-In</u>
Keller Chevrolet	\$29,980.00	\$5,000.00	\$24,980.00
Bison Truck Center	\$28,384.00	\$2,400.00	\$25,984.00
Buffalo White GMC	No Bid	No Bid	No Bid

It is, therefore, recommended that the bid be awarded to Keller Chevrolet for their submission of the lowest bid, with trade-in, in the amount of \$24,980.00 for two (2) 1993 pick-up trucks.

ITEM II  
One (1) Dump Truck

	<u>Base Bid</u>	<u>Trade-In</u> <u>Value</u>	<u>Total Bid Less</u> <u>Trade-In</u>
Bison Truck Center	\$25,021.73	\$3,000.00	\$22,021.73
Buffalo White GMC	\$26,197.00	\$1,200.00	\$24,997.00
Keller Chevrolet	No Bid	No Bid	No Bid

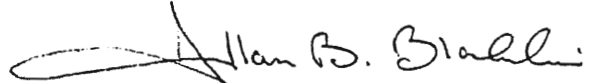
TO SUPERVISOR SWIATEK  
AND TOWN BOARD MEMBERS

February 23, 1993  
Page 2

It is, therefore, recommended that the bid be awarded to Bison Truck Center for their submission of the lowest bid with trade-in for one (1) 1993 dump truck in the amount of \$22,021.73.

Very truly yours,

TOWN OF CHEEKTOWAGA



Allan B. Blachowski  
Principal Engineer Assistant

ABB:dms

Item No. 4f Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, as a result of advertisement, bids were received on February 16, 1993 for the furnishing of equipment and operators for public works projects during the calendar year of 1993 in the Town of Cheektowaga, 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 February 23, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of equipment and operators for public works projects in the Town of Cheektowaga be awarded to Tom Greenauer Development, Inc., P.O. Box 250, Springbrook, New York 14140-0250 for submission of the lowest bid meeting specifications as per the unit prices of:

Item 1	Hydraulic Backhoe	\$ 640.00 per 8 hour day
Item 2	Tractor with Front End Loader	720.00 per 8 hour day
Item 3	Dozer	520.00 per 8 hour day
Item 4	Dozer	560.00 per 8 hour day
Item 5	Dozer	560.00 per 8 hour day
Item 6	Tandem Dump Truck	320.00 per 8 hour day
Item 7	Landscape Type Tractor	560.00 per 8 hour day
Item 8	Hydraulic Backhoe	640.00 per 8 hour day
Item 9	Laborers	256.00 per 8 hour day
Item 10	Hydraulic Backhoe	480.00 per 8 hour day
Item 11	8-10 Ton Static Roller	640.00 per 8 hour day
Item 12	Dual Drum Vibratory Roller	680.00 per 8 hour day
Item 13	Paver	1,280.00 per 8 hour day
Item 14	Front End Loader	760.00 per 8 hour day
Item 15	Hydraulic Backhoe	1,480.00 per 8 hour day

AND, BE IT FURTHER

RESOLVED, that payment for said equipment and operators for public works projects is to be chargeable on an as-needed basis by any Town departments who wish to avail themselves of this service within their appropriated budget items, AND, BE IT FURTHER

RESOLVED, that the foregoing Tom Greenauer Development, Inc. equipment and operators must be used exclusively for budgeted public works not otherwise bid.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Chester L. Bryan, P.E.  
Town Engineer



February 23, 1993

TO SUPERVISOR SWIATEK  
AND TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Award of Bid  
Equipment & Operators

Gentlemen:

Bids were received and opened on February 16, 1993 for the furnishing of equipment and operators for public works projects. Four (4) bids were received and their totals are as follows:

<u>BIDDER</u>	<u>TOTAL BID</u>
Tom Greenauer Development, Inc.	\$3,336.00
Custom Topsoil	4,405.00
American Paving & Excavating, Inc.	4,544.00
Mar-Wal Construction Co., Inc.	6,800.00

It is, therefore, recommended that the bid be awarded to Tom Greenauer Development, Inc., P.O. Box 250, Springbrook, New York 14140-0250 for their submission of the lowest bid meeting the specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA



Edward Lepczyk  
Sr. Engineer Assistant

EL:dms

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

WHEREAS, bids were duly received by this Town at a public bid opening for the purchase of new trees for the Town's planting season, spring, 1993, by the Cheektowaga Highway Department, as a result of advertisement, therefore, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

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

RESOLVED, that the bid be awarded to Schichtel Nursery, 6745 Chestnut Ridge Road, Orchard Park, New York 14127, said bidder being the sole and lowest responsible bidder meeting specifications as set forth in the tabulation attached hereto and made a part hereof.

RESOLVED, that said monies be charged to line item 0300-5140-4291.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

*Highway Department*

3145 Union Road  
Cheektowaga, NY 14227-1083  
716 / 686-3450  
Mobile: 716 / 863-5867

*Christopher J. Kowal*  
*Superintendent of Highways*

*Growing In A New Direction*



**TOWN OF CHEEKTOWAGA**

*Erie County, New York*

**TO:** Cindy Dauscher  
**FROM:** Nancy Szymkowiak  
**DATE:** March 10, 1993  
**RE:** AWARD OF BID RESOLUTION OF NEW TREES, 1993, SPRING PLANTING

As per your request and per our telephone conversation on this date, please be informed that Schichtels Nursery Inc. was the only responsible bidder meeting the above-referenced specifications.

*Nancy*

Residence: 260 Cass Ave. + Cheektowaga, New York 14227 + 716 / 895-7185  
*Promoting Pride - Progress - Professionalism!*



Item No. 5a Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of Three (3) New and Unused, Slip-Through-Tailgate/Pivot Mount, Dump Box Salt Spreaders for use by the Cheektowaga Highway Department.

Information to 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 thru Friday, and, BE IT FURTHER

RESOLVED, that the Town Clerk is hereby designated as the officer to open bids on the aforementioned item at 11:00 A.M. on March 12, 1992, in the Council Chambers of the Cheektowaga Town Hall.

\* \* \* \* \*

TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT  
LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that the Town of Cheektowaga Highway Department will receive bids for the purchase of Three (3) New and Unused, Slip-Through-Tailgate Pivot Mount, Dump Box Salt Spreaders for use by the Cheektowaga Highway Department at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on March 12, 1993, at 11:00 A.M.

Information for bidders and specifications may be obtained from the office of Christopher J. Kowal, Superintendent of Highways, at his office located at 3145 Union Road, Cheektowaga, New York. Bids must be enclosed in an opaque envelope plainly marked "THREE NEW AND UNUSED SLIP-THROUGH-TAILGATE PIVOT MOUNT DUMP BOX SALT SPREADERS".

Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

RICHARD MOLESKI, TOWN CLERK

DATE: March 1, 1993  
PUBLISHED: March 4, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

LEGAL NOTICE  
TOWN OF CHEEKTOWAGA  
HIGHWAY DEPARTMENT  
LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that the Town of Cheektowaga Highway Department will receive bids for the purchase of Three (3) New and Unused, Slip-Through-Tailgate Pivot Mount, Dump Box Salt Spreaders for use by the Cheektowaga Highway Department at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on March 12, 1993 at 11 AM.

Information for bidders and specifications may be obtained from the office of Christopher J. Kowal Superintendent of Highways, at his office located at 3145 Union Road, Cheektowaga, NY. Bids must be enclosed in an opaque envelope plainly marked "THREE NEW AND UNUSED SLIP-THROUGH-TAILGATE PIVOT MOUNT DUMP BOX SALT SPREADERS".

Non collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

Richard M. Moleski  
Town Clerk

PUBLISH: MARCH 4, 1993

Melissa Gugliuzza....., of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is clerk..... of the Cheektowaga Times, a public newspaper published weekly in said town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for .....<sup>1</sup>..... weeks: first publication..... March 4, 1993.....; last publication..... March 4, 1993.....; and that no more than six days intervened between publications.

Melissa Gugliuzza.....

Sworn to before me this .....<sup>4th</sup>.....

day of ..... March....., 1993.....

Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93 I

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

Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 ..... clerk  
 ..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication..... March 4, 1993..... ;  
 last publication..... March 4, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

*Melissa Gugliuzza*.....

Sworn to before me this .....<sup>4th</sup>.....

day of .....<sup>March</sup>....., 1993.....

*Margaret J. Bourdette*.....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93 *I*

LEGAL NOTICE  
 TOWN OF CHEEKTOWAGA  
 HIGHWAY DEPARTMENT  
 LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that the Town of Cheektowaga Highway Department will receive bids for the purchase of Three (3) New and Unused, Slip-Through-Tailgate Pivot Mount, Dump Box Salt Spreaders for use by the Cheektowaga Highway Department at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on March 12, 1993 at 11 AM.

Information for bidders and specifications may be obtained from the office of Christopher J. Kowal Superintendent of Highways, at his office located at 3145 Union Road, Cheektowaga, NY. Bids must be enclosed in an opaque envelope plainly marked "THREE NEW AND UNUSED SLIP-THROUGH-TAILGATE PIVOT MOUNT DUMP BOX SALT SPREADERS".

Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

Richard M. Moleski  
 Town Clerk

PUBLISH: MARCH 4, 1993

Item No. 5b Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, it is in order that bids be advertised to cover the replacement of sidewalks 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 replacement of sidewalks, said notice to be published in the CHEEKTOWAGA TIMES, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on March 12, 1993 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 Board of the Town of Cheektowaga on March 12, 1993 at 11:00 A.M. Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the replacement of sidewalks in various locations in the Town of Cheektowaga.

Information for bidders and specifications may be obtained from the Highway Superintendent at 3145 Union Road, Cheektowaga, New York.

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 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: March 1, 1993

\*\*\*\*\*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

Melissa Gugliuzza....., of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 ..... clerk..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication..... March 4, 1993..... ;  
 last publication..... March 4, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

*Melissa Gugliuzza*  
 .....

Sworn to before me this .....<sup>4th</sup>.....

day of ..... March....., 1993....

*Margaret J. Bourdette*  
 .....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE  
 NOTICE TO BIDDERS**  
 Sealed proposals will be received  
 and considered by the Town Board of  
 the Town of Cheektowaga on March  
 12, 1993 at 11:00 A.M. Eastern Day-  
 light Savings Time, at the Town Hall,  
 corner of Broadway and Union Roads,  
 for the replacement of sidewalks in  
 various locations in the Town of  
 Cheektowaga.  
 Information for bidders and specifi-  
 cations may be obtained from the  
 Highway Superintendent at 3145 Union  
 Road, Cheektowaga NY.  
 The Town Board reserves the right  
 to consider informal any bid not pre-  
 pared and submitted in accordance  
 with the provisions of the specifica-  
 tions 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 accompa-  
 nied 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  
**PUBLISH: MARCH 4, 1993**

Item No. 6 Motion by Councilman Rogowski, Seconded by Councilman Jaworowicz

WHEREAS, the preservation of the state aid for local highways is essential towards improving the safety, efficiency and structural quality of streets, highway resurfacing and bridge work at the local level, and

WHEREAS, in 1991, Governor Cuomo signed into law legislation creating a Dedicated Highway and Bridge Trust Fund, yet at this time there still is not any dedicated source of revenue for the trust fund, and

WHEREAS, until recent years local governments relied on state aid revenue sharing to fund their road and bridge infrastructure and already state aid has been reduced to only 15 - 20% of local government highway budgets, and

WHEREAS, local governments cannot bear further reductions in state aid, and

WHEREAS, New York State has a duty to support local governments in their efforts to stabilize the regressive property taxes on which we depend and any further reduction or elimination of state aid for highway and bridges would seriously affect municipal road construction and maintenance, and

WHEREAS, towns already receive a disproportionate share of highway funds according to the Erie County Town Highway Superintendents' Association as follows: the County of Erie receives \$3,900 per mile, cities receive \$2,600 per mile, villages receive \$1,880 per mile and towns only receive \$780 per mile, and

WHEREAS, New York State government has a duty to establish a source of revenue for this Dedicated Highway and Bridge Trust Fund without keeping local governments and their constituents in a constant state of uncertainty with regard to their financial planning and budgeting;

NOW, THEREFORE, BE IT RESOLVED, that the Board of the Town of Cheektowaga commends the creation of this Dedicated Highway and Bridge Trust Fund to assist local municipal highway infrastructure work, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Cheektowaga urges the New York State governor, legislature and senate to complete the Dedicated Highway and Bridge Trust Fund by establishing a dedicated source of revenue, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Cheektowaga urges the State government to establish a more equitable system of distributing current revenues for highway maintenance so that Towns are not bearing an unfair burden of the financial responsibility, and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Cheektowaga is hereby directed to furnish a certified copy of this resolution to Governor Mario M. Cuomo, Senator William Stachowski, Assemblyman Paul Tokasz, and Richard A. Smith, President of the Erie County Town Highway Superintendents' Association, and all municipal governments of Erie County.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 7 Motion by Councilman Gabryszak, Seconded by Councilman Blachowski

WHEREAS, the Town of Cheektowaga is desirous of utilizing certificates of participation to finance the construction of the proposed Cheektowaga Municipal Golf Course, and

WHEREAS, due to the fact that such certificates of participation require entering into a lease arrangement with respect to dedicated parkland, it is necessary that special State legislation be enacted to authorize same, and

Item No. 7 continued

WHEREAS, bills have been introduced in the State Senate (S.1766) and Assembly (A.2997) to authorize the Town to enter into the necessary lease arrangements for the proposed golf course, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby requests the State Senate and Assembly to enact Senate Bill 1766 and Assembly Bill 2997, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to execute the Home Rule Request forms for the aforementioned Senate and Assembly bills and to forward same to the Home Rule Counsels for the Senate and Assembly, with copies to Senator William Stachowski and Assemblyman Paul Tokasz.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 8 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

WHEREAS, this Town Board has previously adopted Investment guidelines, and

WHEREAS, such law took effect on November 28, 1992, and the Town Board stated its intention to comply with these new regulations by March 1, 1993 pending finalization of these regulations by the State Comptroller's Office, and

WHEREAS, these final regulations were not forwarded to the Town until February 23, 1993, which creates undue hardship for the Town to meet this deadline in the formal updating of the Town's Investment Policy, NOW, THEREFORE, BE IT

RESOLVED, that this Board hereby agrees to come into conformity to Chapter 708 of the Laws of 1992 on or before May 1, 1993 and to take all steps reasonable and necessary to expedite compliance with such new investment guidelines.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

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

WHEREAS, the following referenced projects are being proposed by the Town of Cheektowaga:

1. Road Intersection Work - includes work at the intersections of French Road and Brentwood Drive; French Road and Towers Boulevard; and Joseph Street and Nagel Drive
2. Sanitation Storage Garage
3. Sidewalks Along Union Road

and

WHEREAS, the Town desires to adopt bond resolutions to finance these projects, and

WHEREAS, each of these projects requires environmental review under the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the Town Environmental Review Advisory Committee has reviewed such projects and has recommended that this Town Board issue negative declarations under SEQRA for same, NOW, THEREFORE, BE IT

Item No. 9 continued

RESOLVED, that this Town Board hereby issues negative declarations under SEQRA with respect to the above mentioned projects, and BE IT FURTHER

RESOLVED, that the Town Intake Officer be and hereby is directed to file these declarations with the appropriate agencies.

\* \* \* \* \*

MOTION BY COUNCILMAN JOHNSON, SECONDED BY SUPERVISOR SWIATEK TO AMEND THE ABOVE RESOLUTION AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\* \* \* \* \*

AMENDED

WHEREAS, the following referenced project is being proposed by the Town of Cheektowaga:

- 1. Sanitation Storage Garage

WHEREAS, the Town desires to adopt a bond resolution to finance this project, and

WHEREAS, this project requires environmental review under the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, the Town Environmental Review Advisory Committee has reviewed such project and has recommended that this Town Board issue a negative declaration under SEQRA for same, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby issues a negative declaration under SEQRA with respect to the above referenced project, and BE IT FURTHER

RESOLVED, that the Town Intake Officer be and hereby is directed to file this declaration with the appropriate agencies.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 10a Motion by Councilman Gabryszak, Seconded by Councilman Solecki

WHEREAS, grant monies are available through the National Endowment for the Arts - Folk Arts program to support activities which promote the understanding of cultural traditions; and

WHEREAS, many of the residents of Cheektowaga share a rich Polish heritage steeped in tradition which is passed from generation to generation; and

WHEREAS, the Town is interested in offering recreational programming which embodies educational benefits, and

WHEREAS, the Town is in need of financial assistance to enhance activities offered in conjunction with recreational programming; and

WHEREAS, the Town desires the preparation and submission of a grant application in an amount not to exceed \$17,000; NOW, THEREFORE, BE IT



Item No. 10a continued

RESOLVED, that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to enable the Town to apply for the grant from this program to offer a series of workshops highlighting Christmas traditions in Poland and BE IT FURTHER

RESOLVED, that should the grant application be awarded, the Town's share of required matching funds will be in the form of in-kind goods and services and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of this grant.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 10b Motion by Councilman Gabryszak, Seconded by Councilman Solecki

WHEREAS, grant monies are available through the New York State Council on the Arts- Folk Arts program to support activities associated with the 1993 Cheektowaga Polish-American Festival, and

WHEREAS, the Town is in need of financial assistance to enhance activities offered in conjunction with the folk arts component of the Cheektowaga Polish-American Festival; and

WHEREAS, the Town desires the preparation and submission of a grant application requesting funding for three years in the amount of \$5,000 per year; NOW, THEREFORE, BE IT

RESOLVED, that Robert J. Miller and Associates, the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to enable the Town to apply for the grant from this program,

RESOLVED, that should the grant application be awarded, the Town's share of required matching funds, not to exceed a total of \$8,000.00 per year, is available from the General Fund-Celebrations, Polish Festival Celebration budget line #0100-7550-4374 and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents pertaining to the application and acquisition of this grant.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 10c Motion by Supervisor Swiatek, Motion by Councilman Solecki

WHEREAS, the Town, in its 1993 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreements between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organizations listed below have completed and returned signed agreements and their accounting report from the 1992 funding to the Town, NOW, THEREFORE, BE IT

Item No. 10c continued

RESOLVED, that this Town Board hereby approves agreements in the forms attached to this resolution, with the cultural and not-for-profit organizations listed below for the amounts listed, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached with the following referenced cultural and not-for-profit organizations for the following respective amounts:

<u>Cultural/Not-For-Profit</u>	<u>Funding Approved</u>
Cheektowaga Art Guild	\$832.00
Cheektowaga Garden Club	374.00

and, BE IT FURTHER

RESOLVED, that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization out of the respective cultural group budget line item in the 1993 Town budget.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

AGREEMENT

This AGREEMENT, dated March 1, 1993, is made by and between the CHEEKTOWAGA ART GUILD, being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Eight Hundred Thirty-Two and No/100 Dollars (\$832.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of

the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Eight Hundred Thirty-Two and No/100 Dollars (\$832.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

CHEEKTOWAGA ART GUILD

By James Donald Pres

TOWN OF CHEEKTOWAGA

By [Signature]  
Supervisor

## SCHEDULE A

### ACTIVITIES TO BE PERFORMED

The purpose of the Cheektowaga Art Guild is to bring Art and Culture through art to all residence of the community. The Guild invites all persons interested in all forms of art to join our group.

Twelve months of the year our art is on display in Cheektowaga libraries, banks, restaurants and the Auto Bureau.

The Board meets on the fourth Thursday of each month at the Recreation Center at Town Park.

Members meet on the second Thursday of each month, except July and August, for learning demonstrations by a teaching artist. The meetings are free, open to the public and are held at the Recreation Center.

JANUARY- Meeting and a demonstrator.

FEBRUARY- Each year our members create up to 900 Valentines for distribution to Erie County Home residents and to the residents of Nursing Homes in Cheektowaga.

JUNE- We have a judged Spring Art Show yearly at the M & T Bank or another suitable Cheektowaga location.

JULY- Our 30th Annual Outdoor Arts & Crafts competition will be held in conjunction with the Cheektowaga Cultural Society weekend and with the Chamber of Commerce Food Fest.

SEPTEMBER- First regular meeting is held. Appoint nominating committee to select officers for 1993.

OCTOBER- Our members display their art during the Historical Society's Apple Fest.

NOVEMBER- Election of officers

DECEMBER- Christmas Art Show at M & T Bank or other suitable Cheektowaga locations. Installation of officers.

We participate in the Spirit of Sharing event by sponsoring guests from local Nursing Homes.

We create Christmas cards and collect donations of Christmas gifts for the Erie County Home Residents and for the Nursing Home residents in Cheektowaga.

\*\* Once a year an Art oriented trip is planned. \*\*

SCHEDULE B  
PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS  
ARE TOWN OF CHEEKTOWAGA RESIDENTS  
(List of Officers and Directors and Their Addresses)

✓ PRESIDENT ✓

Florence Dumke  
Bowmansville, NY 14026

✓ TREASURER

Carol Reiller  
Cheektowaga, NY 14225

✓ CORRESPONDENT SECRETARY

Marty Fernald  
Cheektowaga, NY 14227

✓ EXHIBIT CHAIRMAN

Richard Hennessey  
Cheektowaga, NY 14225

✓ MEMBERSHIP CHAIRMAN

SUNSHINE CHAIRMAN  
Adele Siegel

Cheektowaga, NY 14227

REPS. TO INTER COUNCIL & CULTURAL SOCIETY

Marge Gorski  
Cheektowaga, NY 14225

✓ TELEPHONE CHAIRMAN

Marcy Hennessey  
Cheektowaga, NY 14225

INDOOR/OUTDOOR CHAIRMAN

Francis Byrnes  
Cheektowaga, NY 14227

✓ VICE-PRESIDENT

Nancy Taglienti  
Depew, NY 14043 (Cheek.)

✓ RECORDING SECRETARY

Robert Becht  
Lancaster, NY 14086

✓ SGT. AT ARMS

Walter Senchoway  
Depew, NY 14043 (Cheek.)

✓ PUBLICITY  
HISTORIAN

Lucille McCabe  
Cheektowaga, NY 14225

✓ HOSPITALITY

Kay Patti  
Depew, NY 14043 (Cheek.)

✓ PROGRAM CHAIRMAN

Margaret Koehler  
Cheektowaga, NY 14225

AGREEMENT

This AGREEMENT, dated Feb. 19, 1993, is made by and between the CHEEKTOWAGA GARDEN CLUB, being a cultural organization primarily active in the presentation of cultural events within the Town and hereinafter referred to as the Party of the First Part, and the TOWN OF CHEEKTOWAGA, a municipal corporation organized and existing under the laws of the State of New York, hereinafter referred to as the Party of the Second Part.

WITNESSETH:

WHEREAS, the Party of the First Part has organized and conducted on numerous occasions in the past various programs for the benefit, and the cultural development of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the First Part has proposed to continue such cultural events, demonstrations and performances for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, the Party of the Second Part has authorized the appropriation and expenditure of funds in the sum of Three Hundred Seventy-Four and No/100 Dollars (\$374.00) for the promotion of the activities of the Party of the First Part pursuant to authority granted to said Town Board under the provisions of the Town Law of the State of New York known as Section 64, Subdivision 17-b.

THEREFORE, for and in consideration of the promises and the mutual covenants contained in this agreement, the Party of the Second Part and the Party of the First Part hereby agree as follows:

FIRST: That the Party of the First Part shall hold various programs, as listed on the attached Schedule A, within the boundaries of



the Town of Cheektowaga for the benefit and cultural development of the residents of the Town of Cheektowaga. That the various activities shall take place during the 1993 calendar year, and said period shall constitute the term of this Agreement,

SECOND: That the Party of the Second Part agrees to make available to the Party of the First Part a sum not to exceed Three Hundred Seventy-Four and No/100 Dollars (\$374.00) on or before June 1, 1993.

THIRD: Funding provided by the Party of the Second Part to the Party of the First Part pursuant to paragraph numbered "SECOND" of this Agreement shall be subject to the Party of the First Part submitting proof to the Party of the Second Part verifying that 80% of the officers and directors of the Party of the First Part are residents of the Town of Cheektowaga; such proof shall be shown on the attached Schedule B.

FOURTH: That the Party of the First Part shall expend the funds provided by the Party of the Second Part exclusively for all activities as specified in Schedule A attached hereto, said events performed exclusively for the benefit of the residents of the Town of Cheektowaga.

FIFTH: That full payment shall be made upon approval by the Party of the Second Part and audit and warrant by the Town's Accounting Department of a voucher executed by an authorized officer of the Party of the First Part.

SIXTH: That the Party of the First Part shall keep accurate and separate accounting and fiscal records in accordance with Generally Accepted Accounting Practices, maintain an efficient and accurate cost keeping system for records of all receipts and disbursements (including adequate supporting documentation, i.e., invoices) of all funds attributable to this agreement, and shall produce such records for examination at such reasonable

time or times as may be designated by the Party of the Second Part or its duly authorized representatives and shall permit extracts therefrom and copies thereof to be made by the Party of the Second Part or its duly authorized representatives.

SEVENTH: The Party of the First Part agrees to furnish verified accounts of its disbursements hereunder with certified or verified invoices thereto attached at such times as the Party of the Second Part may determine and in such form and detail as may be required by the Chief Accountant for the Party of the Second Part; and the Party of the First Part shall submit an annual financial report, duly signed by its President and Secretary, within sixty (60) days after the end of 1993.

EIGHTH: That the Party of the First Part agrees to indemnify, save and hold harmless the Party of the Second Part, its agents and employees of and from any and all claims, demands, actions, or causes of action of whatsoever nature or character arising out of or by reason of the execution or performance of the work and services provided for in this agreement, and further agrees to defend at its own cost and expense, any action or proceeding commenced for the purpose of asserting any claim of whatsoever character arising out of this Agreement.

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

CHEEKTOWAGA GARDEN CLUB

By Lorraine A. Gano President  
Diane Koczon - Secretary

TOWN OF CHEEKTOWAGA

By [Signature]  
Supervisor

SCHEDULE A

ACTIVITIES TO BE PERFORMED

1993

Planting -

1. Cleveland Hill High School \$ 30.  
We meet here monthly.
2. at the Cheektowaga Historical Museum \$ 25.
3. Participation in 4th of July Parade \$ 25.
4. War of 1812 Cemetery \$ 40.

Cultural Weekend \$ 150.

Speakers and Workshops \$ 150.

Easter Tray favors for Welcome - \$ 50.  
Meals on Wheels, North and South Cheektowaga

Mother's Day Tray favors, for \$ 50.  
Manor Oak Nursing Home  
Cheektowaga

Planting a tree in memory of \$ 98.  
our deceased members in the  
Town.

Postage & Office Supplies \$ 56.  
& Printing

Total

\$ 674.00

SCHEDULE B

PROOF THAT 80% OR MORE OF THE OFFICERS AND DIRECTORS  
ARE TOWN OF CHEEKTOWAGA RESIDENTS

(List of Officers and Directors and Their Addresses)

Officers

1993 - 1994

President - Mrs. Lorraine Alfano

Williamsville, N.Y. 14221

1<sup>st</sup> Vice-President - Mrs. Betty Patrosola

Cheektowaga, N.Y. 14225

2<sup>nd</sup> Vice-President - Mrs. Pally Pritchard

Cheektowaga, N.Y. 14225

Corres. - Secretary - Mrs. Maymie Isoski

Cheektowaga, N.Y. 14225

Recording - Secretary - Mrs. Diane Kozon

Cheektowaga, N.Y. 14215

Treasurer - Mrs. Bernice Marshall

Cheektowaga, N.Y. 14225

Committee Chairman  
1993 - 1994

Advisory - Mrs. Bernice Marshall

Cheektowaga, N.Y. 14225

Civic Projects & Exhibits - Mrs. Henry Gauski

Cheektowaga, N.Y. 14225

Senesque - Mrs. Janet Jindra

Cheektowaga, N.Y. 14225

Horticulture & Conservation - Mrs. Luella Leimbinger

Amherst, N.Y. 14226

Cheektowaga Garden Club  
Budget for 1992

Cheek numbers from 112 to 128 inclusive

Planting

Cleveland Hill High School -	25.00
Cheektowaga Historical Museum -	25.00
4 <sup>th</sup> of July Parade -	15.00
War of 1812 Cemetery -	30.00
Printing of Year Book	13.20

Postage -

Speakers & Workshop	80.00
---------------------	-------

Stured week end

Made two hundred Christmas <sup>tray</sup> trays ware for Garden State Manor Health care facility	110.00
	38.00

Sponsored two patients from  
Garden State Manor Health Care facility

	30.00
<u>total</u>	<u>397.70</u>

Item No. 10d Motion by Councilman Johnson, Seconded by Councilman Rogowski

WHEREAS, the U.S. Army Corps of Engineers, together with the U.S. Geological Survey, had constructed a stream gaging station on Scajaquada Creek at Pine Ridge Road to continuously monitor Scajaquada Creek flows, AND

WHEREAS, said stream flow data was used in the justification and design of the Scajaquada Creek Flood Control Project, AND

WHEREAS, the U.S. Geological Survey is willing to continue operation of this gaging station if the Town of Cheektowaga will enter into an agreement with them to share in the cost of operation, AND

WHEREAS, the Town Engineer has had access to this station and its flow recorders and advises that this continuous creek recording has been advantageous to the Town's Sanitary Sewer District No. 5 area in providing advance warning on flood potentials, NOW, THEREFORE, BE IT

RESOLVED, that the request to continue operation of the Scajaquada Creek gaging station in approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is directed and authorized to sign the agreement with the U.S. Department of the Interior for the contract period of October 1, 1992 to September 30, 1993, AND, BE IT FURTHER

RESOLVED, that the Town's cost of \$4,425.00 is to be charged to Sewer District No. 5, Account #2500-8125-4543.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 10e Motion by Councilman Rogowski, Seconded by Councilman Johnson

WHEREAS, on September 30, 1991, a vehicle driven by Howard L. Davis caused damage to a Town-owned pedestrian cross signal pole on French Road at Towers Boulevard and other privately-owned property, and

WHEREAS, damage to such pole was estimated at \$1,145.00 minus depreciation of \$140 (net damage - \$1,005.00), and

WHEREAS, due to the fact that Mr. Davis had minimal property damage coverage and there were multiple claims against him as a result of this accident, Progressive Casualty Insurance Company, the insurance carrier representing Mr. Davis, has offered the Town \$850, and

WHEREAS, this Town Board feels that this claim should be settled for the offered amount, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts payment in the amount of \$850.00 in full settlement of the above referenced claim, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Full Release of all Claims and Demands form.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

FULL RELEASE OF ALL CLAIMS AND DEMANDS

January 8, 1992

Date

KNOW ALL BY THESE PRESENTS, that I, Town of Cheektowaga

\_\_\_\_\_ for and in consideration of the sum of Eight hundred fifty and  
00/100 Dollars (\$ \*\*\*850.00\*\*\* ), the receipt whereof is hereby acknowledged,

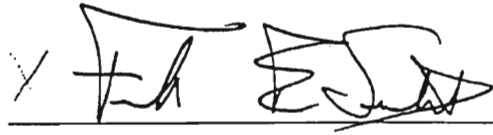
does (do) hereby for my (our) heirs, executors, administrators, successors and assigns and any and all other persons, firms, employers, corporations, associations, or partnerships release, acquit and forever discharge \_\_\_\_\_  
Howard L. Davis and Progressive Casualty Insurance Company

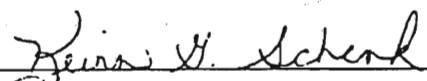
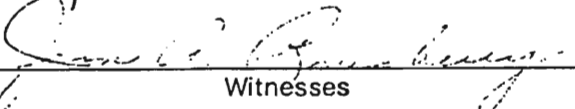
of and from any and all claims, actions, causes of actions, demands, rights, damages, costs, property damage, loss of wages, expenses, hospital medical and nursing expenses, accrued or unaccrued claims for loss of consortium, loss of support or affection, loss of society and companionship on account of or in any way growing out of, any and all known and unknown personal injuries and damages resulting from an automobile accident which occurred on or about September 30, 1991, at or near French Road in Cheektowaga, NY

It is understood and agreed that this settlement is in full compromise of a doubtful and disputed claim as to both questions of liability and as to the nature and extent of the injuries and damages, and that neither this release, nor the payment pursuant thereto shall be construed as an admission of liability, such being denied.

It is further understood and agreed that the undersigned relies wholly upon the undersigned's judgment, belief, and knowledge of the nature, extent, effect, and duration of said injuries and liability therefore and is made without reliance upon any statement or representation of the party or parties hereby released or their representatives.

I have read this release and understand it.

Signed:   
Frank E. Swintek, Supervisor

  
  
Witnesses



Item No. 10f Motion by Supervisor Swiatek, Seconded by Councilman Solecki

WHEREAS, the Town's Investment Guidelines authorize the Town to invest moneys through a repurchase agreement, and

WHEREAS, the Town has had arrangements with Key Bank of New York in the past, and

WHEREAS, Key Bank of New York has submitted the attached repurchase agreement to the Town, and

WHEREAS, such repurchase agreement is acceptable to the Town's Supervising Accountant, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Master Repurchase Agreement with Key Bank of New York, and BE IT FURTHER

RESOLVED, that the following named individuals shall be named in such agreement as those individuals authorized to act on behalf of the Town with respect to such agreement:

Supervisor

Supervising Accountant

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

\*\*\* NEW AGREEMENT ACCEPTED LATER IN YEAR AND WILL SUPERCEDE  
THIS AGREEMENT \*\*\*

MASTER REPURCHASE AGREEMENT

THIS AGREEMENT made this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, is between Key Bank of New York, 66 South Pearl Street, Albany, New York 12207 ("Seller"), and \_\_\_\_\_, having a mailing address at \_\_\_\_\_, ("Purchaser").

WHEREAS, the parties intend to engage in repurchase transactions from time to time, whereby Seller sells certain securities to Purchaser, and Seller agrees to repurchase from Purchaser, such securities at a future date and at a stated price plus interest;

WHEREAS, the parties hereto wish to set forth the rights and obligations of Seller and Purchaser in connection with such sale and repurchase transactions, all in accordance with the terms and conditions of this Agreement and such further terms as may be contained in written confirmations from Seller to Purchaser evidencing specific repurchase transactions;

NOW, THEREFORE, in consideration of the mutual promises and covenants contained herein, the parties hereto agree as follows:

1. ESTABLISHMENT OF PURCHASER'S ACCOUNT.

Purchaser's Account wherein proceeds will be charged and credited will be \_\_\_\_\_ at Seller.  
(Customer Name and Account Number)

2. SPECIFIC REPURCHASE TRANSACTIONS.

(a) Either Seller or Purchaser may propose that the parties enter into a specific repurchase transaction by giving the other party oral or written notice of the proposed repurchase transaction. If an agreement is reached, (a) Seller shall debit Purchaser's Account in an amount equal to the purchase price; (b) Seller shall confirm in writing to Purchaser all of the terms of the specific repurchase transaction, including the initial amount which Purchaser will pay for the securities, the term and repurchase date of the specific repurchase transaction, and a description of the subject securities, including the issuer, the principal amount, the term, and the interest rate thereon (or if the subject securities bear no interest rate, the discount to the principal amount), and shall send such confirmation by first class mail to Purchaser at Purchaser's address shown above; and (c) Seller shall deliver the purchased securities to the Seller's Account titled "Key Bank of New York, with the Federal Reserve Bank of New York.

(b) All specific repurchase transactions shall be subject to the terms of this Agreement. In the event of conflict between the terms of a specific repurchase transaction and the terms of this Agreement, the terms of this Agreement shall control.

3. TERMINATION OF SPECIFIC REPURCHASE TRANSACTION.

On the repurchase date of a specific repurchase transaction, the Seller shall credit the repurchase price to Purchaser's Account against simultaneous release to Seller of the purchased securities.

4. INTEREST.

Seller shall be entitled to all coupon interest and other sums paid by issuers in respect of purchased securities.

5. DISCLOSURE REQUIRED BY REGULATIONS APPLICABLE TO SELLER.

(a) THE FUNDS HELD BY SELLER PURSUANT TO A REPURCHASE TRANSACTION ARE NOT A DEPOSIT, AND THEREFORE, ARE NOT INSURED BY THE FEDERAL DEPOSIT INSURANCE CORPORATION.

(b) SELLER IS NOT PERMITTED TO SUBSTITUTE OTHER SECURITIES FOR THOSE SUBJECT TO THIS AGREEMENT AND THEREFORE MUST KEEP PURCHASER'S SECURITIES SEGREGATED AT ALL TIMES UNLESS, IN THIS AGREEMENT, PURCHASER GRANTS SELLER THE RIGHT TO SUBSTITUTE OTHER SECURITIES (SEE SECTION 6 BELOW). IF PURCHASER GRANTS THE RIGHT TO SUBSTITUTE, THIS MEANS THAT PURCHASER'S SECURITIES WILL LIKELY BE COMMINGLED WITH SELLER'S OWN SECURITIES DURING THE TRADING DAY. PURCHASER IS ADVISED THAT, DURING ANY TRADING DAY THAT PURCHASER'S SECURITIES ARE COMMINGLED WITH SELLER'S SECURITIES, THEY MAY BE SUBJECT TO LIENS GRANTED BY SELLER TO THIRD PARTIES AND MAY BE USED BY SELLER FOR DELIVERIES ON OTHER SECURITIES TRANSACTIONS. WHENEVER SECURITIES ARE COMMINGLED, SELLER'S LIABILITY TO RESEGREGATE SUBSTITUTE SECURITIES FOR PURCHASER WILL BE SUBJECT TO SELLER'S ABILITY TO SATISFY ANY LIEN OR TO OBTAIN SUBSTITUTE SECURITIES.

\*\*\*\*\*

6. SELLER'S RIGHT TO SUBSTITUTE SECURITIES.

Seller shall be entitled to substitute different securities in the Purchaser's Account sold to Purchaser (or for securities subsequently substituted for such securities). Seller shall send Purchaser written notification that such substitution has taken place.

7. REPRESENTATION AND WARRANTIES.

Purchaser represents and warrants that:

(a) This Agreement is legally entered into and does not violate any ordinance, charter, by-law, rule, statute, or agreement applicable to it.

(b) The person executing this Agreement on behalf of Purchaser has been duly and properly authorized by Purchaser to do so.

(c) The establishment of the Purchaser's Account has been duly authorized by Purchaser.

8. SECURITY INTEREST.

(a) Purchaser grants to Seller a security interest in all of Purchaser's right, title, and interest in securities subject to this Agreement and specific repurchase transactions, and in all proceeds of any such securities (such securities and proceeds are herein called "Collateral"), in order to secure the obligations of Purchaser to Seller under this Agreement.

(b) If any representation or warranty made by Purchaser in this Agreement shall be untrue when made, or if Purchaser shall fail or be unable to pay its debts as they become due, make any assignment for the benefit of creditors, or be the subject of any case or proceeding under any bankruptcy or insolvency law, then Seller shall have all the rights and remedies of a secured creditor under the Uniform Commercial Code and other applicable law and, without limiting the generality of the foregoing, shall have the right to retain the Collateral for Seller's own account in satisfaction of Purchaser's obligations under this Agreement.

9. PAYMENT AND DELIVERY.

Unless otherwise agreed by the parties, all payments hereunder shall be by debits form and credits to Purchaser's Account.

10. TERMINATION OF AGREEMENT.

This Agreement may be terminated by either party upon written notice to the other party; however, such termination shall not affect any specific repurchase transaction then outstanding.

11. AUTHORIZED PERSONS.

Until written notice to Seller by Purchaser to the contrary, the following persons shall be authorized to act on behalf of Purchaser, any one of whom shall have authority to purchase, sell give notices, and otherwise act under this Agreement on behalf of Purchaser:

Name and Title	Specimen Signature
_____	_____
_____	_____
_____	_____

12. ASSIGNMENT.

Purchaser shall not sell, pledge, assign, or otherwise transfer any of its right under this Agreement without the prior written consent of Seller.

13. ENTIRE AGREEMENT; MODIFICATION OR AMENDMENT.

This Agreement and the specific transaction confirmations constitute the entire agreement of the parties with respect to its subject matter and supersedes all prior oral and written agreements. No modification or amendment of this Agreement shall be binding unless in writing and executed by the parties to this Agreement.

14. GOVERNING LAW.

This agreement shall be governed by and constructed in accordance with the laws of the State of New York.

IN WITNESS WHEREOF, the parties hereto, each intending to be bound hereby, have caused this instrument to be executed by their duly authorized representatives as of the date first written above.

KEY BANK OF NEW YORK

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

\_\_\_\_\_  
Name of Purchaser

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Tax ID#: \_\_\_\_\_

Item No. 10g Motion by Councilman Blachowski, Seconded by Councilman Solecki

WHEREAS, the Town of Cheektowaga has instituted a Walden Avenue Facade Improvements Grant Program through the Office of Economic and Community Development, and

WHEREAS, said Program is funded with federal Community Development Block Grant funds from the Department of Housing and Urban Development, and

WHEREAS, the primary goal of the Walden Avenue Facade Improvements Grant Program is the revitalization and improvement of the Walden Avenue business district between Buffalo City Line and Harlem Road,

WHEREAS, Program Guidelines have been adopted to provide for the effective administration and implementation of said Program, and

WHEREAS, the Community Development Director has recommended that said Program Guidelines be amended in order to assure the achievement of program goals and to maximize revitalization efforts on Walden Avenue, now, therefore, be it

RESOLVED, that the Town Board hereby adopts the attached Amendments to the Walden Avenue Facade Improvements Grant Program Guidelines, said Guidelines effective retroactively to the initial adoption of said Program Guidelines, and Be It

Further Resolved, that the Supervisor be and hereby is authorized to execute, on behalf of Town, any agreement, mortgage discharge or other pertinent documents necessary to accomplish the goals and objectives of the Town's Walden Facade Improvements Grant Program consistent with the Program Guidelines previously adopted and herein amended.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Town of Cheektowaga  
Walden Avenue Facade Improvements Grant Program  
GUIDELINES

Program Amendments

March 1, 1993

Amendment 1 - Assistance Provided

**Original Wording**

A grant of up to ten-thousand dollars (\$10,000.00) will be provided, on a matching dollar-for dollar basis, to affect improvements to a building's facade.

Such procedures may include but are not limited to: establishment of escrow accounts for the property owner's funds; requiring that the property owner's funds be expended to pay the first 50% of project costs; or disbursing payments for work completed in the amount of 50% of the amount invoiced upon proof that the property owner's 50% share of the invoice amount has been paid.

**Amended Wording**

A grant of up to fourteen-thousand dollars (\$14,000.00) will be provided, on a matching ratio of 70 percent grant provided by the Town to 30 percent private funds provided by the participating property owner.

Such procedures may include but are not limited to: establishment of escrow accounts for the property owner's funds; requiring that the property owner's funds be expended to pay the first 30% of project costs; or disbursing payments for work completed in the amount of 70% of the amount invoiced upon proof that the property owner's 30% share of the invoice amount has been paid.

Town of Cheektowaga  
Walden Avenue Facade Improvements Grant Program Guidelines  
Amendments

Amendment 2 - Disbursement

Original Wording

Funds will be disbursed in the form of a two-party check upon the submission of an invoice and voucher to the Town, and following an inspection and sign-off of the work performed and acceptance of said work by the property owner and the Town.

Amended Wording

Funds will be disbursed in the form of a two-party check upon the submission of an invoice and voucher to the Town, and following an inspection and sign-off of the work performed and acceptance of said work by the property owner and the Town. Funds may also be disbursed directly to the property owner upon submission of a voucher and proof that invoices submitted by the contractor(s) or vendor(s) to the property owner for the performance of approved facade work were paid by the property owner.



Item No. 11 Motion by Councilman Blachowski, Seconded by Councilman Johnson

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

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

WHEREAS, the aforesaid By-Laws provide that the Directors of the Cheektowaga Economic Development Corporation will be appointed by resolution of the Cheektowaga Town Board, and

WHEREAS, the Board of Directors of the Cheektowaga Economic Development Corporation has recommended the appointment and the re-appointment of the individuals listed below to the Board of Directors of the Cheektowaga Economic Development Corporation, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals are hereby re-appointed to the Board of Directors of the Cheektowaga Economic Development Corporation said term being effective immediately and until the successive reappointment of said Board of Director positions subsequent to April 1, 1996:

James Antkowiak  
Amedeo Duke  
Ralfa j. Musialowski  
Lawrence Budzilo

and, BE IT FURTHER

RESOLVED, that the following individuals are hereby appointed to the Board of Directors of the Cheektowaga Economic Development Corporation, said term being effective immediately and until the successive reappointment of said Board of Directors positions subsequent to April 1, 1996:

Casimir Kozminski  
Cheektowaga, New York 14227  
Jack P. Patterson  
Depew, New York 14043

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 12 Motion by Councilman Rogowski, Seconded by Councilman Solecki

WHEREAS, the term of Cheektowaga Public Library Board member Edward Szemraj expired on December 31, 1992, and

WHEREAS, this Town Board wishes to reappoint Edward Szemraj to another term on the Cheektowaga Public Library Board, NOW, THEREFORE, BE IT

RESOLVED, that Edward Szemraj be and hereby is reappointed as a member of the Cheektowaga Public Library Board, effective January 1, 1993 and expiring on December 31, 1997.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

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

WHEREAS, conferences, meetings and consultations are expected to be held between representatives of State and Federal agencies and others to transact business affecting the Town of Cheektowaga during the period ending December 31, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the Town Highway Superintendent and the Town Engineer be and hereby are authorized to attend such meetings as are necessary to transact business on behalf of the Town and the Highway Superintendent is authorized to attend the spring and fall meetings of the New York State Highway Superintendents and the Town Engineer is authorized to attend the June meeting of the New York Water Pollution Control Association and the fall conference of the Water Environment Federation, AND, BE IT FURTHER

RESOLVED, that all reasonable and necessary expenses to attend such meetings be reimbursed by the Town and chargeable to the Sewer District No. 5 Budget Items No. 2500-8125-4087 and 2500-8135-4087 and Highway Budget Item No. 0100-1910-4082.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 13b Motion by Supervisor Swiatek, Seconded by Councilman Jaworowicz

WHEREAS, the 11th Annual Conference of the New York State Town Clerks Association will be held from April 25-28, 1993 at the Amherst Marriott, and

WHEREAS, the Town Clerk has requested permission for himself and the First Deputy Town Clerk to attend this conference, and

WHEREAS, items of importance to the Town of Cheektowaga will be discussed at such conference, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk and First Deputy Town Clerk be and hereby are authorized to attend the aforementioned Town Clerk's Association Annual Conference, and BE IT FURTHER

RESOLVED, that registration fees totaling \$60.00 for such conference shall be paid from budget line item number 0100-1410-4001.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 13c Motion by Councilman Blachowski, Seconded by Councilman Jaworowicz

WHEREAS, the International Society of Fire Service Instructors will be conducting a "Fire Department Inspectors Conference" in Cincinnati, Ohio, on April 5 thru 7, 1993, AND

WHEREAS, Matthew D. Kawczynski and Edward J. Saternus, Fire Inspectors for the Town of Cheektowaga, have requested permission to attend such conference on April 5, 6 and 7, 1993, AND

WHEREAS, such conference will provide the Town's Fire Inspectors with up-to-date information and legislation on fire prevention and control, AND

WHEREAS, Matthew D. Kawczynski and Edward J. Saternus will attend such conference at no cost to the Town of Cheektowaga, NOW, THEREFORE, BE IT

Item No. 13c continued

RESOLVED, that Matthew D. Kawczynski and Edward J. Saternus be and are hereby authorized to attend the "Fire Department Instructors Conference" on April 5, 6 and 7, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 13d Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, the New York State Office of Alcoholism and Substance Abuse Services is conducting a regional training seminar entitled, "What Works in Prevention", Friday, March 5th, 1993, from 1:00 P.M. - 4:00 P.M. at the Sheraton Batavia, 8250 Park Road, Batavia, New York, and

WHEREAS, a representative from the Cheektowaga Action Partnership has been invited to attend said training, NOW, THEREFORE, BE IT

RESOLVED, that Ellen Fischer, Acting Project Director of the Cheektowaga Action Partnership, be authorized to attend and be reimbursed for any mileage and tolls incurred (0100-7320-4000).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 13e Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, the Cheektowaga Action Partnership is a grant funded program by the Federal Center for Substance Prevention, and

WHEREAS, one of the goals of the program is to offer training in substance abuse prevention training and related topics to Partnership members and community leaders, and

WHEREAS, the Wholistic Stress Institute, Inc., Pre-School Street Relief Project and The Center for Substance Abuse Prevention, is sponsoring The Second National Conference on Successful Prevention Model Program for Potential Achievers (High Risk) Children in Atlanta, Georgia on March 25-27, and BE IT FURTHER

RESOLVED, that Gabrielle C. Coyne, a CAP Program Coordinator, represent CAP at said conference with total costs not to exceed Eight Hundred and seventy-five Dollars to be reimbursed by CAP (100-7320-4000).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 13f Motion by Councilman Gabryszak, Seconded by Supervisor Swiatek

WHEREAS, Dorothy M. Schenkel, Program Coordinator for the Cheektowaga Action Partnership has been selected from a pool of national applicants to participate in a training program entitled the Management of Volunteers in Alcohol, Tobacco and other Drug Abuse Prevention Programs March 15th to the 18th in Washington, D.C., and

WHEREAS, the Center For Substance Abuse Prevention's National Volunteer Training Center will assume 100% of costs associated with said training, NOW, THEREFORE, BE IT

Item No. 13f continued

RESOLVED, that Dorothy M. Schenkel be authorized to attend said training March 15th through March 18th.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 14 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

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

1993

CAPITAL FUND

From: 5103-1910-2799 Appropriated Fund Balance \$ 60,000.00  
To: 5103-1440-9107 Ledyard Street Bridge 60,000.00

SPECIAL DISTRICT

From: 2500-1910-1935 Fire Loss Recoveries 115,000.00  
2500-8135-1431 Maintenance Man 289,906.00  
To: 2500-8135-1433 Pump Station Operator 289,906.00  
2500-8125-1930 Fire Loss Expense 15,000.00  
2500-8125-1935 Fire Loss Payroll 100,000.00

12/31/92

GENERAL FUND

From: 0100-9010-8121 FICA Expense 4,000.00  
0100-3120-1569 Part-Time Dispatcher 7,000.00  
To: 0100-1220-4231 Computer Expense 4,000.00  
0100-3120-1561 Dispatcher 7,000.00

HIGHWAY FUND

From: 0300-5141-1201 General Crew Chief 993.00  
0300-5141-1201 Auto Mechanic Crew Chief 400.00  
0300-5141-1343 Senior Account Clerk Typist 284.00  
0300-5141-1371 Clerk 392.00  
0300-5141-1391 Part-Time Clerical 33.00  
0300-5141-1402 Principal Engineer Assistant 208.00  
0300-5141-1421 Auto Mechanic Helper 1,372.00  
0300-5141-1422 General Mechanic 1,475.00  
0300-5141-1453 Creek Maintenance Worker 438.00  
0300-5141-1491 Part-Time Laborer 2,471.00  
0300-5141-1931 Labor Allocation 5,493.00  
0300-5141-1934 Labor Brush & Weeds 72,020.00  
0300-5141-1935 Labor Snow 12,217.00  
0300-5130-1701 Labor General 39,571.00  
0300-5150-1701 Labor General 44,602.00  
0300-9010-8975 Retirement Buyout 5,557.00  
To: 0300-5141-1203 Working Crew Chief 1,358.00  
0300-5141-1412 Laborer 9,288.00  
0300-5141-1414 MEO "B" 87.00  
0300-5141-1416 Tree Trimmer 10.00  
0300-5141-1442 Auto Mechanic 347.00  
0330-5141-1444 MEO "A" 2,285.00  
0300-5141-1445 Welder 248.00  
0300-5141-1933 Labor Allocation 39,571.00  
0300-5141-1937 Labor Improvements 44,602.00  
0300-5110-1701 Labor General 5,493.00  
0300-5140-1701 Labor General 72,020.00  
0300-5142-1701 Labor General 12,217.00

Item No. 14 continued

RISK RETENTION

From:	1000-1936-4703	General Judgments & Claims	15,000.00
To:	1000-1931-4703	Unemployment Judgments & Claims	15,000.00

LIGHTING DISTRICT

From:	9000-5182-4432	Repairs & Maintenance	\$ 19,000.00
	9000-5182-1809	Traffic Light Allocation	15,000.00
To:	9000-5182-4212	Electric-NYSEG	12,000.00
	9000-5182-4213	Electric-Niagara Mohawk	22,000.00

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 15 Motion by Supervisor Swiatek, Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrants are submitted to the Town of Cheektowaga prior to February 26, 1993 are hereby approved and made a part hereof:

GENERAL FUND	\$312,577.30
HIGHWAY FUND	89,928.78
TRUST & AGENCY FUND	7,577.61
CDBG HUD FUND	10,286.63
PART TOWN FUND	10,404.84
RISK RETENTION FUND	35,199.50
SPECIAL DISTRICTS FUND	195,530.89
HUD REHABILITATION FUND	8,756.00
CAPITAL FUND	42,725.03
	<hr/>
	\$712,986.58

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 16a Bond: Increase and Improvement of Facilities of the Consolidated Refuse and Garbage District

\*SEE NEXT PAGE(S) FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

March 1, 1993

\*\*\*\*\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on March 1, 1993, at 7:30 o'clock P.M. (Prevailing Time)

There were present: Honorable Frank E. Swiatek,  
Supervisor; and

Councilpersons: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard M. Moleski, Town Clerk

\* \* \*

At 7:30 o'clock P.M. (Prevailing Time) the Town Clerk stated that a public hearing had been called for this meeting at the Town Hall, Broadway and Union Road, in said Town at 7:30 o'clock P.M. (Prevailing Time) to consider the increase and improvement of facilities of the Consolidated Refuse and Garbage District, in the Town, and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law. The Town Clerk presented affidavits showing that certified copies of an Order calling said public hearing had

been published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the hearing in the said matter was now open and asked if there were any interested persons present who desired to be heard. The following persons appeared in favor of the increase and improvement of said facilities:

NONE

The following persons appeared in opposition to the increase and improvement of said facilities:

NONE

The Town Clerk reported that the following pertinent communications had been received:

NONE

The Town Clerk then read such communications to the meeting.

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

\* \* \*

On motion of Councilman Solecki, duly seconded by Councilman Jaworowicz the following Resolution and Order After Public Hearing was duly declared adopted on the following roll call vote:

AYES: 7

NOES: 0



A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 1st day of March, 1993.

PRESENT:

Hon. Frank E. Swiatek, Supervisor  
Patricia A. Jaworowicz Councilperson  
Dennis H. Gabryszak Councilperson  
Richard B. Solecki Councilperson  
William P. Rogowski Councilperson  
Jacqueline A. Blachowski, Councilperson  
Thomas M. Johnson, Jr., Councilperson

---

In the Matter  
of the

Increase and Improvement of Facilities of the Consolidated Refuse and Garbage District, in the Town of Cheektowaga, in the County of Erie, New York, pursuant to Section 202-b of the Town Law.

---

RESOLUTION AND  
ORDER AFTER PUBLIC  
HEARING

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of the Consolidated Refuse and Garbage District, in the Town (herein called "District"), has determined that it is necessary to provide for the increase and improvement of facilities of the District, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor

WHEREAS, the Town Board has adopted an order describing in general terms the proposed increase and improvement of the facilities, specifying the estimated cost thereof, and stating that the Town Board would meet to hear all persons interested in said increase and improvement of facilities on March 1, 1993, at

7:30 o'clock P.M. (Prevailing Time) at the Town Hall, Broadway and Union Road, in the Town; and

WHEREAS, copies of such Order, certified by the Town Clerk, were duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, such public hearing was duly held by the Town Board on this 1st day of March, 1993 at 7:30 o'clock P.M. (Prevailing Time) at the Town Hall, Broadway and Union Road, in the Town, considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities;

Now, therefor, on the basis of the information given at such hearing, it is hereby

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$1,911,600; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and a careful estimate of the expense for said increase and improvement of the facilities shall be made and with the assistance of the Town Attorney, a proposed contract for the execution of the work shall be prepared, and said estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be financed by the issuance of \$1,911,600 serial bonds of the Town, and the costs of said facilities including payment of principal of and interest on said bonds shall be paid by the assessment, levy and collection of assessments upon the several lots and parcels of land within the District which the Town Board shall deem especially benefited by said improvements, on an ad valorem basis, at the same time and in the same manner as other Town charges; and it is hereby


FURTHER ORDERED, that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Erie County within ten (10) days after adoption thereof.

DATED: March 1, 1993

TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

  
\_\_\_\_\_  
Supervisor

  
\_\_\_\_\_  
Councilperson



  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

(SEAL)

Members of the Town Board of the Town  
of Cheektowaga, New York

Councilman Solecki offered the following resolution and moved  
its adoption:

BOND RESOLUTION OF THE TOWN OF  
CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 1,  
1993, APPROPRIATING \$1,911,600 FOR THE  
INCREASE AND IMPROVEMENT OF FACILITIES OF  
THE CONSOLIDATED REFUSE AND GARBAGE  
DISTRICT, IN SAID TOWN, AND AUTHORIZING  
THE ISSUANCE OF \$1,911,600 SERIAL BONDS  
OF SAID TOWN TO FINANCE SAID  
APPROPRIATION.

Recital

WHEREAS, following a determination that it is necessary to provide for the increase and improvement of facilities of the Consolidated Refuse and Garbage District (herein called "District"), in the Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor; and, after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA,  
IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not  
less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town hereby appropriates the amount of  
\$1,911,600 for the increase and improvement of facilities of the  
District, consisting of the construction of a building, adjacent  
to the Town's Sanitation building on land owned by the Town,  
located at Broadway and Union Road, to house recycling trucks;  
and the acquisition of vac-all trucks, recycling trucks, packer  
trucks, a shredder and various computer and other equipment; at  
the estimated aggregate total cost of \$1,911,600, including  
original furnishings, equipment, machinery and apparatus required  
therefor. The estimated maximum cost of said specific object or  
purpose, including preliminary costs and costs incidental thereto  
and to the financing thereof, is \$1,911,600 and said amount is  
hereby appropriated therefor. The plan of financing includes the  
issuance of \$1,911,600 serial bonds of the Town to finance said  
appropriation and the assessment, levy and collection of special  
assessments upon the several lots and parcels of land within the  
District which the Town Board shall deem especially benefited by  
said improvements, on an ad valorem basis, at the same time and  
in the same manner as other Town charges.

Section 2. Serial bonds of the Town are hereby  
authorized to be issued in the principal amount of \$1,911,600,  
pursuant to the provisions of the Local Finance Law, constituting

Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness applicable to the purpose for which \$351,600 of the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 6 of the Law, is twenty-five years (25). The period of probable usefulness applicable to the purpose for which \$1,560,000 of the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 6 of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds, shall be general obligations of the

Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness applicable to the purpose for which \$351,600 of the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 6 of the Law, is twenty-five years (25). The period of probable usefulness applicable to the purpose for which \$1,560,000 of the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 6 of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds, shall be general obligations of the



(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication,  
or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Jaworowicz and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*

Councilman Solecki offered the following resolution and  
moved its adoption:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA,  
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in the "CHEEKTOWAGA TIMES" a newspaper published in the Cheektowaga, New York, and having a general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

\* \* \*

The adoption of the foregoing resolution was seconded by Councilman Jaworowicz and duly put to a vote on roll call, which resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on March 1, 1993 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 1st day of March, 1993.

(SEAL)

  
Town Clerk

STATE OF NEW YORK )  
                          : ss:  
COUNTY OF ERIE    )

RICHARD M. MOLESKI, being duly sworn upon his oath  
deposes and says:

That he is and at all the times hereinafter mentioned he  
was the duly elected, qualified and acting Town Clerk of the Town  
of Cheektowaga, in the County of Erie, State of New York; that on  
the 17<sup>th</sup> day of February, 1993, he caused to be conspicuously  
posted and fastened up a certified copy of the Order Calling  
Public Hearing, a true copy of which is annexed hereto and made a  
part hereof, on the sign board of said Town maintained pursuant  
to Section 30, subdivision 6, of the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jean A. Rosenberry  
Notary Public, State of New York

JEAN A. ROSENBERY  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
My Commission Expires Nov. 30, 1994

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 16th day of February, 1993.

PRESENT:

Hon. Frank E. Swiatek,	Supervisor
Patricia A. Jaworowicz	Councilperson
Dennis H. Gabryszak	Councilperson
Richard B. Solecki	Councilperson
William P. Rogowski	Councilperson
Jacqueline A. Blachowski	Councilperson
Thomas M. Johnson, Jr.	Councilperson

---

In the Matter  
of the

Increase and Improvement of Facilities of the Consolidated Refuse and Garbage District, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

---

ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of the Consolidated Refuse and Garbage District, in the Town (herein called "District"), has determined that it is necessary to provide for the increase and improvement of facilities of the District, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor;

Now, therefore, be it


ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on the 1st day of March, 1993 at 7:30 o'clock P.M. (Prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action

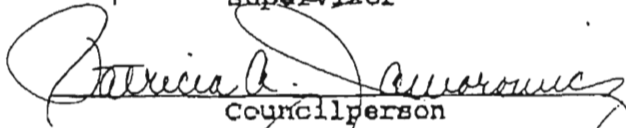
on the part of the Town Board with relation thereto as may be required by law; and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "CHEEKTOWAGA TIMES", a newspaper published in Cheektowaga, New York, and hereby designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

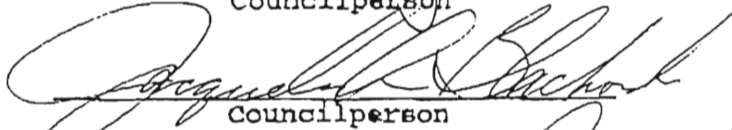
DATED: FEBRUARY 16, 1993

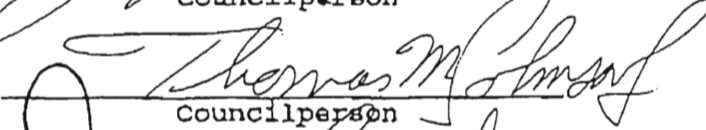
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

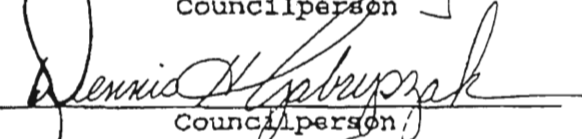
  
\_\_\_\_\_  
Supervisor

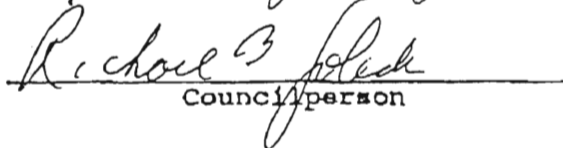
  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

(SEAL)

Members of the Town Board of the Town  
of Cheektowaga, New York

STATE OF NEW YORK )  
                          : ss.:  
COUNTY OF ERIE     )

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

(SEAL)

*Richard M. Moleski*  
\_\_\_\_\_  
TOWN CLERK



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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....clerk..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication.....March 4, 1993..... ;  
last publication.....March 4, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

Sworn to before me this .....<sup>4th</sup>.....

day of .....March....., 19<sup>93</sup>.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9<sup>3</sup>

**LEGAL NOTICE**

**BOND RESOLUTION IN THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 1, 1993, APPROPRIATING \$1,911,600 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF THE CONSOLIDATED REFUSE AND GARBAGE DISTRICT, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$1,911,600 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.**

**Recital**

WHEREAS, following a determination that it is necessary to provide for the increase and improvement of facilities of the Consolidated Refuse and Garbage District (herein called "District"), in the Town of Cheektowaga (herein called "Town"), in the county of Erie, New York, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor; and, after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Now, therefore, be it  
**RESOLVED BY THE TOWN BOARD OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK** (by the favorable vote of not less than two-thirds of all the members of said Town Board) **AS FOLLOWS:**  
Section 1. The Town hereby appropriates the amount of \$1,911,600 for

the increase and improvement of facilities of the District, consisting of the construction of a building, adjacent to the Town's Sanitation building on land owned by the Town, located at Broadway and Union Road, to house recycling trucks; and the acquisition of vac-all trucks, recycling trucks, packer trucks, a shredder and various computer and other equipment; at the estimated aggregate total cost of \$1,911,600, including original furnishings, equipment, machinery and apparatus required therefor. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,911,600 and the said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,911,600 serial bonds of the Town to finance said appropriation and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the District which the Town Board shall deem especially benefited by said improvements, on an ad valorem basis, at the same time and in the same manner as other Town charges.

Section 2. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$1,911,600, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness applicable to the purpose for which \$351,600 of the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 6 of the Law, is twenty-five years (25). The period of probable usefulness applicable to the purpose for which \$1,560,000 of the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 6 of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Sec-

tion 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing their terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said Notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

**NOTICE**

The resolution published herewith has been adopted on the 1st day of March, 1993, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CHEEKTOWAGA, in the County of Erie, New York is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

Richard M. Moleski  
Town Clerk

PUBLISH: MARCH 4, 1993

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

Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... clerk..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication... March 4, 1993..... ;  
last publication... March 4, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

Sworn to before me this .....<sup>4th</sup>.....

day of ..... March....., 19<sup>93</sup>.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE  
BOND RESOLUTION IN THE  
TOWN OF CHEEKTOWAGA, NEW  
YORK, ADOPTED MARCH 1, 1993,  
APPROPRIATING \$1,911,600 FOR  
THE INCREASE AND IMPROVE-  
MENT OF FACILITIES OF THE  
CONSOLIDATED REFUSE AND  
GARBAGE DISTRICT, IN SAID  
TOWN, AND AUTHORIZING THE  
ISSUANCE OF \$1,911,600 SERIAL  
BONDS OF SAID TOWN TO FI-  
NANCE SAID APPROPRIATION.**

**Recital**

WHEREAS, following a determi-  
nation that it is necessary to provide for  
the increase and improvement of faci-  
lities of the Consolidated Refuse and  
Garbage District (herein called "Dist-  
rict"), in the Town of Cheektowaga  
(herein called "Town"), in the county  
of Erie, New York, consisting of the  
construction of a building, adjacent to  
the Town's Sanitation building on land  
owned by the Town, located at Broad-  
way and Union Road, to house recy-  
cling trucks; and the acquisition of  
vac-all trucks, recycling trucks, packer

trucks, a shredder and various com-  
puter and other equipment; at the esti-  
mated aggregate total cost of  
\$1,911,600, including original fur-  
nishings, equipment, machinery and  
apparatus required therefor; and, after a  
public hearing duly called and held,  
the Town Board of the Town deter-  
mined that it is in the public interest to  
increase and improve the facilities of  
the District, and ordered that such  
facilities be increased and improved;  
Now, therefore, be it

**RESOLVED BY THE TOWN  
BOARD OF CHEEKTOWAGA, IN  
THE COUNTY OF ERIE, NEW  
YORK (by the favorable vote of not  
less than two-thirds of all the members  
of said Town Board) AS FOLLOWS:**

Section 1. The Town hereby appro-  
priates the amount of \$1,911,600 for

the increase and improvement of fa-  
cilities of the District, consisting of the  
construction of a building, adjacent to  
the Town's Sanitation building on land  
owned by the Town, located at Broad-  
way and Union Road, to house recy-  
cling trucks; and the acquisition of  
vac-all trucks, recycling trucks, packer  
trucks, a shredder and various com-  
puter and other equipment; at the esti-  
mated aggregate total cost of  
\$1,911,600, including original fur-  
nishings, equipment, machinery and  
apparatus required therefor. The esti-  
mated maximum cost of said specific  
object or purpose, including prelimi-  
nary costs and costs incidental thereto  
and to the financing thereof, is  
\$1,911,600 and the said amount is  
hereby appropriated therefor. The  
plan of financing includes the issuance  
of \$1,911,600 serial bonds of the  
Town to finance said appropriation  
and the assessment, levy and collec-  
tion of special assessments upon the  
several lots and parcels of land within  
the District which the Town Board  
shall deem especially benefited by said  
improvements, on an ad valorem ba-  
sis, at the same time and in the same  
manner as other Town charges.

Section 2. Serial bonds of the Town  
are hereby authorized to be issued in  
the principal amount of \$1,911,600,  
pursuant to the provisions of the Local  
Finance Law, constituting Chapter 33-  
a of the Consolidated Laws of the State  
of New York (herein called "Law"), to  
finance said appropriation.

Section 3. The following additional  
matters are hereby determined and  
stated:

(a) The period of probable useful-  
ness applicable to the purpose for  
which \$351,600 of the bonds author-  
ized by this resolution are to be issued,  
within the limitations of Section 11.00  
a. 6 of the Law, is twenty-five years  
(25). The period of probable useful-  
ness applicable to the purpose for  
which \$1,560,000 of the bonds author-  
ized by this resolution are to be issued,  
within the limitations of Section 11.00  
a. 6 of the Law, is ten (10) years.

(b) The proceeds of the bonds  
herein authorized and any bond anti-  
cipation notes issued in anticipation of  
said bonds may be applied to reim-  
burse the Town for expenditures made  
after the effective date of this resolu-  
tion for the purpose or purposes for  
which said bonds are authorized. The  
foregoing statement of intent with  
respect to reimbursement is made in  
conformity with Treasury Regulation  
Section 1.103-18 of the United States  
Treasury Department.

(c) The proposed maturity of the  
bonds authorized by this resolution  
will exceed five (5) years.

Section 4. Each of the bonds author-  
ized by this resolution and any bond  
anticipation notes issued in anticipa-  
tion of said bonds, shall contain the  
recital of validity prescribed by Sec-

tion 52.00 of the Law and said bonds  
and any notes issued in anticipation  
said bonds, shall be general obliga-  
tions of the Town payable as to both  
principal and interest by a general tax  
upon all the taxable real property  
within the Town without limitation as  
to rate or amount. The faith and credit  
of the Town are hereby irrevocably  
pledged to the punctual payment of the  
principal of and interest on said bonds  
and any notes issued in anticipation of  
the sale of said bonds and provision  
shall be made annually in the budget of  
the Town by appropriation for (a) the  
amortization and redemption of the  
bonds and any notes issued in anticipa-  
tion thereof to mature in such year and  
(b) the payment of interest to be due  
and payable in such year.

Section 5. Subject to the provisions  
of this resolution and of the Law, and  
pursuant to the provisions of Section  
30.00 relative to the authorization of  
the issuance of bond anticipation  
notes, and of Section 50.00 and Sec-  
tions 56.00 to 60.00 of the Law, the  
powers and duties of the Town Board  
relative to authorizing bond anticipa-  
tion notes and prescribing their terms,  
form and contents and as to the sale  
and issuance of the bonds herein au-  
thorized and of any bond anticipation  
notes issued in anticipation of said  
bonds, and the renewals of said Notes,  
are hereby delegated to the Supervisor,  
the chief fiscal officer of the Town.

Section 6. The validity of the bonds  
authorized by this resolution and of  
any notes issued in anticipation of said  
bonds, may be contested only if:

(a) such obligations are authorized  
for an object or purpose for which the  
Town is not authorized to expend  
money, or

(b) the provisions of law which  
should be complied with at the date of  
the publication of such resolution are  
not substantially complied with, and  
an action, suit or proceeding contest-  
ing such validity, is commenced  
within twenty days after the date of  
such publication, or

(c) such obligations are authorized  
in violation of the provisions of the  
constitution.

Section 7. This resolution shall take  
effect immediately.

200  
100  
87.50

**NOTICE**

The resolution published  
herewith has been adopted on the 1st  
day of March, 1993, and the validity of  
the obligations authorized by such  
resolution may be hereafter contested  
only if such obligations were author-  
ized for an object or purpose for which  
the TOWN OF CHEEKTOWAGA, in  
the County of Erie, New York is not  
authorized to expend money or if the  
provisions of law which should have  
been complied with as of the date of  
publication of this notice were not  
substantially complied with, and an  
action, suit or proceeding contesting  
such validity is commenced within  
twenty days after the publication of  
this notice, or such obligations were  
authorized in violation of the provi-  
sions of the constitution.

Richard M. Moleski  
Town Clerk

**PUBLISH: MARCH 4, 1993**

Item No. 16b Bond: Increase and Improvement of Facilities of Sanitary Sewer  
District No. 5

\*SEE NEXT PAGE(S) FOR ATTACHMENT

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,  
in the County of Erie, New York

March 1, 1993

\*\*\*\*\*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on March 1, 1993, at 7:00 o'clock P.M. (Prevailing Time)

There were present: Honorable Frank E. Swiatek,  
Supervisor; and

Councilpersons: Patricia A. Jaworowicz  
Dennis H. Gabryszak  
Richard B. Solecki  
William P. Rogowski  
Jacqueline A. Blachowski  
Thomas M. Johnson, Jr.

There were absent:

Also present: Richard M. Moleski, Town Clerk

\* \* \*

At 7:00 o'clock P.M. (Prevailing Time) the Town Clerk stated that a public hearing had been called for this meeting at the Town Hall, Broadway and Union Road, in said Town, at 7:00 o'clock P.M. (Prevailing Time) to consider the increase and improvement of facilities of Sewer District No. 5, in the Town, and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law. The Town Clerk presented affidavits showing that certified copies of and Order calling said public hearing had been published and posted pursuant to the provisions of Article 12 of the Town Law.

The Supervisor stated that the hearing in the said matter was now open and asked if there were any interested persons present who desired to be heard. The following persons appeared in favor of the increase and improvement of said facilities:

Stanley Stachewicz

The following persons appeared in opposition to the increase and improvement of said facilities:

NONE

The Town Clerk reported that the following pertinent communications had been received:

NONE

The Town Clerk then read such communications to the meeting.

The Supervisor inquired as to whether there were any other persons present who wished to be heard. No one appeared, whereupon the Supervisor declared the public hearing closed.

\* \* \*

On motion of Supervisor Swiatek, duly seconded  
by Councilman Jaworowicz, the following Resolution and Order After  
Public Hearing was duly declared adopted on the following roll  
call vote:

AYES: 7

NOES: 0



A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 1st day of March, 1993.

PRESENT:

Hon. Frank E. Swiatek, Supervisor  
Patricia A. Jaworowicz Councilperson  
Dennis H. Gabryszak Councilperson  
Richard B. Solecki Councilperson  
William P. Rogowski Councilperson  
Jacqueline A. Blachowski Councilperson  
Thomas M. Johnson, Jr. Councilperson

---

In the Matter  
of the

Increase and Improvement of Facilities of  
Sanitary Sewer District No. 5, in the Town of  
Cheektowaga, in the County of Erie, New York,  
pursuant to Section 202-b of the Town Law.

---

RESOLUTION AND  
ORDER AFTER PUBLIC  
HEARING

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of Sanitary Sewer District No. 5, in the Town (herein called "District"), has requested Chester L. Bryan, Town Engineer, an engineer duly licensed by the State of New York (herein called "Engineer"), to prepare a preliminary map, plan and report for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system; including, original furnishings, equipment, machinery and apparatus required therefor, at a cost not to exceed \$66,000; and

WHEREAS, the Engineer completed such map, plan and report and estimate of cost and filed same with the Town Board, and the Town Board thereafter adopted an order describing in general terms the proposed increase and improvement of the facilities, specifying the estimated cost thereof, and stating

that the Town Board would meet to hear all persons interested in said increase and improvement of facilities on March 1, 1993, at 7:00 o'clock P.M. (Prevailing Time) at the Town Hall, Broadway and Union Road, in the Town; and

WHEREAS, copies of such Order, certified by the Town Clerk, were duly published and posted pursuant to the provisions of Article 12 of the Town Law; and

WHEREAS, such public hearing was duly held by the Town Board on this 1st day of March, 1993 at 7:00 o'clock P.M. (Prevailing Time) at the Town Hall, Broadway and Union Road, in the Town, considerable discussion on the matter having been had and all persons desiring to be heard having been heard, including those in favor of and those in opposition to said increase and improvement of the facilities; and

WHEREAS, the Town Board has given due consideration to the impact that the increase and improvement of facilities of the District may have on the environment and on the basis of such consideration, the Town Board has found that no substantial adverse environmental impact will be caused thereby; and

WHEREAS, the Town Board and the Town have complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters including compliance with the New York State Environmental Quality Review Act, comprising Article 8 of the Environmental Conservation Law and, in connection therewith, a duly executed Short Environmental Assessment Form has been filed in the office of the Town Clerk.

Now, therefor, on the basis of the information given at the public hearing, it is hereby

DETERMINED, that it is in the public interest to increase and improve the facilities of the District as hereinabove described and referred to at the estimated maximum cost of \$66,000; and it is hereby

ORDERED, that the facilities of the District shall be so increased and improved and that the Engineer heretofore retained by the Town Board shall prepare plans and specifications and make a careful estimate of the expense for said increase and improvement of the facilities and with the assistance of the Town Attorney, prepare a proposed contract for the execution of the work, which plans and specifications, estimate and proposed contract shall be presented to the Town Board as soon as possible; and it is hereby

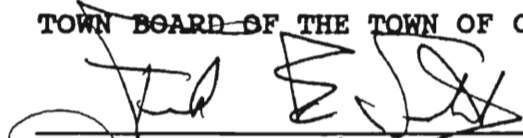
FURTHER ORDERED, that the expense of said increase and improvement of facilities shall be financed by the issuance of \$66,000 serial bonds of the Town, and the costs of said facilities, including payment of principal of and interest on said bonds shall be paid by the assessment, levy and collection

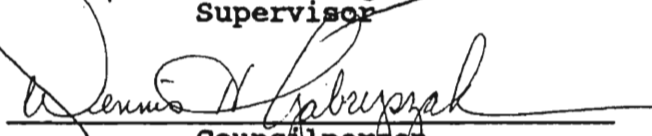
of assessments upon the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited by said improvements, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable; and it is hereby

FURTHER ORDERED, that the Town Clerk record a certified copy of this Resolution and Order After Public Hearing in the office of the Clerk of Erie County within ten (10) days after adoption thereof.

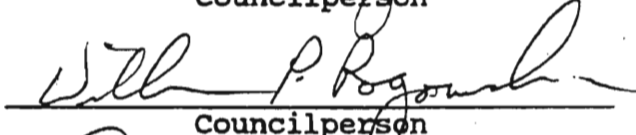
DATED: March 1, 1993

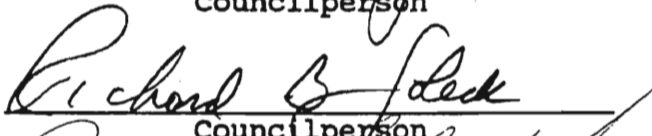
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

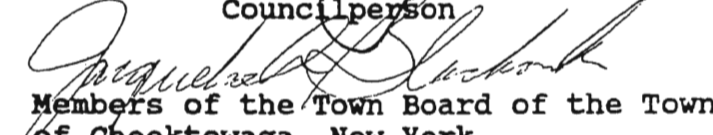
  
\_\_\_\_\_  
Supervisor

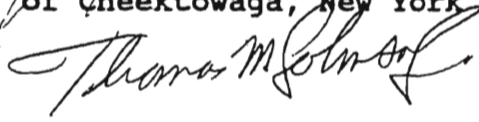
  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Members of the Town Board of the Town  
of Cheektowaga, New York



(SEAL)

NO. 9

Supervisor Swiatek offered the following resolution and moved  
its adoption:

BOND RESOLUTION OF THE TOWN OF  
CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 1,  
1993, APPROPRIATING \$66,000 FOR THE  
INCREASE AND IMPROVEMENT OF FACILITIES OF  
SANITARY SEWER DISTRICT NO. 5, IN SAID  
TOWN, AND AUTHORIZING THE ISSUANCE OF  
\$66,000 SERIAL BONDS OF SAID TOWN TO  
FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a map, plan and report for the increase and improvement of facilities of Sanitary Sewer District No. 5 (herein called "District"), in the Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system;, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA,  
IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not

less than two-thirds of all the members of said Town Board) AS  
FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$66,000 for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system;, pursuant to a map, plan and report prepared therefor, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$66,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$66,000 serial bonds of the Town to finance said appropriation and the assessment, levy and collection of assessments upon the several lots and parcels of land within the District which the Town Board shall determine and specify to be especially benefited by said improvements, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$66,000, pursuant to the provisions of the Local Finance Law, constituting

Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds, shall be general obligations of the Town payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of

the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing their terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said Notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money,  
or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication,  
or



(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Jaworowicz and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*

Supervisor Swiatek offered the following resolution and  
moved its adoption:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA,  
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in the "CHEEKTOWAGA TIMES" a newspaper published in Cheektowaga, New York, and having a general circulation in said Town, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in the form prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

\* \* \*

The adoption of the foregoing resolution was seconded by  
Councilman Jaworowicz and duly put to a vote on roll call, which  
resulted as follows:

AYES: 7

NOES: 0

The resolution was declared adopted.

\*\*\*

CERTIFICATE

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Town Board of said Town, duly called and held on March 1, 1993 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Town Board and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town this 1st day of March, 1993.

(SEAL)

*Richard M. Moleski*  
Town Clerk

STATE OF NEW YORK )  
  : ss:  
COUNTY OF ERIE        )

RICHARD M. MOLESKI, being duly sworn upon his oath  
deposes and says:

That he is and at all the times hereinafter mentioned he  
was the duly elected, qualified and acting Town Clerk of the Town  
of Cheektowaga, in the County of Erie, State of New York; that on  
the 17<sup>th</sup> day of February, 1993, he caused to be conspicuously  
posted and fastened up a certified copy of the Order Calling  
Public Hearing, a true copy of which is annexed hereto and made a  
part hereof, on the sign board of said Town maintained pursuant  
to Section 30, subdivision 6, of the Town Law.

Richard M. Moleski  
Town Clerk

Subscribed and sworn to before me  
this 17<sup>th</sup> day of February, 1993.

Jean A. Rosenberry  
Notary Public, State of New York

JEAN A. ROSENBERY  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
My Commission Expires Nov. 30, 1994

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, in said Town, on the 16th day of February, 1993.

PRESENT:

Hon. Frank E. Swiatek,	Supervisor
Patricia A. Jaworowicz	Councilperson
Dennis H. Gabryszak	Councilperson
Richard B. Solecki	Councilperson
William P. Rogowski	Councilperson
Jacqueline A. Blachowski	Councilperson
Thomas M. Johnson, Jr.	Councilperson

---

In the Matter  
of the

Increase and Improvement of Facilities of Sanitary Sewer District No. 5, in the Town of Cheektowaga, in the County of Erie, New York pursuant to Section 202-b of the Town Law.

---

ORDER CALLING PUBLIC  
HEARING TO BE HELD ON  
March 1, 1993

WHEREAS, the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town", respectively), in the County of Erie, New York, on behalf of Sanitary Sewer District No. 5, in the Town (herein called "District"), has requested Chester L. Bryan, Town Engineer, an engineer duly licensed by the State of New York (herein called "Engineer"), to prepare a preliminary map, plan and report for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system; including original furnishings, equipment, machinery and apparatus required therefor, and pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such preliminary map, plan and report for said increase and improvement of facilities of the District and has estimated the total cost thereof to be \$66,000;

Now, therefore, be it

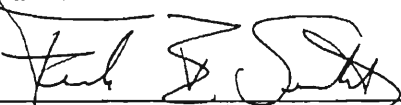
ORDERED, that a meeting of the Town Board of the Town be held at the Town Hall, Broadway and Union Road, in the Town, on

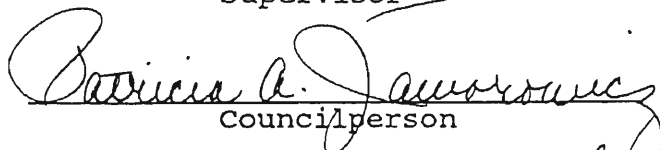
the 1st day of March, 1993 at 7:00 o'clock P.M.  
(Prevailing Time) to consider said increase and improvement of  
facilities of the District and to hear all persons interested in  
the subject thereof concerning the same and for such other action  
on the part of the Town Board with relation thereto as may be  
required by law;

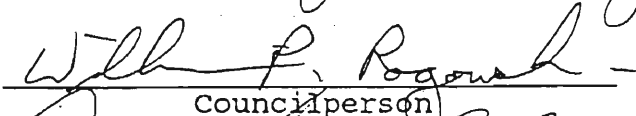
FURTHER ORDERED, that the Town Clerk publish at least  
once in the "CHEEKTOWAGA TIMES", a newspaper published in  
Cheektowaga, New York, and hereby designated as the official  
newspaper of the Town for such publication, and post on the sign  
board of the Town maintained pursuant to subdivision 6 of Section  
30 of the Town Law, a copy of this Order, certified by said Town  
Clerk, the first publication thereof and said posting to be not  
less than ten (10) nor more than twenty (20) days before the date  
of such public hearing.

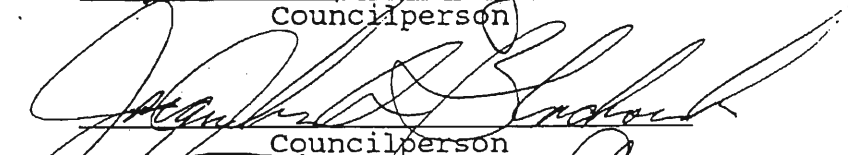
DATED: FEBRUARY 16, 1993

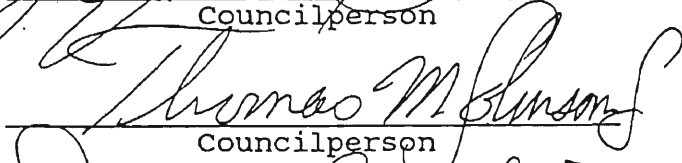
TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

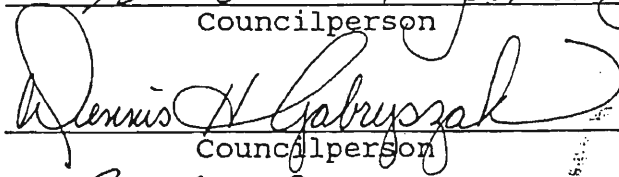
  
\_\_\_\_\_  
Supervisor

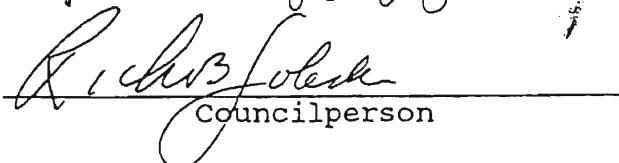
  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

  
\_\_\_\_\_  
Councilperson

(SEAL)

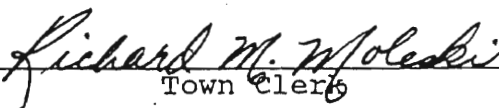
Members of the Town Board of the Town  
of Cheektowaga, New York

STATE OF NEW YORK )  
                          : ss.:  
COUNTY OF ERIE    )

I, RICHARD M. MOLESKI, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Public Hearing with the original thereof filed in my office on the 16th day of February, 1993, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Town on this 16th day of February, 1993.

(SEAL)

  
\_\_\_\_\_  
Town Clerk



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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....clerk..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks;  
first publication.....March 4, 1993..... ;  
last publication.....March 4, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

.....Melissa Gugliuzza.....

Sworn to before me this .....<sup>4th</sup>.....

day of .....March....., 1993.....

.....Margaret J. Bourdette.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/93

**LEGAL NOTICE**  
**BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 1, 1993, APPROPRIATING \$66,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF SANITARY SEWER DISTRICT NO. 5, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$66,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.**

**Recital**

WHEREAS, following preparation of a map, plan and report for the increase and improvement of facilities of Sanitary Sewer District No. 5 (herein called "District"), in the Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system, and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Now, therefore, be it  
**RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK** (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$66,000 for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system, pursuant to a map, plan and report prepared therefor, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost of said specific object or purpose, including preliminary costs incidental thereto and to the financing thereof, is \$66,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$66,000 serial bonds of the Town to finance said appropriation and the assessment, levy and collection of assessments upon the several lots and parcels within the District which the Town Board shall determine and specify to be especially benefited by said improvements, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$66,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds, shall be general obligations of the Town payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the

Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing their terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said Notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

**NOTICE**

The resolution published herewith has been adopted on the 1st day of March, 1993, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CHEEKTOWAGA, in the County of Erie, New York is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

Richard M. Moleski  
Town Clerk

PUBLISH: MARCH 4, 1993

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

.....Melissa Gugliuzza....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
.....clerk..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for .....<sup>1</sup>..... weeks:  
first publication.....March 4, 1993..... ;  
last publication.....March 4, 1993..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*

Sworn to before me this .....<sup>4th</sup>.....

day of .....<sup>March</sup>....., 19<sup>93</sup>.....

*Margaret J. Bourdette*

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9 3

**LEGAL NOTICE**  
**BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 1, 1993, APPROPRIATING \$66,000 FOR THE INCREASE AND IMPROVEMENT OF FACILITIES OF SANITARY SEWER DISTRICT NO. 5, IN SAID TOWN, AND AUTHORIZING THE ISSUANCE OF \$66,000 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.**

**Recital**

WHEREAS, following preparation of a map, plan and report for the increase and improvement of facilities of Sanitary Sewer District No. 5 (herein called "District"), in the Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system; and after a public hearing duly called and held, the Town Board of the Town determined that it is in the public interest to increase and improve the facilities of the District, and ordered that such facilities be increased and improved;

Now, therefore, be it  
**RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:**

Section 1. The Town hereby appropriates the amount of \$66,000 for the increase and improvement of facilities of the District, consisting of the partial reconstruction and construction of improvements to the Sewer Maintenance Garage, including construction of a chemical storage area, equipment repair area and spare parts storage area, and the purchase and installation of a fire detection and/or sprinkler system; pursuant to a map, plan and report prepared therefor, on file in the office of the Town Clerk and hereby approved. The estimated maximum cost of said specific object or purpose, including preliminary costs incidental thereto and to the financing thereof, is \$66,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$66,000 serial bonds of the Town to finance said appropriation and the assessment, levy and collection of assessments upon the several lots and parcels within the District which the Town Board shall determine and specify to be especially benefited by said improvements, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$66,000, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.103-18 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation said bonds, shall be general obligations of the Town payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation as to rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the

Town by appropriation for (a) the amortization and redemption of the bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing their terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said Notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

**NOTICE**

The resolution published herewith has been adopted on the 1st day of March, 1993, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the TOWN OF CHEEKTOWAGA, in the County of Erie, New York is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

Richard M. Moleski  
Town Clerk

**PUBLISH: MARCH 4, 1993**

198  
78.21

Item No. 16c Bond: Construction of Sidewalks Along Union Road  
This resolution was withdrawn.

Item No. 16d Bond: Partial Reconstruction of Various Town Highways  
This resolution was withdrawn.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 17 Building Permits  
Received and Filed.

Item No. 18 Minutes of Cheektowaga Traffic Safety Commission - February 16, 1993  
Received and Filed.

IV. GENERAL COMMUNICATIONS

Item No. 19a Notice of Claim: Timothy L. and Brian Najuch and Patricia A. Ceravolo vs the Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Sewer Maintenance Dept. and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 19b Notice of Claim: Nationwide Mutual Insurance Company (Joseph Champi) vs the Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Police Dept. and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 20 Summons & Complaint: Ralph and Nancy Santangelo d/b/a Santangelo Hair Design vs the Town of Cheektowaga and Marina A. Ciesla  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits, Town Attorney; Joan Meyers, Supervisor's Office; Police Dept. and Allied Claims Insurance Carrier.  
Received and Filed.

\*\*\*\*\*

MOTION BY SUPERVISOR SWIATEK, SECONDED BY COUNCILMAN JAWOROWICZ TO SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTION(S) AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\*\*\*\*\*

V. SUSPENSION OF RULES

Item No. 21 Motion by Councilman Blachowski, Seconded by Councilman Jaworowicz

WHEREAS, the Town of Cheektowaga, in December, 1990, gave Mrs. Leota A. Germann a Housing Rehabilitation Community Development loan for property owned by her and located at 116 Straley Avenue, Cheektowaga, New York 14211, and

Item No. 21 continued

WHEREAS, Mrs. Germann is now applying for a separate mortgage loan through Lockport Savings Bank, and Lockport Savings Bank is requesting the Town to execute a Subordination Agreement relating to the Town's Community Development loan, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute a Subordination Agreement relating to Mrs. Germann and the Town's Housing Rehabilitation Community Development Loan for 116 Straley Avenue, Cheektowaga, New York, and any other documents necessary to effectuate the Subordination Agreement.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 22 Motion by Councilman Johnson, Seconded by Councilman Blachowski

WHEREAS, Kiantone Pipeline Corporation (the "Developer") is proposing to construct a 10.75-inch-diameter pipeline for the transportation of refined petroleum products (gasoline) from Warren, Pennsylvania to the Ashland Distribution Center in the Town of Tonawanda (the "Project"), and

WHEREAS, it is estimated that two (2) million gallons of refined petroleum products will be transported daily (1,300 gallons per minute) utilizing this pipeline, and

WHEREAS, the New York State Department of Environmental Conservation ("DEC") has been designated as the lead agency under the State Environmental Quality Review Act ("SEQRA") for the environmental review of this Project, and

WHEREAS, the Developer has submitted a Draft Environmental Impact Statement ("DEIS") for this Project, and the DEC has forwarded a copy of same to the Town for review, and

WHEREAS, the Town Environmental Advisory Committee ("EAC") and the Cheektowaga Conservation Advisory Council ("CCAC") have reviewed the DEIS for the Project and have expressed their concerns about same, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby voices its concerns that the Project poses a serious potential hazard to the residents of the Town of Cheektowaga, and lists the following concerns which it feels should be addressed in more detail in the SEQRA process:

1. Much of the right-of-way through the Town is in heavily populated areas. Should a leak occur, gasoline could seep underground, possibly infiltrating basements or sewerlines.
2. There is concern about the distance between blocking valves. In the event of a line failure, a large spill could result.
3. Location of emergency response equipment is not addressed in the DEIS.
4. More information and details are needed about crossing Conrail rail lines, the Niagara Frontier Transformer ditch (which contains PCB's), Scajaquada Creek, tributary channels, as well as various storm and sanitary sewer lines.
5. The pipeline operator should submit a proposal for the installation of leak detection equipment along the full length of the line traversing Cheektowaga.

and, BE IT FURTHER

Item No. 22 continued

RESOLVED, that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the DEC.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 23 Motion by Councilman Solecki, Seconded by Councilman Gabryszak

WHEREAS, the Recycling Department is establishing drop-off centers for recyclables, AND

WHEREAS, a 1985 Chevrolet dump truck is to be retrofitted with a special type 360° Graphic Crane, AND

WHEREAS, the Town Insurance Consultant has been assisting the Recycling Department in making sure that adequate liability and property damage insurance is carried by the transporter so as to protect the Town's interest, NOW, THEREFORE, BE IT

RESOLVED, that the Recycling Department is hereby authorized to make arrangements with Willoughby's Drive Away Service, Inc. of 9365 Phillips Highway, Jacksonville, Florida 32241 to deliver said Town Dump Truck to Peterson Inc. on 434 U.S. Highway 27N, Lake Wales, Florida 33853 and to return said dump truck to the Recycling Department after said crane has been installed and tested to be in fine working order, AND, BE IT FURTHER

RESOLVED, that all costs shall be covered by Schaefer Systems International Inc. of Charlotte, North Carolina with whom we have entered into a joint pilot program in regards to our drop-off sites.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 24 Motion by Supervisor Swiatek, Seconded by Councilman Jaworowicz to adjourn this meeting.

Richard M. Moleski  
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 15th day of March, 1993 at 7:30 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Frank E. Swiatek  
Councilman Patricia A. Jaworowicz  
Councilman Dennis H. Gabryszak  
Councilman Richard B. Solecki  
Councilman William P. Rogowski  
Councilman Jacqueline A. Blachowski  
Councilman Thomas M. Johnson, Jr.

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Chet Bryan, Town Engineer; Ronald Marten, Building and Plumbing Inspector; John Schaller, Asst. Chief of Police; Salvatore LaGreca, Employment and Training Director and Chairman of Planning Board; Robert Kaczmarek, Supervising Accountant and Jerry Gabryszak, Community Development Director.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, in 1989, Mobil Oil Corporation (the "Applicant") applied to the Town for a rezoning from M1-Light Manufacturing District to CM-General Commercial District and for a special permit for property located at the southwest corner of Union Road and Galleria Drive for the purpose of constructing a gasoline dispensing station and car wash (the "Project"), and

WHEREAS, Mobil Oil Corporation also applied for an environmental review of its proposal under the State Environmental Quality Review Act ("SEQRA"), and

WHEREAS, by resolution dated September 5, 1989, this Town Board determined that a Draft Environmental Impact Statement ("DEIS") addressing certain issues must be prepared by the Applicant and be submitted to the Town Board for review, and

WHEREAS, due to changes in the Town Zoning Law and Zoning Maps in 1992, the Applicant now needs to rezone such property from C-Retail Business District to MS-Motor Services District, and thus Mobil Oil Corporation has amended its application, and

WHEREAS, the Applicant submitted the requested DEIS and other additional documentation to the Town, and

WHEREAS, by resolution dated July 20, 1992, this Town Board determined that the DEIS for the Project, although not necessarily reflecting the views of the members of this Town Board or of Town representatives, was adequate for review under SEQRA, and a public hearing on same was held on September 8, 1992, and

WHEREAS, pursuant to SEQRA regulations, the Applicant was required to prepare and submit to this Town Board a Final Environmental Impact Statement ("FEIS") within 45 days after the public hearing (deadline: October 23, 1992), and

WHEREAS, by letter dated October 6, 1992, the attorney for the Applicant requested an additional 45 days to prepare the FEIS; and said additional 45 days passed as of December 7, 1992, and

WHEREAS, at present, a further 90+ days have passed since the December 7, 1992 deadline for submitting the FEIS; and no FEIS has been submitted to the Town nor has the applicant requested additional time to prepare or file same with the Town, NOW, THEREFORE, BE IT



Item No. 2 continued

RESOLVED, that since considerable time has elapsed since the public hearing on the DEIS for the Project and the Applicant has not submitted a FEIS to the Town nor has Applicant contacted the Town to justify the delay in submitting the FEIS, this Town Board hereby renders a decision that the processing of the Applicant's applications relating to the Project shall cease effective immediately, and BE IT FURTHER

RESOLVED, that the application of Mobil Oil Corporation for the rezoning from C-Retail Business District to MS-Motor Services District of the property at the southwest corner of Union Road and Galleria Drive be and hereby is denied based on the following reasons:

1. Failure of the Applicant to submit the FEIS for the Project in a timely manner.
2. Motor Service District is not compatible with neighboring properties.
3. Rezoning of this property would constitute a spot zoning of such property.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

Item No. 3 Motion by Councilman Rogowski Seconded by Councilman Johnson

WHEREAS, bids were duly received on March 1, 1993 as the result of advertisement, therefore, for the furnishing of traffic control signs, street name signs and brackets for the 1993 calendar year. Said bids were referred to the Town Engineer for analysis, tabulation and report, which said report is hereto attached and contained in a letter to the Town Board dated March 5, 1993, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of traffic control signs, street name signs and brackets for the 1993 calendar year, per said unit prices, be awarded to the following:

EASTERN METAL OF ELMIRA, INC.  
1430 Sullivan Street  
Elmira, New York 14901  
(800) 872-7446  
FAX (607) 734-8783

<u>ITEM 1</u> -	Square and Diamond Signs - Finished	CLASS A
	18" X 18"	\$ 7.80
	24" X 24"	12.60
	30" X 30"	18.95
	36" X 36"	26.65
	48" X 48"	46.40
<u>ITEM 2</u> -	Octagon Signs - Finished	CLASS A
	30" X 30"	\$16.85
	36" X 36"	24.05
<u>ITEM 3</u> -	Rectangle Signs - Finished	CLASS A
	12" X 18"	\$ 5.70
	18" X 24"	9.90
	18" X 30"	12.60
	24" X 30"	15.50
	24" X 36"	18.30
	24" X 48"	23.75
	30" X 36"	22.35
	36" X 12"	9.90
	36" X 48"	35.00

Item No. 3 continued

<u>ITEM 4</u> -	Traffic Signs - Finished	
	36"	<u>CLASS A</u>
	48"	\$11.15
		19.95

<u>ITEM 5</u> -	Street Name Signs - Finished	
	12" X 6"	<u>CLASS A</u>
	18" X 6"	\$ 7.10
	24" X 8"	10.60
	30" X 8"	9.85
	36" X 8"	12.25
	42" X 8"	14.75
	48" X 8"	17.15
		19.60

<u>ITEM 6</u> -	Street Sign Brackets	
	2" Round Post - Ext/Flat	<u>CLASS A</u>
	2" Square Post - Ext/Flat	\$ 3.80
		5.60

Upon Roll Call....

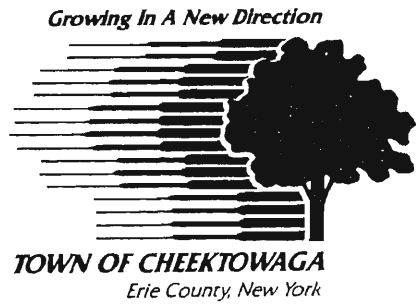
AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\* SEE NEXT PAGE

Chester L. Bryan, P.E.  
Town Engineer



March 5, 1993

TO SUPERVISOR SWIATEK  
AND TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Bid for Traffic Control  
Signs, Street Name Signs  
and Brackets

Gentlemen:

On March 1, 1993 bids were received and publicly opened for the purchase of traffic control signs, street name signs and brackets for the Town of Cheektowaga for the 1993 calendar year. Five (5) bidders submitted bids which are as follows:

<u>BIDDER</u>	<u>CLASS A</u>	<u>CLASS B</u>
Eastern Metal	\$10,952.50	\$20,889.50
Chemung Supply Corporation	\$10,962.50	\$23,607.50
Flasher Handling	\$12,156.25	\$24,093.00
S.H. Presley Inc.	\$13,505.25	\$21,958.00
Unistrut	(Bid Brackets Only)	

It is, therefore, recommended that the bid be awarded to Eastern Metal for Class A only, said bid being the lowest bid meeting the requirements of our specifications.

Very truly yours,

TOWN OF CHEEKTOWAGA

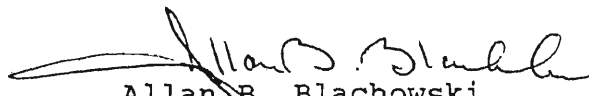
  
Allan B. Blachowski  
Principal Engineer Asst.

ABB:dms

CC: Gary Schmidt

Item No. 4A Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

BE IT RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the purchase of Topsoil for the 1993 Season (regular, shredded and screened).

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 item at 11:00 A.M. on April 2, 1993.

\* \* \* \* \*

TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that the Town of Cheektowaga Highway Department will receive bids for the purchase of Topsoil for use by various Departments in the Town of Cheektowaga at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on April 2, 1993 at 11:00 A.M.

Information for bidders and specifications may be obtained from the office of Christopher J. Kowal, Superintendent of Highways, at his office located at 3145 Union Road, Cheektowaga, N.Y. Bids must be enclosed in an opaque envelope plainly marked "BIDS FOR TOPSOIL".

Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.

RICHARD M. MOLESKI, TOWN CLERK

DATE: March 15, 1993

PUBLISH: March 18, 1993

\* \* \* \* \*

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

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

**LEGAL NOTICE**  
**TOWN OF CHEEKTOWAGA**  
**HIGHWAY DEPARTMENT**  
**LEGAL NOTICE TO BIDDERS**  
NOTICE IS HEREBY GIVEN, that the Town of Cheektowaga Highway Department will receive bids for the purchase of Topsoil for use by various Departments in the Town of Cheektowaga at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on April 2, 1993 at 11 AM.  
Information for bidders and specifications may be obtained from the office of Christopher J. Kowal Superintendent of Highways, at his office located at 3145 Union Road, Cheektowaga NY. Bids must be enclosed in an opaque envelope plainly marked "BIDS FOR TOPSOIL".  
Non-collusion forms must be signed and submitted with each bid. The Superintendent of Highways may reject any or all bids submitted.  
March 15, 1993  
RICHARD MOLESKI  
TOWN CLERK  
PUBLISH: MARCH 18, 1993

Melissa Gugliuzza  
....., of the town  
of Cheektowaga, in said County of Erie, being  
duly sworn, deposes and says that he (she) is  
..... clerk  
..... of the Cheek-  
towaga Times, a public newspaper published  
weekly in said town; that the notice, of which  
the annexed printed slip, taken from said news-  
paper is a copy, was inserted and published in  
said paper once a week for ..... 1 ..... weeks:  
first publication..... March 18, 1993 ..... ;  
last publication..... March 18, 1993 ..... ;  
and that no more than six days intervened be-  
tween publications.

*Melissa Gugliuzza*  
.....

Sworn to before me this ..... 18th .....

day of ..... March ....., 19<sup>93</sup> .....

*Margaret J. Bourdette*  
.....

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

MARGARET J. BOURDETTE  
NOTARY PUBLIC STATE OF NEW YORK  
QUALIFIED IN ERIE COUNTY  
MY COMMISSION EXPIRES 12/11/9<sub>3</sub>

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

Melissa Gugliuzza  
 ..... of the town  
 of Cheektowaga, in said County of Erie, being  
 duly sworn, deposes and says that he (she) is  
 ..... clerk ..... of the Cheek-  
 towaga Times, a public newspaper published  
 weekly in said town; that the notice, of which  
 the annexed printed slip, taken from said news-  
 paper is a copy, was inserted and published in  
 said paper once a week for .....<sup>1</sup>..... weeks:  
 first publication..... March 18, 1993..... ;  
 last publication..... March 18, 1993..... ;  
 and that no more than six days intervened be-  
 tween publications.

**LEGAL NOTICE**  
**TOWN OF CHEEKTOWAGA**  
**HIGHWAY DEPARTMENT**  
**LEGAL NOTICE TO BIDDERS**  
 NOTICE IS HEREBY GIVEN,  
 that the Town of Cheektowaga High-  
 way Department will receive bids for  
 the purchase of Topsoil for use by  
 various Departments in the Town of  
 Cheektowaga at a public bid opening  
 to be held in the Council Chambers at  
 the Cheektowaga Town Hall on April  
 2, 1993 at 11 AM.  
 Information for bidders and speci-  
 fications may be obtained from the of-  
 fice of Christopher J. Kowal Superin-  
 tendent of Highways, at his office  
 located at 3145 Union Road, Cheek-  
 towaga NY. Bids must be enclosed in  
 an opaque envelope plainly marked  
 "BIDS FOR TOPSOIL".  
 Non-collusion forms must be  
 signed and submitted with each bid.  
 The Superintendent of Highways may  
 reject any or all bids submitted.  
 March 15, 1993  
**RICHARD MOLESKI**  
**TOWN CLERK**  
**PUBLISH: MARCH 18, 1993**

*Melissa Gugliuzza*  
 .....

Sworn to before me this .....<sup>18th</sup>.....

day of .....<sup>March</sup>....., 19<sup>93</sup>.....

*Margaret J. Bourdette*  
 .....

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

MARGARET J. BOURDETTE  
 NOTARY PUBLIC STATE OF NEW YORK  
 QUALIFIED IN ERIE COUNTY  
 MY COMMISSION EXPIRES 12/11/93

Item No. 4B Notice to Bidders: Construction of Cheektowaga Municipal Golf Course  
This item was withdrawn.

Item No. 5 Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, video inspection by the Town Sewer Maintenance Department of the sanitary sewer located on the north side of Dingens Street, east of S. Hedley Street, within Sanitary Sewer District No. 3, revealed serious defects in said pipeline prompting the need for immediate repair, AND

WHEREAS, Kissell Excavating, Inc., was delegated to perform the required work as outlined in the March 10, 1993 Engineering Department memorandum, NOW, THEREFORE, BE IT

RESOLVED, that the voucher of Kissell Excavating, Inc., 1026 Reilein Road, Cowlesville, New York 14037, in the amount of \$24,900.00 for labor, equipment and materials to make the necessary sewer repair be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that payment for said sewer repair be and hereby is chargeable to Sewer District No. 3 Rehabilitation Account No. 5538-8123-0400.

Upon Roll Call....

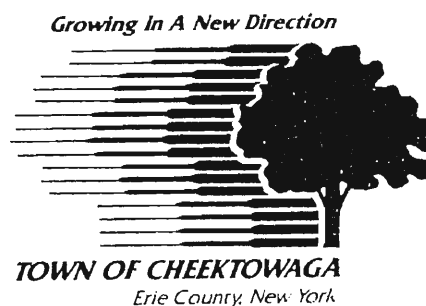
AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson

NAYES: 0

ABSENT: 0

\* SEE NEXT PAGE

Chester L. Bryan, P.E.  
Town Engineer



March 10, 1993

TO SUPERVISOR FRANK E. SWIATEK AND  
HONORABLE TOWN BOARD MEMBERS  
TOWN OF CHEEKTOWAGA

RE: Sanitary Sewer District No. 3  
Emergency Sewer Repair  
Dingens Street between S. Hedley & S. Glidden

Gentlemen:

As a result of numerous sewer blockages which have occurred in the 8" V.T.P. sanitary sewer line located on the north side of Dingens Street, east of S. Hedley Street, the Town Sewer Maintenance Department performed an internal video inspection of this section of pipeline which provides sewer service to several hundred residents.

This video inspection revealed serious defects in the pipeline including crushed pipe, missing pipe, offset joints, etc. which indicated the potential for imminent collapse. The poor condition of said pipeline also prevented the internal inspection of the entire 300 foot length of pipeline between manholes. In order to insure uninterrupted sewer service to the homes serviced by this sanitary sewer, it was necessary to undertake the necessary repairs in a timely fashion.

Kissell Excavation, Inc. who has recently completed similar repair work for the Town in a professional manner, was engaged by this office and began excavation and replacement of the pipeline on February 26, 1993. Due to our ability to televise less than 50% of the length of the pipe due to its condition, field conditions, upon excavation, dictated the length of pipe needing replacement.

Upon excavating the existing pipeline, it was found to have been laid atop bedrock, poorly bedded, encased in concrete and originally backfilled with inappropriate material, which contributed to its failure.



RE: Sanitary Sewer District No. 3  
Emergency Sewer Repair  
Dingens Street, between S. Hedley & S. Glidden

Page 2

A total of 280 L.F. of new 8" P.V.C. pipeline was installed with inspection provided by Rudolph Bogacki, Principal Engineer Assistant, of this office. It is our recommendation that payment in the amount of \$24,900.00 for equipment, labor and materials necessary to complete the installation of the new pipeline, which includes sidewalk replacement, curb and pavement replacement and lawn restoration to be completed when weather permits, be made to Kissell Excavating, Inc., 1026 Reilein Road, Cowlesville, New York 14037. A sufficient amount of retention will be withheld to ensure completion of restoration in a satisfactory manner.

Should you have any questions, please contact this office at 896-0788.

Very truly yours,

TOWN OF CHEEKTOWAGA



William R. Pugh, P.E.  
Assistant Town Engineer

WRP/mjj

Item No. 6A Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, as a result of the review of a retail plaza proposed for the corner of Union Road and Losson Road, traffic studies were conducted and evaluated by the New York State Department of Transportation ("DOT"), and

WHEREAS, although the DOT determined that the proposed retail plaza would not have a significant impact on the existing impact on the existing traffic concentration along this portion of Union Road, the DOT did state that the traffic conditions at Union Road and Losson Road and at Union Road and William Street were "D" and "E" respectively (very congested conditions), and

WHEREAS, this Town Board feels that there is severe and unacceptable traffic congestion along Union Road between Losson Road and William Street, and there have been numerous complaints received about this traffic congestion, and

WHEREAS, Town officials are in the process of arranging meetings with the DOT, State officials, County officials and the developer to address traffic congestion problems which exist along this section of Union Road, and

WHEREAS, the unacceptable levels of traffic along this portion of Union Road effect residents and businesses in this Town and hamper future development in the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the DOT, State legislative representatives and Erie County to take whatever steps are necessary to improve the traffic levels along this portion of Union Road to acceptable levels, and to supply the Town with plans for traffic mitigation at this location as soon as possible.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 6B Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, since 1985, the United States has experienced a nationwide outbreak of gun violence in and around its schools, and

WHEREAS, between December of 1991 and December of 1992, there have been four incidents of gun possession within the schools in the Town of Cheektowaga, and

WHEREAS, the ever-increasing gun violence in and around our schools demands an immediate response and solution, and

WHEREAS, State Assemblyman Paul A. Tokasz has sponsored the 1993 Comprehensive Gun-Free School Zone Act, which act provides for the following:

1. Expands the definition of "school grounds" to include any area within 1,000 feet of a public or private elementary or high school.
2. Increases penalties for criminal possession of a weapon.
3. Creates a new penalty of criminal sale of a firearm on school grounds
4. An offender must perform 100 hours of community service
5. Posting of Gun-Free School Zone signs by schools and municipalities with matching funds from the State and

WHEREAS, this Board supports the adoption of the 1993 Comprehensive Gun-Free School Zone Act, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board memorializes the State Assembly, Senate and Governor to enact the 1993 Comprehensive Gun-Free School Zone Act as expeditiously as possible, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Assemblyman Paul A. Tokasz, Senator William Stachowski, and Governor Mario Cuomo.

Item No. 6B continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 6C Motion by Councilman Johnson Motion by Councilman Blachowski

WHEREAS, the Erie County Water Authority ("ECWA") operates and maintains water lines and mains within various water districts within the Town, and

WHEREAS, the area located between Ellicott Road and Broadway near (Old) Indian Road in the Town is not located within any water district, and

WHEREAS, the ECWA owns and operates a water distribution system adjacent to this area, and

WHEREAS, there is a need to have ECWA extend its water district into the Ellicott Road/Broadway area for the following reasons:

1. Development is occurring in this area.
2. Forks Fire District feels that public safety demands that there be water lines and fire hydrants in this area to protect homes and businesses.
3. Development is discouraged in this area because there is no water service available.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the ECWA to extend its adjacent water district into the Ellicott Road/Broadway area as soon as possible and to take all steps to provide water service to this area, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the ECWA.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 7 Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, by resolution dated February 16, 1993, this Town Board directed that a Request for Proposals be issued for underwriting services in connection with the financing of the construction of the proposed Cheektowaga Municipal Golf Course, and

WHEREAS, five (5) proposals from qualified financial underwriting entities were received by the Town and publicly opened by the Town Clerk on March 4, 1993, and

WHEREAS, the Town's bond counsel, Hawkins, Delafield & Wood; the Town's financial advisor; Munistat Services, Inc.; the Town Attorney; the Town Supervising Accountant, the Town's outside Accounting consultant; and other Town officials have reviewed the various proposals received, and

WHEREAS, there has been concurrence among all these Town consultants and officials that First Albany Corporation should be appointed as underwriter for the certificates of participation which are proposed to be sold to finance the construction of the Cheektowaga Municipal Golf Course, NOW, THEREFORE, BE IT

Item No. 7 continued

RESOLVED, that this Town Board, based on the recommendations of the aforementioned Town consultants and officials and based on its own review, hereby appoints First Albany Corporation, 41 State Street, Albany, New York 12207 to serve on behalf of the Town as underwriter for the financing of the Cheektowaga Municipal Golf Course, as per the terms stated in the proposal of First Albany Corporation dated March 4, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 8 Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the Town of Cheektowaga is proposing to utilize certificates of participation ("COP's) as a means of financing the construction of the Cheektowaga Municipal Golf Course, and

WHEREAS, pursuant to State law, the Town Board may opt to sell these COP's at either a private negotiated sale or a competitive sale, and

WHEREAS, it is felt that the relative cost of such financing is expected to be reduced, and therefore it is in the best interests of the Town to sell these COP's in a private negotiated sale based on the following factors on which this Town Board has relied:

1. The complex financial structure required to cost-effectively market and secure the payment of principal and interest on the COP's.
2. The ability to pre-market the COP's and thus allow local investors to become more involved in raising funds for the project.
3. The ability to agree with the underwriter prior to marketing the COP's on the overall cost of such underwriting in order to control such financial cost, which cost is to be capitalized in the total payment of principal and interest on the COP's.

and

WHEREAS, the Town has retained bond counsel and a financial advisor for such financing in accordance with policies and procedures adopted by this Town Board pursuant to applicable State law, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby makes a determination that a private negotiated sale is to be utilized by the Town with respect to the sale of COP's for the Cheektowaga Municipal Golf Course.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 9A Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, Erie County Sewer District No. 1 ("ECSD#1") and Erie County Department of Environment and Planning ("ECDEP") have proposed the construction of a relief sewer and Overflow Retention Facility ("ORF") in the Cayuga Creek Road area of Town to relieve the overloaded French Road sanitary sewer and to minimize pollution of storm drainage systems and Slate Bottom Creek, and

WHEREAS, direct polluting discharges into Cayuga Creek in the vicinity of Cayuga Creek Road will be eliminated, and

Item No. 9A continued

WHEREAS, the Town Engineer and County Engineering Consultants have reviewed the ORF proposal and feel no odor problem will be created and, as such, the Town Engineer has agreed with ECSD#1 and ECDEP that a negative declaration under SEQRA be issued, and

WHEREAS, the Cheektowaga Conservation Advisory Council has reviewed this project and strongly recommends the project and selected ORF site as environmentally beneficial and in the best interest so the taxpayers and residents of Erie County Sewer District No 1, and

WHEREAS, the Town Environmental Advisory Committee has also reviewed this project and recommends that the Town support this project, and

WHEREAS, as part of the ORF project site, ECSD#1 would have a buffer area representing 55+ acres around the facility and, it has been suggested, that this land could be leased to the Town to ensure its non-development, NOW, THEREFORE, BE IT

RESOLVED, that based on the various studies and information made available to it, this Town Board hereby goes on record in support of the ORF being proposed by the County of Erie on County-owned property located approximatey 850 feet east of Cayuga Creek Road, and BE IT FURTHER

RESOLVED, that this Town Board hereby also request that ECSD#1 enter into a lease or other similar agreement with the Town concerning the 55+ acre buffer area around the ORF to ensure that it will remain undeveloped, and BE IT FURTHER

RESOLVED, that the Town's SEQRA Intake Officer notify ECSD#1 of this support, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Erie County Legislator Charles Swanick, Chairman of the Energy and Environment Committee; Legislator Raymond Dusza, and John Spagnoli, Director, NYSDEC, Region 9.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 9B Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, Erie County Sewer District No. 1 ("ECSD#1") is proposing to rebuild/rehabilitate existing pump stations in the ECSD#1 area and to install a new force main along a stretch of Clinton Street near Transit Road, and

WHEREAS, such proposed work will be done in order to increase flows and replace inadequate equipment, and

WHEREAS, the Town Environmental Advisory Committee and Cheektowaga Conservation Advisory Council have reviewed this proposed project and recommend that this Town Board support same even though it does not directly impact the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby goes on record in support of the ECSD#1 proposal to rehabilitate existing pump stations and to install a new force main along Clinton Street, and BE IT FURTHER

RESOLVED, that the Town's SEQRA Intake Officer notify ECSD#1 of this support.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 10 Motion by Councilman Johnson Seconded by Councilman Jaworowicz

WHEREAS, the Public Improvement Permit Ordinance requires that all improvements that are to be dedicated to the Town and be maintained by the Town be installed under a Public Improvements Permit, AND

WHEREAS, the Norfolk Southern Railway Company, in conjunction with the expansion to its existing auto facilities, is required to construct storm drainage improvements on lands to be dedicated to the Town, and is also required to make minor modifications to Town owned sanitary sewer facilities situated in Sanitary Sewer District No. 3, AND

WHEREAS, the Norfolk Southern Railway Company has submitted the required Public Improvement Permit Application, plans and specifications and permit fee for the aforesaid improvements which are located generally south of Kennedy Road, NOW, THEREFORE, BE IT

RESOLVED, that this Public Improvement Permit hereby is approved for the construction of storm drainage improvements and sanitary sewer modifications associated with the railyard improvement project, AND, BE IT FURTHER

RESOLVED, that the permit fee amounting to \$2,145.00 be deposited in the Public Improvement Permit Account that was established for receipt and disbursement of public improvement permit fees.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 11 Motion by Councilman Johnson Seconded by Councilman Gabryszak

WHEREAS, the Girl Scouts from the Apple Valley Neighborhood of Cheektowaga and Sloan, as part of a service project for the community, is proposing to plant 100 seedlings in John C. Stiglmeier Park, and

WHEREAS, said Girl Scouts group has requested permission from this Town Board to plant such seedlings in Stiglmeier Park, and for the Town to supply fencing around these seedlings to protect them from wildlife, and

WHEREAS, the planting of these seedlings will enhance the habitat of Stiglmeier Park and will be of benefit to the Town and its taxpayers, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to accept the seedlings from the Girl Scouts from the Apple Valley Neighborhood, and to allow them to plant such seedlings in Stiglmeier Park at a location to be determined by the Director of the Facilities Department, and BE IT FURTHER

RESOLVED, that the Director of the Facilities Department be and hereby is directed to work with the Girl Scouts from the Apple Valley Neighborhood on the planting of the seedlings and to erect the necessary protective fencing around such seedlings

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 12A Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the Town is lead agent for the Cheektowaga Action Partnership, a local coalition chartered to coordinate alcoholism and other drug abuse prevention/education programs within the community, and

Item No. 12A continued

WHEREAS, C.A.P. is desirous of holding its annual awards banquet at the Sheraton Inn, Buffalo Airport, October 28, 1993, and

WHEREAS, funds are available for reserving space for said banquet (0100-7320-4000) NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute a booking agreement between the Town's Cheektowaga Action Partnership and the Sheraton Inn, Buffalo Airport for a sum not to exceed \$500.00.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 12B Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the Town is lead agency for the Cheektowaga Action Partnership, and

WHEREAS, C.A.P. is desirous of underwriting the cost of fifteen (15) adult/youth mentoring slots through the Be-A-Friend Program of Buffalo and Erie County, and

WHEREAS, said program is a unique service of adult guidance and companionship to children on a one-to-one basis, available only through the Be-A-Friend Program, Inc., 1300 Elmwood Avenue, Buffalo, New York 14222, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Cheektowaga Action Partnership and the Be-A-Friend Program, Inc., with total costs not to exceed \$18,795.00 (0100-7320-4000).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 12C Authorize Supervisor to execute easement agreement with NYSEG. This item was withdrawn.

Item No. 12D Motion by Councilman Blachowski Seconded by Councilman Jaworowicz

WHEREAS, the Town has received funding from the U.S. Department of Housing & Urban Development under the Community Development Block Grant Program for the 1992-93 Program Year, and

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

WHEREAS, the Housing Assistance Center of Niagara Frontier, Inc., located at 1233 Main Street, Buffalo, New York 14209, provides such services for Town residents, including but not limited to comprehensive housing counseling, mortgage default counseling, rental assistance and provisions of housing-related information to low and moderate income residents, and

WHEREAS, funding for such services has been included in the Town's 1992-93 Community Development Block Grant Application, NOW, THEREFORE, BE IT

Item No. 12D continued

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

FURTHER RESOLVED, that funding of said Agreement be in an amount not to exceed \$9,000.00, said amount to be paid from Program Year 1992-93 Community Development Block Grant Funds.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 13 Motion by Unanimous Seconded by Unanimous

BE IT RESOLVED, that the following individuals be and hereby are terminated as listed:

POLICE DEPARTMENT

EFFECTIVE

Judith Fenski

2/25/93

BUILDING & PLUMBING DEPARTMENT

Jerome Bauer

Immediately

SEWER MAINTENANCE DEPARTMENT

Sean McGee

Immediately

SANITATION DEPARTMENT

Laurie Lang

2/26/93

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 14 Motion by Councilman Gabryszak Seconded by Councilman Solecki

BE IT RESOLVED, that Casmir Dukat be terminated as an employee in the Department of Senior Services.

BE IT FURTHER RESOLVED that Walter S. Nestorowich, Depew, N.Y. 14043 be hired as a Part-time van driver (Job Class 0100) at a rate of \$5.50 an hour in the Department of Senior Services.

FUNDING SOURCE: Account 7620.1639

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 15 Motion by Councilman Blachowski Seconded by Councilman Gabryszak

WHEREAS, Juliana Krzemien, a Clerk-Stenographer in the Employee Relations Department, will be on vacation from April 12, 1993 thru and including April 16, 1993, AND



Item No. 15 continued

WHEREAS, Beth Kuerzdoerfer, a seasonal employee in the Employee Relations Department, will be assigned to this Clerk-Stenographer position while said incumbent is on vacation, NOW, THEREFORE, BE IT

RESOLVED, that Beth Kuerzdoerfer is appointed to the position of Clerk-Stenographer in the Employee Relations Department from April 12, 1993 thru and including April 16, 1993, AND, BE IT FURTHER

RESOLVED, that the rate for said position will be \$13.15 per hour.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 16A Motion by Councilman Gabryszak Seconded by Councilman Rogowski

BE IT RESOLVED, that the following individuals be and hereby are hired as SEASONAL EMPLOYEES in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, for a period not to exceed 24 weeks in a calendar year:

<u>FACILITIES DEPARTMENT - \$4.65 per hour (Laborer)</u>	<u>EFFECTIVE</u>
Andrew J. Sciandra	3/16/93

AND, BE IT FURTHER

RESOLVED, that Rita Wick, a temporary Clerk-Typist in the Accounting Department, be and hereby is transferred back to the Tax Office as a seasonal employee effective March 16, 1993 (Day Shift).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 16B Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

BE IT RESOLVED, that the following individuals be and hereby are hired as PART-TIME EMPLOYEES, not to exceed 19 hours on a weekly basis, in the various departments listed and in compliance with the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

<u>POLICE DEPARTMENT - \$5.00 per hour (Clerical)</u>	<u>EFFECTIVE</u>
Deborah Walker	3/16/93

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 17 Motion by Supervisor Swiatek Seconded by Councilman Jaworowicz

WHEREAS, R. P. Morrow & Associates has submitted a proposal to review and evaluate existing Heat, Vent and Air Conditioning (HVAC) systems at the Police and Court Building, AND

Item No. 17 continued

WHEREAS, R. P. Morrow & Associates' evaluation shall include recommendations on corrective action to improve comfort in the existing facility and, where cost efficient, recommend equipment replacement/modernization, AND

WHEREAS, R. P. Morrow & Associates will perform load calculations and issue documents to indicate recommended balancing for three existing air systems, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby retains the firm of R. P. Morrow & Associates, Mechanical and Electrical Consulting Engineers, 47 Elmhurst Place, Buffalo, New York 14216-3105 at a fee not to exceed \$7,280.00 to perform an evaluation and balancing recommendations on Heat, Vent and Air conditioning Systems at the Police and Court Building, AND BE IT FURTHER

RESOLVED, that funds for said action are available from Capital Improvement Account #5107-7110-9115.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 18A Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, the 1993 Middle Atlantic Great Lakes Organized Crime Law Enforcement Network (MAGLOCLN) Annual Business Meeting and International Heroin Sharing Conference, is being held in Atlantic City, New Jersey on April 19 through 23, 1993.

WHEREAS, Lt. Jim Starr is our primary representative in MAGLOCLN and his attendance is mandatory and, MAGLOCLN will cover transportation and lodging expense and the police department will be responsible for the registration fee and meal expenses which will amount to \$202.00.

RESOLVED, that the Chief of Police is authorized to send Lt. Jim Starr to this annual meeting and that the time he spends at this training be authorized as normal duty time. This expense will be charge to line 0100-3120-4085.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 18B Motion by Councilman Jaworowicz Seconded by Councilman Blachowski

WHEREAS, the Madison County Sheriff's Department is hosting the fourth annual K-9 Street Smart Seminar in Madison, Virginia March 22-26, 1993.

WHEREAS, Chief Bruce Chamberlin is requesting authorization to send Officer Daniel Smith and "GRINGO" to this training seminar, Officer Smith will be using the Cheektowaga Police Department K-9 vehicle for transportation to and from his seminar, and the Police Department will be responsible for reimbursing Officer Smith for gasoline for the vehicle, and FURTHER BE IT

RESOLVED, that the Chief of Police is authorized to send Officer Smith to this annual seminar and that the time he spends at this training be authorized as normal duty time. This expense will be charged to line 0100-3120-4085.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

MEETING NO. 6  
March 15, 1993

Item No. 18C Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

WHEREAS, the Town recently installed a multiple computer network to service the Tax Receiver and Assessor departments, and

WHEREAS, OA Systems, Inc. of Amherst, New York, the successful vendor on this project is conducting a training seminar on April 28 - 30, 1993 on the Novel Operating Network Software, which is an integral component of the installed operating system, and

WHEREAS, the Town is required to provide qualified support personnel to this system, and the Town is desirous in fulfilling this obligation to the vendor, NOW, THEREFORE, BE IT

RESOLVED, that Angela Lynn Nenni be and hereby is authorized to attend said training seminar on April 28, 29, and 30, 1993 at the offices of OA Systems, Inc., 40 Hazelwood Drive, Amherst, New York at a cost of \$825.00, said cost to be paid from account 5102-1330-9103, AND BE IT FURTHER

RESOLVED, that said employee be authorized to be reimbursed for automobile expenses to and from said seminar at a rate of \$.24 per mile.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 18D Motion by Councilman Gabryszak Seconded by Supervisor Swiatek

WHEREAS, the Cheektowaga Action Partnership (C.A.P.) is a grant funded program of the Federal Center for Substance Abuse Prevention, and

WHEREAS, the Town of Cheektowaga serves as lead agency for the partnership, and

WHEREAS, C.A.P. has dedicated a funding line for its membership to attend workshops and conferences related to substance abuse issues, and

WHEREAS, the 16th Annual PRIDE World Drug Conference will be held in Cincinnati, Ohio April 29 - May 1, 1993, and

WHEREAS, key issues relating to prevention and treatment involving community empowerment and mobilization will be addressed, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals represent C.A.P. at said conference with total costs not to exceed \$750.00 per person, to be reimbursed by the Cheektowaga Action Partnership (0100-7320-4000):

BERNADETTE PLATT  
LOIS FRIEDRICH  
IRENE RUSSO

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 19 Motion by Councilman Johnson Seconded by Councilman Rogowski

WHEREAS, this Town Board desires to undertake a drainage improvement program in several areas of the Town where funding is available, AND

WHEREAS, separate contracts have been awarded for cleaning, television inspection and sewer repair work, NOW, THEREFORE, BE IT

Item No. 19 continued

RESOLVED, that the following fund transfers are hereby authorized and approved in order to implement the drainage improvement program.

Storm Sewer District #2

FROM: 4200-1910-2799 appropriated fund balance \$63,000  
TO: 4200-8142-4432

Storm Sewer District #3

FROM: 4300-1910-2799 appropriated fund balance \$ 4,800  
TO: 4300-8143-4432

Storm Sewer District #4

FROM: 4400-1910-2799 appropriated fund balance \$102,000  
TO: 4400-8144-4432

Storm Sewer District #5

FROM: 4500-1910-2799 appropriated fund balance \$ 98,500  
TO: 4500-8145-4432

Storm Sewer District #6

FROM: 4600-1910-2799 appropriated fund balance \$ 88,000  
TO: 4600-8146-4432

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki, Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 20 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

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

GENERAL FUND

From: 0100-1910-4711 Contingency \$2,500.00  
to: 0100-7550-4380 Village of Depew- Publicity 2,500.00

SPECIAL DISTRICTS

From: 2500-8125-4543 Contracted Sewer Repairs 3,000.00  
2500-8125-2515 Sewer Flushed 7,978.27  
to: 2500-8125-2501 Miscellaneous Office Equipment 3,000.00  
2500-8125-2513 Communications Equipment 7,987.27

COMMUNITY DEVELOPMENT

From: 0700-8617-9705 Economic Development 36,000.00  
0700-8617-0705 Econonic Development 39,000.00  
to: 0700-8669-9770 Housing Rehab-Cheektowaga 36,000.00  
0700-8669-0770 Housing Rehab-Cheektowaga 39,000.00

CAPITAL PROJECTS

From: 5301-1910-5710 Serial Bonds 78,000.00  
5311-1910-5710 Serial Bonds 6,000.00  
5302-1910-5710 Serial Bonds 42,813.00  
to: 5301-7110-9310 Relocation Exp.-Community Dev. 78,000.00  
5311-0800-9322 Building Inspection Copier 6,000.00  
5302-3120-9306 Police Semi-Automotic Pistols 42,813.00

Item No. 20 continued

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 21 Motion by Supervisor Swiatek Seconded by Councilman Gabryszak

BE IT RESOLVED, that the following Vouchers and Warrents are submitted to the Town of Cheektowaga prior to March 12, 1993 are hereby approved and made a part of:

GENERAL FUND	\$2,018,916.50
HIGHWAY FUND	1,052,049.05
TRUST & AGENCY FUND	3,479,637.23
CDBG HUD FUND	20,839.37
PART TOWN FUND	38,031.73
RISK RETENTION FUND	40,596.60
DEBT SERVICE FUND	137.50
SPECIAL DISTRICTS FUND	1,233,477.90
HUD REHABILITATION FUND	10,073.00
CAPITAL FUND	197,230.89
	<hr/>
	\$8,090,989.77

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 22 Minutes of Cheektowaga Planning Board: February 11, 1993  
Received and Filed.

III. GENERAL COMMUNICATIONS

Item No. 23A Notice of Claim: Karen & Thomas Zak vs Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Highway Department;  
Allied Claims, Insurance Carriers  
Received and Filed.

Item No. 23B Notice of Claim: James Demler vs Town of Cheektowaga  
Copies were sent to: Frank E. Swiatek, Supervisor; James Kirisits,  
Town Attorney; Joan Meyers, Supervisor's Office; Sanitation Dept.;  
Allied Claims, Insurance Carriers  
Received and Filed.

\*\*\*\*\*

Motion by Councilman Johnson and Seconded by Supervisor Swiatek to suspend the rules to include the following resolutions and the voting was as follows:

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\*\*\*\*\*

IV. SUSPENSION OF RULES

Item No. 24 Motion by Councilman Johnson Seconded by Councilman Gabryszak  
Councilman Solecki

WHEREAS, the Hon. Norman J. Wolf, Justice, Supreme Court, granted the petition of Property Developer, Inc. for a special permit for the use of premises at 2009 William Street, Cheektowaga, New York, for "storage, parking, used car sales and automobile repairs", and

WHEREAS, the Appellate Division of the Supreme Court, Fourth Judicial Department, unanimously reversed the aforesaid judgement of Justice Wolf, and

WHEREAS, the attorneys for Property Developer, Inc. have made a formal application to the Court for reconsideration of its decision or permission to appeal to the Court of Appeals.

NOW, THEREFORE, BE IT RESOLVED, that Peter M. Kooshoian, Esq. be and he hereby is continued as appellate counsel to the Town Attorney on the aforesaid appellate proceeding, and BE IT FURTHER

RESOLVED, that the reasonable fee of appellate counsel, not exceeding \$1,500.00 without prior written approval of this Board be paid from budget line item number 0100-1420-4000-4501, along with all necessary disbursements; such fee and disbursements shall be monitored and approved by the Town Attorney.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 25 Motion by Councilman Rogowski Seconded by Councilman Johnson

BE IT RESOLVED that the following individuals be and hereby are reappointed to serve on the Veterans Affairs Committee, said term to expire December 31, 1993:

Kenneth Blum	Joseph Lipowski
Cheektowaga, N.Y. 14215	Depew, N.Y. 14043
Alexander Burke	Sylvia Lipowski
Cheektowaga, N.Y. 14206	Depew, N.Y. 14043
Victor Carlucci	Earle Rosenthal
Depew, N.Y. 14043	Cheektowaga, N.Y. 14225
Lesley Fuqua	Elaine Rosenthal
Cheektowaga, N.Y. 14225	Cheektowaga, N.Y. 14225
Eugene Kelly	George Ross
Cheektowaga, N.Y. 14227	Buffalo, N.Y. 14212
Brothv Kubik	
Cheektowaga, N.Y. 14227	

AND BE IT FURTHER

Item No. 25 continued

RESOLVED, that Donald LeBarron of Cheektowaga, N.Y. 14225, be and hereby is appointed to serve on the Veterans Affairs Committee, said term to expire December 31, 1993.

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

Item No. 26 Motion by Councilman Rogowski Seconded by Councilman Jaworowicz

WHEREAS, bids were duly received by this Town Board at a bid opening on March 12, 1993 for Three (3), New and Unused Slip-Through-Tailgate/Pivot Mount, Dump Box Salt Spreaders for use by the Cheektowaga 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 George and Swede Sales & Service, Inc., 7155 Big Tree Road, Pavilion, N.Y. 14525, being the only responsible bidder at the sale price of \$12,375.00 with a trade-in of two pieces of equipment of \$12,375.00, making \$0.00 balance after trades. (Descriptive letter attached and made part of these minutes).

Upon Roll Call....

AYES: Supervisor Swiatek, Councilmen Jaworowicz, Gabryszak, Solecki,  
Rogowski, Blachowski and Johnson  
NAYES: 0  
ABSENT: 0

\* SEE NEXT PAGE



SALES & PARTS  
(716) 584-3425

x (716) 584-8853

March 9, 1993

Town of Cheektowaga  
Cheektowaga Town Hall  
Cheektowaga, NY 14227

Attn: Richard M. Moleski, Town Clerk

Dear Sirs,

George & Swede Sales & Service, Inc. is pleased to bid on the three (3) new and unused slip through tailgate/pivot mount dump box salt spreaders.

We offer the Harder "Junior" dump box spreaders that meets your specifications.

Three (3) Harder "Junior" Dump Box Spreaders	\$11,250.00
--	-------------

Three (3) FHV-169 Spreader Control Valves	1,125.00
---	----------

Total without trades	\$12,375.00
----------------------	-------------

Less trades:

One (1) 1977 Trojan/Yale s/n 20-1397	
One (1) 1981 Trojan s/n 20-1888	-12,375.00

Balance after trades.	\$ 0.00
-----------------------	---------

Delivery is from stock inventory.

Regards,

  
Mike Doyle  
Vice President

MD:jm  
Enclosure

CONSTRUCTION & MUNICIPAL  
EQUIPMENT & SUPPLIES

7155 Big Tree Road • Pavilion, New York 14525





MEETING NO. 6  
March 15, 1993

Item No. 27 Motion by Supervisor Swiatek Seconded by Councilman Rogowski to adjourn the meeting in memory of Stanley Cieply, a member of the Cheektowaga Patriotic Commission.

Richard M. Moleski,  
Town Clerk

R E S O L U T I O N S

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 April 5, 1993</u>		
2	Decision on Rezoning of 3523 Broadway	1-2
3	AWARD OF BID:	
	a. Storm Sewer Televising	3
	b. Cleaning of Storm Sewers	4
	c. Replacement of Sidewalks	5
4	Award of Boiler and Machinery Insurance	6
5	NOTICE TO BIDDERS:	
	a. Maintenance Garage Restoration and Conversion of Digesters at Plant No. 5	6-8
	b. Football Equipment for Dept. of Youth & Recreational Services	9
	c. Clothing for Dept. of Youth and Recreational Services	10
	d. Preventive Maintenance and Service Agreement for Heat, Ventilation, Air Conditioning, Generators and Elevators at Various Town-Owned Buildings	11-12
	e. Purchase of One (1) Portable Alternative Light Source	13
	f. Construction of Cheektowaga Municipal Golf Course	14
6	BONDS:	
	a. Construction of Sidewalks Along Union Road	14
	b. Partial Reconstruction of Various Town Highways	15
7	Adoption of Local Law No. 1 of the Year 1993 entitled "A Local Law Establishing a Board of Ethics"	16 -
8	Adoption of Goals and Objectives	17
9	NEGATIVE DECLARATIONS:	
	a. Road Intersection Work and Sidewalks Along Union Road	18
	b. Losson-Union Plaza	18
10	Memorialize the NFTA to Make PILOTS	18-19
11	Authorization to Hold Pulaski Day Parade	19
12	Designate the Month of April as Cheektowaga Alcohol Awareness Month	19-20
13	Acceptance of Donation from the Cheektowaga Travel Club	20
14	Release Escrow Funds to Developer - Castlewood Subdivision	20
15	AUTHORIZE TOWN CLERK TO ISSUE:	
	a. Ambulance Drivers Licenses	20-21
	b. Ambulance Vehicle Licenses	22
16	AUTHORIZE SUPERVISOR TO SIGN/EXECUTE:	
	a. Contracts Between the Town of Cheektowaga and the Performers at the Polish American Festival	22
	b. Contracts Between the Town of Cheektowaga and Performers at the Cultural Center Summer Concerts	22-23
	c. Memorandum of Agreement Between the Town of Cheektowaga and the Town of Cheektowaga Public Safety Dispatchers Association	23
	d. Agreement with Supportive Services Corporation of Western NY	23
	e. Documents Regarding HOME Program	23-24
	f. Subordination Agreement	25
	g. Easement Agreement with NYSEG	25
	h. Agreement with Ecology and Environment, Inc.	26
	i. License Agreement with Great Lakes Divers, Inc.	27
	j. Agreements with Cultural/Not-For-Profit Organizations	28
	k. Documents Regarding Settlement Agreement	29
17	CREATE POSITION OF:	
	a. Engineer Assistant (Seasonal)	29
	b. Community Service Aide (Part-Time)	29

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 April 5, 1993 cont'd</u>		
18	TERMINATION OF: a. Employee in Facilities Department b. Employees in Various Departments	29-30 30
19	Establishment of Salaries for Seasonal Employees in Tax Office	30
20	Change in Rate of Pay for Receptionist for Supervisor	30-31
21	APPOINTMENTS TO: a. Vacancy in Position of Cleaner in Facilities Department b. Vacancy in Position of Automotive Mechanic in Central Garage c. Position of Community Service Aide (Part-Time) in Dept. of Senior Services	31 31 31-32
22	HIRING OF: a. Seasonal Employee in the Engineering Department b. Seasonal Employees in Various Departments c. Part-Time Employees in Various Departments	32 32 33
23	Request for Reimbursement of Tuition	33
24	AUTHORIZATION TO ATTEND CONFERENCE/TRAINING PROGRAM: a. General Crew Chief of the Sanitation/Recycling Department b. Employees from Dept. of Youth and Recreational Services c. CAP Representative d. Dog Control Officer	33-34 34 34 35
25	Establish Budget Line Items for Utilization of Seasonal Laborers as Part of the Town Drainage Improvement Program	35
26	Transfer of Funds	35-37
27	Warrant List	37

Meeting No. 8 April 19, 1993

2	Award of Bid: Purchase of Topsoil	1
3	Notice to Bidders: Purchase ten (10) printomatic voting machines	1-2
4	Appoint Manufacturers and Traders Trust Company as trustee for "COP's" for Cheektowaga Municipal Golf Course	3
5	Authorize final payment for Mechanical Work at Sanitation/Central Garage Bldg	4
6	Acceptance of Deed Restriction for property @ 3060 & 3080 William Street	4
7	Affirm recommendation of SEQR regarding 90-100 Holtz Road	5
8	Amend resolution of February 16, 1993 regarding prohibition of parking on Jean Terrace	6
9	Town Board support of NYS Legislature Bill, A.753/S.1349 regarding GIS	6-7
10	AUTHORIZE SUPERVISOR TO SIGN/EXECUTE: a. Documents with Community Development Block Grant Program Statement b. Application regarding Solid Waste Management Project c. Lease agreement with KEX CopySource, Inc.	7 8 8-9
11	Change title from Project Director (Substance Abuse) to Project Director (Grant)	9
12	Retain firm for Service Efforts and Accomplishment (SEA) accounting	9-10
13	Authorize Chief of Police to attend conference	10

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 8 April 19, 1993 cont'd</u>		
14	Termination of employees in various departments	10
15	Hiring Part-Time employees in various departments	10-11
16	Hiring Seasonal employees in various departments	11-12
17	APPOINTMENT TO VACANT POSITIONS: a. Project Director (Grant) provisionally b. Automotive Mechanic's Helper in Central Garage	12 12
18	Transfer of Funds	12-13
19	Warrant List	13
<u>Meeting No. 9 May 3, 1993</u>		
2	Call for Public Hearing: Amend Section 48-10.1 of the "Parks Ordinance"	1-2
3	AWARD OF BID: a. Clothing for Use in Department of Youth and Rec. Services b. Purchase of Football Equipment	3 4
4	Notice to Bidders: Purchase Six (6) to Eight (8) 1994 Trucks with Recycling Body for Use by the Recycling Department	5
5	Approval of Plans for Emerald Gardens Subdivision	6
6	Adoption of Revised Town of Cheektowaga Investment Policy	6
7	Concerns Regarding Development at Walden Avenue and Dick Road	7
8	MEMORIALIZE THE STATE LEGISLATURE AND GOVERNOR TO AMEND: a. Section 2 of Article VIII of the State Constitution b. Section 5 of Article VIII of the State Constitution	8 8
9	Request the State Senate and Assembly to Enact Senate Bill 1766-A and Assembly Bill 2997-A	8-9
10	Authorize Cleve Hill Baseball, Inc. to Conduct Opening Day Parade	9
11	Authorize Supervisor to Execute Agreement with the Camp Fire Council of Buffalo and Erie County Inc.	9-10
12	Authorize Town Clerk to Issue Ambulance Drivers Licenses	10
13	TERMINATION OF EMPLOYEES: a. Department of Youth and Recreational Services b. Various Departments	11 11
14	Transferring and Hiring of Seasonal Employees in the Department of Youth and Recreational Services	11-13
15	Hiring of Seasonal Employees in Various Departments	13-14
16	APPOINTMENTS TO FILL VACANCIES IN THE POSITION(S): a. Detective in the Police Department b. Light Motor Equipment Operator in the Recycling Department c. Laborer's Aide in the Recycling Department d. Cleaner in the Facilities Department e. Clerk-Typist in the Justice Court (Temporary)	14 14 14-15 15 15
17	RETAIN FIRM: a. Provide Engineering Services b. Extermination and Control of Rodents	16 16-17
18	Transfer of Funds	17
19	Warrant List	17-18

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. 7 April 5, 1993</u>		
28	Building Permits	37
29	MINUTES OF:	
	a. Cheektowaga Traffic Safety Commission - March 16, 1993	38
	b. Public Library Board - February 24, 1993	38
30	Quarterly Report: Office of Disaster Preparedness - January - March, 1993	38
31	Update Regarding Canaan House	38
<u>Meeting No. 8 April 19, 1993</u>		
20	Supervisor's Statement of Funds	13
21	Minutes of Cheektowaga Planning Board: March 11, 1993	13
<u>Meeting No. 9 May 3, 1993</u>		
20	Building Permits	18
21	Annual Financial Report for the Fiscal Year 1992	18
22	Minutes of Cheektowaga Public Library - March 24, 1993	18

GENERAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 7 April 5, 1993</u>		
32	Summons & Complaint: David and Sharon Szczerbiak, Ind. and as Administrator of estate of Eric Szczerbiak, deceased vs Michael H. Pilat, Town of Cheektowaga and Town of Cheektowaga Police Dept.	38
33	NOTICE OF CLAIM: a. Nationwide Mutual Insurance Co./S.E. Incorvaia vs the Town of Cheektowaga b. David L. Barus vs the Town of Cheektowaga	38 38
<u>Meeting No. 8 April 19, 1993</u>		
22	Erie County DOT: Notice of Highway Closure - Portion of Youngs Road CR554 between Aero Drive CR324 and Wehrle Drive CR190	13
23	NOTICE OF CLAIM: a. Anita Depczynski vs Town of Cheektowaga b. Helen Mellon vs Town of Cheektowaga c. Barbara Peterson vs Town of Cheektowaga d. Pauline Koslicki vs Town of Cheektowaga	13 14 14 14
<u>Meeting No. 9 May 3, 1993</u>		
23	Summons & Complaint: Paul M. Deuschle vs the Town of Cheektowaga	18
24	NYSDOT Designation of Restricted Highway - Harlem Road Beginning 1,000' south of McNaughton and Ending 2,000' north of Genesee St.; Genesee Street Beginning 1,500' west of Route 240 and Ending 1,500' east of Route 240 and All Intersecting Roads	18
25	County of Erie: Proposed Amendments to the Erie County Sanitary Code	18
26	Petition Regarding 30 Alpine Place	18

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. 7 April 5, 1993</u>		
34	Permission to Utilize Stiglmeier Park Tennis Courts	38-39
<u>Meeting No. 8 April 19, 1993</u>		
24	Adoption of Tree Removal Permit application fee	14
25	Town Board support of NYS legislation allowing local government to charge people convicted of drunk driving or DWI the actual cost of arrest, processing & trial	14-15
26	Negative Declaration for Losson-Union Plaza	15-17
<u>Meeting No. 9 May 3, 1993</u>		
27	Award of Bid: Purchase a Portable Alternative Light Source	18-19
28	AUTHORIZATION TO ATTEND CONFERENCE/SEMINAR/TRAINING PROGRAM:	
	a. Captain of Police Department	19
	b. Police Officer	19
	c. Dog Control Officer	20
29	Request Applicant to Provide Traffic Impact Study Regarding Transit/Como Plaza	20-21
30	Retain Firm to Perform Wetlands Evaluation Study	21
31	Award of Bid: Sewer Maintenance Garage Restoration and Digester Conversion at Plant No. 5	21-22