

**TOWN OF CHEEKTOWAGA  
MEETING NO. 21  
OCTOBER 2, 1995**

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 2nd day of October, 1995 at 7:00 o'clock P.M., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember Richard B. Solecki  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Bill Pugh, Town Engineer; Salvatore LaGreca, Chairman of Planning Board; Bruce Chamberlin, Chief of Police; Ronald Marten, Building & Plumbing Department; William Conway, Assessor; Robert McCarthy, Director of Employee Relations; James Matecki, Facilities Director; Kenneth Kopacz, Director of Department of Youth and Recreational Services.

**I. RESOLUTIONS**

Item No. 2 Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, Delta Sonic Car Wash/Benderson Development has made application and requested the Rezoning from M1-Light Manufacturing District and CM-General Commercial District to MS-Motor Service District for property located at 2285 Walden Avenue, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on October 16, 1995 at 6:30 P.M. at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 3 Motion by Councilmember Rogowski, Seconded by Councilmember Wielinski

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WHEREAS, the Town's agreement for the placement of vending machines at the Cheektowaga Recreation Center has expired, AND

WHEREAS, the Facilities Department Director has recommended that a Request for Proposals ("RFP") for vending machines in all Town buildings and locations be issued to obtain the best price possible for the Town, AND

WHEREAS, the Facilities Department and Town Attorney's Office have prepared a RFP and License Agreement for vending machine services, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby issues the attached RFP for vending machine services and directs the Facilities Department Director to forward such RFP to at least three vendors, and BE IT FURTHER

RESOLVED, that proposals shall be received and opened by the Town Clerk on October 12, 1995 at 11:00 A.M.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 4 Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

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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 such airport is situated in the Town of Cheektowaga, AND

WHEREAS, Buffalo Airfield, Inc. has made application to the Federal Aviation Administration ("FAA") and the New York State Department of Transportation ("DOT") for funding (Project No. K550580; ID/PIN No. 5914.06 to perform work at Buffalo Airfield and for the purpose of acquiring avigation easements from nearby residents, AND

WHEREAS, said avigation easement acquisition costs will be the subject of a separate funding application (eg., ID/PIN No. 5914.07), AND

WHEREAS, a public information meeting was conducted for affected property owners on July 5, 1995, and the Town has also reviewed the subject application with respect to the Buffalo Airfield 1991 Master Plan and current conditions, AND

WHEREAS, area residents are very concerned about increased air traffic at this airport, which airport is located adjacent to and surrounded by densely populated residential neighborhoods, and are opposed to any further expansion of such airport, AND

WHEREAS, this Town Board believes that the progressive increase in landings and takeoffs at the subject airport has magnified the noise impacts upon residents and diminished their safety, AND

WHEREAS, since area residents are strongly objecting to the granting of any avigation easements to Buffalo Airfield, Inc., this Board feels that any application for funding for such easement acquisitions should be carefully scrutinized and rejected, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby expresses its opposition to the granting of any application for funding to allow Buffalo Airfield to purchase avigation easements, and memorializes the FAA and DOT to deny such application, and BE IT FURTHER

RESOLVED, that this Board opposes any further State or Federal efforts to support increases in capacity and operations at Buffalo Airfield, Inc. facilities, as deleterious to the environment, health and welfare of Town residents, and BE IT FURTHER

RESOLVED, that this Board asks said agencies to review any designation of such airport as a "reliever" for the Greater Buffalo International Airport, and to encourage the alternative use or development of more rural facilities, and BE IT FURTHER

RESOLVED, that this resolution is and shall be considered a substitute resolution to the resolution on this topic adopted on August 7, 1995, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to the FAA, DOT, Town of West Seneca and to the Federal and State legislators serving the Town of Cheektowaga.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 5 Motion by Councilmember Rogowski, Seconded by Councilmember Wielinski

WHEREAS the building permit fee schedule previously adopted by this Town Board requires applicants for building permits for dwelling to remit a fee of \$150.00 for tree planting in front of the property by the Highway Department, AND

Item No. 5 cont'd.

WHEREAS, Raymond Bienik applied for a building permit for the construction of a dwelling at 800 Cayuga Creek Road and remitted a fee of \$150.00 for tree planting, AND

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WHEREAS, there are a substantial number of trees at 800 Cayuga Creek Road and it is not necessary to plant another tree on such lot, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby determines that the Town Highway Department does not need to plant a tree at [REDACTED] and authorizes a refund of \$150.00 to Raymond Bienik for such tree planting fee, and BE IT FURTHER

RESOLVED, that moneys for such refund shall be appropriated from budget line item number 0300-5110-2770.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 6 Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

WHEREAS, the children of our community are entitled to the fun and excitement associated with "Halloween Night", including going from door to door in their immediate neighborhoods with their happy challenges of trick-or-treat; AND

WHEREAS, it would appear that parents generally favor the early evening hours, since it tends to limit participation to the younger children, for whom the observance was originally intended and thereby discourages interference and disruption by the very small percentage of older children, who under cover of darkness and with their identities concealed and costumes, might otherwise spoil the fun for the smaller children, NOW, THEREFORE, BE IT

RESOLVED that Tuesday, October 31, 1995 shall be known as "Halloween Night" in the Town of Cheektowaga, and that the Town Board ask both children and their parents to cooperate in limiting the time of "trick-or-treating" activities to the period between 6:00 P.M. and 8:30 P.M. We further ask that, whenever possible, parents of the very young insure that they or other responsible adults accompany them, and to cooperate in making this a happy occasion for all youngsters by keeping their porch or exterior lights on.



"DESIGNATION OF HALLOWEEN NIGHT"

BE IT RESOLVED that Tuesday, October 31, 1995 be designated as "HALLOWEEN NIGHT" in the Town of Cheektowaga.

The time of "trick-or-treating" activities will be between 6:00 P.M. and 8:30 P.M.

We encourage all householders to cooperate in making this a happy occasion for all youngsters by keeping their porch or exterior lights on.

HAPPY HALLOWEEN TO ALL!

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

RICHARD M. MOLESKI



Item No. 6 cont'd.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0

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ABSENT: 0

Item No. 7a Motion by Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, the Town is the owner of vacant property located on the south side of Losson Road, north of Slate Bottom Creek and, adjacent to the Union Road Inactive Hazardous Waste Site (S.B.L. #113.20-5-1-2), AND

WHEREAS, the New York State Department of Environmental Conservation ("DEC") has required American Premier Underwriters, Inc. ("APU") to clean up the Union Road Inactive Hazardous Waste Site, AND

WHEREAS, the DEC has also required APU to investigate and, if necessary, clean up the bed and banks of Scajaquada Creek, including the Town-owned property, AND

WHEREAS, APU has requested the Town to approve an agreement to allow APU to conduct an investigation and, if necessary, clean up of the Town property, AND

WHEREAS, such agreement has been reviewed and approved by the Town Engineering Department and Town Attorney's Office, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Agreement Permitting Entry on Property with APU.



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER JAWOROWICZ TO SUBSTITUTE A CORRECTED AGREEMENT WHICH IS ATTACHED AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7b Motion by Councilmember Wielinski, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is authorized to sign the attached Memorandum of Agreement between the Town of Cheektowaga and the Town of Cheektowaga Public Safety Dispatchers Association.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,

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Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7c Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga has received \$10,000 from Erie County to increase its service to "at risk" youth as a result of savings in the PINS/JD Diversion Program, AND

WHEREAS, the Department of Youth and Recreational Services has determined that children from the single parent families which comprise almost seventeen percent of our total households are, oftentimes, considered to be "at risk", AND

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WHEREAS, the Be-A-Friend Big Brother/Big Sister Program, with twenty-three years of experience in providing positive youth/adult mentoring relationships, can provide all required services necessary to provide eight such relationships for said amount, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached agreement with Be-A-Friend, Inc. to provide said service.

BUDGET LINE ITEM            7140.4489

Upon Roll Call ....

AYES:                    Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
                                 Blachowski, Johnson and Wielinski

NAYES:                 0

ABSENT:                0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7d        Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Recreation Center, located at 2600 Harlem Road, Cheektowaga, New York, AND

WHEREAS, the Western New York Club Hockey-Cheektowaga Warriors is desirous of renting the ice skating rink located in the Cheektowaga Recreation Center, AND

WHEREAS, the License Agreement states the terms and conditions of such ice skating rink rental, and is acceptable to the Town, NOW, THEREFORE, BE IT

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RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached License Agreement between the Town of Cheektowaga and the Western New York Club Hockey-Cheektowaga Warriors, and BE IT FURTHER

RESOLVED, that the monies from such rental be deposited into the General Fund, Line Item 7140.2123.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7e Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Recreation Center, located at 2600 Harlem Road, Cheektowaga, New York, AND

WHEREAS, the Southtowns High School Club Hockey-Cleveland Hill JV team is desirous of renting the ice skating rink located in the Cheektowaga Recreation Center, AND

WHEREAS, the License Agreement states the terms and conditions of such ice skating rink rental, and is acceptable to the Town, NOW, THEREFORE, BE IT



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RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached License Agreement between the Town of Cheektowaga and the Southtowns High School Club Hockey-Cleveland Hill JV team, and BE IT FURTHER

RESOLVED, that the monies from such rental be deposited into the General Fund, Line Item 7140.2123.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7f Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga is the owner of the Cheektowaga Recreation Center, located at 2600 Harlem Road, Cheektowaga, New York, AND

WHEREAS, the Western New York Club Hockey Maryvale Team is desirous of renting the ice skating rink located in the Cheektowaga Recreation Center, AND

WHEREAS, the License Agreement states the terms and conditions of such ice skating rink rental, and is acceptable to the Town, NOW, THEREFORE, BE IT

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RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached License Agreement between the Town of Cheektowaga and the Western New York Club Hockey Maryvale Team, and BE IT FURTHER

RESOLVED, that the monies from such rental be deposited into the General Fund, Line Item 7140.2123.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 8 Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

BE IT RESOLVED, that the following SEASONAL and PART-TIME employees be and hereby are terminated as listed:

EFFECTIVE

TOWN CLERK'S OFFICE

Lori Vallone  
Julie Miller

Immediately  
“

FACILITIES DEPARTMENT

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Eugene Demler	Immediately
Stephen Cody	"
Gordon Hagmier	"
Jason Ozolins	"
Ann Marie Herb	"
John Bruso	"
John Mazgaj	"
Richard Gramza	"
Thomas Mills	"

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

Item No. 9 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the following Youth and Recreation employees be transferred as indicated:

Part-Time  
Rink Personnel - 7140.1611

From Recreation Leader VI to Recreation Leader VII - \$6.75

Scott Fleetwood

From Recreation Attendant III to Recreation Attendant IV - \$5.00

Cher Stucke

From Seasonal to Part-Time  
Theater Workshop - 7140.1651

Davis Isch  
Tom Kazmierczak

From Seasonal to Part-Time  
From Dartwood Camp - 7140.1632 to Recreation Supervisors - 7140.1613  
Recreation Attendants - 7140.1614

Dawn Smith

From Seasonal to Part-Time  
From Soccer - 7140.1636 to Rink Personnel - 7140.1611

Recreation Attendant I - \$4.25

Joe Marchewka

Recreation Attendant III - \$4.75

Jacques Desjardins

Item No. 9 cont'd.

From Lifeguards - 7180.1903 to Rink Personnel - 7140.1611  
Recreation Attendant IV - \$5.00

Greg Bean  
Kimberly Kubiak

BE IT RESOLVED, that the following individuals be hired as Part-Time employees in the Youth and Recreation Department as indicated:

Recreation Supervisors - 7140.1613  
Recreation Attendant II - \$4.50

Jill Marie Matuszewski

14225

Rink Personnel - 7140.1611

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Recreation Attendant I - \$4.50

James Brydalski  
Joseph Deckop, Jr.  
Kevin Deckop

Recreation Attendant III - \$4.75

Wilmer Froman  
Mark Fleetwood

Recreation Attendant IV - \$5.00

Thomas Goff  
Thomas J. Wasielewski

14225

Basketball - 7140.1654

Recreation Attendant III - \$4.75

Jeff Pula

Lifeguards - 7180.1903

Lifeguard I - \$4.75

Sarah Kazukiewicz  
Rachel Williams

BE IT RESOLVED, that the below listed individual, presently employed in the Adapted Recreation program (7310.1803), be hired as Rink Personnel - (7140.1611) not to exceed a total of 19 hours.

Recreation Attendant III - \$4.75

Trever Stowell

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

Item No. 10a Motion by Councilmember Jaworowicz, Seconded by Councilmember Rogowski

WHEREAS, a vacancy exists in the position of Laborer's Aide in the Recycling Department, AND

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, AND

WHEREAS, Raymond Full applied for said vacancy and meets all the necessary qualifications, NOW, THEREFORE, BE IT

Item No. 10a cont'd.

RESOLVED, that Raymond Full of [REDACTED], Cheektowaga, New York be and hereby is appointed to the position of Laborer's Aide in the Recycling Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective October 9, 1995.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

Item No. 10b Motion by Councilmember Jaworowicz, Seconded by Councilmember Wielinski

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WHEREAS, a vacancy exists in the position of Clerk-Typist in the Police Department,  
AND

WHEREAS, the Civil Service eligible list for such position has been canvassed and  
candidates were interviewed, AND

WHEREAS, Michelle Nowicki appears on said Civil Service list, was interviewed and  
meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Michelle Nowicki of [REDACTED], Depew, New York [REDACTED], be  
and hereby is appointed to the position of Clerk-Typist in the Police Department in accordance with the  
terms and conditions of the collective bargaining agreement between the Town of Cheektowaga and  
the Town of Cheektowaga Employees Association, effective October 10, 1995.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 11 Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

BE IT RESOLVED, that the following individuals be and hereby are hired as  
SEASONAL EMPLOYEES, not to exceed 24 weeks in a calendar year, 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

RECYCLING DEPARTMENT - \$5.00 per hour (Laborer)

Lawrence Zielinski	[REDACTED]	10-3-95
David Principato	[REDACTED]	10-3-95

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 12a Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, Robert McCarthy, Coordinator of Employee Relations has requested to  
attend the following seminars:

\* Labor and Employment Law: Strategies for Complying With Laws That Are Changing  
the Way We Work, to be held on October 11, 1995 at the University Inn, Buffalo, New York (\$129),  
AND

Item No. 12a cont'd.

\* Workplace 2000 - A Drug Free Environment, to be held on Wednesday, October 18,  
1995 at the Sheraton Inn, Buffalo, New York, (\$30)

NOW, THEREFORE, BE IT

RESOLVED, that Robert McCarthy be and hereby is authorized to attend said  
seminars at a total cost of \$159.00 to be charged to line item #0100-1430-4087.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 12b Motion by Supervisor Gabryszak, Seconded by Councilmember Solecki

**MEETING NO. 21  
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WHEREAS, the New York State Board of Real Property Services is conducting a Seminar on Industrial Appraisals in Batavia, New York on October 4, 1995, AND

WHEREAS, said Seminar is mandated by the New York State Board of Real Property Services for Assessors to obtain continuing education credits, AND

WHEREAS, said Seminar is given at no cost to the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that Assessor, William R. Conway be and hereby is authorized to attend said Seminar on October 4, 1995 and shall be provided the use of a Town vehicle.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 12c Motion by Supervisor Gabryszak, Seconded by Councilmember Solecki

WHEREAS, the New York State Assessor's Association is conducting a Seminar on Assessment Administration in Niagara Falls, New York on October 8th through October 11, 1995, AND

WHEREAS, said Seminar is mandated by the New York State Assessor's Association for Assessors to obtain continuing education credits, AND

WHEREAS, said Seminar is given at no cost to the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that Assessor, William R. Conway be and hereby is authorized to attend said Seminar on October 8th through October 11, 1995 and shall be provided the use of a Town vehicle.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 12d Motion by Supervisor Gabryszak, Seconded by Councilmember Solecki

WHEREAS, the New York State Board of Real Property Services is conducting a Seminar on Introduction to Land Appraisal in Orchard Park, New York on October 16th through October 19, 1995, AND

Item No. 12d cont'd.

WHEREAS, said Seminar is mandated by the New York State Board of Real Property Services for Assessors to obtain continuing education credits, AND

WHEREAS, said Seminar is given at no cost to the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that Assessor, William R. Conway be and hereby is authorized to attend said Seminar on October 16th through October 19, 1995 and shall be provided the use of a Town vehicle.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 13 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

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WHEREAS, the Town of Cheektowaga has previously entered into an agreement with the County of Erie to receive funds to increase its service to "at risk" youth as a result of savings in the PINS/JD Diversion Program, AND

WHEREAS, the Town has now received an advance payment of \$10,000 from the County, AND

WHEREAS, the Town will enter into an agreement with the Be-A-Friend Big Brother/Big Sister Program for provision of said service, which will require establishment of necessary budget lines, NOW, THEREFORE, BE IT

RESOLVED, that the following account lines be and hereby are amended:

BAF/Erie Co. (Expense) - Account # - 7140.4489

BAF/Erie Co. (Revenue) - Account # - 7140.2180

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0



MOTION BY COUNCILMEMBER SOLECKI, SECONDED BY COUNCILMEMBER WIELINSKI TO REFRAIN WITH READING THE ACCOUNTS IN THE FOLLOWING RESOLUTION, ITEM 14, AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0



Item No. 14 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

GENERAL FUND

From:	0100-7140-1645	Sports Rotation	\$35,000.00
	0100-7140-1815	Outdoor Basketball	35,000.00

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GENERAL FUND cont'd.

From:	0100-7310-1802	Developmentally Disabled Camp	\$ 285.00
	0100-7310-1802	Developmentally Disabled Camp	3,000.00
	0100-7310-1810	Summer Day Camp	2,500.00
	0100-1420-4012	Printed Briefs	500.00
	0100-1410-1391	Part-Time Clerical	3,300.00

To:	0100-7140-1651	Theater	3,500.00
	0100-7140-1654	Basketball	3,500.00
	0100-7180-1901	Bathhouse	285.00
	0100-7180-1902	Pool Supervisor	3,000.00
	0100-7180-1903	Lifeguards	2,500.00
	0100-1420-4001	Office Supplies	500.00
	0100-1410-1380	Records Management Clerk	3,300.00

COMMUNITY DEVELOPMENT

From:	0700-1092-0708	Traffic Study	\$ 11.80
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	0700-1092-0765	Neighborhood Safety Program	5,000.00
	0700-1093-0670	Handicap Play Equipment	150.00
	0700-1093-0670	Handicap Play Equipment	100.00
	0700-9094-0670	Sloan Handicap Play Equipment	100.00
	0700-1092-0707	Neighborhood Community Development	3,000.00
To:	0700-1092-0600	Housing Rehabilitation	11.80
	0700-1092-0600	Housing Rehabilitation	5,000.00
	0700-1093-0600	Housing Rehabilitation	150.00
	0700-9093-0670	Sloan Handicap Play Equipment	100.00
	0700-1094-0600	Housing Rehabilitation	100.00
	0700-1092-0676	Public Safety-Foot Patrols	3,000.00

**SPECIAL DISTRICT FUND**

From:	2500-8135-8141	Medical Insurance	\$ 8,000.00
	1500-8135-8121	FICA Expense	4,000.00
	1500-8160-8141	Medical Insurance Sanitation	21,000.00
To:	2500-8135-8143	Retiree's Medical Insurance	12,000.00
	1500-8173-8141	Medical Insurance Recycling	21,000.00

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

**Item No. 15** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED, that the following Vouchers and Warrants were submitted to the Town of Cheektowaga prior to September 29, 1995 and are hereby approved and made a part hereof:

GENERAL FUND	298,178.08
HIGHWAY FUND	54,500.32
TRUST & AGENCY	12,765.12
PART TOWN FUND	940.44
RISK RETENTION FUND	48,284.30
CDBG HUD FUND	60,080.24
SPECIAL DISTRICTS FUND	350,305.74
CAPITAL FUND	<u>269,100.22</u>

\$1,094,154.46

**Item No. 15 cont'd.**

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

**II. DEPARTMENTAL COMMUNICATIONS**

**Item No. 16** Building Permits  
Received and Filed.

**Item No. 17** Supervisor's Statement of Funds - August, 1995  
Received and Filed.

**III. GENERAL COMMUNICATIONS**

**Item No. 18a** Notice of Claim: David Kreutz vs the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney;  
Sewer Maintenance Department and Allied Claims Insurance Carrier.



MEETING NO. 21  
OCTOBER 2, 1995

Received and Filed.

Item No. 18b Notice of Claim: David B. DeBalski vs the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney;  
Highway Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 18c Notice of Claim: Metro Electronics vs the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney;  
Facilities Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 18d Notice of Claim: State Farm Insurance Companies vs the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney;  
Police Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 18e Notice of Claim: Jean Rebholz, Individually and as Parent and Natural Guardian of  
Carl Rebholz, an Infant vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney;  
Highway Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 19 Notice of Petition: Frederick Chopin Singing Society vs the Assessor  
Received and Filed.



MOTION BY SUPERVISOR GABRYSZAK, SECONDED BY COUNCILMEMBER WIELINSKI TO  
SUSPEND THE RULES TO INCLUDE THE FOLLOWING RESOLUTION(S) AND THE VOTING WAS  
AS FOLLOWS:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0



**IV. SUSPENSION OF RULES**

Item No. 20 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the refrigeration system and heating system at the Town Park Recreation  
Center have developed major deficiencies which required emergency repairs to maintain scheduled  
programs, AND

WHEREAS, the Facilities Director has been required to institute emergency action  
related to refrigeration and compressor repairs to ensure scheduled programs for hockey and public  
skate are not delayed or cancelled, AND

WHEREAS, said emergency action instituted by the Facilities Director further involves  
emergency repairs and modifications to rooftop heating equipment which provides same to the lobby,  
meeting rooms, shower facilities, etc., at the Town Park Recreation Center, AND

**MEETING NO. 21  
OCTOBER 2, 1995**

WHEREAS, Mollenberg-Betz Mechanical Contractors is under contract to furnish Preventive Maintenance and Service for Heat, Vent and Air Conditioning at various Town Buildings, AND

WHEREAS, the Facilities Director has issued Purchase Orders to Mollenberg-Betz Contractors in the amount of \$8,300.00 for temporary duct work and replacement heat exchanger for Rooftop Unit #1, AND

WHEREAS, the Facilities Director has informed the Town Board of additional emergency repairs to Rooftop Unit #1 and to refrigeration equipment has occurred and been performed by Mollenberg-Betz Mechanical Contractors from September 23, 1995 to September 30, 1995, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby declares that an emergency situation exists at the Town Park Recreation Center which affects public property, and that immediate action is required which cannot await competitive bidding or compliance with procurement policies and procedures, and BE IT FURTHER

RESOLVED, that the Cheektowaga Town Board hereby authorizes the Facilities Director to issue Purchase Orders necessary to implement emergency repairs to refrigeration and heating equipment at the Town Park Recreation Center, and, BE IT FURTHER

RESOLVED, that the Facilities Director and Supervising Accountant institute the necessary fund transfers as determined by emergency repairs at the Town Park Recreation Center.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 21 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, R. P. Morrow & Associates, P.C. has submitted a proposal to provide professional services related to emergency repairs at the Town Park Recreation Center, AND

WHEREAS, said emergency services pertain to temporary heating modifications and repairs to Rooftop Unit #1, NOW, THEREFORE, BE IT

Item No. 21 cont'd.

RESOLVED, that the Cheektowaga Town Board hereby authorizes R. P. Morrow & Associates, P.C., 47 Pinehurst Place, Buffalo, New York 14216-3105 to perform professional services related to heating modifications and repairs at the Town Park Recreation Center at a fee of:

Principal Engineer -	\$120.00 per hour
Engineer -	\$ 56.00 per hour
Drafters -	\$ 25.00 - \$35.00 per hour,

not to exceed \$5,000.00, and, BE IT FURTHER

RESOLVED, that funds for said action shall be transferred from Contingency Account #0100-1910-4711 to 0100-7110-4451.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 22 Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski to adjourn this meeting in memory of Richard Urbanski of Sloan, a former Democratic Committee Member and long time Cheektowaga resident.

Richard M. Moleski

**MEETING NO. 21  
OCTOBER 2, 1995**

Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 22  
October 16, 1995**

**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 16<sup>th</sup> day of October, 1995 at 7:00 o'clock P.M., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember Richard B. Solecki  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Bill Pugh, Town Engineer; John Schaller, Assistant Chief of Police; Ronald Marten, Supervising Building & Plumbing Inspector; Robert McCarthy, Director of Employee Relations; Dave Kulik, Working Foreman, Sanitation Department; Robert Kaczmarek, Supervising Accountant; Len Szymanski, Working Foreman in Facilities Department.

**I. RESOLUTIONS**

**Item No. 2b** Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

WHEREAS, this Town Board has prepared detailed estimates of the anticipated 1996 revenues and expenditures for every district in which the expenses of the improvement is to be assessed on a benefit basis, and

WHEREAS, this Town Board has assessed the Special District costs on a benefit basis against the lots or parcels of land against which the improvement was chargeable, and

WHEREAS, this Town Board had prepared an assessment roll for each district describing each lot of land in the district, the owner thereof, and the assessment levied against it, and

WHEREAS, this Town Board has filed such estimates and assessment rolls with the Town Clerk, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board shall meet at 6:30 P.M. on the 30th day of October, 1995 for the purpose of holding a Public Hearing upon such estimates and assessment rolls, and BE IT FURTHER

RESOLVED, that the Town Clerk give notice of such Public Hearing in the manner provided in Section 239 of the Town Law, and that such notice to be published in substantially the following form in the CHEEKTOWAGA TIMES, the official Town newspaper on October 19, 1995.



**PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, New York has completed it's Estimates and Assessment Rolls relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk.

**Item No. 2b cont'd**

**MEETING NO. 22**  
**October 16, 1995**

NOTICE IS ALSO GIVEN that a public hearing on such Estimates and Assessment Rolls will be held on October 30, 1995 at 6:30 P.M., at the Town Hall, corner of Broadway and Union Roads, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Rolls.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski,  
Johnson and Wielinski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

**Item No. 2b** Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

RESOLVED, that this Town Board does hereby prepare and approve as the Preliminary Ad Valorem Budoet of this Town for the Fiscal Year beginning on the 1<sup>st</sup> day of January,

MEETING NO. 22  
October 16, 1995

1996, the itemized statement of estimated revenues and expenditures hereto attached and made a part of this resolution, and also an itemized statement of estimated revenues and expenditures of the Lighting Districts and Consolidated Garbage District hereto attached and made a part of this resolution, and BE IT FURTHER

RESOLVED, that such Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budgets shall be filed in the Office of the Town Clerk where it shall be available for inspection by any interested persons at all reasonable hours, effective October 19, 1995, and BE IT FURTHER

RESOLVED, that this Town Board shall meet at 6:30 P.M. on the 30<sup>th</sup> day of October, 1995 for the purpose of holding a Public Hearing upon such Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District budgets, and BE IT FURTHER

RESOLVED, that the Town Clerk give Notice of such Public Hearing in the manner provided in Section 108 of the Town Law and that such Notice be published in the CHEEKTOWAGA TIMES, the official Town newspaper on October 19, 1995, and post same on the signboard maintained by the Town Clerk.



LEGAL NOTICE

of

PUBLIC HEARING

on

PRELIMINARY BUDGET

and

LIGHTING DISTRICTS and CONSOLIDATED GARBAGE DISTRICT BUDGETS

NOTICE IS HEREBY GIVEN that the Preliminary Ad Valorem Budget of the Town of Cheektowaga and the Lighting Districts and Consolidated Garbage Districts Budgets for the Fiscal Year beginning January 1, 1996, has been completed and in the Office of the Town Clerk at the Town Hall, corner of Broadway and Roads, Cheektowaga, New York where it is available for inspection by any interested person at all reasonable hours, effective October 19, 1995

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town Cheektowaga will meet and review said Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budgets and hold a Public Hearing thereon at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York at 6:30 P.M., on the 30th day of October, 1995, and that at such hearing any person may be heard in favor or against the Preliminary Ad Valorem Budget and the Lighting Districts and Consolidated Garbage District Budget as compiled for or against item(s) therein contained.

Pursuant to Section 108 of the Town Law, the proposed salaries of the Town Officers are hereby specified as follows:

SUPERVISOR .....	\$61,251
TOWN CLERK .....	\$49,706
HIGHWAY SUPERINTENDENT . . .	\$57,170
COUNCILMEN .....	\$19,111

Item No. 2b cont'd

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

MEETING NO. 22  
October 16, 1995

RICHARD M. MOLESKI  
Town Clerk



Upon Roll Call ....

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

AFFIDAVIT - NEXT PAGE

**Item No. 3a** Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, permits, etc. and renders its recommendation concerning the environmental significance of such application, and

**MEETING NO. 22  
October 16, 1995**

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the Lead Agency in most instances, and

WHEREAS, since the Town Board is the Lead Agency, it must affirm, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, an application was submitted by Husky Injection Molding Systems Incorporated to erect a warehouse/office building of approximately 80,000 square feet on Amherst Villa Road, and

WHEREAS, the Environmental Advisory Committee at its meeting held on October 11, 1995 rendered the determination shown on the attached memo dated October 12, 1995, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes S.E.Q.R.A.

Upon Roll Call ....

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

\*\*SEE NEXT PAGE(S) for ATTACHMENT

**Item No. 3b** Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the Lead Agency in most instances, and



**MEETING NO. 22  
October 16, 1995**

WHEREAS, since the Town Board is the Lead Agency, it must affirm, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, Benderson Development Company, Incorporated has applied to construct two (2) retail buildings of 11,325 square foot and 6,900 square foot at the southeast corner of Harlem Road and Genesee Street, and

WHEREAS, a previously approved plan, for one (1) 20,000 square foot retail building on this site, had been revised to show two (2) buildings, a lowering of the grades to improve drainage along neighboring residences, installation of landscaping/green area along the east property line with a solid fence and the enclosing and moving of dumpsters away from the east property line, and

WHEREAS, the Environmental Advisory Committee at its meeting held on October 11, 1995 rendered the determination shown on the attached memo dated October 12, 1995, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes S.E.Q.R.A.

Upon Roll Call ....

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

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 3c** Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, permits, etc. and renders its recommendation concerning the environmental significance of such application, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the Lead Agency in most instances, and

**MEETING NO. 22  
October 16, 1995**

WHEREAS, since the Town Board is the Lead Agency, it must affirm, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, an application was submitted by Delta Sonic Car Wash Systems Incorporated to rezone from CM-General Commercial and MI-Light Manufacturing to MS-Motor Service, the property known as 2285 Walden Avenue as well as adjacent properties owned by the applicant, and

WHEREAS, the proposed improvements would include additional offstreet stacking area, additional screening and landscaping, and

WHEREAS, the Environmental Advisory Committee at its meeting held on September 13, 1995 rendered the determination shown on the attached memo dated September 18, 1995, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes S.E.Q.R.A.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*\*SEE NEXT PAGE(S) for ATTACHMENT

**Item No. 3d** Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezonings, special permits, etc. and renders its recommendation concerning the environmental significance of such application, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the Lead Agency in most instances, and

WHEREAS, since the Town Board is the Lead Agency, it must affirm, modify or reject the recommendations submitted to it by the Advisory Committee, and

**MEETING NO. 22**  
**October 16, 1995**

WHEREAS, the Brookfield Development Partners, LLC (the Developer) had previously submitted an application to develop sixteen (16) acres of vacant land known as 2911 William Street, and

WHEREAS, the proposed development would be constructed in phases in stages over a three (3) year period of time, and

WHEREAS, the first phase, condominiums on a 4.8 acre portion of this site was issued a Negative Declaration by this Town Board on August 7, 1995, and

WHEREAS, as part of the review, the studies submitted had considered full development, and

WHEREAS, the Developer is seeking approval of Phase II, which consists of 104 apartments to be called Liberty Park Senior Apartments, and

WHEREAS, meetings with Town and County representatives determined the necessary mitigation for traffic on William Street that would result as a result of the development of Phase II, and

WHEREAS, the Developer has committed to these mitigation measures as well as certain aspects of property maintenance, and

WHEREAS, the Advisory Committee at its meeting held on October 11, 1995 rendered the determination shown on the attached memo dated October 12, 1995, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes S.E.Q.R.A.

Upon Roll Call ....

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

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 4** Motion by Councilmember Blachowski, Seconded by Councilmember Johnson

WHEREAS, Delta Sonic Car Wash Systems Incorporated, has petitioned for the rezoning from CM-General Commercial District and MI-Light Manufacturing District to MS-Motor Service District of property owned by them and located at and adjacent to 2285 Walden Avenue, 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 16th day of October, 1995 at 6:30 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

MEETING NO. 22  
October 16, 1995

WHEREAS, the Cheektowaga Planning Board has reviewed such application and has recommended approval thereof, and

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has duly considered the application for the aforementioned rezoning has recommended that this Town Board issue a determination that such rezoning will not have a significant effect on the environment, NOW, THEREFORE, BE IT

RESOLVED, that the application of Delta Sonic Car Wash Systems Incorporated, for the rezoning from CM-General Commercial and MI-Light Manufacturing District to MS-Motor Service District on the property specified in the attached legal description be and the same is hereto approved, 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 Councilmember Johnson, Seconded by Supervisor Gabryszak to table the above resolution, and the voting was as follows:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0



THE ABOVE RESOLUTION WAS TABLED.

**Item No. 5a** Motion by Councilmember Wielinski, Seconded by Councilmembersolecki

WHEREAS, by resolution dated September 1, 1995, this Town Board adopted a Local Law No. 1 of the Year 1995, entitled a "A Local Law enacting a retirement incentive program as authorized by Chapter 12, Laws of 1995, for the eligible employees of the Town of Cheektowaga", and

WHEREAS, said Local Law states that the retirement incentive program commences September 15, 1995 and the open period is 61 days in length, and

WHEREAS, this Board wishes to consider extending such open period for an additional 29 days, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 6th day of November, 1995 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York for the purpose of considering the adoption of Local Law Intro No. 95-2 of the Year 1995, entitled "A Local Law amending Local Law No. 1 of the Year 1995", and BE IT FURTHER

**Item No. 5a cont'd**

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Public Hearing in the Cheektowaga Times, the official Town newspaper.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held before the Town Board of the Town of Cheektowaga on the 6<sup>th</sup> day of November, 1995 at 7:00 P.M., at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York to consider and discuss and, if need be, act upon the following proposed Local Law:

MEETING NO. 22  
October 16, 1995

Local Law Intro No. 95-2

amending Local Law No. 1 of the Year 1995

- Section 1. The Town of Cheektowaga hereby elects to provide all eligible employees with a retirement incentive program authorized by Chapter 12, Laws of 1995.
- Section 2. The Commencement date of the retirement incentive program shall be September 15, 1995.
- Section 3. The open period during which eligible employees may retire and receive the additional retirement benefit shall be 90 days in length.
- Section 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be paid as one lump sum or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local -Employees' Retirement System, and it shall be paid by the Town of Cheektowaga for each employee who receives the retirement benefits payable under this local law.
- Section 5. This act shall take effect immediately upon filing with the Secretary of State.

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

DATED: Cheektowaga, New York  
October 16, 1995

RICHARD M. MOLESKI  
Town Clerk



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski,  
Johnson and Wielinski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

**Item No. 5b** Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga is eligible to receive funding under the Community Development Block Grant and HOME Investment Partnerships Programs for the 1996 Program Year, and

WHEREAS, the amount of Community Development Block Grant and HOME Program funding for which the Town will be eligible next year has not yet been made available by the Department of Housing and Urban Development, and

WHEREAS, the Town of Cheektowaga is required to prepare and submit to the Department of Housing and Urban Development an Annual Plan which identifies the activities that the Town will carry-out during the next program year, and

WHEREAS, the Town of Cheektowaga, as a member of the HOME Consortium with the Towns of Tonawanda and Amherst, will submit its Annual Plan in conjunction with the Towns of Tonawanda and Amherst, and

MEETING NO. 22  
October 16, 1995

WHEREAS, the Town is required to hold public hearings to obtain the views of Town residents, public agencies and other interested parties on housing and community development needs and to review program performance during the previous program year, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on November 6, 1995 at 6:30 P.M., at Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York 14227 for the above stated purpose, and BE IT FURTHER

RESOLVED, that a public notice of such public hearing be published in the Cheektowaga Times on Thursday, October 26, 1995.



LEGAL NOTICE

NOTICE OF PUBLIC HEARING

The Town of Cheektowaga will hold a Public Hearing on Monday, November 6, 1995 at 6:30 P.M., at Cheektowaga Town Hall, 3301 Broadway Avenue, Cheektowaga, New York, regarding the Town's 1996 Annual Plan for, the Community Development Block Grant and HOME Investment Partnership Programs.

In 1995, the Town of Cheektowaga received \$885,000 under Title I of the Housing and Community Development Act of 1977, as amended. The HOME Consortium, of which the Town of Cheektowaga is a member along with the Towns of Amherst and Tonawanda, received \$884,000 in HOME Investment Partnership program funds for the 1995 Program Year, of which Cheektowaga received \$288,456. The amount of Community Development Block Grant and HOME Program funding for which the Town will be eligible next year has not yet been made available by the Department of Housing and Urban Development. The purpose of this hearing is to provide the citizens of the Town of Cheektowaga, the Villages of Sloan, Depew and Williamsville and interested parties the opportunity to express their views and opinions on housing and community development needs in the Town and to review the Town's performance under the Community Development and HOME Programs. A complete listing of eligible activities can be obtained from the Town Community Development Office at the address listed below.

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 use of funds and activities that may be 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 or HOME 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 CCFR 570.606.

**Item No. 5b cont'd**

Upon prior request, an interpreter will be made available at the hearing to sign for the hearing impaired. The hearing location is accessible to the physically handicapped. Written comments may be submitted to the Office of Community Development at the address given below. A full presentation of CDBG program goals and objectives can be obtained in the Office of Community Development, Alexander Community Center, 275 Alexander Avenue, Cheektowaga, New York, 14211, by appointment, between the hours of 9:00 A.M. and 4:30 P.M. on weekdays, or can be discussed with the Community Development Director by calling 896-1700 between 9:00 A.M. and 4:30 P.M., Monday through Friday.



Upon Roll Call ....

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

AFFIDAVIT - NEXT PAGE

**Item No. 6a** Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, bids were duly received by this Town Board at a bid opening on October 4, 1995 for the purchase of TIRES & TUBES ALONG WITH RECAPPING OF OUR USED CASINGS by various departments, 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 bids be awarded to GOODYEAR TIRE AND RUBBER CO., 740 Young Street, Tonawanda, NY 14150; DIVISION TIRE, 2750 Kenmore Avenue, Tonawanda, NY 14150 and THE TIRE SHOPPE OF NIAGARA CO., LTD., 200 Colorado Avenue, Buffalo, NY 14215, being the lowest responsible bidders in each category or size meeting specifications as set forth in tabulation attached and made a part hereof.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

MEETING NO. 22  
October 16, 1995

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 6b** Motion by Councilmember Rogowski, Seconded by Councilmember Wielinski

WHEREAS, bids were received and opened by the Town Clerk for Vending Machine Concessions for Various Town Buildings on October 12, 1995 at 11:00 AM, and

WHEREAS, Bid Proposals have been reviewed by the Facilities Department Director and Deputy Town Attorney, NOW, THEREFORE, BE IT

RESOLVED that the Cheektowaga Town Board hereby awards Bid for Vending Machine Concessions for Various Town Buildings to:

Aramark Corp.  
1900 commerce Pkwy.  
Lancaster, NY 14086

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

**Item No. 7** Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski



**MEETING NO. 22  
October 16, 1995**

BE IT RESOLVED that the Town Clerk be and hereby is directed to publish a Notice to Bidders for the Contracting of Snow Removal if a Snow Emergency should occur.

Information for bidders and specifications may be obtained from the office of the Town Clerk located at the Town Hall, Broadway and Union Road, Cheektowaga, NY 14227, between the hours of 9:00 AM and 4:30 PM, Monday thru Friday, and BE IT FURTHER

RESOLVED that the Town Clerk is hereby designated as the officer to open bids on the aforesaid items at 11:00 AM on October 25, 1995.



**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires sealed bids for labor and equipment for the removal of snow from highways situated in the Town in the event of a snow emergency during the 95-96 winter season.

Specifications and information are available at the office of the Town Clerk at his office in the Cheektowaga Town Hall located at Broadway and Union Roads, Cheektowaga, NY 14227 between the hours of 9:00 AM and 4:30 PM.

In order to be considered, all bids must be filed with the Town Clerk's Office, c/o Town Hall, Broadway and Union Road, Cheektowaga, NY 14227, prior to the time of the bid opening scheduled for Wednesday, October 25<sup>th</sup>, 1995 at 11:00 AM in the Town Hall Council Chambers.

Proposals must be enclosed and sealed in opaque envelopes plainly marked with the name of the bidder and with the words "BID FOR LABOR AND EQUIPMENT FOR SNOW REMOVAL IN AN EMERGENCY".

The Town of Cheektowaga reserves the right to reject any or all bids if it determines in its discretion that it is in the best interest of the Town of Cheektowaga to do so.

Non-collusion forms must be signed and submitted with bids.

**RICHARD M. MOLESKI  
Town Clerk**



**Item No. 7 cont'd**

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

MEETING NO. 22  
October 16, 1995

**Item No. 8** Abandon portion of Hitchcock Drive This item was withdrawn.

**Item No. 9** Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, the Town is authorized under Section 209-q of the Town Law of the State of New York to construct water improvements and assess the cost of such improvements against the benefitted property owners, and

WHEREAS, this Town Board, by resolution dated January 17, 1995 following a public hearing, determined that it is in the public interest to construct waterline improvements on Old Indian Road and on a portion of Ellicott Road in accordance with the map plan and report prepared by the Town Engineer, and

WHEREAS, this Town Board, by resolution dated January 17, 1995, further authorized the issuance of serial bonds to finance said waterline extension, and

WHEREAS, the Erie County Water Authority owns and operates the water distribution system in the adjacent area and has agreed to assume responsibility for the construction and testing of this Old Indian Road/Ellicott Road Waterline Extension, including the installation of three (3) hydrants for the fire protection needs of this area, and

WHEREAS, the Erie County Water Authority has submitted a detailed cost estimate to the Town Engineer for said water improvement project, NOW, THEREFORE, BE IT

**MEETING NO. 22  
October 16, 1995**

RESOLVED, that this Town Board hereby authorizes the Erie County Water Authority to proceed with the construction of water line improvements on Old Indian Road and on a portion of Ellicott Road at a cost not to exceed \$49,698.00, and BE IT FURTHER

RESOLVED, that the cost of said waterline project shall be chargeable to Account No. 5505-1440-9510, and BE IT FURTHER

RESOLVED, that the Erie County Water Authority is further authorized to install three (3) hydrants as part of the waterline improvements project and that the Town of Cheektowaga shall be responsible for the payment of annual hydrant rental charges to the Erie County Water Authority for said hydrants, which charges are recovered by Town billing to the respective Fire District, and BE IT FURTHER

RESOLVED, that the Town Clerk is directed to send a certified copy of this resolution to:

Erie County Water Authority  
ATTN: Mr. Wesley C. Dust, P.E.  
Sr. Distribution Engineer

Upon Roll Call ....

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

**Item No. 10** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, by resolution dated May 1, 1995, this Town Board adopted a Special Events policy, which requires anyone wishing to hold a special event in the Town to file an application and supporting documentation, fees, etc. to the Town Clerk prior to the special event, and

WHEREAS, the Villa Maria Academy has made application to hold a cross-country track meet at Stiglmeier Park on October 31, 1995 from 3:30 - 5:30 P.M., and

**Item No. 10 cont'd**

WHEREAS, this Board has reviewed the application submitted by Villa Maria Academy, which application has been approved by the Facilities Department, and has no objection to same, and

WHEREAS, due to the nature of the event, this Town Board hereby waives the following requirements:

1. Submittal of plan for sanitary facilities
2. Submittal of site plan
3. Requirement that application be made at least 60 days prior to the date of the special event
4. Submittal of Security plan
5. Submittal of Fire Protection/Emergency Services plan

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Villa Maria Academy to be held on October 31, 1995.

Upon Roll Call ....

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

**MEETING NO. 22  
October 16, 1995**

**Item No. 11a** Motion by Councilmember Johnson, Seconded by Councilmember Solecki

WHEREAS, this Town Board, by resolution dated October 17, 1994, awarded the contract for the Reconstruction of the Harlem Road Pump Station, Contract C - Heating, Ventilating and Air Conditioning to:

D.V. Brown and Associates, Inc.  
567 Vicker Street, Tonawanda, New York 14150

in the amount of \$46,842.00, and

WHEREAS, the Town Engineer and the consulting engineering firm of Nussbaumer & Clarke, Inc. have advised that the work under the aforesaid contract has been completed in accordance with the contract requirements, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board agrees with the recommendation of the Town Engineer, hereby accepts the completed project Contract C - Heating, Ventilating and Air Conditioning and hereby authorizes and directs the Supervisor to sign the final contract acceptance documents with D.V. Brown and Associates, Inc., including Change Order No. C-1 which provides for a zero (0) increase/decrease to this contract.

Upon Roll Call ....

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

**Item No. 11b** Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, this Town Board, by resolution dated September 6, 1994, awarded the contract for the Reconstruction of the Harlem Road Pump Station, Contract D - Electrical, to

Ferguson Electric Construction Co., Inc.  
333 Ellicott Street, Buffalo, New York 14203

in the amount of \$102,900.00, and

**Item No. 11b cont'd**

WHEREAS, the Town Engineer and the consulting engineering firm of Nussbaumer & Clarke, Inc. have advised that the work under the aforesaid contract has been completed in accordance with the contract requirements, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board agrees with the recommendation of the Town Engineer, hereby accepts the completed project Contract D - Electrical and hereby authorizes and directs the Supervisor to sign the final contract acceptance documents with Ferguson Electric, including Change Order No. D-1 which provides for a zero (0) increase/decrease to this contract.

Upon Roll Call ....

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

**Item No. 11c** Motion by Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, the 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 and other ECSD #1 sanitary sewer facilities, and to minimize pollution of storm drainage systems, and Slate Bottom and Cayuga Creeks via overflows and direct bypassing, and

WHEREAS, said construction and pollution abatement is required by the New York State Department of Environmental Conservation, and

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WHEREAS as part of the environmental mitigation for the ORF project site, ECSD #1 would have a buffer area representing 55± areas around the facility, and

WHEREAS, by resolution dated March 15, 1993, this Town Board requested ECSD #1 to enter into a lease agreement with the Town concerning the 55± acre buffer area around the ORF for drainage purposes and to ensure that it will remain both undeveloped and not utilized by ECSD #1 for other than access to their facility, and

WHEREAS, the County of Erie has acquired sufficient property for the buffer area and has prepared an agreement wherein it would lease the aforementioned 55± acres to the Town as a natural park for a period of five (5) years at \$500 annual rent, and

WHEREAS, this agreement 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 County of Erie, and BE IT FURTHER

RESOLVED, that the annual rental payments shall be appropriated from budget line number 0100-7170-4387.

Upon Roll Call ....

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

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 12** Motion by Councilmember Wielinski, Seconded by Supervisor Gabryszak

WHEREAS, Neth & Son, Inc. has submitted a Certificate of Substantial Completion for Roof Replacement Work at the Senior Citizens Center, and

WHEREAS, said Certificate of Substantial Completion for Roof Work, dated August 31, 1995 designates when construction is sufficiently complete in accordance with the Contract Documents and also the date of commencement of applicable warranties required by the Contract Documents, and

WHEREAS, Scaffidi & Moore Architects and the Facilities Department Director have reviewed and approved the Certificate of Substantial Completion for Roof work, NOW, THEREFORE,  
BE IT

RESOLVED, that the Cheektowaga Town Board hereby approves the Certificate of Substantial Completion as submitted by Neth & Son, Inc. for Roof Replacement Work at the Cheektowaga Senior Citizens Center.

Upon Roll Call ....

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

**Item No. 13** Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, the Town of Cheektowaga has received notification of an unsafe, abandoned 48" deep above ground swimming pool containing stagnant water, accumulations of debris and high weeds at [REDACTED], Cheektowaga, New York, SBL #125.06-11-22 that is unsecured, open to unauthorized entry and a danger to the safety of others, and according to the

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Assessors' Office is owned by Robert C. Crutcher and Wife, c/o Francine Lewis, [REDACTED], Buffalo, New York [REDACTED], and

WHEREAS, the Town of Cheektowaga has notified the owner of these conditions, and

WHEREAS, these conditions require that immediate steps be taken to board over and secure all openings in this structure, drain the 48" deep above ground swimming pool containing stagnant water, remove the accumulations of debris and cut and remove the high grass to protect the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED, that all openings in this structure be boarded over and secure, the abandoned, unsafe 48" deep above ground swimming pool be properly drained, remove the accumulations of debris and cut and remove the high weeds, and all costs incurred by assessed against the property hereinbefore described.

Upon Roll Call ....

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

**Item No. 14** Motion by Councilmember Wielinski, Seconded by Councilmember Blachowski

BE IT RESOLVED that the following SEASONAL and PART-TIME employees be and hereby are terminated as listed:

EFFECTIVE

SEWER MAINTENANCE DEPARTMENT

Ronald Sobocinski 9/15/95

**Item No. 14 cont'd**

RECYCLING DEPARTMENT

Brian Gast 9/29/95

FACILITIES DEPARTMENT

Raymond Full	Immediately
Ronald Banasiak	"
Michael Papero	"
Robert Stypa	"
Dominick Selvaggio	"
Thomas Potempa	"
Eric Ozolins	"
Michael Sciandra	"
Andrew Sciandra	"

Upon Roll Call ....

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

**Item No. 15** Appointment to position of Recreation Attendant in Senior Services  
This item was withdrawn.

**Item No. 16** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following Youth and Recreation employees be transferred as indicated:

From Seasonal to Part-time

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Michelle Kunkel  
Colleen Tonsoline  
Cheryl Skowronski  
Amy Sieczkarek

and BE IT FURTHER

RESOLVED, that the following individuals be hired as indicated (part-time):

**Rink Personnel - 7140.1611**

**Recreation Attendant I - \$4.25**

Scott J. Callen  
Michele Diehl



Upon Roll Call ....

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

**Item No. 17** Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, the Ontario Provincial Police Tactic and Rescue Unit will be hosting "Operation Tri-Star" at Fort Drum, NY October 23-27, 1995, and

WHEREAS, Chief Chamberlin is requesting permission to send the following members of the SWAT Team to this training: Lt. John Clascott, Sgt. James Speyer, Sgt. Gerald Jankowski, Officer Daniel Smith, Officer Daniel Kean, Officer Thomas Allen and Officer Scott Grant, Officer Donald Strozyk. The Police Department will be responsible for tuition, lodging, meals and

**Item No. 17 cont'd**

transportation. The approximate cost of this training is \$1995.00. Cheektowaga Police vehicle will be used for transportation to and from this training, and

WHEREAS, the objective of this training is to provide special weapons and tactic training to law enforcement personnel involved in counter drug operations and high risk felony warrants. This training will present the most current training techniques and recent tactical developments, along with presentation and instruction of the latest tactical equipment, NOW, THEREFORE, BE IT

RESOLVED, that Chief Chamberlin is authorized to send the above officers to this training, and that the time they spend there be authorized as normal duty time. The expense will be charged to lines 0100-3120-4093 and 0100-3120-4085.

Upon Roll Call ....

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

**Item No. 18** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

**GENERAL FUND**

FROM: 0100-7110-1491	Part-time Laborer-Parks	\$10,000.00
0100-1625-1491	Part-time Laborer	3,000.00
0100-7110-4141	Chemicals	1,500.00
0100-7110-4431	Equipment Repair	3,000.00
0100-7110-4454	Portable Toilets	1,000.00
0100-7110-1491	Part-time Laborer-Parks	5,000.00

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	0100-7110-1496	Seasonal Diamond Maintenance	9,597.50
	0100-1910-4711	Contingency	2,000.00
TO:	0100-7110-4451	Maintenance & Repairs	\$10,000.00
	0100-7110-4451	Maintenance & Repairs	3,000.00
	0100-7110-4451	Maintenance & Repairs	1,500.00
	0100-7110-4451	Maintenance & Repairs	3,000.00
	0100-7110-4451	Maintenance & Repairs	1,000.00
	0100-7110-1201	General Crew Chief	5,000.00
	0100-7110-1491	Part-time Laborer - Parks	9,597.50
	0100-7110-4022	Parks Supplies	2,000.00

**SPECIAL DISTRICTS FUND**

FROM:	2500-8135-8143	Retirees Medical Insurance	\$12,000.00
	1500-8160-8151	Group Life Insurance	345.00
	1500-8160-8181	Optical Insurance	400.00
	1500-8160-8171	Dental Insurance	1,200.00
TO:	2500-8125-8143	Retirees Medical Insurance	\$12,000.00
	1500-8173-8151	Group Life Insurance	345.00
	1500-8173-8181	Optical Insurance	400.00
	1500-8173-8171	Dental Insurance	1,200.00

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski  
 NAYES: 0  
 ABSENT: 0

**Item No. 19** Motion by Supervisor Gabryszak, Seconded by Councilmember Johni

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to October 13, 1995 are hereby approved and part hereof:

GENERAL FUND	\$1,852,661.57
HIGHWAY FUND	806,389.02
TRUST & AGENCY	36,889.42
PART TOWN FUND	63,070.78
RISK RETENTION FUND	76,640.73
NYS HOME FUND	250.27
CDBG HUD FUND	81,715.59
HUD HOUSING REHABILITATION FUND	20,287.00
SPECIAL DISTRICTS FUND	2,670,990.95
CAPITAL FUND	<u>904,477.22</u>
	<b>\$6,513,372.55</b>

Upon Roll Call ....

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

**II. DEPARTMENTAL COMMUNICATIONS**

**Item No. 20a** Office of Disaster Preparedness, Quarterly Report - July to September, 1995 Received and Filed.

**Item No. 20b** Minutes of Cheektowaga Planning Board - Minutes of September 14, 1995 Received and Filed.

**Item No. 20c** Traffic Safety Commission - Minutes of September 19, 1995 Received and Filed.



**III. GENERAL COMMUNICATIONS**

- Item No. 21** Summons & Complaint - Janice & James Krygier vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town  
Attorney; Highway Department; Allied Claims, Insurance Carrier.  
Received and Filed.
- Item No. 22** Notice of Claim - Beverly and Ronald Kaczorowski vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town  
Attorney; James Matecki, Facilities Department; Allied CLaims, Insurance Carrier  
Received and Filed.
- Item No. 23** Petition regarding business at 107 Pinehurst  
Received and Filed.

RICHARD M. MOLESKI  
Town Clerk

**TOWN OF CHEEKTOWAGA  
SPECIAL MEETING NO. 23  
October 30, 1995**

**Item No. 1** At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 30<sup>th</sup> day of October, 1995 at 6:30 o'clock P.M., Eastern Daylight Savings Time there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember Richard B. Solecki  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Bill Pugh, Town Engineer; Bruce Chamberlin, Chief of Police; Ronald Marten, Supervising Building & Plumbing Inspector; Robert McCarthy, Director of Employee Relations; Robert Kaczmarek, Supervising Accountant; Chris Kowal, Highway Superintendent; Pat Wojcik, Senior Citizens Director; Larry Golas, Supervisor-Sewer Treatment Plant; Andrew Kulyk, Zoning Board Chairman; Ken Kopacz, Executive Director of Youth Bureau; Jim Burst, Sewer Maintenance Foreman; Sal Lacreca, Planning Board Chairman; William Conway, Sole Assessor.

**I. PUBLIC HEARINGS**

**Item No. 2** The Supervisor advised the Town Board that this was the time and place advertised for a Public Hearing to consider the adoption of the Preliminary Benefit Basis Budget of the Town of Cheektowaga. The Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such Notice has been duly published and posted and upon the order of the Supervisor, such proof was duly filed.

\*\* The 1996 Preliminary Benefit Basis Budget is on file in the Town Clerk's Office.

The Supervisor then asked if anyone wished to speak either in favor or against the proposed Budget. Comments were heard. Decision was reserved. The hearing was closed.

**Item No. 3** This being the time and place advertised for a Public Hearing on the estimates and revenues and expenditures for the year 1996 for the General Fund, Consolidated Garbage District and General Lighting Districts, the Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law. The Clerk then proceeded to read aloud the estimates of revenues and expenditures for the year 1996 for the General Fund, Consolidated Garbage, District and General Lighting Districts.

\*\* The 1996 Ad Valorem Budget is on file in the Town Clerk's Office.

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.

RICHARD M. MOLESKI  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 24  
NOVEMBER 6, 1995**

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of November, 1995 at 7:00 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember Richard B. Solecki  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Bill Pugh, Town Engineer; John Schaller, Assistant Chief of Police; Ronald Marten, Supervising Building & Plumbing Inspector; Robert McCarthy, Director of Employee Relations; Robert Kaczmarek, Supervising Accountant; Patricia Wojcik, Senior Citizens Board; Salvatore LaGreca, Chairman of Planning Board; Kenneth J. Kopacz Director of Youth and Recreation Services.

**I. FROM THE TABLE**

Item No. 2 Motion by Councilmember Blachowski, Seconded by Councilmember Johnson

WHEREAS, Delta Sonic Car Wash Systems Incorporated, has petitioned for the rezoning from CM-General Commercial District and M1-Light Manufacturing District to MS-Motor Service District of property owned by them and located at and adjacent to 2285 Walden Avenue, 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 16th day of October, 1995 at 6:30 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 thereof, AND

WHEREAS, the Environmental Advisory Committee of the Town of Cheektowaga, pursuant to the "Environmental Impact Review Ordinance of the Town of Cheektowaga," has duly considered the application for the aforementioned rezoning has recommended that this Town Board issue a determination that such rezoning will not have a significant effect on the environment, NOW, THEREFORE, BE IT

RESOLVED, that the application of Delta Sonic Car Wash Systems Incorporated, for the rezoning from CM-General Commercial and M1-Light Manufacturing District to MS-Motor Service District on the property specified in the attached legal description be and the same is hereto approved, 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 Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski, Blachowski, Johnson, and Wielinski

NAYES: 0

ABSENT: 0

Item No. 2 cont'd.

\*SEE NEXT PAGE(S) FOR ATTACHMENT

AFFIDAVIT - NEXT PAGE

**II. PUBLIC HEARING**

Item No. 3 This being the time and place advertised for a public hearing to consider the advisability of adopting Local Law Intro No. 95-2, authorized by Chapter 12, Laws of 1995 for the

MEETING NO. 24  
NOVEMBER 6, 1995

eligible employees of the Town of Cheektowaga hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor such proof was duly filed. Said amendments being as follows:

Local Law Intro No. 95-2

amending Local Law No. 1 of the Year 1995

- Section 1. The Town of Cheektowaga hereby elects to provide all eligible employees with a retirement incentive program authorized by Chapter 12, Laws of 1995.
- Section 2. The Commencement date of the retirement incentive program shall be September 15, 1995.
- Section 3. The open period during which eligible employees may retire and receive the additional retirement benefit shall be 90 days in length.
- Section 4. The actuarial present value of the additional retirement benefits payable pursuant to the provisions of this local law shall be paid as one lump sum or in five annual installments. The amount of the annual payment shall be determined by the Actuary of the New York State and Local Employees' Retirement System, and it shall be paid by the Town of Cheektowaga for each employee who receives the retirement benefits payable under this local law.
- Section 5. This act shall take effect immediately upon filing with the Secretary of State. The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed; decision was reserved.

Item No. 4a Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, officers and employees in charge of the various administrative units of the government of the Town of Cheektowaga have submitted estimates of revenues and expenditures for the 1996 fiscal year, AND

WHEREAS, the Supervisor, as the Town's Budget Officer, has caused a tentative budget to be prepared, and the Town Clerk has presented such budget to this Town Board, AND

WHEREAS, this Town Board has met and considered the preliminary budget for the fiscal year beginning January 1, 1996, and a public hearing was conducted thereon on October 30, 1995, as required by Section 108 of the Town Law,

NOW, THEREFORE, BE IT RESOLVED, that the preliminary budget as changed, altered and revised and as hereinafter set forth, is hereby adopted as the annual budget of the Town of Cheektowaga for the fiscal year beginning on January 1, 1996, and the same shall be entered in the minutes of the Town Board.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 4b Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, Dennis H. Gabryszak, Supervisor of the Town of Cheektowaga, New York, presented a Budget and Assessment Roll showing the various sums of money that were and will be required to defray the expenses of the Special Districts respectively and does determine same to be necessary and required as aforesaid set forth, namely:

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Town of Cheektowaga  
1996  
Final Benefit Basis Budget

AND,

WHEREAS, a Public Hearing was duly held on the 30th day of October, 1995 at 6:00 P.M., in relation to the Preliminary Benefit Basis Budget, as provided by law, with amendments made to same, NOW, THEREFORE, BE IT

RESOLVED, that the Budget and Assessment Roll for Special Districts in the Town of Cheektowaga, be and the same is hereby adopted, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed to cause same to be spread on the Tax Rolls for the year 1996

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 4c Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, by resolution dated September 1, 1995, this Town Board adopted Local Law No. 1 of the Year 1995, entitled "A Local Law enacting a retirement incentive program as authorized by Chapter 12, Laws of 1995, for the eligible employees of the Town of Cheektowaga", AND

WHEREAS, said Local Law states that the retirement incentive program commenced on September 15, 1995 and expires in 61 days, AND

WHEREAS, a public hearing was held on the 6th day of November, 1995 at 7:00 p. m. to consider amending such local law to have same expire in 90 days instead of 61 days, AND

WHEREAS, at such public hearing, the public was given an opportunity to comment on the proposed Local Law amending Local Law No. 1 of the Year 1995, AND

WHEREAS, this Town Board feels that it is in the Town's best interests to adopt Local Law No. 2 of the Year 1995 entitled "A Local Law Amending Local Law No. 1 of the Year 1995, NOW, THEREFORE, BE IT

RESOLVED, that Local Law No. 2 of the Year 1995, entitled "A Local Law Amending Local Law No. 1 of the Year 1995", which is attached hereto and made a part hereof, be and the same is hereby enacted, and BE IT FURTHER

RESOLVED, that the Town Clerk shall file one (1) certified copy of the local law in his office, one (1) certified copy with the Secretary of State and one (1) certified copy with the New York State and Local Retirement Systems, Employees' Retirement System, and BE IT FURTHER

RESOLVED, that Local Law No. 2 of the Year 1995 shall take effect upon filing with the Secretary of State.

Item No. 4c cont'd.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 5 Motion by Councilmember Johnson, Seconded by Councilmember 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 November 20, 1995 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York 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 9th day of November, 1995, 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 November 20, 1995 at 7:00 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.

Section 76-80 shall be amended by deleting the following:

<u>Entrance Street</u>	<u>Traffic Direction</u>	<u>Sign Street</u>	<u>Stops</u>	<u>Location</u>
S. Roycroft Blvd.	North-South	Mapleview Road	Eastbound	S.W. Corner
S. Roycroft Blvd.	North-South	Mapleview Road	Westbound	N.E. Corner

Section 76-80 shall be amended by adding thereto the following:

The following intersections are designated as stop intersections, and stop signs shall be erected on the following entrance streets:

Mapleview Road East-West	S. Roycroft Blvd.	Northbound	S.E. Corner
Mapleview Road East-West	S. Roycroft Blvd.	Southbound	N.W. Corner

Section 76-81 Yield intersections designated

Section 76-81 shall be amended by adding thereto the following:

The following intersections are designated as yield intersections, and yield signs shall be erected on the following entrance streets:

Mapleview Circle	Mapleview Road	Southbound	N.W. Corner
Mapleview Circle	Mapleview Road	Eastbound	S.W. Corner

ARTICLE X

Parking, Standing and Stopping

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

A. No Parking this side or one side parking

WILLIAM STREET	North side	from west curbline of Starlite Avenue to east curbline of Standard Parkway
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Item No. 5 cont'd.

MARILYN DRIVE	South side	from the east curbline of Princeton Avenue to the terminus
CLEVELAND DRIVE	North side	from west curbline of Century Road to Buffalo City Line
CLEVELAND DRIVE	North side	between west curbline of Harlem Road and east curbline of Century Road
CLEVELAND DRIVE	North side	from east curbline of Merrymount to west line of Beach Road



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CLEVELAND DRIVE	South side	from a point 228+ feet west of the west curblines of Highview Road to a point 308+ feet west curblines of Highview Road, a distance of 80± feet
SO. CENTURY ROAD	West side	from Southgate Road to Kensington Avenue
GLIDDEN STREET	West side	between #114 and #130 Glidden Street
MANSION STREET	East side	from north curblines of William Street. to south curblines of Center Street
PEORIA STREET	East side	from north curblines of William Street to south curblines of Center Street
WABASH AVENUE	East side	from north curblines of William Street to south curblines of Center Street
SHANLEY STREET	East side	from Bismarck Street north to south curblines of Richard Drive
B. No parking anytime		
CENTURY ROAD	East side	from Kensington Avenue to Treehaven Road
C. No parking here to corner		
CLEVELAND DRIVE	South side	from west curb of Harlem Road west to 405 Cleveland Drive
WILLIAM STREET	South side	from east curb of Harlem Road to No. 2437 William Street
WILLIAM STREET	South side	from west curb of Garland Avenue to No. 2437 William Street
WILLIAM STREET	South side	from east curb of Harlem Road to No. 2333 William Street
COLTON STREET	West side	from south curblines of William Street to #120 Colton Street
STANDARD PARKWAY	West side	from north line of William Street northerly for one hundred (100) feet
ARIS AVENUE	West side	one hundred (100) feet south of William Street
BRIGHT STREET	East side	from south curblines of William Street to a point one hundred (100) feet southerly therefrom
EDMUND STREET	West side	from south curblines of William Street to a point one hundred (100) feet southerly therefrom
<u>Item No. 5 cont'd.</u>		
GARLAND AVENUE	East side	from south curblines of William Street to a point one hundred (100) feet southerly therefrom
GARLAND AVENUE	East side	from south curb of William Street to a point forty (40) feet south of William Street
HEDLEY STREET	East side	from south curblines of William Street to a point one hundred (100) feet southerly therefrom
WARSAW STREET	East side	from north curblines of William Street to a point one hundred (100) feet northerly therefrom

D. No standing here to corner

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SOUTH COLBY STREET East side fifty (50) feet north of Dingens Street

E. No parking between signs

WALDEN AVENUE South side between No. 933 and No. 1097 Walden Avenue

F. Miscellaneous parking signs

(1) Load and unload only

WILLIAM STREET South side between No. 2267 and No. 2273 William Street

(3) No parking between signs; unload only 10:00 a.m. to 6:00 p.m. except  
Wednesday and Sunday

WILLIAM STREET South side at No. 2415 William Street to Walczak Hardware

(4) No parking here to corner 9:00 a.m. to 9:00 p.m. except Sunday load and unload  
only

WILLIAM STREET North side between No. 2400 and No. 2401 William Street to  
Forks Electric

(6) No standing anytime

WILLIAM STREET North side from the west curblineline of Union Road to the east  
curblineline of Ceil Drive extended

WILLIAM STREET South side from the west curblineline of Union Road to the east  
curblineline of Ceil Drive

MEDINA STREET East side from south curblineline of William Street southerly one  
hundred forty-two (142) feet from William Street

STARLITE AVENUE west side from north curblineline of William Street to a point 160  
feet north

(7) No parking between signs

WILLIAM STREET North side St. Josaphats Church between Mansion  
and Peoria

WILLIAM STREET South side opposite St. Josaphats Church between  
Cass and Garland

(14) No parking 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m.

WILLIAM STREET North side from west curblineline of Linden Street to east curblineline  
of Gratton Street

Item No. 5 cont'd.

WILLIAM STREET South side from east curblineline of Glidden Street to west  
curblineline of Crisfield Avenue

(15) No stopping anytime

SHANLEY STREET West side from north curblineline of Richard Drive northerly to its  
terminus

SHANLEY STREET West side from northside of driveway at #376 Shanley Street  
southerly to southside of the driveway at #370  
Shanley Street a distance of eight-six feet, plus or  
minus

Section 76-102 Parking prohibited in designated locations

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

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B. No parking anytime

CLEVELAND DRIVE	North side	from Buffalo City Line to the west curblines of Beach Road
CLEVELAND DRIVE	South side	from a point 173± feet west of the west curblines of Century Road to a point 228± feet west of the west curblines of Highview Road
CLEVELAND DRIVE	South side	from 50± feet west of Highview Road to a point 50± feet east of Highview Road
CLEVELAND DRIVE	South side	from west curblines of Harlem Road to a point 345± feet west
CLEVELAND DRIVE	North side	from the east curblines of Beach Road to a point 330± feet east of the east curblines of Beach Road
MARILYN DRIVE	North side	from the west curblines of Cayuga Road to a point 235± feet west of the west curblines of Princeton Court
SO. CENTURY ROAD	West side	from the north curblines of Southgate Road to the south curblines of Burke Drive on Century Road
SO. CENTURY ROAD	East side	from a point 135± feet south of the south curblines of Cleveland Drive to the south curblines of Treehaven Road on Century Road
WILLIAM STREET	South side	from the west curblines of Crisfield Avenue to the east curblines of Glidden Street
WILLIAM STREET	North side	from the east curblines of Harlem Road to the west curblines of Linden Street
WILLIAM STREET	North side	from the east curblines of Mansion Street to the west curblines of Peoria Street except Saturday and Sunday
WILLIAM STREET	South side	from the west curblines of Garland Avenue to 2415 William Street
MEDINA STREET	East side	from south curblines of William Street to north curblines of Dingens Street
ALASKA STREET	East side	from south curblines of William Street to north curblines of Parker Street
<u>Item No. 5 cont'd.</u>		
ALASKA STREET	West side	from south curblines of Parker Street to north curblines of Dingens Street
COLBY STREET	East side	from south curblines of William Street to north curblines of Parker Street
SO. COLBY STREET	East side	from south curblines of Parker Street to north curblines of Dingens Street
HEDLEY STREET	East side	from south curblines of William Street to north curblines of Parker Street
SO. HEDLEY STREET	East side	from the south curblines of Parker Street to north curblines of Dingens Street
GLIDDEN STREET	West side	from south curblines of William Street to north curblines of Parker Street

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SO. GLIDDEN STREET	West side	from south curblines of Parker Street to north curblines of Dingens Street
PARKER STREET	North side	from east curblines of Medina Street to west curblines of Helen Street
HURD STREET	South side	from east curblines of Medina Street to west curblines of Harlem Road
CRISFIELD AVENUE	West side	from south curblines of William Street to north curblines of Dingens Street
ARIS AVENUE	West side	from south curblines of William Street to north curblines of Dingens Street
ARIS AVENUE	East side	from south curblines of Parker Street to north curblines of Dingens Street
BRIGHT STREET	East side	from south curblines of William Street to its terminus at the New York State Thruway
GARLAND AVENUE	East side	from the south curblines of William Street to its terminus at the New York State Thruway
FREDERICK STREET	West side	from south curblines of William Street to north curblines of Veterans Place
EDMUND STREET	West side	from south curblines of William Street to its terminus at the New York State Thruway
LAURA COURT	East side and side	from south curblines of William Street to east South curblines of Edmund Street
VETERANS PLACE	North side	from east curblines of Helen Street to west curblines of Henry Street
NANDALE ROAD	West side and South side	from south curblines of Veterans Place to west curblines of Henry Street
CEIL DRIVE	West side and North side	from south curblines of William Street to east curblines of Jane Drive
JANE DRIVE	East side	from north curblines of Cayuga Creek Road to its beginning at the cul-de-sac
TRUDY LANE	South side	from west curblines of Ceil Drive (south) around to west curblines of Ceil Drive (north)
<u>Item No. 5 cont'd.</u>		
TAMARK COURT	East side	from north curblines of William Street to beginning of the cul-de-sac
STARLITE AVENUE	West side	from north curblines of William Street to south curblines of Wojcik Street
COLUMBUS STREET	North side	from east curblines of Kennedy Road to west curblines of Starlite Avenue
STANDARD PARKWAY	East side	from north curblines of William Street south to its terminus
ST. FELIX AVENUE	East side	from north curblines of William Street south to its terminus
WOJCIK STREET	South side	from east curblines of Kennedy Road east to its terminus
PATRICIA LANE	East side	from north curblines of Columbus Street north to its terminus

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MILSOM AVENUE	East side	from north curblines of Columbus Street to its terminus
KENNEDY ROAD	West side	from north curblines of William Street north to its terminus at railroad tracks
GIRARD AVENUE	East side	from north curblines of William Street north to its terminus
IROQUOIS AVENUE	East side	from north curblines of William Street to south curblines of Stradtman Street
WABASH AVENUE	East side	from north curblines of William Street to south curblines of Stradtman Street
PEORIA AVENUE	East side	from north curblines of William Street to south curblines of Stradtman Street
MANSION AVENUE	East side	from north curblines of William Street north to its terminus
WARSAW STREET	East side	from north curblines of William Street north to its terminus
LINDEN STREET	West side	from north curblines of William Street north to its terminus
SHANLEY STREET	West side	from north curblines of Bismarck Street north to its terminus

Section 76-103 Parking time limited in designated locations, standing prohibitions.

The parking of vehicles is hereby prohibited in any of the following locations as specified.

Section 76-103 shall be amended by adding thereto the following:

A. Parking signs: restricted and limited

(16) No parking between signs 6:00 p.m. to 9:00 a.m.

WILLIAM STREET	South side	from east curblines of Cass Avenue to a point eighty-five (85) feet easterly
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Item No. 5 cont'd.

(B) Standing prohibited in designated areas:

PINE RIDGE ROAD	East side	from north curblines of Genesee Street to the south curblines of Delevan Avenue extended
WILLIAM STREET	South side	from the west curblines of Union Road to the east curblines of Laura Court
WILLIAM STREET	North side	from the west curblines of Union Road to the east curblines of Standard Parkway.

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

Dated: November 6, 1995

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Richard M. Moleski  
Town Clerk

MEETING NO. 24  
NOVEMBER 6, 1995



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 6 Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, by resolution dated October 16th, 1995, this Town Board directed that Notice to Bidders be published advertising for labor and equipment necessary to remove snow during a snow emergency, AND

WHEREAS, such bids were duly received and opened on October 25th, 1995, AND

WHEREAS, the Town Superintendent of Highways has reviewed such bids and has made his recommendation concerning such bids, NOW, THEREFORE, BE IT

RESOLVED, that the bid for labor and material necessary for the removal of snow during a snow emergency on an as-needed basis be awarded to Custom Topsoil Inc., 320 Crabapple Lane, Cheektowaga, New York 14227, being the only responsible bidder. (Attached and made part of this resolution is bid submitted for review.)

RESOLVED, that line item to be used in case of emergency is 0300-5142-4029.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 7a Motion by Councilmember Wielinski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division, annually requires Pool Maintenance Chemicals for the year, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Pool Maintenance Chemicals, AND BE IT FURTHER

RESOLVED, that Specifications for said Pool Maintenance Chemicals may be obtained from the Town Clerk's Office in Cheektowaga Town Hall, and, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of November, 1995 at 11:00 A.M., Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on November 22, 1995 at 11:00 A.M., Eastern Standard Time at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Pool Maintenance Chemicals for the year 1996.

MEETING NO. 24  
NOVEMBER 6, 1995

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

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

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

Richard M. Moleski  
Town Clerk

Date: November 6, 1995



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 7b Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division, utilizes Portable Chemical Toilets at various locations to service Recreation Department activities and Special Events, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the Leasing and Servicing of Portable Chemical Toilets, AND BE IT FURTHER

RESOLVED, that Specifications for said Leasing and Servicing of Portable Chemical Toilets be obtained from the Town Clerk's Office in Cheektowaga Town Hall, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of November, 1995 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on November 22, 1995 at 11:00 A.M., Eastern Standard Time at the Town Hall, corner of Broadway and Union Roads, for Leasing and Servicing of Portable Chemical Toilets for the year 1996.



MEETING NO. 24  
NOVEMBER 6, 1995

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

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

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

Richard M. Moleski  
Town Clerk

Date: November 6, 1995



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 7c Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division requires Athletic White Stripe for the purpose of lining athletic fields, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the purchase of Athletic White Stripe, AND BE IT FURTHER

RESOLVED, that specifications for said Athletic White Stripe may be obtained from the Town Clerk's Office in Cheektowaga Town Hall, AND BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of November, 1995 at 11:00 A.M., Eastern Standard Time, at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on November 22, 1995 at 11:00 A.M., Eastern Standard Time at the Town Hall, corner of Broadway and Union Roads, for Supplying of Athletic White Stripe for the Year 1996.

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

MEETING NO. 24  
NOVEMBER 6, 1995

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

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

Richard M. Moleski  
Town Clerk

Date: November 6, 1995



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 7d Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

WHEREAS, the Town Clerk's Office has received a Local Government Records Management Improvement Grant from New York State for the purpose of microfilming 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 Wednesday, November 22, 1995 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 Wednesday, November 22, 1995 at a public bid opening at 11:00 A.M. at the Town Hall located at 3301 Broadway, Town of Cheektowaga, New York, for the purpose of Microfilming Services for the Town of Cheektowaga Town Records.

Specifications for Microfilming Services may be picked up at the office of the Town Clerk 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.

MEETING NO. 24  
NOVEMBER 6, 1995

Richard M. Moleski  
Town Clerk  
Town of Cheektowaga

Dated: November 6, 1995



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 7e Motion by Councilmember Rogowski, Seconded by Councilmember Solecki

WHEREAS, there is need to replace the present Photo Identification System presently being used by the Youth and Recreation Department, AND

WHEREAS, the Engineering Department is hereby requested to prepare specifications, 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 a photo identification system, notice to be published in the CHEEKTOWAGA TIMES, AND, BE IT

FURTHER RESOLVED, that sealed bids will be received on the 22nd day of November, 1995 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 November 22, 1995 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of a Photo I.D. Printing System for the Department of Youth and Recreation.

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: November 6, 1995



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 8 Motion by Councilmember Blachowski, Seconded by Councilmember Johnson

WHEREAS, the Town of Cheektowaga has been performing neighborhood improvement projects in Cedargrove Heights continuously since 1979, AND

WHEREAS, the Town wishes to carry out a drainage improvement project on Community Drive and tributary streets of Cedargrove Heights with Federal Community Development Block Grant Funds, AND

WHEREAS, the services of a professional engineering consultant are required to prepare plans and specifications and perform other related services for the project, AND

WHEREAS, federal regulations require that the Town solicit and evaluate proposals for said professional engineering services prior to engaging the services of an engineering consultant, AND

WHEREAS, professional engineering consulting service proposals will be available on November 13, 1995 at the Town of Cheektowaga Engineering Department, 2nd floor of the Alexander Community Center, 275 Alexander Avenue, Cheektowaga, New York 14211, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the Town Community Development and Engineering Departments to solicit proposals for said required engineering services, AND, BE IT FURTHER

RESOLVED, that the Town Clerk provide notices for publication regarding the request for proposals for the required engineering services to the BUFFALO NEWS and the BUFFALO CHALLENGER, AND BE IT FURTHER

RESOLVED, that sealed proposals for professional engineering consulting services will be received by the Town of Cheektowaga Engineering Department at 11:00 A.M. on November 27, 1995.



REQUEST FOR PROPOSALS  
ENGINEERING SERVICES  
TOWN OF CHEEKTOWAGA

The Town of Cheektowaga is accepting proposals for professional engineering consulting services in conjunction with drainage work in the Cedargrove Heights area of Cheektowaga. The contract involves various services during construction and construction observation. This project is being funded with Community Development Block Grant funds. Those submitting proposals will be required to comply with the President's Executive Order No. 11246 and all other applicable rules, regulations and requirements of the Community Development Block Grant Program.

Specifications may be obtained at the Town of Cheektowaga Engineering Department, 275 Alexander Avenue, Cheektowaga, New York 14211 between the hours of 9:00 A.M. and 4:30 P.M. on regular business days or by calling 896-0788. Proposals should be submitted to the Engineering Department no later than 11:00 A.M. on November 27, 1995.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 9 Motion by Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, the State of New York tractor contract has been awarded to New Holland North America Inc., AND

WHEREAS, the Cheektowaga Sewer Maintenance Department requires one (1) tractor loader backhoe, Model 555D, as specified in Contract No. P009792, Item 11, with extendable dipper stick option and 4 in 1 K2 valve for a total cost of \$37,979.00, AND

WHEREAS, the Cheektowaga Sewer Maintenance Department requires one (1) 4 in 1 bucket from Buffalo Tractor & Implement Company, Inc. at a cost of \$2,742.00, AND

WHEREAS, funds for said purchase are available from account #2581-2502-2505, in the total amount of \$40,539.00 NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby authorizes the Sewer Maintenance Department to purchase one (1) Ford New Holland Tractor Model 555D with options at a cost of \$37,797.00 from New Holland North America Inc., Branch 10, New York State Contract Rep., P.O. Box 527, Mountville, PA 17554 and one (1) 4 in 1 bucket at a cost of \$2,752.00 from Buffalo Tractor & Implement Company, Inc., 3045 Seneca Street, P.O. Box 318, Buffalo, New York 14224.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 10a Motion by Councilmember Johnson, Seconded by Councilmember Jaworowicz

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 such airport is situated in the Town of Cheektowaga, AND

WHEREAS, Buffalo Airfield, Inc. made application to the Federal Aviation Administration ("FAA") and New York State Department of Transportation ("DOT") for funding to perform work at the Buffalo Airfield, and to purchase avigation easements, AND

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WHEREAS, such airport is located adjacent to and is surrounded by densely populated residential neighborhoods, AND

WHEREAS, area residents are very concerned about increased air traffic and noise at this airport, and are opposed to any further expansion or increased air traffic at such airfield, AND

WHEREAS, by resolution dated August 7, 1995 and October 2, 1995, this Town Board went on record in opposition to the granting of any application for funding to increase capacity and operations at Buffalo Airfield, and asking that Federal and State agencies review any designation of such airport as a "reliever" for the Greater Buffalo International Airport ("GBIA"), and to encourage the alternative use or development of more rural facilities, AND

WHEREAS, a public information meeting on the proposed funding for Buffalo Airfield was recently held in the Town of West Seneca, AND

WHEREAS, at such information meeting, a Cheektowaga Town Board representative appeared to express the Town Board's concerns over the increased usage of this airport, and requested that the DOT and Niagara Frontier Transportation Authority ("NFTA") conduct various studies designed to divert air traffic away from the Buffalo Airfield and to other GBIA reliever system airports in Western New York which are not surrounded by residences, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the DOT to conduct a Reliever Study to identify other potential public use airports in less populated areas in Western New York where improvements funding could be made available for the

Item No. 10a cont'd.

purpose of diverting air traffic away from the Buffalo Airfield, and to conduct any other necessary studies, (i.e., User Study) in connection therewith, and BE IT FURTHER

RESOLVED, that this Town Board hereby also memorializes the NFTA to utilize available DOT funding to conduct a Land Use Study of the Buffalo Airfield area to ascertain what steps could be taken to relieve air traffic and noise around the Buffalo Airfield, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Lorrin Bird, Aviation Division, DOT, and to James Racey, NFTA.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 10b Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, the Niagara Frontier Transportation Authority ("NFTA") owns a number of properties in and around the Greater Buffalo International Airport ("GBIA") in the Town of Cheektowaga, AND

WHEREAS, pursuant to Section 1299-o of the Public Authorities Law of the State of New York, "property owned by the authority, property leased by the authority and used for transportation purposes, and property used for transportation purposes by or for benefit of the authority pursuant to the provisions of a joint service arrangement .... shall all be exempt from taxation and special ad valorem levies", AND

WHEREAS, a number of NFTA-owned properties around the GBIA are leased to private profit-making entities merely to obtain profit or revenue for the NFTA, and should not be exempt from taxation, AND

WHEREAS, it is necessary that Sections 1299-o and 1299-r of the Public Authorities Law be amended to limit the tax exemption to real property owned by the NFTA and used by it alone for one or more of the public purposes for which the NFTA was created, AND

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WHEREAS, the Town Attorney has drafted proposed revisions to Sections 1299-o and 1299-r to accomplish this purpose, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the New York State Legislature and Governor Pataki to enact legislation to amend Sections 1299-o and 1299-r of the Public Authorities Law as shown on the attached sheets, 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 and to Governor George Pataki.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 11 Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, Cello-Pack Corporation is located at 55 Innsbruck Drive in the Town of Cheektowaga, AND

WHEREAS, Cello-Pack Corporation, for security and safety reasons, needs to illuminate its parking lot at 55 Innsbruck Drive, AND

WHEREAS, Cello-Pack Corporation has requested permission from the Town to allow New York State Electric & Gas Corporation ("NYSEG") to install one 1,000 watt High Pressure Sodium Floodlight on Town of Cheektowaga standard number "4" in front of 55 Innsbruck Drive, in order to illuminate its parking lot, AND

WHEREAS, Cello-Pack Corporation will pay all costs associated with the installation of such floodlight, as well as all fees to NYSEG for the use of such floodlight, including electricity charges, AND

WHEREAS, Cello-Pack Corporation has executed a Waiver and Indemnification Agreement to protect the Town in this matter, and such agreement is acceptable to the Town Attorney's Office, NOW, THEREFORE, BE IT

RESOLVED, that permission is hereby granted to NYSEG to install one 1,000 watt High Pressure Sodium Floodlight on Town standard number "4", in front of 55 Innsbruck Drive for the usage of Cello-Pack Corporation, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Richard A. Olday, Energy Consultant, NYSEG, and to William T. Yardley, President, Cello-Pack Corporation.

Item No. 12 Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, the New York State Department of Transportation removed the sign from their right-of-way which identifies the Kensington American Legion Post 708 and 40 & 8 at 810 Rein Road, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby gives permission for said sign to be re-installed on the Town easement on Rein Road and Genesee Street and directs the Facilities Department to re-install said sign.



MOTION BY COUNCILMEMBER JOHNSON, SECONDED BY COUNCILMEMBER ROGOWSKI TO AMEND THE ABOVE RESOLUTION, ITEM 12, AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0



AMENDED

WHEREAS, the New York State Department of Transportation removed the sign from their right-of-way which identifies the Kensington American Legion Post 708 and 40 & 8 at 810 Rein Road, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby gives permission for said sign to be re-installed on the Town easement on Rein Road and Genesee Street.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 13 Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, continuous complaints have been received by the Town Board regarding high weeds and accumulated debris on vacant property located on Princeton Court (Sublots 57 and 58), Cheektowaga, New York, SBL #92.05-1-13 and according to the Assessor's Office is owned by 3567 Seneca Street Incorporated, c/o James Nelson, [REDACTED], Williamsville, New York [REDACTED], AND

WHEREAS, these conditions require that some positive steps be taken to rectify same by cutting and removing the high weeds and removing the debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that pursuant to Article 4, Section 64, Paragraph 5a of the Town Law of the State of New York, the high weeds be cut and removed and the debris be removed by the Town and all costs incurred be assessed against the property hereinbefore described.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 14a Motion by Councilmember Johnson, Seconded by Councilmember Wielinski

WHEREAS, the Transportation Systems Management Study Areawide Report for the Town, prepared in September 1994, recommended the establishment of a long range program to upgrade numerous traffic signals and related intersections to address deficiencies noted in said report, AND

WHEREAS, the Town Engineer and Town Traffic Safety Committee have recommended that the traffic signal controllers, loop detection and a second set of signal faces for the side street approaches be installed at the intersections of Cleveland Drive at Lamarck Drive and Oehman Boulevard, and at Cleveland Drive at Ravenswood Terrace and Birkdale Road as recommended in the aforesaid report, utilizing the limited funds currently available, AND

WHEREAS, it is necessary to prepare plans, specifications and bid documents to proceed with said traffic signal improvements, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of EMS Consulting, dated October 26, 1995, as submitted to the Town Engineer for professional services for the preparation of plans, specifications,



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bid documents and services during construction related to the traffic signal improvements at the aforesaid intersections is accepted and approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby directed and authorized to sign the agreement with EMS Consulting for the provision of said professional services, AND, BE IT FURTHER

RESOLVED, that the cost of said professional services in an amount not to exceed \$6,500.00 shall be chargeable to Account No. 5303-1440-9344 entitled Signal Upgrade.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 14b Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

WHEREAS, pursuant to federal regulations governing the Community Development Block Grant Program, the Town is required to conduct an analysis "to identify impediments to fair housing choice within the jurisdiction, AND

Item No. 14b cont'd.

WHEREAS, to satisfy that requirement, Cheektowaga, as a member of and in conjunction with the HOME Consortium, which includes the Towns of Cheektowaga, Amherst and Tonawanda, has solicited proposals for professional services to conduct the required study, AND

WHEREAS, the Scope of Services for said study was prepared with guidance provided by the Fair Housing & Equal Opportunity Division of the Buffalo H.U.D. Office, AND

WHEREAS, proposals were received from various consulting firms and evaluated by each of the HOME members, AND

WHEREAS, the Town's Community Development Director, in agreement with the Towns of Tonawanda and Amherst, has recommended that the firm of EastWest Planning and Development be engaged to perform the required services, AND

WHEREAS, the cost of said study will be shared equally by the three HOME-Consortium communities, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute a contract with the firm of EastWest Planning and Development Associates, 5852 Forest Creek Drive, East Amherst, New York 14051 to conduct the Fair Housing Impediments Study in the amount of \$26,200, \$8,733.33 of which will be paid by the Town from the Community Development Block Grant budget with the balance of the contract cost to be paid by the Towns of Tonawanda and Amherst.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 15 Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

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 ambulances and has recommended that the Town Board license such ambulance(s), NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, pursuant to Section A-5 of the Ambulance Ordinance accept the recommendations of the Emergency Medical Services Board, and approve the following:

AMBULANCE LICENSES

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<u>OWNER</u>	<u>VEHICLE: MAKE &amp; YEAR</u>	<u>LICENSE NO.</u>	<u>CALL NO.</u>
Town's Ambulance	1995 Ford	AA 4368	553
	1988 Ford	AA 4075	554
	1995 Ford	AA 7210	555
	1990 Ford	AA 4372	556
	1988 Ford	AA 3023	557
	1990 Chevrolet	AA 3261	558
	1989 Ford	AA 1201	559
	1994 Ford	AA 4373	560
	1995 Ford	AA 7211	561
	1993 Ford	AA 7888	562
	1995 Ford	AA 7212	563
	1989 Ford	AA 7230	564
	1990 Ford	AA 7213	565
	1993 Ford	AA 4369	566
	1990 Chevrolet	AA 3265	567
	1991 Ford	AA 4057	568
	1992 Ford	AA 4804	569

and, BE IT FURTHER  
Item No. 15 cont'd.

RESOLVED, that the Town Clerk is hereby authorized, directed and empowered to issue ambulance licenses to the applicants set forth, providing such ambulance so listed meets the insurance requirements set forth in the Ambulance Ordinance.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 16 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the following Youth and Recreation employees be and hereby are terminated:

Christopher J. Bandura	Jeffrey Palmer
Steven Ciemcioch	Tony Pierino
Ben Dennis	Jeffrey D. Pula
Dwayne Dewyea	Amy A. Rainville
Mark Fleetwood	Andrea B. Rolfe
Christopher Kies	Deborah L. Sokolski
Corinne Kindzierski	Keith Sokolowski
Timothy R. Kronenwetter	James Ward
Kristopher S. Kubiak	Amy Weber
Karen Magierski	Dorothy Wojcik
Christy Male	

Upon Roll Call

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 17 Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, a vacancy exists in the position of Recreation Attendant in the Senior Services Department, AND

WHEREAS, notice of such vacancy has been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, AND

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WHEREAS, no qualified full-time T.C.E.A. employee bid on said vacancy, AND

WHEREAS, Kerry Switalski, currently employed as a Program Coordinator in the Youth and Recreational Services Department, bid on said vacancy, was interviewed, and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Kerry Switalski, [REDACTED], Cheektowaga, New York 14225, be and hereby is appointed to the position of Recreation Attendant in the Senior Services Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association, effective November 14, 1995, AND, BE IT FURTHER

RESOLVED, that the funding source for said position is line item #0100-7620-1373.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 18 Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

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

	<u>EFFECTIVE</u>
<u>TAX OFFICE (Day Shift) - \$5.75 per hour</u>	
Sandra A. Pelino [REDACTED]	10/31/95

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 19 Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that the following Youth and Recreation employees be transferred as indicated:

From Seasonal to Part-Time

Brad Engel

From Seasonal to Part-Time

From Outdoor Basketball - 7140.1815 to Indoor Basketball - 7140.1654

Craig Morris

BE IT RESOLVED, that the salaries for the following individuals be corrected as follows (Part-Time):

Recreation Attendant I - \$4.25 - (7140.1611)

James Brydalski  
Joseph Decktop, Jr.  
Kevin Decktop

Recreation Attendant I - \$4.25 (7140.1630)

Brooke Nagowski

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BE IT FURTHER RESOLVED, that Brooke Nagowski, presently employed in line item 7140.1630 also be hired as a Recreation Attendant I in the Pre-K program - 7140.1664 at the rate of \$4.25 per hour, not to exceed a total of 19 hours per week.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 20 Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, Lynn Torgalski, a Laborer in the Highway Department, has exhausted all of her accumulated paid leave time, AND

WHEREAS, Lynn Torgalski is currently under doctor's care and, as per Section 8.02(e) of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, has requested an extension of sick leave payments for a period of fifteen (15) days, NOW, THEREFORE, BE IT

Item No. 20 cont'd.

RESOLVED, that Lynn Torgalski be and hereby is granted an additional fifteen (15) days of sick leave payments, effective October 30, 1995, AND, BE IT FURTHER

RESOLVED that said payments must be returned to the Town by Ms. Torgalski upon her return to service.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 21 Motion by Councilmember Wielinski, Seconded by Supervisor Gabryszak

BE IT RESOLVED, that, as per Section 11.01 of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Supervisory Unit, Robert Sprada be and hereby is granted a one (1) year leave of absence from his position of Working Foreman in the Highway Department as to allow him to serve as Deputy Highway Superintendent.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 22a Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the Western Regional Council of the New York State Government Finance Officers, Association (GFOA) will be holding its winter conference in Batavia, New York on December 6, 1995, AND

WHEREAS, information important to the Town will be discussed at this meeting and which the Town will be required to implement, AND

WHEREAS, the Supervising Accountant, Accountant and Junior Accountant have requested permission to attend this meeting, NOW, THEREFORE, BE IT

RESOLVED that Robert E. Kaczmarek, A. Lynn Nenni, and Kathleen Travers be and hereby are authorized to attend the aforementioned conference, and BE IT FURTHER

RESOLVED, that the Town shall pay all reasonable costs associated with this conference not to exceed \$165.00 out of budget line item #0100-1910-4082.

Upon Roll Call ....

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AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 22b Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the Department of Youth and Recreational Services has received notice from the U.S. Department of Health and Human Services Center for Substance Abuse Prevention that they have been awarded a new "Community Coalitions Demonstration Grant (#1HD4SP07663-01), AND

WHEREAS, a grantee workshop designed to provide guidance and technical assistance for the implementation of the new grant will be held December 6th through 8th, 1995 in Washington, D.C., AND

Item No. 22b cont'd.

WHEREAS, CSAP is requiring the attendance of the grant's Program Director, Project Director and Program Evaluator at said workshop, NOW, THEREFORE, BE IT

RESOLVED, that Kenneth J. Kopacz (Program Director), Ellen M. Fischer (Project Director) and Carol A. Nowak (Project Evaluator) be authorized to attend said workshop and be reimbursed the necessary transportation and lodging expenses from the respective line item from the new grant, at costs not to exceed \$1,000 per person.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 22c Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

WHEREAS, the Department of Housing and Urban Development is conducting a series of training seminars pertaining to the use of its Integrated Disbursements and Information Systems computer software, AND

WHEREAS, said seminars will provide training for the use of computer software which will be required for the integration of the Town's Consolidated Plan into the IDIS Program, AND

WHEREAS, the Department of Housing and Urban Development is requesting and recommending that communities authorize two Community Development Program staff persons to attend said training seminars, AND

WHEREAS, the cost for attendance at said seminars is an eligible expense under the Community Development Block Grant budget, NOW, THEREFORE, BE IT

RESOLVED, that Jerome Gabryszak, Community Development Director, and Diane Farugia, Community Development Program Secretary, be and hereby are authorized to attend the I.D.I.S. training seminar conducted by the Department of Housing and Urban Development during the week of December 4, 1995, in Fairfax, Virginia, and BE IT FURTHER

RESOLVED, that the above-named individuals be reimbursed from the Community Development Budget (line item 0700-1094-0703) for their reasonable and necessary expenses incurred in attending said training seminar.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 23 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

GENERAL FUND

From:	0100-1910-4711	Contingency	\$ 500.00
	0100-1910-4711	Contingency	1,500.00
	0100-1910-4711	Contingency	6,000.00
	0100-1420-4012	Printing of Briefs	100.00
	0100-1420-4013	Law Books	300.00
	0100-1420-4321	Computer Expense	150.00

Item No. 23 cont'd.

To:	0100-1110-2105	Equipment	\$ 500.00
	0100-1110-4001	Office Supplies	1,500.00
	0100-1110-4592	Contracted Clerical	6,000.00
	0100-1420-4001	Office Supplies	100.00
	0100-1420-4001	Office Supplies	300.00
	0100-1420-4001	Office Supplies	150.00

CDBG FUND

From:	0700-1094-0665	Senior Citizens Van	\$ 591.00
To:	0700-1094-0600	Housing Rehabilitation	\$ 591.00

RISK RETENTION FUND

From:	1000-1930-4703	Workers Compensation Claims	\$35,000.00
To:	1000-1931-4703	Unemployment Expense	\$35,000.00

SPECIAL DISTRICT FUND

From:	2500-8135-4456	Elevator Services	\$ 1,000.00
	2500-8135-1492	Seasonal Laborers	20,000.00
	1500-8160-4088	Travel & Conference	1,000.00
	1500-8173-4475	NOREC	4,900.00
	1500-8160-4160	Diesel Fuel	3,500.00
	4000-8140-4438	Contracted Repair-Storm Sewers	61,333.02
	1500-8160-4469	Landfill	5,000.00
To:	2500-8135-4431	Equipment Repair	\$ 1,000.00
	2500-8135-1433	Pump Station Operator	20,000.00
	1500-8160-4431	Equipment Repairs & Maintenance	3,000.00
	1500-8160-4453	Building Repairs	6,400.00
	4000-8140-4543	Contracted Maintenance Ditch Creek	61,333.02
	1500-8160-4211	Electric	5,000.00

HIGHWAY FUND

From:	0300-5110-4178	General Blacktop	\$ 5,000.00
To:	0300-5140-4191	Miscellaneous	\$ 5,000.00

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 24 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED, that the following Vouchers and Warrants were submitted to the Town of Cheektowaga prior to November 3, 1995 and are hereby approved and made a part hereof:

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GENERAL FUND	\$ 294,700.79
HIGHWAY FUND	66,643.55
TRUST & AGENCY	16,672.55
PART TOWN FUND	5,070.34
RISK RETENTION FUND	24,108.06
CDBG HUD FUND	48,646.72
HUD HOUSING REHABILITATION FUND	9,790.00
SPECIAL DISTRICTS FUND	281,205.33
CAPITAL FUND	<u>271,909.58</u>
	\$1,018, 746.92

Item No. 24 cont'd.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

**IV. DEPARTMENTAL COMMUNICATIONS**

Item No. 25 Building Permits  
Received and Filed.

Item No. 26 Supervisor's Statement of Funds - September, 1995  
Received and Filed

Item No. 27 Minutes of Cheektowaga Public Library Board - September 27, 1995  
Received and Filed

**V. GENERAL COMMUNICATIONS**

Item No. 28 Summons and Complaint: Susan Beyer and Richard Beyer, parents of Andrew J. Beyer vs. the Town of Cheektowaga and Gary J. Martin  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney; Highway Department and Allied Claims Insurance Carrier.  
Received and Filed

Item No. 29a Notice of Claim: Timothy J. Czaplicki, Sr. vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney; Senior Services Department and Allied Claims Insurance.  
Received and Filed.

Item No. 29b Notice of Claim: Norma Tolbert vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney; Highway Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 29c Notice of Claim: Thomas Pilat vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirsits, Town Attorney; Sanitation/Recycling Department and Allied Claims Insurance Carrier.  
Received and Filed.



MOTION BY SUPERVISOR GABRYSZAK, SECONDED BY COUNCILMEMBER JOHNSON TO SUSPEND THE RULES TO INCLUDE TO FOLLOWING RESOLUTION(S) AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0



**VI. SUSPENSION OF RULES**

Item No. 30 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, by resolution dated August 7, 1995, this Town Board awarded the contract for a new telecommunications system, cable plant and ancillary systems to Ronco Communications and Electronics, Inc. in the amount of \$168,825.00, AND

WHEREAS, an additional sum of \$25,000.00 was set aside to be used to complete such telecommunications system, AND

WHEREAS, by resolution dated September 19, 1995, this Town Board approved Change Order #1 for this project in the amount of \$1,914.00, AND

WHEREAS, the Telecommunications Committee and Consultant Gordon Allen have recommended certain additions and deletions to the aforementioned project as shown on the attached Change Order #2, NOW, THEREFORE, BE IT

RESOLVED, that the attached Change Order #2 in the total amount (additions less deletions) of \$21,971.00 be and hereby is approved, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute such Change order #2 on behalf of the Town, and BE IT FURTHER

RESOLVED, that funding for Change Order #2 shall be chargeable to Account #5502-7110-9504.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT



MEETING NO. 24  
NOVEMBER 6, 1995

Item No. 31 Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

WHEREAS, Career Track will be presenting a seminar entitled "How to Design Eye-Catching Brochures, Newsletters, Ads, Reports" in Buffalo on December 11, 1995, AND

WHEREAS, such seminar will assist the Town in preparing various reports, NOW, THEREFORE, BE IT

RESOLVED, that Supervising Accountant Robert E. Kaczmarek, Accountant A. Lynn Nenni, Assistant to the Supervisor Valerie A. Meyers and Clerk to the Supervisor Tracy Cone be and hereby are authorized to attend such seminar, and BE IT FURTHER

RESOLVED, that fees for such seminar, not to exceed \$125.00 per person (\$500.00 total) shall be appropriated from budget line item number 0100-1910-4082.



MOTION BY SUPERVISOR GABRYSZAK, SECONDED BY COUNCILMEMBER WIELINSKI TO TABLE THE ABOVE RESOLUTION, ITEM 31, AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0



Item No. 32 Issue Negative Declaration Regarding [REDACTED]  
This item was withdrawn.

Item No. 33 Motion by Supervisor Gabryszak, Seconded by Unanimous to adjourn this meeting in memory of Joe Kiebzak of Sloan and Former Councilman Donald Halicki.

Richard M. Moleski  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 25  
November 20, 1995**

**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 20<sup>th</sup> day of November, 1995 at 7:00 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember Richard B. Solecki  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Bill Pugh, Town Engineer; Salvatore LaGreca, Chairman of Planning Board; John Howlett, Captain-Police Department; Ronald Marten, Supervising Building & Plumbing Department; Bob McCarthy, Director of Employee Relations; Jeff Swiatek, Councilman-Elect.

**I. FROM THE TABLE**

**Item No. 2** Motion by Supervisor Gabryszak, Seconded by

WHEREAS, Career Track will be presenting a seminar entitled "How to Design Eye-Catching Brochures, Newsletters, Ads, Reports" in Buffalo on December 11, 1995, and

WHEREAS, such seminar will assist the Town in preparing various reports, NOW, THEREFORE, BE IT

RESOLVED, that Supervising Accountant Robert E. Kaczmarek, Accountant A. Lynn Nenni, Assistant to the Supervisor Valerie A. Meyers and Clerk to the Supervisor Tracy Cone be and hereby are authorized to attend such seminar, and BE IT FURTHER

RESOLVED, that fees for such seminar, not to exceed \$125.00 per person (\$500.00) shall be appropriated from budget line item number 0100-1910-4082.



Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson to amend the above resolution, and the voting was as follows:

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek, Jankowiak and Mazur  
NAYES: 0  
ABSENT: 0



Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, Career Track will be presenting a seminar entitled "How to Design Eye-Catching Brochures, Newsletters, Ads, Reports" in Buffalo on December 11, 1995, and

**Item No. 2 cont'd**

**MEETING NO. 25  
November 20, 1995**

WHEREAS, such seminar will assist the Town in preparing various reports, NOW, THEREFORE, BE IT

RESOLVED, that Accountant A. Lynn Nenni, Assistant to the Supervisor Valerie A. Meyers, Clerk to the Supervisor Tracy Cone and Legislative Assistant, Karen Waldron be and hereby are authorized to attend such seminar, and BE IT FURTHER

RESOLVED, that Fees for such seminar, not to exceed \$125.00 per person (\$500.00) shall be appropriated from budget line item number 0100-1910-4082.

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Johnson, Swiatek, Jankowiak and Mazur  
NAYES: 0  
ABSENT: 0

**II. PUBLIC HEARINGS**

**Item No. 3** This being the time and place advertised for a public hearing to consider 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.

Section 76-80 shall be amended by deleting the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
S. Roycroft Blvd.	North-South	Mapleview Road	Eastbound	S.W. Corner
S. Roycroft Blvd.	North-South	Mapleview Road	Westbound	N.E. Corner

Section 76-80 shall be amended by adding thereto the following:

The following intersections are designated as stop intersections, and stop signs shall be erected on the following entrance streets:

Mapleview Road	East-West	S. Roycroft Blvd.	Northbound	S.E. Corner
Mapleview Road	East-West	S. Roycroft Blvd.	Southbound	N.W. Corner

Section 76-81 Yield intersections designated

Section 76-81 shall be amended by adding thereto the following:

The following intersections are designated as yield intersections, and yield signs shall be erected on the following entrance streets:

Mapleview Circle		Mapleview Road	Southbound	N.W. Corner
Mapleview Circle		Mapleview Road	Eastbound	S.W. Corner

**Item No. 3 cont'd**

ARTICLE X

MEETING NO. 25  
November 20, 1995

Parking, Standing and Stopping

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

A. No Parking this side or one side parking

WILLIAM STREET	North side	from west curblines of Starlite Avenue to east curblines of Standard Parkway
MARILYN DRIVE	South side	from the east curblines of Princeton Avenue to the terminus
CLEVELAND DRIVE	North side	from west curblines of Century Road to Buffalo City Line
CLEVELAND DRIVE	North side	between west curblines of Harlem Road and east curblines of Century Road
CLEVELAND DRIVE	North side	from east curblines of Merrymont to west line of Beach Road
CLEVELAND DRIVE	South side	from a point 228± feet west of the west curblines of Highview Road to a point 308± feet west curblines of Highview Road, a distance of 80± feet
SO. CENTURY ROAD	West side	from Southgate Road to Kensington Avenue
GLIDDEN STREET	West side	between #114 and #130 Glidden Street
MANSION STREET	East side	from north curblines of William Street to south curblines of Center Street
PEORIA STREET	East side	from north curblines of William Street to south curblines of Center Street
WABASH AVENUE	East side	from north curblines of William Street to south curblines of Center Street
SHANLEY STREET	East side	from Bismarck Street north to south curblines of Richard Drive

B. No parking anytime

CENTURY ROAD	East side	from Kensington Avenue to Treehaven Road
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C. No parking here to corner

CLEVELAND DRIVE	South side	from west curb of Harlem Road west to 405 Cleveland Drive
WILLIAM STREET	South side	from east curb of Harlem Road to No. 2437 William Street
WILLIAM STREET	South side	from west curb of Garland Avenue to No. 2437 William Street
WILLIAM STREET	South side	from east curb of Harlem Road to No. 2333 William Street
COLTON STREET	West side	from south curblines of William Street to #120 Colton Street

Item No. 3 cont'd

STANDARD PARKWAY	West side	from north line of William Street northerly for one hundred (100) feet
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(\*\*Proposed change - East Side)

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ARIS AVENUE	West side	one hundred (100) feet south of William Street
BRIGHT STREET	East side	from south curblineline of William Street to a point one hundred (100) feet southerly therefrom
EDMUND STREET	West side	from south curblineline of William Street to a point one hundred (100) feet southerly therefrom
GARLAND AVENUE	East side	from south curblineline of William Street to a point one hundred (100) feet southerly therefrom
GARLAND AVENUE	East side	from south curb of William Street to a point forty (40) feet south of William Street
HEDLEY STREET	East side	from south curblineline of William Street to a point one hundred (100) feet southerly therefrom
WARSAW STREET	East side	from north curblineline of William Street to a point one hundred (100) feet northerly therefrom

**\*\*Proposed Change:**

PARKER STREET                      North side                      west from Garland Avenue to Cass Avenue)

D. No standing here to corner

SOUTH COLBY STREET    East side                      fifty (50) feet north of Dingens Street

E. No parking between signs

WALDEN AVENUE                      South side                      between No. 933 and No. 1097 Walden Avenue

F. Miscellaneous parking signs

(1) Load and unload only

WILLIAM STREET                      South side                      between No. 2267 and No. 2273 William Street

(3) No parking between signs; unload only 10:00 a.m. to 6:00 p.m. except Wednesday and Sunday

WILLIAM STREET                      South side                      at No. 2415 William Street to Walczak Hardware

(4) No parking here to corner 9:00 a.m. to 9:00 p.m. except Sunday load and unload only

WILLIAM STREET                      North side                      between No. 2400 and No. 2401 William Street to Forks Electric

(6) No standing anytime

WILLIAM STREET                      North side                      from the west curblineline of Union Road to the east curblineline of Ceil Drive extended

WILLIAM STREET                      South side                      from the west curblineline of Union Road to the east curblineline of Ceil Drive

**Item No. 3 cont'd**

MEDINA STREET                      East side                      from south curblineline of William Street southerly one hundred forty-two (142) feet from William Street

STARLITE AVENUE                      West side                      from north curblineline of William Street to a point 160 feet north

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(7) No parking between signs

WILLIAM STREET	north side	St. Josaphats Church between Mansion and Peoria
WILLIAM STREET	South side	opposite St. Josaphats Church between Cass and Garland

(14) No parking 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m.

WILLIAM STREET	North side	from west curblin of Linden Street to east curblin of Gratton Street
WILLIAM STREET	South side	from east curblin of Glidden Street to west curblin of Crisfield Avenue

(15) No stopping anytime

SHANLEY STREET	West side	from north curblin of Richard Drive northerly to its terminus
SHANLEY STREET	West side	from northside of driveway at #376 Shanley Street southerly to southside of the driveway at #370 Shanley Street a distance of eight-six feet, plus or minus

Section 76-102 Parking prohibited in designated locations

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

B. No parking anytime

CLEVELAND DRIVE	North side	from Buffalo City Line to the west curblin of Beach Road
CLEVELAND DRIVE	South side	from a point 173± feet west of the west curblin of Century Road to a point 228± feet west of the west curblin of Highview Road
CLEVELAND DRIVE	South side	from 50± feet west of Highview Road to a point 50± feet east of Highview Road
CLEVELAND DRIVE	South side	from west curblin of Harlem Road to a point 345± feet west
CLEVELAND DRIVE	North side	from the east curblin of Beach Road to a point 330± feet east of the east curblin of Beach Road
MARILYN DRIVE	North side	from the west curblin of Cayuga Road to a point 235± feet west of the west curblin of Princeton Court
SO. CENTURY ROAD	West side	from the north curblin of Southgate Road to the south curblin of Burke Drive on Century Road
SO. CENTURY ROAD	East side	from a point 135± feet south of the south curblin of Cleveland Drive to the south curblin of Treehaven Road on Century Road

**Item No. 3 cont'd**

WILLIAM STREET	South side	from the west curblin of Crisfield Avenue to the east curblin of Glidden Street
WILLIAM STREET	North side	from the east curblin of Harlem Road to the west curblin of Linden Street

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WILLIAM STREET	North side  Sunday	from the east curblines of Mansion Street to the west curblines of Peoria Street except Saturday and Sunday
WILLIAM STREET	South side	from the west curblines of Garland Avenue to 2415 William Street
MEDINA STREET	East side	from south curblines of William Street to north curblines of Dingens Street
ALASKA STREET	East side	from south curblines of William Street to north curblines of Parker Street
ALASKA STREET	West side	from south curblines of Parker Street to north curblines of Dingens Street
COLBY STREET	East side	from south curblines of William Street to north curblines of Parker Street
SO. COLBY STREET	East side	from south curblines of Parker Street to north curblines of Dingens Street
HEDLEY STREET	East side	from south curblines of William Street to north curblines of Parker Street
SO. HEDLEY STREET	East side	from the south curblines of Parker Street to north curblines of Dingens Street
GLIDDEN STREET	West side	from south curblines of William Street to north curblines of Parker Street
SO. GLIDDEN STREET	West side	from south curblines of Parker Street to north curblines of Dingens Street
PARKER STREET	North side	from east curblines of Medina Street to west curblines of Helen Street
HURD STREET	South side	from east curblines of Medina Street to west curblines of Harlem Road
CRISFIELD AVENUE	West side	from south curblines of William Street to north curblines of Dingens Street
ARIS AVENUE	West side	from south curblines of William Street to north curblines of Dingens Street
<b>(**Proposed change -</b>		from south curblines of William Street to north curblines of <u>Parker</u> Street)
ARIS AVENUE	East side	from south curblines of Parker Street to north curblines of Dingens Street
BRIGHT STREET	East side	from south curblines of William Street to its terminus at the New York State Thruway
GARLAND AVENUE	East side	from the south curblines of William Street to its terminus at the New York State Thruway
FREDERICK STREET	West side	from south curblines of William Street to north curblines of Veterans Place
<b><u>Item No. 3 cont'd</u></b>		
EDMUND STREET	West side	from south curblines of William Street to its terminus at the New York State Thruway
LAURA COURT	East side and South side	from south curblines of William Street to east curblines of Edmund Street
VETERANS PLACE	North side	from east curblines of Helen Street to west curblines of Henry Street

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NANDALE ROAD	West side and south side	from south curbline of Veterans Place to west curbline of Henry Street
CEIL DRIVE	West side and north side	from south curbline of William Street to east curbline of Jane Drive
JANE DRIVE	East side	from north curbline of Cayuga Creek Road to its beginning at the cul-de-sac
<b>(**Proposed change:</b>		from north curbline of Cayuga Creek Road to beginning <u>of</u> the cul-de-sac)
TRUDY LANE	South side	from west curbline of Ceil Drive (south) around to west curbline of Ceil Drive (north)
TAMARK COURT	East side	from north curbline of William Street to beginning of the cul-de-sac
STARLITE AVENUE	West side	from north curbline of William Street to south curbline of Wojcik Street
COLUMBUS STREET	North side	from east curbline of Kennedy Road to west curbline of Starlite Avenue
STANDARD PARKWAY	East side	from north curbline of William Street south to its terminus
<b>(**Proposed change:</b>		from north curbline of William Street <u>north</u> to its terminus)
ST. FELIX AVENUE	East side	from north curbline of William Street south to its terminus
<b>(**Proposed change:</b>		from north curbline of William Street <u>north</u> to its terminus)
WOJCIK STREET	South side	from east curbline of Kennedy Road east to its terminus
PATRICIA LANE	East side	from north curbline of Columbus Street north to its terminus
MILSOM AVENUE	East side	from north curbline of Columbus Street to its terminus
KENNEDY ROAD	West side	from north curbline of William Street north to its terminus at railroad tracks
GIRARD AVENUE	East side	from north curbline of William Street north to its terminus
IROQUOIS AVENUE	East side	from north curbline of William Street to south curbline of Stradtman Street
WABASH AVENUE	East side	from north curbline of William Street to south curbline of Stradtman Street
<b><u>Item No. 3 cont'd</u></b>		
PEORIA AVENUE	East side	from north curbline of William Street to south curbline of Stradtman Street
MANSION AVENUE	East side	from north curbline of William Street north to its terminus
WARSAW STREET	East side	from north curbline of William Street north to its terminus
LINDEN STREET	West side	from north curbline of William Street north to



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to its terminus

SHANLEY STREET	West side	from north curbline of Bismarck Street north to its terminus
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Section 76-103 Parking time limited in designated locations, standing prohibitions.

The parking of vehicles is hereby prohibited in any of the following locations as specified.

Section 76-103 shall be amended by adding thereto the following:

A. Parking signs: restricted and limited

(16) No parking between signs 6:00 p.m. to 9:00 a.m.

WILLIAM STREET	South side	from east curbline of Cass Avenue to a point eighty-five (85) feet easterly
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(B) Standing prohibited in designated areas:

PINE RIDGE ROAD	East side	from north curbline of Genesee Street to the south curb line of Delevan Avenue extended
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WILLIAM STREET	South side	from the west curbline of Union Road to the east curbline of Laura Court
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WILLIAM STREET	North side	from the west curbline of Union Road to the east curbline of Standard Pkwy.
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The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. Comments were heard, after which the Supervisor declared the hearing closed; decision was reserved.

**III. RESOLUTIONS**

**Item No. 4** Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, Nicholas Lewczyk applied for the rezoning from R-Residential District to NS-Neighborhood Services District of property owned by him and located at 3991 Union Road, Cheektowaga, New York, which property is more particularly described in the attached legal description, and

WHEREAS, the Cheektowaga Planning Board reviewed this application and recommended approval of such rezoning, and

WHEREAS, a public hearing on such application was held before this Town Board on the 15th day of May, 1995 at 6:30 o'clock P.M., after publication and service of the notices required by 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

**Item No. 4 cont'd**

WHEREAS, by resolution dated May 15, 1995, this Town Board denied the application for the rezoning of 3991 Union Road based on the then-submitted site plan, and

WHEREAS, the applicant has submitted a revised site plan to the Town depicting a smaller office area and has requested reconsideration by this Town Board, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, pursuant to the Environmental Impact Review Ordinance and the State Environmental Quality Review Act, hereby renders a determination that this rezoning will not have a significant effect on the environment, and hereby issues a negative declaration, and BE IT FURTHER

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RESOLVED, that this Town Board hereby rescinds the aforementioned resolution dated May 15, 1995, and BE IT FURTHER

RESOLVED, that this Town Board hereby determines that the applicant has made substantial changes to this application, which changes would justify rezoning of 3991 Union Road, and hereby approves the rezoning of 3991 Union Road from R-Residential District to NS-Neighborhood Services District based on the following reasons:

1. The Neighborhood Services District and the use proposed for the property, a travel agency, are compatible with the adjacent properties and will not affect the character of the neighborhood.
2. This property, which is located on the corner of Orchard Place and Union Road, a busy State highway which has a mix of commercial and residential uses, is suitable for a Neighborhood Services District rezoning.
3. The property now requires fewer off-street parking spaces.

and BE IT FURTHER

RESOLVED, that this rezoning is contingent upon the applicant obtaining any necessary variances from the Zoning Board of Appeals for the parking lot setbacks, lot size, etc., and BE IT FURTHER

RESOLVED, that the Zoning Law and Map of the Town of Cheektowaga be amended in accordance with the above.



Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski to table the above item and the voting was as follows:

Upon Roll Call ....

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



**Item No. 5** Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezoning, special permits, etc. and renders its recommendation concerning the environmental significance of such application, and

**Item No. 5 cont'd**

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the Lead Agency in most instances, and

WHEREAS, since the Town Board is the Lead Agency, it must affirm, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, an application was submitted by Greg Zaepfel to construct a 14,000 square foot warehouse /office at 2150 Old Union Road for Schneider's Fish and Seafood, and

WHEREAS, the Environmental Advisory Committee has reviewed this project and rendered the determination shown on the memo dated November 6, 1995, and

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WHEREAS, the applicant/occupant has discussed the drainage with the Town Engineer and Highway Engineer and will construct one of several alternate systems within the right-of-way, and

WHEREAS, the Planning Board has reviewed the site/landscaping plan at their October 12, 1995 meeting, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes S.E.Q.R.A.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 6** Motion by Unanimous, Seconded by Unanimous

WHEREAS, the Town of Cheektowaga is committed to maintaining a workplace free of discrimination, harassment, sexual harassment or any form of inappropriate or disrespectful conduct, and

WHEREAS, harassment in the workplace is obnoxious, demeaning and completely inappropriate conduct and will not be tolerated in the Town, and

WHEREAS, the Coordinator of Employee Relations has, with guidance from Councilmembers Blachowski and Jaworowicz and the Town Attorney, prepared a proposed Policy Against Unlawful Discrimination, Harassment and Sexual Harassment, and

WHEREAS, this Town Board wishes to adopt such policy as the official policy of the Town, NOW, THEREFORE, BE IT

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RESOLVED, that this Town Board hereby adopts as the Official policy of the Town of Cheektowaga the attached Policy against unlawful Discrimination, Harassment and Sexual Harassment, and BE IT FURTHER

RESOLVED, that such policy shall be effective immediately.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski,  
Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 7a** Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the Cheektowaga Facilities Department requests that bids be advertised for the purchase of Custodial Supplies for 1996, 1997 and 1998, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Custodial Supplies, and BE IT FURTHER

RESOLVED, that specifications for said Custodial Supplies may be obtained from the Town Clerk's Office in Cheektowaga Town Hall, and BE IT FURTHER

RESOLVED, that sealed bids will be received on the 6th day of December, 1995 at 11:00 AM, Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



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TOWN OF CHEEKTOWAGA

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on December 6, 1995 at 11:00 AM, Eastern Standard Time at the Town Hall, corner of Broadway and Union Roads, for the Supplying of Custodial Supplies for 1996, 1997, 1998.

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

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

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

RICHARD M. MOLESKI  
Town Clerk

Dated: November 20, 1995



Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

**Item No. 7b** Motion by Councilmember Johnson, Seconded by Councilmember Wielinski

WHEREAS, there is a need for a Fire Alarm System at the Main Pump Station, and

WHEREAS, the Engineering Department is hereby requested to prepare specifications, NOW, THEREFORE, BE IT

RESOLVED, that the request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the furnishing and installation of a Fire Alarm System at the Main Pump Station, notice to be published in the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED, that sealed bids will be received on the 6<sup>th</sup> day of December, 1995 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

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Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on December 6, 1995 at 11:00 A.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Roads, for the furnishing and installation of a fire alarm system at the Main Pump Station.

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

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

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid, payable to the Town of Cheektowaga, New York, or bond with sufficient sureties to be approved by the attorney for the Town of Cheektowaga, New York.

The successful bidder will be required to furnish a Performance Bond acceptable to the owner, in an amount equal to the contract award.

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

RICHARD M. MOLESKI  
Town Clerk

Dated: November 20, 1995

Upon Roll Call ....

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

AFFIDAVIT - NEXT PAGE

**Item No. 7c** Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the Cheektowaga Facilities Department, Parks Division requires Softball and Hardball Diamond Supplies, and

WHEREAS, said supplies are required for the various Town sponsored Youth and Adult Programs, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for Softball and Hardball Diamond supplies, and BE IT FURTHER

RESOLVED, that the sealed bids will be received on the 6th day of December, 1995 at 11:00 A.M., Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



TOWN OF CHEEKTOWAGA

MEETING NO. 25  
November 20, 1995

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk on December 6, 1995 at 11:00 AM, Eastern Standard Time at the Town Hall, corner of Broadway Union Roads, for Softball and Hardball Diamond Supplies for the year, 1996.

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 a contract documents and may waive any informalities, make an award to other than the low bidder should it be in the best interest of the Town, or reject any or all bids.

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

RICHARD M. MOLESKI  
Town Clerk

Dated: November 20, 1995

Upon Roll Call ....

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

AFFIDAVIT - NEXT PAGE

**Item No. 8** Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, the Town of Cheektowaga currently receives Consolidated Highway Improvement Project ("CHIPS") funding from the State of New York to assist the Town in maintaining Town highways and bridges, and

WHEREAS, CHIPS funding is scheduled to end in 1996, and

WHEREAS, the Transportation Industry Committee, an organization formed to provide a foundation to promote to the New York State Legislature the need to secure funding for local transportation, and the New York State Association of Town Superintendents of Highways, Inc. have gone on record to request the New York State Legislature to either continue the CHIPS funding or provide alternative funding for local transportation, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby memorializes the State Legislature to appropriate funding for local transportation in all future budgets, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to Governor George Pataki, Assemblyman Paul A. Tokasz, Senator William Stachowski and the New York State Association of Town Superintendents, Inc.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski,

MEETING NO. 25  
November 20, 1995

Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

**Item No. 9a** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, National Fuel Gas Distribution Corporation has requested a fifteen (15) foot wide Right-of-Way from the Town over land located north of the Sanitation Department building, in order to service the Erie County Fire Training Tower property, and

WHEREAS, the Town Engineering Department has investigated the location of such right-of-way and has stated that it will not interfere with the Town's use of such property, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached Right-of-Way, and BE IT FURTHER

RESOLVED, that the granting of this easement is subject to permissive referendum under Section 64(2) of the Town Law, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Adoption of Resolution Subject to Permissive Referendum in the Cheektowaga Times.



NOTICE OF ADOPTION OF RESOLUTION  
SUBJECT TO PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Cheektowaga, on November 20, 1995, adopted a resolution authorizing the granting of a Right of Way for the lay, maintain, alter, operate, relocate, remove and change the size of a pipeline for the distribution of gas over and across property owned by the Town of Cheektowaga located to the north of the Sanitation Department building south of Broadway and East of Union Road just west of the Erie County Fire Training Academy on Broadway in the Town of Cheektowaga.

A copy of such Right of Way is on file in the Town Clerk's Office where the same may be inspected during regular business hours.

**Item No. 9a cont'd**

TAKE FURTHER NOTICE that such resolution is subject to permissive referendum under Article 7 of the Town Law of the State of New York.

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

DATED: November 20, 1995

RICHARD M. MOLESKI  
Town Clerk

Upon Roll Call ....

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

AFFIDAVIT - NEXT PAGE



MEETING NO. 25  
November 20, 1995

**Item No. 9b** Motion by Supervisor Gabryszak, Seconded by Councilmember Blachowski

WHEREAS, Senator William T. Stachowski has set aside local initiative funding in the amount of \$4,675.00 from the State's budget to be used by the Town Police Department, and

WHEREAS, the Town Police Department desires to utilize this funding to purchase specialized fire scene investigation equipment to assist them with fire/arson scene investigations, and

WHEREAS, the Police Department has prepared the necessary application for this funding, which funding does not require any matching funds from the Town, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents necessary to apply for and receive this local initiative funding.

Upon Roll Call ....

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

**Item No. 9c** Motion by Supervisor Gabryszak, Seconded by Councilmember Blachowski

WHEREAS, domestic violence is a serious problem in this country and police agencies, including the Cheektowaga Police Department, spend a great deal of time dealing with such problem, and

**MEETING NO. 25  
November 20, 1995**

WHEREAS, the Cheektowaga Police Department, in concert with Haven House and The National Conference, have developed an innovative training program intended to cultivate the organizational cultures, attitudes, values and skills necessary to address domestic violence cases more sensitively and appropriately, and

WHEREAS, in order to implement this training program, moneys are needed, and

WHEREAS, Federal moneys are available through the Community Policing to Combat Domestic Violence Program for such uses, and

WHEREAS, the Cheektowaga Police Department, Haven House and The National Conference have prepared an application to request \$106,739.95 in moneys under this program, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents necessary to apply for and receive the above referenced funding, and BE IT FURTHER

RESOLVED, that the Town's share of funding for such program application, \$1,409.83, shall be met through utilization of Town of Cheektowaga Police Department personnel.

Upon Roll Call ....

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

**Item No. 10** Motion by Councilmember Johnson, Seconded by Councilmember Jaworowicz

WHEREAS, as part of the review of plans for 3003 Genesee Street, the Town Engineer requested the applicant to grant the Town an easement over an existing storm sewer line on such property, and

WHEREAS, the current owner of such property, Robert J. Feine, has submitted the requested storm sewer easement to the Town, NOW, THEREFORE, BE IT

**Item No. 10 cont'd**

RESOLVED, that this Town Board hereby accepts the aforementioned storm sewer easement, and BE IT FURTHER

RESOLVED, that the Town Attorney be and hereby is directed to file such easement in the Erie County Clerk's Office.

Upon Roll Call ....

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

**Item No. 11** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following Youth and Recreation employees be terminated, effective immediately:

Amy Imiola  
Jason Stucke  
Amy Wetmore

Upon Roll Call ....

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

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**Item No. 12** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following Youth and Recreation employee be transferred as indicated, effective immediately:

From Seasonal to Part-time

Keith Stachura

From Lifeguard V to Lifeguard VI - \$6.50 7180.1903

Michael Mekarski

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

**Item No. 13** Motion by Councilmember Wielinski, Seconded by Councilmember Johnson

WHEREAS, a vacancy exists in the position of Laborer in the Sanitation Department/Automated Division, and

WHEREAS, notice of said vacancy was posted in accordance with the terms of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association, and

WHEREAS, Paul Strzelczyk currently employed as a Laborer's Aide in the Recycling Department, bid on said vacancy and meets all the necessary qualifications, NOW, THEREFORE, BE IT

RESOLVED, that Paul Strzelczyk of [REDACTED], Cheektowaga, New York [REDACTED] be and hereby is appointed to the position of Laborer in the Sanitation Department/Automated Division, in accordance with the terms and conditions of the agreement between the Town of Cheektowaga Employees Association, effective November 27, 1995.

**Item No. 13 cont'd**

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

**Item No. 14** Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, there is a continuing need for the services of an erosion control specialist related to on-going drainage improvements projects in Rehm Road Park and for various improvements to drainage systems tributary to Slate Bottom Creek, and

WHEREAS, all of said ditch/creek improvements will be performed using the 1995 Equipment & Operators 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, in an amount not to exceed \$3,500 shall be made only where authorized by the Town Engineer, chargeable to Account No. 4000-8140-4543 for work on various creeks and tributaries throughout the Town.

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Upon Roll Call ....

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

**Item No. 15** Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, this Town Board, by resolution dated October 17, 1994, awarded the contract for the Reconstruction of the Harlem Road Pump Station Contract "A" to:

Frank L. Ciminelli Construction Co., Inc.  
369 Franklin Street, Buffalo, New York 14202

for the total amount of \$442,000.00, and

WHEREAS, the Town Engineer and the consulting engineering firm of Nussbaumer & Clarke, Inc. has advised that the work under the aforesaid contract has been completed in accordance with the contract requirements, and

WHEREAS, the Town Engineer and Nussbaumer & Clarke, Inc. have recommended the approval of Change Order No. A-1 (Final) which provides for the final adjustment to contract item quantities to those actually incorporated into the project as outlined in the change order document, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board agrees with the recommendation of the Town Engineer, hereby accepts the completed project Contract "A" - General Mechanical and directs the Supervisor to sign the final contract acceptance documents with Frank L. Ciminelli Construction Co., Inc., including Change Order No. A-1 which provides for a decrease to the aforesaid contract in the amount of \$1,232.50.

**Item No. 15 cont'd**

Upon Poll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

**Item No. 16** Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the Town of Cheektowaga has received a grant from the Department of Health and Human Services Center for Substance Abuse Prevention to establish the Suburban Wellness Coalition (grant #IHD4SP07663), and

WHEREAS, budget lines must be established to meet the requirement for separate financial reporting procedures, NOW, THEREFORE, BE IT

RESOLVED, that the following account lines be established and amended as indicated below:

<u>1995</u>	
SUBURBAN WELLNESS COALITION	
(Expense)	
Acct. 0001-7321-4000 (Contractual)	\$ 3,000
(Revenue)	
Acct. 0001-7321-0499	\$ 3,000

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1996

SUBURBAN WELLNESS COALITION

(Expense)

Acct. 0001-7321-1100 (Project Director)	\$ 41,161
Acct. 0001-7321-1200 (Clearing House Coord.)	-0-
Acct. 0001-7321-1300 (Program Coordinator)	\$ 27,472
Acct. 0001-7321-1400 (Administrative Asst.)	\$ 22,941
Acct. 0001-7321-8000 (Fringe Benefits)	\$ 28,388
Acct. 0001-7321-2000 (Equipment)	\$ 2,000
Acct. 0001-7321-4000 (Contractual)	\$ 175,038

(Revenue)

Acct. 0001-7321-0499	\$ 297,000
----------------------	------------

Upon Roll Call ....

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

**Item No. 17** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

**Item No. 17 cont'd**

GENERAL FUND

FROM: 0100-1410-4431 Equipment Maintenance	\$ 900.00
0100-1450-4191 Board of Elections Miscellaneous Expense	588.00
0100-1450-4342 Board of Elections Polling Place Rental	1,356.00
0100-7321-0499 Federal Grant Revenue	3,000.00
0100-7320-1500 Public Relations Assistant	500.00
0100-1110-4501 Microfilm	2,900.00
0100-1110-4591 Juror Fees	1,550.00
0100-1430-4752 Pre-Employment Physical	951.00
TO: 0100-1410-1380 Records Management Clerk	\$ 900.00
0100-1410-1380 Records Management Clerk	588.00
0100-1410-1380 Records Management Clerk	1,356.00
0100-7321-4000 Contractual Expenses	3,000.00
0100-7320-1100 Project Director	500.00
0100-1110-2105 Equipment	2,900.00
0100-1110-2105 Equipment	1,550.00
0100-1430-4751 E.A.P.	951.00

SPECIAL DISTRICTS FUND

FROM: 1500-8173-1205 Assistant Foreman	\$20,341.00
1500-8160-1412 Labor Consolidated Garbage	14,682.00
TO: 1500-8173-1409 Recycling Laborer	\$35,023.00

Upon Roll Call ....

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

**MEETING NO. 25  
November 20, 1995**

**Item No. 18** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to November 17, 1995 are hereby approved and made a part hereof:

GENERAL FUND	\$2,326,769.19
HIGHWAY FUND	472,298.73
TRUST & AGENCY	21,559.82
PART TOWN FUND	54,602.86
RISK RETENTION FUND	188,869.81
DEBT SERVICE FUND	593,960.00
CDBG HUD FUND	35,960.11
HUD HOUSING REHABILITATION FUND	3,513.00
SPECIAL DISTRICTS FUND	2,817,339.37
CAPITAL FUND	<u>403,825.18</u>
	<b>\$6,918,698.07</b>

Upon Roll Call ....

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

**IV. DEPARTMENTAL COMMUNICATIONS**

**Item No. 19a** Minutes of Meeting - Cheektowaga Planning Board - October 12, 1995  
Received and Filed.

**Item No. 19b** Minutes of Meeting - Cheektowaga Traffic Safety Commission -  
October 17, 1995  
Received and Filed.

**V. GENERAL COMMUNICATIONS**

**Item No. 20** N.Y.S. Dept. of Trans. - SEQR Determinations regarding Genesee Street, Part I  
Received and Filed.

**Item No. 21** Notice of Claim - Norine Bless for Brandon Bless vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town  
Attorney; Facilities Department - J. Matecki; Allied Claims, Insurance Carrier.  
Received and Filed.

**Item No. 22** Motion by Councilmember Rogowski, Seconded by Councilmember Jaworowicz  
to adjourn the meeting.

RICHARD M. MOLESKI  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 26  
DECEMBER 4, 1995**

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 December, 1995 at 7:00 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember Richard B. Solecki  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Bill Pugh, Town Engineer; Salvatore LaGreca, Chairman of Planning Board; Ronald Marten, Building & Plumbing Department; Robert Kaczmarek, Supervising Accountant; Kenneth J. Kopacz, Director of Youth and Recreational Services Department; Bruce Chamberlin, Chief of Police; and Jeff Swiatek, Councilmember-Elect.

**I. FROM THE TABLE**

Item No. 2 Decision on Rezoning of Property Located at 3991 Union Road  
This item was withdrawn.

**II. RESOLUTIONS**

Item No. 3 Motion by Councilmember Wielinski, Seconded by Councilmember Rogowski

WHEREAS, in conformance with Section 82-72.C of the Zoning Law, the Cheektowaga Planning Board has submitted a letter to the Town Clerk concerning a rehearing relative to the rezoning of 3991 Union Road, NOW, THEREFORE, BE IT

RESOLVED, that a rehearing on the petition of Nicholas Lewczyk for the rezoning from R-Residential District to NS-Neighborhood District of property located at 3991 Union Road shall be held on the 18th day of December, 1995 at 6:15 P.M. at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, and BE IT FURTHER

RESOLVED, that the Town Clerk's Office shall publish such notice in the Cheektowaga Times and notify residents as per the Zoning Law of the Town of Cheektowaga.



MOTION BY SUPERVISOR GABRYSZAK, SECONDED BY COUNCILMEMBER JOHNSON TO TABLE THE ABOVE RESOLUTION, ITEM NO. 3, AND THE VOTING WAS AS FOLLOWS:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0



Item No. 4 Motion by Councilmember Blachowski, Seconded by Councilmember Johnson

WHEREAS, Bernard Pieczynski has made application and requested the Rezoning from R-Residential District to NS-Neighborhood Services District for property located at 525 Losson Road, NOW, THEREFORE, BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance on December 18, 1995 at 6:30 o'clock P.M. at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

AFFIDAVIT - NEXT PAGE

Item No. 5a Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, Bid Proposals were received for the furnishing of Athletic White Stripe for the Facilities Department on November 22, 1995, AND



WHEREAS, said Proposals have been reviewed for compliance under the terms of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby award said Bid for Athletic White Stripe to:

Scranton's Thruway Builders Supplies Corp.  
3360 Walden Avenue  
Depew, New York 14043

for

Athletic White Stripe @ \$.06 per lb. (\$3.00 per 50 lb. Bag)

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 5b Motion by Councilmember Wielinski, Seconded by Supervisor Gabryszak

WHEREAS, sealed bids were received for Pool Maintenance Chemicals on November 22, 1995 at a meeting held for said purpose, AND

WHEREAS, said bids have been reviewed for compliance under the terms of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards said Bid for Pool Maintenance Chemicals to:

Alden Pools  
P. O. Box 298  
Alden, New York 14004

for

Category I	-	Bromine	-	@ \$2.39 per lb.
Category II	-	Diatomaceous Earth	-	@ \$ .25 per lb.

, AND

Leslie's Swimming Pool Supplies  
P. O. Box 2108  
20222 Plummer Street  
Chatsworth, CA 91312-2108

Category III	-	Sodium Bicarbonate	-	@ \$ .35 per lb.
Category IV	-	Soda Ash	-	@ \$ .23 per lb.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 5c Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

WHEREAS, Bid Proposals were received for the Leasing and Servicing of Portable Chemical Toilets on November 22, 1995, AND

Item No. 5c cont'd.

WHEREAS, said Proposals have been reviewed for compliance under the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby award said Bid for the Leasing and Servicing of Portable Chemical Toilets to:

J.B. New York Enterprises, Inc.  
D/B/A Ball Toilets & Septic Service  
3725 Jeffrey Blvd.  
Blasdell, New York 14219

for

Category I - Single Units - \$1.20 per day per unit

, AND

Modern Portable Toilets, Inc.  
4746 Model City Rd.  
P.O. Box 209  
Model City, New York 14107

for

Category II - Handicapped Units - \$3.00 per day per unit

Category III - Special Events - \$7.50 per day per unit

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

Item No. 5d Motion by Supervisor Gabryszak, Motion by Councilmember Wielinski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the Furnishing of Microfilming Services. Bids were duly received and opened at a public bid opening held on November 22, 1995, as a result of advertisement, AND

WHEREAS, said bids were referred to the Records Inventory Clerk for analysis, tabulation and report, which is hereto attached and contained in a letter dated November 30, 1995, NOW, THEREFORE, BE IT

RESOLVED, that the contract for Furnishing of Microfilming Services for the Town of Cheektowaga Court and Payroll 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 \$27.00 per thousand images for Court Docket Books, \$25.00 per thousand images for Criminal and Civil Court Records, \$24.00 per thousand images for Court Index Terms, \$24.00 per thousand images for Payroll Records, and \$6.20 per roll of diazo duplicate film, and BE IT FURTHER

RESOLVED, that any purchase resulting from the award of this contract will be funded through the Town's Local Government Records Management Improvement Fund Grant from New York State.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 6 Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

WHEREAS, by Town Board resolution dated July 6, 1993, this Town Board engaged the consulting engineering firm of Pratt & Huth Associates to prepare plans and specifications and to provide services during construction for the construction of the pedestrian bridge spanning Scajaquada Creek, located east of Nagel Drive, at a fee not to exceed \$25,660, AND

WHEREAS, the Town Engineer has advised this Town Board that additional engineering services were necessary during the construction of said bridge beyond the scope of services provided in the original agreement, associated with differing sub-surface site conditions encountered at the north side bridge abutment where a major storm sewer outlet is located to ensure a high quality project, AND

WHEREAS, said additional engineering services are in the amount of \$2,886.75, NOW, THEREFORE, BE IT

RESOLVED, that the engineering services agreement with Pratt & Huth Associates be and hereby is amended to include said necessary services at an increase to the contract of \$2,886.75, AND, BE IT FURTHER

RESOLVED, that said funds shall be made available from account #5111-5132-9117.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 7 Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

WHEREAS, the Federal government, due to budget constraints, has previously suspended operation of its automated Cash and Management Information System which processes the disbursement of funds under grant agreements with the Department of Housing and Urban Development, AND

WHEREAS, the Town of Cheektowaga has been awarded grants of Community Development Block Grant funds from the Department of Housing and Urban Development, AND

WHEREAS, the Town routinely obligates Community Development Block Grant funds and executes contracts with various persons, organizations and vendors for various approved projects and activities, including housing rehabilitation work, AND

WHEREAS, if the federal government temporarily suspends operation of the Department of Housing and Urban Development's automated Cash and Management Information System in the future, the Town would be unable to drawdown Community Development funds necessary to fulfill its contract obligations, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby authorizes the advancement of funds required to meet all existing obligations and necessary expenses of the Town under the Community Development Block Grant Program in the event that the federal government suspends operation of the Department of Housing and Urban Development's automated Cash and Management Information System, said advances of funds to be reimbursed to the Town at prevailing interest rates, if so allowed by federal regulations.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 8 Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

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 ambulances and has recommended that the Town Board license such ambulance(s), NOW, THEREFORE, BE IT

RESOLVED, that the Town Board, pursuant to Section A-5 of the Ambulance Ordinance accept the recommendations of the Emergency Medical Services Board, and approve the following:

\*\*\* SEE ATTACHED LIST OF AMBULANCE VEHICLES FROM RURAL/METRO AMBULANCE COMPANY

and, BE IT FURTHER

RESOLVED, that the Town Clerk is hereby authorized, directed and empowered to issue ambulance licenses to the applicants set forth above, providing such ambulance so listed meets the insurance requirements set forth in the Ambulance Ordinance.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

Item No. 9a Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, the Town has previously engaged the services of Stuart Alexander and Associates for planning and technical services for the Community Development Program, AND

WHEREAS, the funds authorized under the current planning services contract have not been fully utilized, AND

WHEREAS, said consultant has requested a time-only extension of the current contract to April 30, 1996 and the Town desires to retain the services of said planning consultant and fully utilize grant funds available for said services, NOW, THEREFORE, BE IT

RESOLVED, that the Agreement between the Town of Cheektowaga and Stuart Alexander & Associates, dated December 1, 1994, for planning and technical services for the Community Development Block Grant Program be and hereby is extended to April 30, 1996, said action authorizing an extension of time only without an increase to the original contract amount of \$30,000 or the existing hourly fee, and BE IT

FURTHER RESOLVED, that the terms and conditions of the original Agreement shall retain in effect during the contract extension period, AND BE IT

FURTHER RESOLVED, that the Supervisor is hereby authorized to execute any documents necessary to affect said contract extension.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski,  
Blachowski and Wielinski  
NAYES: Councilmembers Solecki and Johnson  
ABSENT: 0

Item No. 9b Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga has previously provided a mortgage-secured Housing Rehabilitation loan to Mrs. Rose Marie Lawrence, for property owned by her at [REDACTED] Cheektowaga, New York 14225, AND

WHEREAS, Mrs. Rose Marie Lawrence has applied for an increase in her home equity line of credit through Beneficial New York Inc., which has conditioned its approval on the Town's subordination of its mortgage to that of Beneficial, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute a Subordination Agreement, and any related documents, with Beneficial New York, Inc., pertaining to the Town's mortgage on the property at [REDACTED].

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 9c Motion by Councilmember Blachowski, Seconded by Supervisor Gabryszak

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

WHEREAS, energy conservation and weatherization services for income-eligible persons is an eligible activity under the Community Development Block Grant Program, AND

WHEREAS, Supportive Services Corporation of Western New York has requested funding for assisting in providing energy conservation and weatherization services for income-eligible Town residents, AND

Item No. 9c cont'd.

WHEREAS, funding for such services has been included in the Town's 1995 Community Development budget, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute an agreement with Supportive Services Corporation of Western New York in an amount not to exceed \$6,000 to provide energy conservation and weatherization services for income-eligible Town residents.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 9d Motion by Councilmember Johnson, Seconded by Supervisor Gabryszak

WHEREAS, the New York State Department of Transportation offers a grant program through the Federal Intermodal Surface Transportation Efficiency Act to provide monies to support a variety of activities including the establishment of pedestrian and bicycle paths, acquisition of scenic or historic sites, landscaping and other scenic beautification, historic preservation, and the preservation and conversion of abandoned railway corridors; AND

WHEREAS, grant monies may be used for construction, right-of-way acquisition, design and construction inspection, project planning, studies, and historical and archeological research; AND

WHEREAS, the Town of Cheektowaga has developed a master plan for the construction of a bicycle/pedestrian trail system which would connect recreational, cultural, and historical sites located throughout Cheektowaga; AND

WHEREAS, the estimated cost for design and construction of Phase I of the bicycle/pedestrian master plan is currently estimated to be \$1,100,000; AND

WHEREAS, the Town is eligible to apply for a grant to fund up to 80% of the proposed costs associated with the implementation of Phase I of the trail system over a three year period, 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 Transportation for the purpose of securing this grant in an amount not to exceed \$880,000, and BE IT FURTHER

RESOLVED, the Town's share of required matching funds, in an amount not to exceed \$220,000 over a three year period will be provided through a combination of in-kind services, donations, and the receipt of additional grant monies, 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 Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 9e Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

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

WHEREAS, the County of Erie has agreed to supply the Town with a passenger van for such transportation program, and has submitted a contract for same, NOW, THEREFORE, BE IT

Item No. 9e cont'd.

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Van Contract with the County of Erie for 1996.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski, Blachowski,  
Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 9f Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, as part of its operation and maintenance responsibilities associated with the Sanitary Sewer District No. 5 Main Pump Station and various other sanitary sewer pump stations, the Town has relied on engineering consultant technical assistance to resolve problems as they occur which involve highly specialized components, and by conducting quarterly preventative maintenance inspections, 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 uninterrupted operation of the sanitary sewer system, AND

WHEREAS, the engineering consulting firm of Nussbaumer & Clarke, Inc. has been found qualified to perform such services and have in the past provided assistance at all hours as needed on an emergency basis, NOW, THEREFORE, BE IT

RESOLVED, that agreement for general technical services for 1996 through 1998, 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 professional fees shall be based on the hourly rates established in the agreement and shall be chargeable to Account No. 2500-8125-4581 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.  
3556 Lake Shore Road  
Buffalo, New York 14219-1439

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 9g Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Town of Cheektowaga, through the Department of Youth and Recreational Services, has submitted to Erie I B.O.C.E.S., a renewal application for a youth project funded by the New York State Education Department Learn and Serve America Program, to advance the moral, physical, mental and social well-being of its youth; AND

WHEREAS, the Town's application would maintain the expansion of its very successful Cheektowaga Youth Engaged in Service (Y.E.S. ) program which is provided under contract by the Youth Department of the Diocese of Buffalo; AND

WHEREAS, the approved B.O.C.E.S. application allocates \$5,033.34 for the Cheektowaga youth project, and the District Superintendent and Chief Executive Officer of Erie I B.O.C.E.S. has executed all necessary documents and agreements to implement such programs, NOW, THEREFORE, BE IT

Item No. 9g cont'd.

RESOLVED, that the Town Supervisor be and hereby is directed to execute said documents and agreements between the Town of Cheektowaga and Erie I B.O.C.E.S.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

Item No. 10 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

GENERAL FUND

From:	0100-7140-1631	Cedar Grove Camp	\$ 2,900.00
	0100-7140-1611	Rink Personnel	2,600.00
	0100-7140-1648	Arts & Crafts Rotation	1,000.00
	0100-7140-1648	Arts & Crafts Rotation	1,500.00
	0100-7310-1812	YCC Participants	2,000.00
	0100-1430-1125	Coordinator Employee Relations	3,000.00
	0100-7310-4689	YCC Expenses	750.00
	0100-7310-4689	YCC Expenses	3,750.00
	0100-7310-4681	In-Service Training	2,000.00
	0100-7180-4612	Transportation	305.00
	0100-1355-4431	Maintenance Agreement	504.49
	0100-3120-1531	Detective	6,500.00
	0100-1440-1406	Assistant Town Engineer	6,000.00
To:	0100-7140-1602	Recreation Specialist	2,900.00
	0100-7140-1614	Recreation Attendants	2,600.00
	0100-1740-1651	Theater	1,000.00
	0100-7140-1664	Pre-K	1,500.00
	0100-7310-1804	Administrative Interns	\$ 2,000.00
	0100-1430-1400	Administrative Assistant	3,000.00
	0100-7310-4001	Office Supplies	750.00
	0100-7310-4261	Postage	1,000.00
	0100-7310-2501	Office Equipment	2,750.00
	0100-7310-2501	Office Equipment	2,000.00
	0100-7180-4191	Miscellaneous Supplies	305.00
	0100-1355-4001	Office Supplies	504.49
	0100-3020-4431	Equipment	6,500.00
	0100-1440-1492	Seasonal Labor	6,000.00

SPECIAL DISTRICTS FUND

From:	4000-8140-4431	Storm Sewer Maintenance	\$29,939.43
	4000-8140-4438	Storm Sewer Contracted	1,226.00
	4000-8140-4476	Pest Control	2,900.00
	4000-8140-4543	Contracted Maintenance	6,279.61
	4000-8140-4588	Fertilization	10,780.00
	2500-8135-2507	Electronic Ballasts	1,000.00
	2500-8135-4547	Digesters	57,000.00
To:	4000-8140-4432	Storm Sewer Maintenance & Repairs	51,125.04
	2500-8135-4541	Lab Testing	1,000.00
	2500-8125-9990	Transfers Out	57,000.00

HIGHWAY FUND

From:	0300-5141-1931	Labor Allocation-General	\$ 1,150.00
To:	0300-5110-1701	Labor-General	1,150.00

Item No. 10 cont'd.

CAPITAL FUND

From:	5806-1910-5031	Interfund Transfer	\$57,000.00
To:	5806-8135-1100	Digester Conversion	57,000.00

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

Item No. 11 Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson



BE IT RESOLVED, that the following Vouchers and Warrants that were submitted to the Town of Cheektowaga prior to December 1, 1995 are hereby approved and made a part hereof:

GENERAL FUND	\$2,250,221.74
HIGHWAY FUND	228,494.75
TRUST & AGENCY	13,558.99
PART TOWN FUND	35,616.43
RISK RETENTION FUND	1,722.00
CDBG HUD FUND	33,000.05
HUD HOUSING REHABILITATION FUND	4,845.00
SPECIAL DISTRICTS FUND	2,950,318.20
CAPITAL FUND	<u>705,384.56</u>
	\$6,223,161.72

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Solecki, Rogowski,  
Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: 0

### III. DEPARTMENTAL COMMUNICATIONS

Item No. 12 Building Permits  
Received and Filed.

Item No. 13 Minutes of Cheektowaga Public Library Board - October 25, 1995  
Received and Filed.

Item No. 14 Supervisor's Statement of Funds - October, 1995  
Received and Filed.

### IV. GENERAL COMMUNICATIONS

Item No. 15a Summons and Complaint: Elizabeth M. Lowth and William W. Lowth, Sr. vs. the Town of Cheektowaga, Scott Grant, Daniel Smith, Kenneth Rusin, Anthony Filipski, Michael Hockwater and Michael Isbrandt,

Item No. 15a cont'd.

Individually and as Officers of the Police Department of the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney;  
Police Chief and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 15b Summons and Complaint: Catherine E. Marra, Administratrix of the Estate of Polly Przybyl and Guardian of Lee R. and Lauren C. Przybyl, and Michael C. Mason, Executor of Gloria C. Mason Estate, vs. Roger Haseley, County of Niagara and Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Police Chief and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 16a Notice of Claim: Irene Kmiotek vs. the Town of Cheektowaga

Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Facilities Department, Parks Department and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 16b Notice of Claim: NYNEX vs the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits; Town Attorney; Highway Dept. and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 16c Notice of Claim: Evelyn Elliott vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Highway Dept. and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 16d Notice of Claim: Deborah A. Cracchiola vs. the Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits, Town Attorney; Sanitation Dept. and Allied Claims Insurance Carrier.  
Received and Filed.

Item No. 17  
this meeting. Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz to adjourn

Richard M. Moleski  
Town Clerk

**TOWN OF CHEEKTOWAGA  
MEETING NO. 27  
December 18, 1995**

**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 18<sup>th</sup> day of December, 1995 at 7:00 o'clock P.M., Eastern Standard Time there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember Richard B. Solecki  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: 0

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Bill Pugh, Town Engineer; Salvatore LaGreca, Chairman of Planning Board; Ronald Marten, Building & Plumbing Department; Kenneth J. Kopacz, Director of Youth and Recreational Services Department; John Schaller, Assistant Chief of Police; Bob McCarthy, Director of Employee Relations; Michael Stachowski, Attorney; Jerry Gabryszak, Director of Community Development; Jeff Swiatek, Councilmember-Elect.

**I. FROM THE TABLE**

**Item No. 2** Call for rehearing on rezoning of property located at 3991 Union Road  
This item was withdrawn.

**II. RESOLUTIONS**

**Item No. 3** Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, by resolution dated January 3, 1995, this Town Board established Town Board meeting dates for 1995, and

WHEREAS, this Town Board wishes to establish another Town Board meeting date for 1995 and the first, Town Board meeting date for 1996, NOW, THEREFORE, BE IT

RESOLVED, that Town Board meetings shall be held on the following referenced dates at the following times in the Town Hall Council Chambers, 3301 Broadway, Cheektowaga, New York:

December 27, 1995	5:30 P.M.
January 3, 1996	7:00 P.M. (Public Comment 6:45)

and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to give public notice of the times and place of such meetings to the news media at least one week prior to such meetings and to conspicuously post notice at least 72 hours before such meetings.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

**Item No. 4** Motion by Councilmember Jaworowicz, Seconded by Unanimous Councilmember Blachowski

**MEETING NO. 27  
December 18, 1995**

WHEREAS, this Town Board has established Neighborhood Wellness as an objective for all neighborhoods in the Town, and

WHEREAS, Neighborhood Wellness is a state of livability in neighborhoods where housing is decent, safe and affordable; private yards and public spaces are well maintained; crime is low; streets and other public spaces are in sound condition; and residents are active in neighborhood affairs, and

WHEREAS, Neighborhood Wellness focuses Town services at the neighborhood level in order to improve neighborhood conditions, and has as its goals the following:

1. Neighborhood Identity
2. Property Maintenance
3. Land Use
4. Public Safety
5. Public Improvements
6. Recreation

and

WHEREAS, the Town Building Inspections Department, Community Development Office, Highway Department, Senior Services Department, Youth and Recreational Services Department and Chairpersons of the Zoning/Petitions and Police/Court Committees have drafted a document outlining the Neighborhood Preservation and Wellness Program, which document was presented to and discussed with various neighborhood and citizen groups for review and comment, and

WHEREAS, this program focuses on what needs to be accomplished and who needs to be involved (i.e. residents, businesses, etc. ) so that the objectives of neighborhood wellness can be achieved, and

WHEREAS, this Town Board feels it is in the best interest of the Town to adopt this Neighborhood Preservation and Wellness Program, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby adopts the attached Neighborhood Preservation and Wellness Program as the official program of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED, that this Neighborhood Preservation and Wellness Program shall also serve as a supplement to the Comprehensive Master Plan adopted by the Town of Cheektowaga on January 21, 1992.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 5** Decision on amendment to Traffic Ordinance - Art. VIII "Stop & Yield Intersections"; Art. X "Parking, Standing, Stopping" - Various streets  
This item was withdrawn.

**Item No. 6** Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

**MEETING NO. 27  
December 18, 1995**

WHEREAS, Harry N. Konst has made application and requested the rezoning from RS-Residence Single Family to RSC-Residential Senior Citizen Apartments for property located at 887 French Road, (vacant land), NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held regarding said request under the provisions of the Zoning Ordinance on January 3, 1996 at 6:30 o'clock P.M. at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

AFFIDAVIT - NEXT PAGE

**Item No. 7** Motion by Councilmember Solecki, Seconded by Supervisor Gabryszak

WHEREAS, by resolution dated December 17, 1990, this Town Board established fees to be charged for the collection of garbage from certain containers, and

WHEREAS, the Sanitation Department General Crew Chief has advised this Town Board that fees for such services should be increased for 1996 to reflect increased costs to the Town, NOW, THEREFORE, BE IT

**MEETING NO. 27**  
**December 18, 1995**

RESOLVED, that, effective January 1, 1996, the following fees shall be charged for the collection of garbage for each of the listed containers:

Property Owners will be billed monthly based on the fees listed below for services requested according to the following formula:

(Fee computed based on containers picked up in such month) minus  
(Pro-Rata Garbage Assessment for such month) = (Monthly Billing Amount)

Billings shall be subject to the following conditions:

1. If the fee for services rendered in any given month is more than the monthly pro-rata garbage assessment, the monthly billing amount shall be due within 30 days after billing.
2. If the fee for services rendered in any given month is less than the monthly pro-rata garbage assessment, no refunds will be given and no credit will be given for any other month.
3. Any balance not paid within 30 days after billing shall be assessed a late penalty of eighteen (18) percent per annum assessed at the rate of one point five (1.5%) percent for each thirty (30) days or less.

Fees for Containers, Etc. (Per Container or Service):

Gravity-Fed Container:

2 cubic yard	\$38.00
4 cubic yard	\$41.00
6 cubic yard	\$44.00
8 cubic yard	\$47.25
10 cubic yard	\$50.50

Compactor Container:

2 cubic yard	\$53.00
4 cubic yard	\$58.00
6 cubic yard	\$63.00
8 cubic yard	\$68.00
10 cubic yard	\$73.00

Hopper \$10.00

½ Hopper (Minimum) \$ 5.00

Each Additional Garbage Receptacle \$ 1.00

Show Up Fee (Container Not Dumped) \$25.00

Special Requests - Additional Pickup  
(in addition to regular dumpster fee) \$10.00

Additional labor fee for loose garbage  
lying around container \$10.00

Item No. 7 cont'd

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski,  
Johnson and Wielinski

NAYES: 0

ABSENT: 0

Item No. 8 Motion by Councilmember Johnson, Seconded by Councilmember Blachowski

**MEETING NO. 27  
December 18, 1995**

WHEREAS, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, the Environmental Advisory Committee ("EAC") reviews various applications for building permits, rezoning, special permits, etc. and renders its recommendation concerning the environmental significance of such application, and

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the Lead Agency in most instances, and

WHEREAS, since the Town Board is the Lead Agency, it must affirm, modify or reject the recommendations submitted to it by the Advisory Committee, and

WHEREAS, an application was submitted by Benderson Development Company, Inc. to construct a 7,000 square foot restaurant near the intersection of Walden Avenue and Galleria Drive in front of the Target store at 1746 Walden Avenue, and

WHEREAS, the applicant has revised the plan to provide improved traffic movements in the area of the restaurant as well as additional landscaping, and

WHEREAS, the Advisory Committee at its meeting held on November 15, 1995 rendered the determination shown on the attached memo dated November 17, 1995, and

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, determines that the project will not have a significant effect on the environment and therefore issues a "Negative Declaration" for purposes S.E.Q.R.A.

Upon Roll Call ....

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

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 9a** Motion by Councilmember Johnson, Seconded by Councilmember Wielinski

WHEREAS, bids were duly received on December 6, 1995 as the result of advertisement for the installation of a Fire Alarm System at the Main Pump Station, 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 from Principal Engineer Allan Blachowski to the Town Board, dated December 8, 1995, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the installation of a Fire Alarm System at the Main Pump Station, as recommended, be and the same is hereby awarded to CIR Electrical Construction

**MEETING NO. 27  
December 18, 1995**

Corporation, 1067 Harlem Road, Cheektowaga, New York 14227 for their bid in the amount of \$23,980.00, and BE IT FURTHER

RESOLVED, that funds have been budgeted for said Fire Alarm System in Account #2500-8135-2508.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES: 0

ABSENT: 0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 9b** Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, bids were received on December 6, 1995 for the Supplying of Custodial Supplies for 1996, 1997 and 1998, and

WHEREAS, said bids were referred to the Director of the Facilities Department, James J. Matecki for analysis, tabulation and report, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the Supplying of Custodial Supplies for the fiscal years 1996, 1997 and 1998 be awarded to the following at the total bid price listed below:

CATEGORY I - Paper Products	\$ 97.00 including delivery
CATEGORY II - Polyethylene Liners	\$ 42.83 including delivery



**MEETING NO. 27  
December 18, 1995**

CATEGORY III - Cleaner-Disinfectant      \$165.30 including delivery

CATEGORY IV - Cleaner/Polishers      \$ 46.75 including delivery

AWARD OF CATEGORY I to:      Dobmeier Janitor Supply, Inc.  
354 Englewood Avenue  
Buffalo, New York 14223

AWARD OF CATEGORY II  
and CATEGORY III:      Corr Distributors, Inc.  
33 Chandler Street  
Buffalo, New York 14207

AWARD OF CATEGORY IV:      Enviro-San  
2361 Wehrle Drive  
Buffalo, New York 14221-7196

Upon Roll Call ....

AYES:      Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski,  
Johnson and Wielinski

NAYES:      0

ABSENT:      0

**Item No. 9c**      Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, Bid proposals were received for Softball and Hardball Diamond Supplies on December 6, 1995, and

WHEREAS, said Proposals have been reviewed for compliance with the terms of the Specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby awards said Bid for Softball and Hardball Diamond Supplies to:

Laux Sporting Goods, Inc.  
25 Pineview Drive  
Amherst, New York 14228

for

Item #IV - Pitcher's Plates - \$8.35 per unit

AND

Jim Ludtka Sporting Goods, Inc.  
2931 Walden Avenue  
Depew, New York 14043

for

**Item No. 9c cont'd**

Item # I - Nylon and Canvas Duck Hardball Bases      \$49.95 per set

Item # II - Nylon Softball Bases      \$22.50 per set

Item # III - Home Plates      \$10.90 per unit

Upon Roll Call ....

AYES:      Supervisor Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski,  
Johnson and Wielinski

NAYES:      0

ABSENT:      0

**Item No. 9d**      Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

**MEETING NO. 27  
December 18, 1995**

WHEREAS, bids for the Leasing and Servicing of Portable Chemical Toilets were awarded on December 4, 1995, and

WHEREAS, Category II - Handicapped Units was awarded to Modern Portable Toilets, Inc. at \$3.00 per day per unit, and

WHEREAS, J.B. New York Enterprises, Inc., D/B/A Ball Toilets & Septic Service submitted a bid of \$2.50 per day per unit in Category II - Handicapped Units, NOW, THEREFORE, BE IT

RESOLVED, that previous award of Category II - Handicapped Units, is rescinded, and BE IT FURTHER

RESOLVED, that the award for Category II - Handicapped Units be awarded to:

J.B. New York Enterprises, Inc.  
D/B/A Ball Toilets & Septic Service  
3715 Jeffrey Blvd.  
Blasdell, New York 14219

at \$2.50 per day per unit.

Upon Roll Call ....

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

**Item No. 10a** Establish Budget line for PINS JD Diversion Program (Youth and Recreation)  
This item was withdrawn.

**Item No. 10b** Establish Budget line for Y.E.S. Program (Youth and Recreation)  
This item was withdrawn.

**Item No. 11a** Authorize Supervisor to sign agreements with County of Erie  
This item was withdrawn.

**Item No. 11b** Motion by Councilmember Blachowski, Seconded by Councilmember Rogowski

WHEREAS, the Town of Cheektowaga is operating a nutrition program for the elderly at the facilities of: 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, located at 100 Moorman Drive Cheektowaga, and

**Item No. 11b cont'd**

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 1996, 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 1996, 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, 1996.

Upon Roll Call ....

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

**MEETING NO. 27**  
**December 18, 1995**

**Item No. 12**      Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

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,

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 Gabryszak, Councilmen Jaworowicz, Solecki, Rogowski, Blachowski, Johnson and Wielinski

NAYES:            0

ABSENT:           0

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 13**      Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Youth and Recreational Services Department's Youth Engaged in Service (Y.E.S.) program has requested permission to conduct an overnight campout on January 6th and 7th, 1996 in the Alexander Community Center, and

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

RESOLVED, that the Cheektowaga Town Board permit a waiver of Article 48-12 of the Code of the Town of Cheektowaga, and that said waiver be extended to the Cheektowaga Youth and Recreation's Y.E.S. program for the use of the Alexander Community Center on January 6th and 7th, 1996, and BE IT FURTHER

RESOLVED, that a copy of said resolution be forwarded to the Chief of Police and the Facilities Department Director.

Upon Roll Call ....

**MEETING NO. 27**  
**December 18, 1995**

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

**Item No. 14a** Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, Contract "D", Electrical for the Julia Boyer Reinstein Library was awarded by Town Board Resolution dated October 25, 1994 to CIR Electrical Company, Inc. in the amount of \$256,300.00, and

WHEREAS, Facilities Director, James Matecki, has previously recommended the installation of a Silent Night Regency Security System, which system is presently installed in other Town facilities, and

WHEREAS, Foit-Albert Associates has submitted and recommended approval of Change Order #D-01 for the installation of a Silent Night Regency Security System for the Julia Boyer Reinstein Library Project as an addition to the electrical contract, NOW, THEREFORE, BE IT

RESOLVED, that Change Order #D-01 for the addition of a Silent Night Regency Security System to the contract of CIR Electrical Company, Inc., 1067 Harlem Road, Cheektowaga, New York 14227 in the amount of \$4,053.00 be and hereby is approved, and BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order #D-01 on behalf of this Town Board, and BE IT FURTHER

RESOLVED, that funding for Change Order #D-01 shall be chargeable to Account #5403-1220-9409.

Upon Roll Call ....

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

**Item No. 14b** Motion by Councilmember Jaworowicz, Seconded by Supervisor Gabryszak

WHEREAS, Contract "D", Electrical, for the Julia Boyer Reinstein Library was awarded by Town Board Resolution dated October 25, 1994 to CIR Electrical Company, Inc. in the amount of \$256,300.00, and

**Item No. 14b cont'd**

WHEREAS, it has been determined through progress inspections conducted by the Town Fire Inspector and code review that smoke detection devices which were not provided in the original contract are required to be installed in the conference room, meeting room and supplemental smoke detection devices are required in the three (3) reading rooms in order to met the applicable fire safety code, NFPA, 72E, and

WHEREAS, the Town Engineer and Project Architect are in agreement with the Town Fire Inspector and have recommended the approval of Change Order #D-03 to provide for the supplemental smoke detection equipment for the aforesaid public areas as required by code, NOW, THEREFORE, BE IT

RESOLVED, that Change Order #D-03 for the addition of smoke detection devices to the contract of CIR Electrical Company, Inc., 1067 Harlem Road, Cheektowaga, New York 14227 in the amount of \$5,289.00 be and hereby is approved, and BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order #D-03 on behalf of this Town Board, and BE IT FURTHER

**MEETING NO. 27**  
**December 18, 1995**

RESOLVED, that funding for Change Order #D-03 shall be chargeable to Account #5403-1220-9409.

Upon Roll Call ....

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

**Item No. 14c** Motion by Councilmember Johnson, Seconded by Councilmember Rogowski

WHEREAS, this Town Board, by resolution dated May 15, 1995, awarded the contract for the Rein Road Pump Station Grade and Pavement Improvements Project to American Paving & Excavating, Inc., 5880 Thompson Road, Clarence Center, New York 14032 for the bid price of \$17,065.00, and

WHEREAS, the Town Engineer and the consulting engineering firm of Nussbaumer & Clarke, Inc. has advised that the work under the aforesaid contract has been substantially completed in accordance with the contract requirements, and

WHEREAS, the Town Engineer and Nussbaumer & Clarke, Inc. have recommended the approval of Change Order No. 1 (Final) which provides for a deduct from the contract for a minor amount of uncompleted paint work which will be completed by Town forces, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board agrees with the recommendation of the Town Engineer, hereby assess the completed project and directs the Supervisor to sign the final contract acceptance documents with American Paving and Excavating, Inc. including Change Order No. 1 which provides for a decrease to the aforesaid contract in the amount of \$160.00, and BE IT FURTHER

RESOLVED, that this Town Board hereby directs the Town Engineer to submit all necessary project documentation required under the Utility Work Agreement to the Region 5 Office of the NYSDOT for reimbursement of all project costs incurred by the Town.

Upon Roll Call ....

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

**Item No. 15** Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

WHEREAS, the Town of Cheektowaga is in need of a Records Advisory Board, whose function shall be to advise and make suggestions to the Town Clerk Records Management Officer or his designee on improvements to be made to the Cheektowaga Records Management Program, and

WHEREAS, the members of the Records Advisory Board shall be appointed by the Town Clerk/Records Management Officer, and

WHEREAS, the Advisory Board shall meet twice a year or more if so needed. The Town Clerk or his designee shall be responsible for calling all meetings of the Records Advisory Board, making progress reports concerning the Records Management Program to the Records Advisory Board, and follow up on the advice and suggestions offered by the Records Advisory Board, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby creates a Records Advisory Board consisting of members concerned with the development of the Cheektowaga Records Management Program.

Upon Roll Call ....

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

**MEETING NO. 27  
December 18, 1995**

**Item No. 16** Motion by Supervisor Gabryszak, Seconded by Councilmember Jaworowicz

WHEREAS, the term of Cheektowaga Public Library Board member Deborah E. Snyder expires on January 1, 1996, and

WHEREAS, the Board of Trustees of the Cheektowaga Public Library Board has recommended that this Town Board reappoint Ms. Snyder to another five year term, NOW, THEREFORE, BE IT

RESOLVED, that Deborah E. Snyder be and hereby is reappointed to the Cheektowaga Public Library Board, effective January 1, 1996 and terminating on January 1, 2001.

Upon Roll Call ....

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

**Item No. 17** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

BE IT RESOLVED that the following individuals be hired as part-time employees in the Youth and Recreation Department as indicated:

Rink Personnel - 7140.1611  
Recreation Attendant II - \$4.50

Eugene Pytlewski 116 Basswood 14227

and BE IT FURTHER

RESOLVED, that the following individuals, presently employed as Rink Personnel - (7140.1611) also be hired as Recreation Attendants II in the Adapted Recreation Program, 7310.1803 at the rate of \$4.75 per hour, not to exceed a total of 19 hours per week:

Scott Callen (Retroactive to  
December 4th)

**Item No. 17 cont'd**

Upon Roll Call ....

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

**Item No. 18** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the North Carolina State University in affiliation with the National Recreation and Park Association, is conducting a School of Sports Management at Oglebay Park, West Virginia, and

WHEREAS, the course is designed to provide training for public service employees responsible for sports programming, administration and leadership, through the application of different programming methods and management techniques, NOW, THEREFORE, BE IT

RESOLVED, that Paul Marchewka, an employee of the Department of Youth and Recreational Services, be permitted to attend the Administration and Leadership Section of the School of Sports Management, February 18-22, 1996, and BE IT FURTHER

RESOLVED, that he be reimbursed for his necessary travel expenses at a cost not to exceed \$210 (Line Item 01-1910-4083); lodging expenses at a cost not to exceed \$375 (Line Item 01-7140-4191) and training fees not to exceed \$270 (line Item 01-7310-4681)

**MEETING NO. 27**  
**December 18, 1995**

Upon Roll Call ....

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

**Item No. 19** Motion by Councilmember Johnson, Seconded by Councilmember Wielinski

BE IT RESOLVED that the New York State Electric & Gas Corporation be and hereby is authorized to remove the existing 5200 lumen, 70 watt HPS luminare at the intersection of Zurbrick Road and Park Place, L-288, P8, replacing same with a 8500 lumen 100 watt HPS luminare to improve highway illumination at, the aforesaid intersection resulting in an increase to the General Lighting District in the amount of \$16.40 in accordance with the attached NYSEG proposal dated December 5, 1995.

Upon Roll Call ....

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

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 20** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

**GENERAL FUND**

FROM:	0100-1450-1799 Election Inspectors	\$ 5,000.00
	0100-7140-4524 Field Trips	500.00
	0100-7140-4524 Field Trips	500.00
	0100-7140-4611 Transportation	1,130.00
TO:	0100-1410-2201 Office Equipment	\$ 5,000.00
	0100-7140-4191 Miscellaneous Expense	500.00
	0100-7140-4521 Hockey	500.00
	0100-7140-4491 Special Events	1,130.00

**HIGHWAY FUND**

FROM:	0300-9010-8141 Medical Insurance	\$ 1,200.00
	0300-5110-4173 General Stone	10,000.00
TO:	0300-9010-8143 Retiree Medical Insurance	\$ 1,200.00
	0300-5142-4029 Snow Removal-Salt	10,000.00

**SPECIAL DISTRICTS FUND**

FROM:	2500-8125-4581 Consulting Engineers	\$ 2,500.00
	2500-8125-4021 Maintenance Supplies	1,000.00

**MEETING NO. 27  
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TO:	2500-8125-4550 Photographic Mapping	\$ 2,500.00
	2500-8125-2501 Miscellaneous Office Equip.	1,000.00

Upon Roll Call ....

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

**Item No. 21** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED that the following Vouchers and Warrant are submitted to the Town of Cheektowaga prior to December 15, 1995 are hereby approved and made a part hereof:

GENERAL FUND	\$1,927,771.30
HIGHWAY FUND	538,297.12
TRUST & AGENCY	19,277.58
PART TOWN FUND	47,847.09
RISK RETENTION FUND	133,148.61
DEBT SERVICE FUND	592,885.00
CDBG FUND	35,721.45
HUD HOUSING REHABILITATION FUND	11,543.00
SPECIAL DISTRICTS FUND	1,149,040.06
CAPITAL FUND	<u>417,087.22</u>
	\$4,872,618.43

Upon Roll Call ....

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

**III. DEPARTMENTAL COMMUNICATIONS**

**Item No. 22** Minutes of Cheektowaga Traffic Safety Commission - November 21, 1995  
Received and Filed.

**IV. GENERAL COMMUNICATIONS**

**Item No. 23** Letter from Cheektowaga Historical Association regarding Town Historian  
Copies were sent to: Dennis Gabryszak, Supervisor; Town Board Members.  
Received and Filed.

**Item No. 24a** Notice of Claim - Sylvester Rozek vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits,  
Town Attorney; Highway Department; Allied Claims, Insurance Carrier.  
Received and Filed.

**Item No. 24b** Notice of Claim - Irene & Shirley Rzepkowski vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits,  
Town Attorney; Highway Department; Allied Claims, Insurance Carrier.  
Received and Filed.

**Item No. 24c** Notice of Claim - Rose Marie & Lawrence Shields vs Town of Cheektowaga  
Copies were sent to: Dennis H. Gabryszak, Supervisor; James Kirisits,  
Town Attorney; Chief of Police; Allied Claims, Insurance Carrier.  
Received and Filed.



**MEETING NO. 27**  
**December 18, 1995**

**Item No. 25**      Petition regarding sidewalk issue  
Copies were sent to: Dennis Gabryszak, Supervisor; Town Board Members,  
Chris Kowal, Highway Superintendent, James Kirisits, Town Attorney  
Received and Filed.

**V. SUSPENSION OF RULES**

Motion by Councilmember Johnson, Seconded by Councilmember Wielinski  
to suspend the rules to include the following items and the voting was as follows:

Upon Roll Call ....

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

**Item No. 26**      Motion by Councilmember Blachowski, Seconded by Councilmember Jaworowicz

WHEREAS, the Town of Cheektowaga has received notification of an unsafe,  
abandoned structure at [REDACTED], Cheektowaga, New York, SBL #114.13-3-3 that is  
unsecured, open to unauthorized entry and a danger to the safety of others and according to the  
Assessor's Office is owned by Patricia A. Mack, [REDACTED], Cheektowaga, New York  
[REDACTED] and

WHEREAS, the Town of Cheektowaga has notified the owner of this condition, and

**Item No. 26 cont'd**

WHEREAS, this condition requires that immediate steps be taken to board over and  
secure all openings in this structure to protect the health and safety of others, NOW, THEREFORE, BE  
IT

RESOLVED, that all openings in this structure be boarded over and secured and all  
costs incurred be assessed against the property hereinbefore described.

Upon Roll Call ....

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

**Item No. 27**      Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

WHEREAS, the Town Board of the Town of Cheektowaga, New York ("the Board")  
recognizes the need to develop a sufficient supply of adequate, safe and sanitary dwelling  
accommodations for its senior citizens, properly planned and convenient to public facilities, and

WHEREAS, the Board believes that such specialized accommodations, constructed  
according to the requirements of town planning, will help to maintain property values in the municipality,  
thus protecting the sources of public revenue, and

WHEREAS, the Board recognizes that the investment of private funds in entities  
engaged in providing such accommodations can be encouraged by authorizing such entities to acquire  
real property pursuant to the provisions of Article 5 of the New York Private Housing Finance Law,  
thereby entitling such entities to seek certain benefits available to redevelopment companies under  
such Law, and

**MEETING NO. 27**  
**December 18, 1995**

WHEREAS, Liberty Park Senior, L.P., a redevelopment company organized under Article 5 of the Private Housing Finance Law as a New York limited partnership, has proposed to purchase real property located at 2911 William Street in the Town of Cheektowaga for the purpose of erecting 104 units of affordable housing for senior citizens to be known as Liberty Park Senior Apartments, and

WHEREAS, pursuant to Article 5 of the Private Housing Finance Law, the Board must determine that the acquisition of real property within the Town by a redevelopment company is necessary or convenient for the public purposes set forth above, NOW, THEREFORE, BE IT

RESOLVED, that the Board hereby determines that the acquisition of the real property located at 2911 William Street, Cheektowaga, New York by Liberty Park Senior, L.P. is necessary or convenient to accomplish the public purposes set forth above, as defined in said Article

Upon Roll Call ....

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

**Item No. 28** Motion by Supervisor Gabryszak, Seconded by Councilmember Solecki to adjourn the meeting.

RICHARD M. MOLESKI  
Town Clerk

**TOWN OF CHEEKTOWAGA  
SPECIAL MEETING NO. 28  
December 27, 1995**

**Item No. 1** At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 27th day of December, 1995 at 5:30 o'clock P.M. there were:

PRESENT: Supervisor Dennis H. Gabryszak  
Councilmember Patricia A. Jaworowicz  
Councilmember William P. Rogowski  
Councilmember Jacqueline A. Blachowski  
Councilmember Thomas M. Johnson, Jr.  
Councilmember William L. Wielinski

ABSENT: Councilmember Richard B. Solecki

Also present were: Richard M. Moleski, Town Clerk; James Kirisits, Town Attorney; Robert McCarthy, Director of Employee Relations; Jeff Swiatek Councilmember-Elect.

**I. RESOLUTIONS**

**Item No. 2** Motion by Councilmember Wielinski, Seconded by Unanimous

WHEREAS, the Town of Cheektowaga is committed to maintaining a safe, healthful and drug-free workplace, and

WHEREAS, regulations issued by the United States Department of Transportation now require drivers of commercial motor vehicles to be tested for the presence of alcohol and/or illegal drugs in their system, NOW, THEREFORE, BE IT

RESOLVED, that the attached Policy on Substance Abuse for Drivers of Commercial Motor Vehicles be and hereby is adopted by the Town of Cheektowaga effective immediately.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 3** Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

**SPECIAL MEETING NO. 28**  
**December 27, 1995**

WHEREAS, the appropriate management of local government records through their creation, use, maintenance and disposition is essential to efficient and effective government, and

WHEREAS, a Five-Year Comprehensive Records Management Plan has been prepared to aid in the efficient and effective management of Town Records, and

WHEREAS, such Comprehensive Plan will demonstrate the process by which Records Management will develop over the next five years within the Town of Cheektowaga Local Government,  
NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby adopts the Town of Cheektowaga Five-year Comprehensive Records Management Plan.

Upon Roll Call ....

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

NAYES: 0

ABSENT: Councilmember Solecki

\*SEE NEXT PAGE(S) FOR ATTACHMENT

**Item No. 4** Motion by Councilmember Johnson, Seconded by Councilmeter Jaworowicz

WHEREAS, this Town Board held a public hearing on November 20, 1995 at 7:00 P.M. to consider the advisability of adoption of proposed amendments to Chapter 76 of the Code of the

**SPECIAL MEETING NO. 28**  
**December 27, 1995**

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 VIII

Stop and Yield Intersections

Section 76-80 Stop Intersections designated.

Section 76-80 shall be amended by deleting the following:

<u>Street</u>	<u>Direction</u>	<u>Entrance Street</u>	<u>Traffic Stops</u>	<u>Sign Location</u>
S. Roycroft Blvd.	North-South	Mapleview Road	Eastbound	S.W. Corner
S. Roycroft Blvd.	North-South	Mapleview Road	Westbound	N.E. Corner

Section 76-80 shall be amended by adding thereto the following:

The following intersections are designated as stop intersections, and stop signs shall be erected on the following entrance streets:

Mapleview Road	East-West	S. Roycroft Blvd.	Northbound	S.E. Corner
Mapleview Road	East-West	S. Roycroft Blvd.	Southbound	N.W. Corner

Section 76-81 Yield Intersections Designated

Section 76-81 shall be amended by adding thereto the following:

The following intersections are designated as yield intersections, and yield signs shall be erected on the following entrance streets:

Mapleview Circle	Mapleview Road	Southbound	N.W. Corner
Mapleview Circle	Mapleview Road	Eastbound	S.W. Corner

ARTICLE X

Parking, Standing, Stopping

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

A. No parking this side or one side parking

WILLIAM STREET	Northside	from west curbline of Starlite Avenue to east curbline of Standard Parkway
MARILYN DRIVE	South side	from the east curbline of Princeton Avenue to the terminus.

Item No. 4 cont'd

CLEVELAND DRIVE	North side	from west curbline of Century Road to Buffalo City Line
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**SPECIAL MEETING NO. 28**  
**December 27, 1995**

CLEVELAND DRIVE	North side	between west curbline of Harlem Road and east curbline of Century Road
CLEVELAND DRIVE	North side	from east curbline of Merrymount to west line of Beach Road
SO. CENTURY ROAD	West side	from Southgate Road to Kensington Avenue
GLIDDEN STREET	West side	between #114 and #130 Glidden Street
MANSION STREET	East side	from north curbline of William Street to south curbline of Center Street
PEORIA STREET	East side	from north curbline of William Street to south curbline of Center Street
WABASH AVENUE	East side	from north curbline of William Street to south curbline of Center Street
SHANLEY STREET	East side	from Bismarck Street north to south curbline of Richard Drive
B. No parking anytime		
CENTURY ROAD	East side	from Kensington Avenue to Treehaven Road
C. No parking here to corner		
CLEVELAND DRIVE	South side	from west curb of Harlem Road west to 405 Cleveland Drive
WILLIAM STREET	South side	from east curb of Harlem Road to No. 2437 William Street
WILLIAM STREET	South side	from west curb of Garland Avenue to No. 2437 William Street
WILLIAM STREET	South side	from east curb of Harlem Road to No. 2333 William Street
COLTON STREET	West side	from south curbline of William Street to #120 Colton Street
STANDARD PARKWAY	East side	from north line of William Street northerly for one hundred (100) feet
ARIS AVENUE	West side	one hundred (100) feet south of William Street
BRIGHT STREET	East side	from south curbline of William Street to a point one hundred (100) feet southerly therefrom
EDMUND STREET	West side	from south curbline of William Street to a point one hundred (100) feet southerly therefrom
GARLAND AVENUE	East side	from south curbline of William Street to a point one hundred (100) feet southerly therefrom
GARLAND AVENUE	East side	from south curb of William Street to a point forty (40) feet south of William Street
<b><u>Item No. 4 cont'd</u></b>		
HEDLEY STREET	East side	from south curbline of William Street to a point one hundred (100) feet southerly therefrom
WARSAW STREET	East side	from north curbline of William Street to a point one hundred (100) feet northerly therefrom

**SPECIAL MEETING NO. 28  
December 27, 1995**

PARKER STREET            North side            west from Garland Avenue to Cass Avenue

D. No standing here to corner

SOUTH COLBY STREET    East side            fifty (50) feet north of Dingens Street

E. No parking between signs

WALDEN AVENUE           South side            between No. 993 and No. 1097 Walden Avenue

F. Miscellaneous parking signs

(1) Load and unload only

WILLIAM STREET           South side            between No. 2267 and No. 2273 William Street

(3) No parking between signs; unload only 10:00 a.m. to 6:00 p.m. except Wednesday and Sunday

WILLIAM STREET           South side            at No. 2415 William Street to Walczak Hardware

(4) No parking here to corner 9:00 a.m. to 9:00 p.m. except Sunday load and unload only.

WILLIAM STREET           North side            between No. 2400 and 2401 William Street to Forks Electric

(6) No standing anytime

WILLIAM STREET           North side            from the west curbline of Union Road to the west curbline of Ceil Drive extended

WILLIAM STREET           South side            from the west curbline of Union Road to the east curbline of Ceil Drive

MEDINA STREET           East side            from south curbline of William Street southerly one hundred forty-two (142) feet from William Street

STARLITE AVENUE        West side            from north curbline of William Street to a point 160 feet north

(7) No parking between signs

WILLIAM STREET           North side            St. Josaphats Church between Mansion and Peoria

WILLIAM STREET           South side            opposite St. Josaphats Church between Cass and Garland

(14) No parking 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m.

WILLIAM STREET           North side            from west curbline of Linden Street to east curbline of Gratton Street

WILLIAM STREET           South side            from east curbline of Glidden Street to west curbline of Crisfield Avenue

**Item No. 4 cont'd**

(15) No stopping anytime

SHANLEY STREET           West side            from north curbline of Richard Drive northerly to its terminus

SHANLEY STREET           West side            from northside of driveway at #376 Shanley Street southerly to south side of the driveway at #370

**SPECIAL MEETING NO. 28**  
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Shanley Street a distance of eighty-six feet, plus or minus

Section 76-102 Parking prohibited in designated locations

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

**B. No parking anytime**

CLEVELAND DRIVE	North side	from Buffalo City Line to the west curblines of Beach Road
CLEVELAND DRIVE	South side	from west curblines of Harlem Road to a point 345± feet west
CLEVELAND DRIVE	North side	from the east curblines of Beach Road to a point 330± feet east of the east curblines of Beach Road
CLEVELAND DRIVE	South side	from a point 173± feet west of the west curblines of Century Road to a point 373± feet west of the west curblines of Highview Road
CLEVELAND DRIVE	South side	from 50± feet west of Highview Road to a point 50± feet east of Highview Road
MARILYN DRIVE	North side	from the west curblines of Cayuga Rd. to a point 235± feet west of the west curblines of Princeton Ct
SO. CENTURY ROAD	West side	from the north curblines of Southgate Road to the south curblines of Burke Drive on Century Road
SO. CENTURY ROAD	East side	from a point 135± feet south of the south curblines of Cleveland Drive to the south curblines of Treehaven Road on Century Road
WILLIAM STREET	South side	from the west curblines of Crisfield Avenue to the east curblines of Glidden Street
WILLIAM STREET	North side	from the east curblines of Harlem Road to the west curblines of Linden Street
WILLIAM STREET	North side	from the east curblines of Mansion St. to the west curblines of Peoria St. except Saturday and Sunday
WILLIAM STREET	South side	from the west curblines of Garland Avenue to 2415 William Street
MEDINA STREET	East side	from south curblines of William Street to north curblines of Dingens Street
ALASKA STREET	East side	from south curblines of William Street to north curblines of Parker Street
ALASKA STREET	West side	from south curblines of Parker Street to north curblines of Dingens Street
<b><u>Item No. 4 cont'd</u></b>		
COLBY STREET	East side	from south curblines of William Street to north curblines of Parker Street
SO. COLBY STREET	East side	from south curblines of Parker Street to north curblines of Dingens Street
HEDLEY STREET	East side	from south curblines of William Street to north curblines of Parker Street



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SO. HEDLEY STREET	East side	from the south curbline of Parker Street to north curbline of Dingens Street
GLIDDEN STREET	West side	from south curbline of William Street to north curbline of Parker Street
SO. GLIDDEN STREET	West side	from south curbline of Parker Street to north curbline of Dingens Street
PARKER STREET	North side	from east curbline of Medina Street to west curbline of Helen Street
HURD STREET	South side	from east curbline of Medina Street to west curbline of Harlem Road
CRISFIELD AVENUE	West side	from south curbline of William Street to north curbline of Dingens Street
ARIS AVENUE	West side	from south curbline of William Street to north curbline of Parker Street
ARIS AVENUE	East side	from south curbline of Parker Street to north curbline of Dingens Street
BRIGHT STREET	East side	from south curbline of William Street to its terminus at the New York State Thruway
GARLAND AVENUE	East side	from the south curbline of William Street to its terminus at the New York State Thruway
FREDERICK STREET	West side	from south curbline of William Street to north curbline of Veterans Place
EDMUND STREET	West side	from south curbline of William Street to its terminus at the New York State Thruway
LAURA COURT	East side and South side	from south curbline of William Street to east curbline of Edmund Street
VETERANS PLACE	North side	from east curbline of Helen Street to west curbline of Henry Street
NANDALE ROAD	West side and south side	from south curbline of Veterans Place to west curbline of Henry Street
CEIL DRIVE	West side and north side	from south curbline of William Street to east curbline of Jane Drive
JANE DRIVE	East side	from north curbline of Cayuga Creek Road to beginning of the cul-de-sac
TRUDY LANE	South side and east side	from west curbline of Ceil Drive (south) around to west curbline of Ceil Drive (north)
 <b><u>Item No. 4 cont'd</u></b>		
TAMARK COURT	East side	from north curbline of William Street to beginning of the cul-de-sac
STARLITE AVENUE	West side	from north curbline of William Street to south curbline of Wojcik Street
COLUMBUS STREET	North side	from east curbline of Kennedy Road to west curbline of Starlite Avenue
STANDARD PARKWAY	East side	from north curbline of William Street north to its terminus

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ST. FELIX AVENUE	East side	from north curbline of William Street north to its terminus
WOJCIK STREET	South side	from east curbline of Kennedy Road east to its terminus
PATRICIA LANE	East side	from north curbline of Columbus Street north to its terminus
MILSOM AVENUE	East side	from north curbline of Columbus Street to its terminus
KENNEDY ROAD	West side	from north curbline of William Street north to its terminus at railroad tracks
GIRARD AVENUE	East side	from north curbline of William Street north to its terminus
IROQUOIS AVENUE	East side	from north curbline of William Street to south curbline of Stradtman Street
WABASH AVENUE	East side	from north curbline of William Street to south curbline of Stradtman Street
PEORIA AVENUE	East side	from north curbline of William Street to south curbline of Stradtman Street
MANSION AVENUE	East side	from north curbline of William Street north to its terminus
WARSAW STREET	East side	from north curbline of William Street north to its terminus
LINDEN STREET	West side	from north curbline of William Street north to its terminus
SHANLEY STREET	West side	from north curbline of Bismarck Street north to its terminus

Section 76-103 Parking time limited in designated locations, standing prohibitions.

The parking of vehicles is hereby prohibited in any of the following locations as specified.

Section 76-103 shall be amended by adding thereto the following:

A. Parking signs: restricted and limited

(16) No parking between signs 6:00 p.m. to 9:00 a.m.

WILLIAM STREET	South side	from east curbline of Cass Avenue to a point eighty-five (85) feet easterly
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**Item No. 4 cont'd**

(8) Standing prohibited in designated areas:

PINE RIDGE ROAD	East side	from north curbline of Genesee Street to the south curbline of Delevan Avenue extended
WILLIAM STREET	South side	from the west curbline of Union Road to the east curbline of Laura Court
WILLIAM STREET	North side	from the west curbline of Union Road to the east curbline of Standard Pkwy.

**Section 2. Time to take effect.**

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(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.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

AFFIDAVIT - NEXT PAGE

**Item No. 5a** Motion by Supervisor Gabryszak, Seconded by Councilmember Rogowski

WHEREAS, the Town and its consultant obtained and evaluated proposals for Self-Insured Workers' Compensation claim management services and loss control services, and Excess Workers, Compensation Insurance, NOW, THEREFORE, BE IT

RESOLVED that the following selections are approved:

1. Claim management services to WCS of NY at the cost of:  
\$27,750 first year 1/1/96 to 12/31/96  
\$29,150 second year 1/1/97 to 12/31/97 and  
\$30,600 third year 1/1/98 to 12/31/98
2. Loss Control Services (200 hours annually) to WCS of NY at the cost of:  
\$17,000 first year 1/1/96 to 12/31/96  
\$17,850 second year 1/1/97 to 12/31/97 and  
\$18,750 third year 1/1/98 to 12/31/98

**SPECIAL MEETING NO. 28**  
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3. Excess Workers' Compensation insurance to Continental Casualty (CNA) through Arthur J. Gallagher & Co. of NY with a \$350,000 self-insured retention; Workers' Compensation limits of \$5,000,000; and Employer's Liability Limits of \$1,000,000 at an advance cost of \$28,675 (rate 0.1332) for the period 1/1/96 to 12/31/96, and

BE IT FURTHER

RESOLVED, that the Supervisor is authorized to sign the claim management and loss control service agreements subject to approval of the Town Attorney.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 5b** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of a joint program with Catholic Charities Metropolitan Services Department of 525 Washington Street, Buffalo, New York 14203, whereby school drop-outs, potential drop-outs, and high risk youth within the Town will receive vocational, education, and person adjustment counseling through the School Intervention Service, and

WHEREAS, said program is open to all Cheektowaga Youth regardless of race, color or creed, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Town of Cheektowaga and Catholic Charities Metropolitan Services Department, to continue said program for a twelve month period, January 1, 1996 through December 31, 1996 with a total cost not to exceed the sum of \$121,180.00, and BE IT FURTHER

RESOLVED, that Catholic Charities Metropolitan Services will reimburse the Town for up to \$30,295.00 (25%) of the actual costs of operating said program and the New York State Division for Youth will reimburse the Town for up to \$38,403.00 (32%) leaving the actual cost to the Town at \$52,482.00 (43%).

Contract # (Budget Line Item) 01-7310-4677

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski, Johnson and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 5c** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of a joint program with the Cheektowaga Public Library System at each of Cheektowaga's four branch libraries, which provide special activities that encourage children to read and become more familiar with the library, and

WHEREAS, said program is open to all Cheektowaga Youth regardless of race, color or creed, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga continue said program for a twelve (12) month period, January 1, 1996 through December 31, 1996 with a total cost not to exceed the sum of \$1,900.00 and BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to execute said agreement between the Town of Cheektowaga and the Cheektowaga Public Library System.

Contract # (Budget Line Item) 01-7310-4675

**SPECIAL MEETING NO. 28**  
**December 27, 1995**

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 5d** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of a joint program with Child and Family Services of Erie County, 330 Delaware Avenue, Buffalo, New York 14202, for the purpose of providing group, individual and family counseling to police and court referred juveniles, youthful offenders and runaway and homeless youth, and

WHEREAS, said program is open to all Cheektowaga Youth regardless of race, color or creed, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Town of Cheektowaga and Child and Family Services to continue said program for a twelve (12) month period, January 1, 1996 through December 31, 1996 with a total cost not to exceed the sum of \$87,512.00 and BE IT FURTHER

RESOLVED, that Child and Family Services will reimburse the Town for up to \$13,126.00 (15%) of the actual costs of operating said program and the New York State Division for Youth will reimburse the Town for up to \$28,004.00 (32%) leaving the actual cost to the Town at \$46,382.00 (53%).

Contract # (Budget Line Item) 01-7310-4687

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 5e** Motion by Councilmember Rogowski, Seconded by Supervisor Gabryszak

WHEREAS, the Cheektowaga Youth and Recreational Services Department is desirous of continuing the operation of the Youth Engaged in Service Program -Diocese of Buffalo of 795 Main Street, Buffalo, New York which prepares teenage volunteers to assist their community in various projects that require a need for volunteers, and

**Item No. 5e cont'd**

WHEREAS, said program is open to all Cheektowaga Youth regardless of race, color or creed, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is directed to execute an agreement between the Town of Cheektowaga and the Youth Department - Diocese of Buffalo to continue said program for a twelve (12) month period, January 1, 1996 through December 31, 1996 with a total cost not to exceed the sum of \$37,649.00, and BE IT FURTHER

RESOLVED, that the Youth Department - Diocese of Buffalo will reimburse the Town for up to \$7,153.00 (19%) of the actual costs of pperating said program leaving the actual cost to the Town at \$30,496.00 (81%).

Contract # (Budget Line Item) 01-7310-4685

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**SPECIAL MEETING NO. 28**  
**December 27, 1995**

**Item No. 6** Motion by Councilmember Wielinski, Seconded by Councilmember Blachowski

BE IT RESOLVED that the following SEASONAL employees be and hereby are terminated as listed, effective December 31, 1995:

**RECYCLING DEPARTMENT**

Dorothy Mendel  
Lawrence Zielinski  
David Principato  
James Wilczak  
Nicholas Notaro  
Lorin Could  
Donald Becker  
Jeffrey Helmbrecht  
John Balbuzoski

**SEWER MAINTENANCE DEPARTMENT**

Mark Burkard  
Timothy Danner  
Jason Mueller  
Louis Mueller  
Joseph Gruber  
Aaron Vanderlip  
Tim Witt  
Steven Russ  
Jane Feldman

**TAX OFFICE**

Patricia Cosimano  
Geraldine Glascott  
Virginia Helinski  
Arlene Jankowski  
Paricia Jaroszewski  
Eleanor Kantowski  
Mildred Keipper  
Carol Malkiewicz  
Patricia Miller  
Evelyn Mogavero  
Arlene Mueller  
Denise Myers  
Waltraud Piffl

**Item No. 6 cont'd**

Sandra Rakowski  
Pamela Ruday  
Judith Skrzydlewski  
Rita Wick  
Joan Wojtkowski  
Judith Havernick  
Sandra Pelino

**TOWN CLERK'S OFFICE**

Amy Szprygada

**POLICE DEPARTMENT - Sign Maintenance Division**

Thomas Hudy  
Thomas Nowak  
Michael Urbanski  
Michael Orlando

**FACILITIES DEPARTMENT**

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Raymond Full  
James DiGiacomo  
Walter Gardon  
Alan Ross  
Donald Noonan  
David Tarapcki

MAIN PUMP STATION

James Moulder

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 7** Motion by Councilmember Wielinski, Seconded by Supervisor Gabryszak

WHEREAS, by resolution, this Town Board appointed Lisa-Marie DeMont to the position of Records Inventory Clerk in the Town Clerk's Office on a provisional basis pending the establishment of a valid Civil Service examination list for said position, and

WHEREAS, such competitive list has now been established by the Erie County Department of Personnel and Lisa-Marie DeMont is listed as an eligible candidate, NOW, THEREFORE, BE IT

RESOLVED, that Lisa-Marie DeMont be and hereby is permanently appointed to the position of Records Inventory Clerk in the Town Clerk's Office in accordance with the terms and conditions of the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association effective July 24, 1995.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 8** Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski

BE IT RESOLVED that the following individuals be and hereby are hired as SEASONAL EMPLOYEES, not to exceed 24 weeks in a calendar year, in the various departments

**Item No. 8 cont'd**

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>EFFECTIVE</u>
<u>FACILITIES DEPARTMENT - \$6.00 per hour (0100-1625-1491)</u>	
Felix Lampke	01-03-96
<u>FACILITIES DEPARTMENT - \$5.50 per hour (0100-7110-1491)</u>	
Eugene Czajkowski	01-03-96
<u>FACILITIES DEPARTMENT - \$5.00 per hour (0100-7110-1491)</u>	
David Tarapacki	01-03-96
<u>TOWN CLERK'S OFFICE - \$6.00 per hour</u>	
Amy Szprygada	01-01-96
Lori Vallon	01-01-96

**SPECIAL MEETING NO. 28  
December 27, 1995**

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 9** Motion by Councilmember Rogowski, Seconded by Councilmember Wielinski

WHEREAS, R.P. Morrow Associates, P.C. has submitted a proposal to provide professional engineering services related to Heat, Ventilating and Air Conditioning Re-balancing at the Alexander Community Center at a fee not to exceed \$2,460.00, and

WHEREAS, said professional services to be performed include review of balancing reports, contract documents and existing conditions; design modifications to improve performance; provide plans and short form specifications for the Town's HVAC Contractor and one site visit after completion of the Contractor's work, and

WHEREAS, the Facilities Director has reviewed and approved the proposal submitted by R.P. Morrow Associates, P.C. as being in the best interest of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby retains the firm of R.P. Morrow Associates, P.C. of 47 Elmhurst Place, Buffalo, New York 14216-3105 to provide professional engineering services at the Alexander Community Center related to Heat, Ventilating and Air Conditioning Re-Balancing at a fee not to exceed \$2,460.00, and BE IT FURTHER

RESOLVED, that funds for said action are available from Capital Improvement Account 5301.1625.9313.

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
NAYES: 0  
ABSENT: Councilmember Solecki

**Item No. 11** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

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

**Item No. 11 cont'd**

FROM:	0100-9501-9211 Bond Interest	\$ 5,000.00
	0100-1220-1396 Part-time Intern	2,000.00
	0100-1010-4188 Equipment Rental	1,200.00
	0100-7620-1373 Recreation Attendant	2,000.00
	0100-7110-1491 Part-time Laborer	2,000.00
	0100-9010-8141 Group Health Insurance	7,619.00
TO:	0100-1910-4261 Postage	5000.00
	0100-1220-1391 Part-time Clerical	2,000.00
	0100-1010-1361 Clerk-Steno	1,200.00
	0100-7620-1604 Outreach Worker	2,000.00
	0100-1625-1431 Maintenance Man	2,000.00
	0100-1220-1305 Asst. to Supervisor	1,160.00
	0100-1355-1101 Assessor	1,179.00
	0100-1410-1375 Telephone Operator	722.00
	0100-1420-1102 Attorney	1,509.00
	0100-1420-1381 Secretary to Attorney	643.00
	0100-3510-1413 Dog Control Officer	725.00
	0100-5010-1171 Deputy Highway Superintendent	1,198.00
	0100-7320-1400 Administrative Assistant	483.00

**HIGHWAY FUND**

FROM: 0300-9501-9211 Bond Interest \$116,300.00



**SPECIAL MEETING NO. 28  
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	0300-5141-1935 Labor Snow	116,300.00
	0300-9501-9131 Bond Principal	13,267.00
	0300-5141-1935 Labor Snow	13,267.00
TO:	0300-5141-1412 Laborers	\$ 59,000.00
	0300-5141-1414 MEO "B"	49,000.00
	0300-9010-8121 FICA Expense	8,300.00
	0300-5142-1701 Labor-Snow Removal	116,300.00
	0300-5141-1202 Auto Mech. Working Crew Chief	1,258.00
	0300-5141-1371 Clerk	715.00
	0300-5141-1416 Tree Trimmer	1,215.00
	0300-5141-1422 General Mechanic	1,581.00
	0300-5141-1442 Auto Mechanic	7,120.00
	0300-5141-1445 Welder	1,378.00
	0300-5148-1701 Snow Laborer	13,267.00

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
 NAYES: 0  
 ABSENT: Councilmember Solecki

**Item No. 11** Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED that the following Vouchers & Warrants are submitted. to the Town of Cheektowaga prior to December 22, 1995 are hereby approved and made a part hereof:

CAPITAL FUND	\$162,202.05
	<u>\$162,202.05</u>



Motion by Supervisor Gabryszak, Seconded by Councilmember Wielinski to amend the above resolution, and the voting was as follows:

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmen Jaworowicz, Rogowski, Blachowski, Johnson, and Wielinski  
 NAYES: 0  
 ABSENT: Councilmember Solecki

**Item No. 11 cont'd**

Motion by Supervisor Gabryszak, Seconded by Councilmember Johnson

BE IT RESOLVED that the following Vouchers & Warrants are submitted to the Town of Cheektowaga prior to December 22, 1995 are hereby approved and made a part hereof:

TRUST & AGENCY FUND	\$ 10,028.00
CAPITAL FUND	<u>162,202.05</u>
	<u>\$172,230.05</u>

Upon Roll Call ....

AYES: Supervisor Gabryszak, Councilmembers Jaworowicz, Rogowski, Blachowski Johnson and Wielinski  
 NAYES: 0  
 ABSENT: Councilmember Solecki

**Item No. 12** Motion by Supervisor Gabryszak, Seconded by Unanimous to adjourn the meeting.

RICHARD M. MOLESKI  
Town Clerk