



Town of Cheektowaga

Special Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, January 10, 2017

6:45 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

6:45 PM Meeting called to order on January 10, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Late	7:00 PM
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Marthe Jane Bwalya Ngwashi, Town Attorney
Kerry Peek, Senior Services Director
Melissa Reese, Deputy Town Attorney

V. Approve Minutes

Motion by Councilmember Meyers, Seconded by Councilmember Hammer to approve the minutes. Motion Carried.

VI. Public Comment Period

VII. From the Table



1. RESOLUTION 2016-663

Establish Town Board Meeting Dates for 2017

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that regular meetings of the Town Board of the Town of Cheektowaga for the calendar year 2017 shall be held at 7:00 P.M. in the Council Chambers of the Town Hall, 3301 Broadway, Cheektowaga, New York on the following referenced dates:

January 10th and January 24th
February 14th and February 28th
March 14th and March 28th
April 11th and April 25th
May 9th and May 23rd
June 13th and June 27th
July 11th and July 25th
August 8th and August 22nd
September 12th and September 26th
October 10th and October 24th
November 14th and November 28th
December 12th

And, BE IT FURTHER

RESOLVED, that such meetings shall begin with the public comment period at 7:00 P.M. and the meetings promptly will begin immediately thereafter, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward copies of this Resolution to the Cheektowaga Bee, Buffalo News and Metro Source/Courier and BE IT FURTHER

RESOLVED, that the work session meetings of the Town Board of the Town of Cheektowaga for the calendar year 2017 shall be held on the same dates referenced herein immediately preceding each Town Board regular meeting and, BE IT FURTHER

RESOLVED, that the above meeting dates shall be posted on the Town's website.

Motion by Supervisor Benczkowski, Seconded by Councilmember Meyers to amend Resolution to remove "Metro Source/Courier" and to add "work sessions will begin at 5:00 PM". Motion Carried.

RESULT:	ADOPTED AS AMENDED [4 TO 3]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Diane Benczkowski, Timothy J. Meyers, Christine Adamczyk, Linda Hammer
NAYS:	James P. Rogowski, Gerald Kaminski, Alice Magierski

VIII. Resolutions



1. RESOLUTION 2017-1

Transfer of Funds-2016

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1680.4204	Communication	\$9,100.00
	100.1680.4088	Travel & Training	9,120.00
TO:	100.1680.4321	Software Licensing	\$9100.00
	100.1680.4321	Software Licensing	9,120.00

SPECIAL DISTRICT

FROM:	150.8160.4453	Building Repairs	\$633.00
TO:	150.8160.4211	Electricity	\$633.00

HIGHWAY

FROM:	300.5150.4162	Gas & Oil	\$42,000.00
	300.5110.4162	Gas & Oil	22,065.95
TO:	300.5130.2407	Misc. Highway Equipment	\$64,065.95

CDBG

FROM:	700.1014.0600	Housing Rehab.-Single Family	\$4,165.76
TO:	700.1014.0606	Disposition	\$4,165.76

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-2

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to January 10, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$5,350,392.85
RISK RETENTION FUND	2,029,787.85
NYS HOME PROGRAM	0.00
DEBT	279,072.00
HUD HOUSING REHABILITATION FUND	753.91
SPECIAL DISTRICTS FUND	1,308,051.45
HIGHWAY FUND	1,039,587.15
CAPITAL FUND	954,876.62
TRUST & AGENCY FUND	3,493.67
HUD CDBG FUND	32,113.64
PART TOWN FUND	223,949.38
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$11,222,078.52

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-3

Amend Appointment of Marriage Officers (Resolution 2016-28)

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, this Town Board appointed Brian Wielinski to the title Marriage Officer on January 4, 2016 (Resolution No. 2016-28); AND

WHEREAS, Brian F. Wielinski is no longer employed by the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that Brian Wielinski be removed as Marriage Officer for the Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-4

Call for Public Hearing for Community Development Funds

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town is eligible to receive approximately \$905,897 in Community Development Block Grant funds and approximately \$211,301 in Home Investment Partnership program funds for the 2017 Program Year, and

WHEREAS, the Town is required to hold public hearings to obtain the views and comments of Town residents, public agencies and other interested parties concerning housing and community development needs in the Town, the amounts of assistance expected, and the ranges of activities that may be undertaken with CDBG and HOME funds, and

WHEREAS, the FY 2017 Annual Plan (detailing activities proposed for funding with Program Year 2017 Community Development Block Grant and HOME Program funds) have been made available for public review in the public libraries within the Town, the Cheektowaga Town Clerk's Office, the Community Development Office and online, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on January 24, 2017 at 7:00 P.M. at Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York 14227 for the above stated purpose, and BE IT

FURTHER RESOLVED, that the attached public notice of such public hearing be published in the Cheektowaga Bee on Thursday, January 12, 2017.

Notice of Public Hearing
Town of Cheektowaga FY 2017 Annual Plan
Community Development Block Grant and HOME Programs

A public hearing will be held on Tuesday, January 24, 2017 at 7:00 P.M. at Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, NY 14227 on the Town's Fiscal Year 2017 Annual Plan for the Community Development Block Grant (CDBG) and HOME Investment Partnership Act (HOME) Programs to obtain the views of citizens and interested parties on housing and community development needs in the Town and on the draft Annual Action Plan which have been made available for public review in Town Hall, the Community Development Office, Cheektowaga Branch Libraries and online on the Cheektowaga web site. The Annual Action Plan outlines specific housing and community development projects proposed to be funded with FY 2017 CDBG and HOME Program funds. The Town is eligible to receive funds estimated to be \$905,897 in CDBG funds and approximately \$211,301 in HOME Investment Partnership Program funds from HUD in 2017. Any difference in actual allocations received will be either added to, or deducted from, the Single-Family Rehabilitation Program. The Town also estimates approximately \$285,000 in CDBG and \$20,000 in HOME program income from its revolving housing rehabilitation loan program and \$140,000 in economic development revolving business loan program income will be received. Those wishing to offer comments at the hearing are asked to also submit a written text, which may also be submitted to the Cheektowaga Community Development Office, 275 Alexander Avenue, Cheektowaga, New York, 14211. Interpreters or signers for the hearing impaired will be made available at the meeting upon prior request. If you need such special arrangements, contact the Cheektowaga Community

Development Office at 897-7200, Ext. 7, at least seven (7) business days prior to the hearing. The hearing location is accessible to the physically disabled.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-5

Negative SEQR Declaration - 1259 Cleveland Drive Verizon Wireless

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, a Special Use Permit application was submitted by Upstate Cellular Network d/b/a/ Verizon Wireless for the construction of a Micro Cell Antenna on the roof of an existing medical building at 1259 Cleveland Drive, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the Special Use Permit at their meeting of November 10, 2016, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on December December 7, 2016 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-6

Approve Special Use Permit for Micro Cellular Antenna - 1259 Cleveland Drive

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, Upstate Cellular Network dba/ Verizon Wireless has applied for a Special Use Permit to locate a micro cellular antenna on the roof of an existing medical office building at 1259 Cleveland Drive, Cheektowaga, New York, pursuant to Sections 260-47 of the Code of the Town of Cheektowaga ("Zoning Law"), and Chapter 255 of the Town Code ("Wireless Telecommunications Facilities"); and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 19th day of December 2016 at 6:45 P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning 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 recommended approval of this Special Permit; and

WHEREAS, this Town Board previously issued a Negative Declaration under SEQRA for this project; NOW, THEREFORE BE IT

RESOLVED, that the aforesaid Special Use Permit for establishing a micro cellular antenna on an existing medical office building at 1259 Cleveland Drive be and hereby is granted subject to :

1. The applicant camouflaging the antenna consistent with the attached visual simulation provided and consistent in color with the roof of the existing building.

LEGAL DESCRIPTION FOR SPECIAL PERMIT

All that tract or parcel of land situate in Town of Cheektowaga, County of Erie, and State of New York, being part of Lot No. 14, Township 11 and Range 7 of the Holland Land Company's Survey, and according to a map filed in Erie County Clerk's Office under Cover No. 1628, is known and distinguished as Subdivision Lots Nos. 251, 252, and 253.

Attachments:
Cleveland&Union_Sim_20170103 (PDF)

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: James P. Rogowski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-7

Notice to Bidders - Baseball & Softball Equipment (Bid# 2017-1)

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS it is in order that bids be advertised for the purchase of baseball and softball equipment (Bid# 2017-1) for the Town of Cheektowaga Department of Youth and Recreational Services, BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders, to be published in the CHEEKTOWAGA BEE, for the furnishing of said equipment. Information for bidders and specifications may be obtained from the office of Vickie Dankowski, Town Clerk, and BE IT FURTHER

RESOLVED that sealed bids (Bid# 2017-1) will be received on January 25, 2017 at 11:00 a.m. Eastern Standard Time at a public bid opening to be held in the Town Clerk's Office located in Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed bid proposals will be received and considered by the Town Board of the Town of Cheektowaga, publicly opened and read by the Town Clerk of the Town of Cheektowaga, Erie County, New York, on January 25, 2017 at 11:00 a.m. Eastern Standard Time at Town Hall, corner of Broadway and Union Road for the purchase of baseball and softball equipment (Bid# 2017-1).

Information for bidders and specifications may be obtained from the Town Clerk at her office located in the Cheektowaga Town Hall. One bid is to be submitted for the purchase of Baseball and Softball Equipment (or equivalents) as listed in the bid specifications.

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

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

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-8

Notice to Bidders - Clothing Parks/Recreation Programs (Bid# 2017-2)

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS it is in order that bids be advertised for the purchase of clothing and uniforms (Bid # 2017-2) for the Town of Cheektowaga Department of Youth and Recreational Services,
BE IT

RESOLVED that the Town Clerk be directed to publish a Notice to Bidders, to be published in the CHEEKTOWAGA BEE, for the furnishing of said clothing and uniforms. Information for bidders and specifications may be obtained from the office of Vickie Dankowski, Town Clerk, and BE IT FURTHER

RESOLVED that sealed bids (Bid # 2017-2) will be received on January 25, 2017 at 11:00 a.m. Eastern Standard Time at a public bid opening to be held in the Town Clerk's Office located in Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on January 25, 2017 at 11:00 a.m. Eastern Standard Time at Town Hall, corner of Broadway and Union Road for the purchase of clothing for use in various Parks, Recreation & Youth Services programs (Bid# 2017-2).

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

Bid prices will be in effect for the calendar years 2017, 2018, and 2019.

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

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

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-9

Notice to Bidders For Grass Cutting & Related Landscaping Services on Various Town-Owned Properties (Bid# 2017-3)

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, wishes to continue the upkeep of certain Town owned properties within the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, and

WHEREAS, the cleaning up of these properties includes the cutting and removal of grass, weeds, brush, or plant growth in the excess of six (6) inches in height and to remove all accumulations of debris, etc., and

WHEREAS, the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary grass cutting and landscaping services on the property, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2017 through December 31, 2017, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for Grass Cutting and Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga (Bid# 2017-3) in the Cheektowaga Bee, and BE IT FURTHER

RESOLVED, that bids will be received until February 02, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time in the Council Chambers in the Cheektowaga Town Hall.

◆

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 02, 2017 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for Grass Cutting and Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-3), said services to include thirteen (13) town-owned properties. Work will be done on an as-needed basis, based on property conditions. Specifically, as directed/requested by the Office of Housing and Neighborhood Preservation.

Information for bidders and specifications may be obtained from the Town Clerk at her

office in said Town Hall.

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Grass Cutting and Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-3)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-10

Notice to Bidders For Grass Cutting & Related Landscaping Services on Various Vacant & Unmaintained Privately-Owned Properties (Bid# 2017- 4)

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, and

WHEREAS, when violations are noted, property owners are notified to clean up their properties by the cutting and removing of grass, weeds, brush or plant growth in excess of six (6) inches, and to remove all accumulations of debris on various vacant and unmaintained privately-owned properties within the Town of Cheektowaga and

WHEREAS, the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary grass cutting and landscaping services on the property, and

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2017 through December 31, 2017, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for Grass Cutting and Related Landscaping Services for Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga (Bid# 2017- 4) in the Cheektowaga BEE, and BE IT FURTHER

RESOLVED, that bids will be received until February 02, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time in the Council Chambers in the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 02, 2017 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for Grass Cutting and Related Landscaping Services for Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid # 2017-4). Work will be done on an as-needed basis, based on property conditions. Specifically, as directed/requested by the Office of Housing and Neighborhood Preservation.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Grass Cutting and Related Landscaping Services for Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid # 2017- 4)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-11

Notice to Bidders For Clean-Up of Various Vacant & Unmaintained Privately-Owned Properties (Bid# 2017-5)

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, the Office of Building Inspections, Housing & Neighborhood Preservation Division, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with residential and commercial property maintenance codes, and

WHEREAS, maintenance of these properties sometimes includes clean-up, garbage/rubbish & debris removal, minor demolition of structures and closure or removal of above ground pools and other related work, and

WHEREAS, when violations are noted, property owners are notified to maintain and secure their properties, and

WHEREAS, in the event property owners do not comply with these orders from the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary work on the property, and

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building Inspections Department, Housing & Neighborhood Preservation Office and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2017 through December 31, 2017, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Clean-up of Vacant Land and Unmaintained Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-5) in the Cheektowaga BEE, and BE IT FURTHER

RESOLVED, that bids will be received until February 02, 2017 at 11:00 a.m. by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time in the Council Chambers in the Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 02, 2017 at 11:00 A.M., at the Town Hall, corner of Broadway and Union Roads, for Furnishing Equipment and Operators for the Clean-up of Vacant Land and Unmaintained Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-5), said services to include installation of padlocks and latches; boarding up of openings and minor demolitions.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing Equipment and Operators for the Clean-up of Vacant Land and Unmaintained Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-5)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-12

Notice to Bidders For Board-Up of Various Vacant & Unmaintained Privately-Owned Properties (Bid# 2017-6)

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, the Office of Building Inspections, Housing & Neighborhood Preservation Division, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with residential and commercial property maintenance codes, and

WHEREAS, maintenance of these properties sometimes includes boarding up/securing structures and closure of in-ground pools and other related work, and

WHEREAS, when violations are noted, property owners are notified to maintain and secure their properties, and

WHEREAS, in the event property owners do not comply with these orders from the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary work on the property, and

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building Inspections Department, Housing & Neighborhood Preservation Office and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2017 through December 31, 2017, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Board Up of Various Vacant and Unmaintained Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-6) in the Cheektowaga BEE, and BE IT FURTHER

RESOLVED, that bids will be received until February 02, 2017 at 11:00 a.m. by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time in the Council Chambers in the Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 02, 2017 at 11:00 A.M., at the Town Hall, corner of Broadway and

Union Roads, for Furnishing Equipment and Operators for the Board Up of Various Vacant and Unmaintained Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-6), said services to include installation of padlocks and latches; boarding up of openings and closure of in-ground pools.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing Equipment and Operators for the Board Up of Various Vacant and Unmaintained Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid #2017-6)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-13

Notice to Bidders For Removal of Trees From Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga (Bid# 2017-7)

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, AND

WHEREAS, when violations are noted, property owners are notified to clean up their properties by removing hazardous dead, dying, diseased and/or distressed tree condition(s) within the Town of Cheektowaga, AND

WHEREAS, the cleaning up of these conditions includes tree and stump removal and filling and grading of disturbed areas, AND

WHEREAS, in the event property owners do not comply with clean up orders from the Housing & Neighborhood Preservation Office, public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary tree and stump removal and filling and grading of disturbed areas on the property, AND

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, AND

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, AND

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2017 through December 31, 2017, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Removal of Trees from Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid# 2017-7) in the Cheektowaga Bee, and BE IT FURTHER

RESOLVED, that bids will be received until February 02, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time in the Council Chambers in the Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 02, 2017 at 11:00 AM., at the Town Hall, corner of Broadway and Union Roads, for Furnishing Equipment and Operators for the Removal of Trees from Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid# 2017-7), said services to include residential and commercial property tree and stump removal and filling and grading of disturbed areas and is not intended to include town-owned properties, cemeteries or other excluded properties. Work will be done on an as-needed basis, as directed/requested by the Housing and Neighborhood Preservation Office.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing Equipment and Operators for the Removal of Trees from Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2017 through December 31, 2017 (Bid# 2017-7)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-14

Authorization to Purchase 2017 Ford Vehicles for Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Cheektowaga Police Department is requesting authorization to purchase new 2017 Ford vehicles to replace the aging vehicles in its existing fleet, AND

WHEREAS, DeLacy Ford, 3061 Transit Road, Elma, NY 14059 submitted a quote for six (6) new 2017 Ford Explorers at a cost of \$31,254.00 each and one (1) new 2017 Ford Taurus at a cost of \$27,031.00 for a grand total of \$214,555.00, AND

WHEREAS, DeLacy Ford's pricing is covered under New York State Contract #PC-66774, AND

WHEREAS, the Cheektowaga Police Department has money allocated for this purchase under budget #100-3120-2303, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents required to effectuate the purchase of said vehicles.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-15

Designation of Official Newspaper

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, Section 64(11) of the Town Law empowers a Town Board to designate a newspaper as the official paper of the Town provided such newspaper is regularly published in the Town and has been entered as second class mail matter, and

WHEREAS, the CHEEKTOWAGA BEE has served as the official newspaper of the Town of Cheektowaga for the past several years, and is qualified to serve as the Town's official newspaper, NOW, THEREFORE, BE IT

RESOLVED, that THE CHEEKTOWAGA BEE be and hereby is designated as the official newspaper of the Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-16

Establish Holidays for 2017 and First Holiday of 2018

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following holidays shall be observed by the Town of Cheektowaga in 2017 and the First Holiday for 2018:

New Year' Day	January 2, 2017	Monday
Martin Luther King, Jr. Day	January 16, 2017	Monday
President's Day	February 20, 2017	Monday
Good Friday	April 14, 2017	Friday
Memorial Day	May 29, 2017	Monday
Independence Day	July 4, 2017	Tuesday
Labor Day	September 4, 2017	Monday
Columbus Day	October 9, 2017	Monday
Veterans Day	November 10, 2017	Friday
Thanksgiving Day	November 23, 2017	Thursday
Day After Thanksgiving	November 24, 2017	Friday
Christmas Eve	December 24, 2017	Sunday
Christmas Day	December 25, 2017	Monday
New Year's Day	January 1, 2018	Monday

RESULT: ADOPTED [UNANIMOUS]

MOVER: Diane Benczkowski, Supervisor

SECONDER: Timothy J. Meyers, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-17

Direct Depositories to Accept Supervisor's Facsimile Signature

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that Bank of America (Dick Road Office), Key Bank (Cheektowaga Office), JP Morgan Chase Bank, N.A. (Buffalo Office), Citizens Bank (Cheektowaga Office), Evans National Bank and Manufacturers and Traders Trust Company (Airport Plaza Office), as designated depositories of the Town of Cheektowaga, be and they are hereby requested, authorized and directed to honor checks, notes and other instruments for the payment of moneys against Town funds on deposit therein, including those payable to the individual order of the person whose name appears thereon as signer, when bearing or purporting to bear the facsimile signature of the Supervisor, and BE IT FURTHER

RESOLVED, that Bank of America (Dick Road Office), Key Bank (Cheektowaga Office), JP Morgan Chase Bank, N.A. (Buffalo Office), Citizens Bank (Cheektowaga Office), Evans National Bank and Manufacturers and Traders Trust Company (Airport Plaza Office) shall be entitled to honor and to charge the proper bank account of the Town of Cheektowaga for such checks, notes and other instruments, regardless of by whom or by what means the actual purported facsimile signature thereon maybe affixed thereto, if such signature resembles the facsimile specimen or specimens, duly certified to or filed with said banks by the Supervisor, the Town Clerk or other officers of the Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-18

Designate Depositories for 2017

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following banking institutions be named official Town Depositories for the Year 2017:

Manufacturers and Traders Trust Company (Airport Plaza)
Key Bank (Appletree Business Park and Union Road)
Bank of America (Dick Road Office))
JP Morgan Chase Bank, N.A. (Buffalo Office)
Citizens Bank (Cheektowaga Office)
Evans National Bank

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-19

Readopt Investment Policy

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 3, 1993, the Cheektowaga Town Board adopted an Investment Policy as the comprehensive investment policy of the Town of Cheektowaga, and

WHEREAS, by subsequent resolutions, the Cheektowaga Town Board adopted amendments to such Investment Policy, and

WHEREAS, periodically, this Town Board must readopt and reaffirm such Investment Policy as the Investment Policy of the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby adopts the attached Investment Policy as the comprehensive investment policy of the Town of Cheektowaga, effective immediately.

TOWN OF CHEEKTOWAGA

INVESTMENT POLICY

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on behalf of the Town of Cheektowaga or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the Town of Cheektowaga investment activities are to conform with all applicable federal, state, and other legal requirements; to adequately safeguard principal; to provide sufficient liquidity to meet all operating requirements; and to obtain a reasonable rate of return.

III. DELEGATION OF AUTHORITY

The Town Board's responsibility for administration of the investment program is delegated to the Chief Fiscal Officer (Supervisor), and Director of Administration & Finance who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on a data base or records incorporating description and amount of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence

in the Town of Cheektowaga to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudent discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the Town of Cheektowaga to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling if this proves to be advantageous to the Town.

VI. INTERNAL CONTROLS

It is the policy of the Town of Cheektowaga for all moneys collected by any officer or employee of the Town of Cheektowaga to transfer those funds to the Supervisor and/or Director of Administration & Finance within 3 days of deposit, or within the time period specified in law, whichever is shorter.

The Supervisor, Director of Administration & Finance, or other officer having custody of money is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITORIES

The banks and trust companies authorized for the deposit of monies up to the maximum amount are designated in Appendix A to the policy.

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, Sec. 10, all deposits of the Town of Cheektowaga, including certificates of deposits, and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with an aggregate "market value" as provided by GML Sec. 10, equal to the aggregate amount of deposits from the categories designated in Appendix B to the policy.
2. By an eligible "letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the Town of Cheektowaga for a time not to exceed 90 days with an aggregate value equal to the 140% of the

aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest recognized statistical rating organizations or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.

3. By an eligible surety bond payable to the Town of Cheektowaga for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository and/or a third party bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure the Town of Cheektowaga deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the Town of Cheektowaga to exercise its rights against the pledged securities. In the event that the securities are not registered on inscribed in the manner of the Town of Cheektowaga, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the Town of Cheektowaga or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for the Town of Cheektowaga, will be

kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm to receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the Town of Cheektowaga a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, Sec. 11, the Town of Cheektowaga authorizes the Chief Fiscal Officer, Director of Administration & Finance, or other officer having custody of money to invest moneys not required for immediate expenditure for terms not to exceed 185 days or its projected cash flow needs in the following types of investments:

. Special Time Deposit accounts;

- . Certificate of Deposits;
- . Obligations of the United States of America;
 - . Obligations issued pursuant to LFL Sec. 24.00 of 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the Town of Cheektowaga;
 - . Obligations of public housing authorities, urban renewal agencies and industrial development agencies where general State statutes governing such entities or whose specific enabling legislation authorizes such investment;
 - . Certificates of Participations (COPS) issued pursuant to GML Sec. 109-b;
 - . Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML Sec(s) 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the Town of Cheektowaga within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds, or notes, shall be payable or redeemable at the option of the Town of Cheektowaga within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The Town of Cheektowaga shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution of dealer. All financial institutions with which the Town of Cheektowaga conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the

Town of Cheektowaga. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Chief Fiscal Officer and/or the Director of Administration & Finance is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

XII. PURCHASE OF INVESTMENTS

The Chief Fiscal Officer and/or the Director of Administration & Finance, or other officer having custody of money is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative investment program with another authorized entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.

3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the Town Board.

All purchased obligations, unless registered or inscribed in the name of the Town, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the Town of Cheektowaga by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Sec. 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for the Town of Cheektowaga, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the Town of Cheektowaga a perfected interest in the securities.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- . All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- . Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.
- . Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- . No substitution of securities will be allowed.
- . The custodian shall be a party other than the trading partner.

Appendix A

		ACCOUNT	MAXIMU	TOWN
BANK	TYPE	NUMBER	M	OFFICER
			AMOUNT	
M&T Bank	Joint Bail	XXX5092	200,000	Justice
M&T Bank	Parking	XXX5027	75,000	Justice
M&T Bank	Town Fees	XXX5100	200,000	Justice
M&T Bank	Town Fees	XXX1977	200,000	Justice
Chase	Block Grant	XXXXX3141		Dir. Of Admin & Finance
Chase	Consolidated Savings	XXXXX4217	80,000,000	Dir. Of Admin & Finance
Chase	Controlled Disbursement account (Zero balance Account)	XXXXX5888	-	Dir. Of Admin & Finance
Chase	First Niagara Risk Management	XXXXX3827	200,000	Dir. Of Admin & Finance
Chase	JAG Grant	XXXXX7385		Dir. Of Admin & Finance
Chase	Municipal Clearing Checking	XXX5589	3,000,000	Dir. Of Admin & Finance
Chase	NYS Home Program	XXXXX9969		Dir. Of Admin & Finance
Chase	Payroll Checking	XXXXXX3914	\$2,000,000	Dir. Of Admin & Finance
Chase	School Tax	XXXXX0376		Town Clerk
M&T Bank	School Tax	XXXXXX4406		Town Clerk
Chase	Tax Collection Savings Account	XXXXX0422		Town Clerk
Chase	Tax Receiver	XXXXX0368		Town Clerk
Chase	Town Clerk	XXXXX0384		Town Clerk
M&T Bank	Town & County Taxes	XXXXXX4414		Town Clerk
M&T Bank	Municipal Money Market Tax Savings	XXXXXXXXXX6489		Town Clerk
Chase	Trust & Agency - Asset Forfeiture	XXXXX9955	500,000	Dir. Of Admin & Finance
Chase	Trust & Agency - Checking	XXXXX9890	7,000,000	Dir. Of Admin & Finance
Chase	Trust & Agency - DARE	XXXXX9963	50,000	Dir. Of Admin & Finance
Chase	Trust & Agency - Library	XXX6144	800,000	Dir. Of Admin & Finance
Chase	Trust & Agency - Pyramid	XXXXX9939	500,000	Dir. Of Admin & Finance
Chase	Trust & Agency - Sewer Drainage	XXXXX9971	500,000	Dir. Of Admin & Finance

Special Meeting**Minutes****January 10, 2017**

Chase	Cheektowaga Youth & Rec Services	xxxxx8285		Dir. Of Admin & Finance
Chase	NSP Grant	xxxxx6170		Dir. Of Admin & Finance
M&T bank	Investments	xxxxxx2207		Dir. Of Admin & Finance
Citizens	General fund checking	xxxxxx0824		Dir. Of Admin & Finance
M&T bank	Risk Retention fund	xxxxxx0836		Dir. Of Admin & Finance
Chase	HUD Rehab Loan Program	XXXXX2675		Dir. Of Admin & Finance
First Niagara	Money Market Account	XXXXX0455		Dir. Of Admin & Finance
chase	NYS Affordable Housing	XXXXXX5032		Dir. Of Admin & Finance
M&T bank	General - Checking	xxx7346	6,000,000	Dir. Of Admin & Finance
M&T bank	General - Savings	xxxxxx7271	6,000,000	Dir. Of Admin & Finance
MBIA-Class	Debt Reserve Fund	NY-xx-xx73-0001	2,000,000	Dir. Of Admin & Finance
MBIA-Class	General Fund	NY-xx-xx73-0003	2,000,000	Dir. Of Admin & Finance
MBIA-Class	Risk Retention Fund	NY-xx-xx73-0002	1,000,000	Dir. Of Admin & Finance
MBIA-Class	Special Districts Fund	NY-xx-xx73-0004	3,000,000	Dir. Of Admin & Finance

APPENDIX B

Schedule of Eligible Securities

- (i) Obligations issued or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, Inter-American Development Bank, the Asian Development Bank and the African Development Bank.
- (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.
- (iv) Obligations issued or fully guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State of obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys.
- (v) Obligations issued by states (other than the State of New York) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vi) Obligations of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.
- (vii) Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.

APPENDIX B

Page 2

- (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization.
- (ix) Any mortgage related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by the bank regulatory agencies.
- (x) Commercial paper and banker's acceptances issued by a bank, other than the Bank, rated in the highest short term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged.
- (xi) Zero coupon obligations of the United States government marketed as

“Treasure Strips”.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-20

Authorize Town Clerk to Issue New/Renewal Ambulance Driver/Attendant Licenses

Sponsored By: Councilmember Rogowski, Councilmember Meyers

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 the EMS Board concerning the licensing of new/renewal driver(s)/attendant(s) shown on the list below 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.

<u>Name</u>	<u>Expiration Date</u>
Massi, Stephen P	7/31/2019
Mills, Nicole R	2/28/2019
Schafer, Adam R	4/30/2019

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-21

Authorize Tax Credit for Village of Depew

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, Section 150 of the Town Law grants discretionary authority to a town for entry into an agreement with a village located partially within its boundaries having a police department of four (4) or more police officers on an annual full-time basis, to determine what part of the cost of the town police department shall be assessed against the property in the village, and

WHEREAS, the Village of Depew is located partially within the boundaries of the Town of Cheektowaga, and, in addition, the Village of Depew maintains a police department on an annual full-time basis, and

WHEREAS, the annual budget of the Town for the fiscal year beginning January 1, 2017 provides for a credit of \$440,000.00 to the Village of Depew for the cost of the Town Police Department assessed against the property in the Village of Depew, and

WHEREAS, a proposed agreement with the Village of Depew on the matter of the aforementioned credit has been prepared and reviewed, NOW, THEREFORE, BE IT

RESOLVED, that the aforesaid agreement is approved, and the Supervisor be and hereby is authorized and directed to execute same on behalf of the Town.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-22

Authorize Supervisor to Execute Documents Relating to Assessment Challenges

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, the Town of Cheektowaga has multiple pending Article 7 tax assessment challenges in State Supreme Court, many of which have progressed to the point where settlements are pending, or appraisal reports need to be commissioned, and

WHEREAS, the Town Assessor customarily performs the duties of executing settlement documents or authorizing independent counsel to do so, of commissioning appraisal reports necessary in the defense of these proceedings, as well as other duties relating thereto, and

WHEREAS, the Cheektowaga Town Assessor has recently resigned, and the Town therefore does not have someone who is able to fulfill the above duties, and

WHEREAS, Section 29(16) of the Town Law provides, in relevant part, that the Town Supervisor "...shall have and exercise any other power or duty expressly conferred upon (her) by law and such other powers and duties of administration and supervision of town or special or improvement district functions as shall be provided by resolution of the Town Board, to be performed on behalf of such Board", and

WHEREAS, it is necessary and desirable to confer the aforesaid assessor duties upon the Town Supervisor in these situations so that defense and settlement of Article 7 proceedings against the Town may proceed in a timely and efficient manner, NOW, THEREFORE, BE IT

RESOLVED, that the Town Supervisor be and hereby is empowered and authorized to execute assessment challenge settlement documents on behalf of the Town or authorize independent counsel to do so, to commission appraisal reports, and to take any other action or to execute any other documents necessary to the defense of said proceedings in the stead of the assessor during the time said assessor is on administrative leave.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-23

Authorize Supervisor to Sign Agreement for Professional Services Associated with an HVAC Study at the Alexander Center

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Alexander Community Center roof and related HVAC roof top units have been a topic over the past several years for capital improvements for removal and replacement due to numerous leaks within the second floor offices and inconsistencies of heating and cooling throughout the entire building, AND

WHEREAS, in an effort to budget for said removal and replacement, the existing HVAC systems, minimally 26 years old, need to be analyzed and evaluated with recommendations for system improvements and appropriate options and probable construction costs, AND

WHEREAS, the engineering firm of ME Engineering has provided a proposal for professional services to provide an HVAC Study to access the existing HVAC systems, their life expectancy and potential replacement cost as further detailed in their proposal dated December 21, 2016, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of ME Engineering, 60 Lakefront Boulevard, Suite 320, Buffalo, New York 14202, dated December 21, 2016 for professional services associated with an HVAC Study at the Alexander Community Center is hereby approved and accepted, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby directed and authorized to sign said agreement with ME Engineering for the provision of said professional services in an amount not to exceed \$2,700.00, AND, BE IT FURTHER

RESOLVED, that funding for said professional services shall be appropriated from a budget line from the Director of Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-24

Authorize Supervisor to Sign Contracts for Concerts and Special Events for 2017

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that subject to approval by the Town Attorney, the Supervisor be and hereby is authorized to sign contracts between the Town of Cheektowaga, performers, sponsors and recurring vendors for concerts and special events to be held during the year 2017.

FUNDING SOURCE:

0100-7140-4503

0100-7140-4491

0100-7620-4491

0100-7620-4685

0100-7550-4374

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-25

Approve Memberships in Various Organizations for Youth & Recreational Services Department for 2017

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Town of Cheektowaga Youth & Recreational Services Department needs to maintain memberships in various organizations in order to effectively operate its programs, and

WHEREAS, the Youth & Recreational Services Department currently maintains memberships in the following organizations/associations:

- ASCAP/ American Society of Composers, Authors & Publishers
- SESAC/Society of European Stage Authors & Composers
- The Association of New York State Youth Bureaus
- Cheektowaga Chamber of Commerce
- National Recreation and Park Association
- NYSPRS/New York State Recreation and Park Society
- WNY Association of Youth Boards
- USA Track and Field
- Metro Buffalo Amateur Softball Association
- WNY Amateur Hockey League
- MNY Midget MOHL
- Ontario Minor Roller Hockey
- US Tennis Association
- Niagara Frontier Recreation and Park Society
- USA Hockey
- Motion Picture Licensing Corporation

and

WHEREAS, the Youth & Recreational Services Department needs to acquire permits from the Erie County Health Department/Commissioner of Finance for the Town pools and other facilities, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves membership/organization/permit fees for the above for the Youth & Recreational Services Department for the year 2017 and directs that fees for same be paid out of the appropriate department budget line items.

Motion by Supervisor Benczkowski, Seconded by Councilmember Rogowski to amend Resolution as follows: Delete "Cheektowaga Chamber of Commerce" as this organization/membership is covered under Town Membership for all Departments. Motion Carried.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-26

Purchase of Excess Workers Compensation Insurance

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town's excess workers compensation insurance expires on December 31, 2016, and

WHEREAS, the Town's insurance broker solicited quotations for said excess workers compensation insurance, and

WHEREAS, Safety National Casualty Corporation, through Key Insurance and Benefits Services, has submitted a quote for coverage with a \$650,000 retention for Police and a \$600,000 retention for other departments at a cost of \$97,705, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to purchase excess workers compensation insurance with a \$650,000 retention for Police and a \$600,000 retention for other departments from Safety National Casualty Corporation through Key Insurance and Benefits at a cost of \$97,705, and BE IT FURTHER

RESOLVED, that funds for said insurance shall be appropriated from budget line item 101.1722.4519.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-27

Retention of Firm to Provide Fire and Security Alarm Services

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga Facilities Department currently utilizes the services of Simplex Grinnell for fire alarm and security alarm testing and inspection, and

WHEREAS, bid proposals were received for Fire and Security Alarm Services and 24 Hour Monitoring on November 14, 2016 and reviewed by the Law Department, AND

WHEREAS, the General Crew Chief of the Facilities Department has obtained the following referenced quotations from Fire Safety Systems for the following services for Calendar Years 2017-2019:

- Annual Fire Alarm and Security Alarm Systems Testing and Inspections, together with Standard Emergency Services to 16 Town-owned buildings and monitoring 24 Hour Security Monitoring for 7 buildings, not to exceed \$14,090.00, And

WHEREAS, funding is available in the Facilities Department budget for these services, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby terminates any and all arrangements with Simplex Grinnell for fire alarm and security alarm services at Town Buildings, effective January 10, 2017, and BE IT FURTHER

RESOLVED, that this Town Board hereby retains Fire Safety Systems as per its proposals, to perform fire alarm, monitoring and security alarm services and indicated above from January 10, 2017 to December 31, 2019, and BE IT FURTHER

RESOLVED, that fees for said services shall be appropriated from budget line item number 100-7110-4451.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



28. RESOLUTION 2017-28

Request Buffalo Erie Niagara Land Improvement Corporation (BENLIC) to Acquire Vacant Properties 2017

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the Town of Cheektowaga has recognized the need to address the growing issue of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga hereby officially requests that BENLIC acquire the following properties:

106 Wilshire Road	SBL - 80.19-3-2;
15 Crescent Court	SBL - 102.06-2-2;
73 Daniel Avenue	SBL - 102.46-5-11;
1574 East Delavan Avenue	SBL - 90.76-2-29;
37 Ivanhoe Road	SBL - 90.76-3-39;
80 Preston Road	SBL - 90.76-4-7;
20 Andrews Avenue	SBL - 101.28-2-5;
2355 Genesee Street	SBL - 101.28-8-3;
78 Avery Place	SBL - 101.36-3-12;
23 Randolph Avenue	SBL - 101.60-2-29;
53 Euclid Avenue	SBL - 101.60-3-38;
1157 Walden Avenue	SBL - 101.60-8-40;
11 Normandy Avenue	SBL - 102.21-1-20;
77 David Avenue	SBL - 102.21-7-9;
66 Westchester Drive	SBL - 102.37-3-23;

35 Hedwig Avenue	SBL - 102.53-3-27;
18 Schuster Avenue	SBL - 102.16-4-18;
0 Union Road	SBL - 102.16-4-19;
1 Schlenker Avenue	SBL - 102.16-4-22;
2641 Broadway	SBL - 102.18-2-3;
95 Nandale Road	SBL - 113.72-1-6;
70 Shanley Street	SBL - 123.27-10-8;
52 Olcott Place	SBL - 101.36-3-7;
94 Bellevue Avenue	SBL - 114.06-4-14;
1122 Walden Avenue	SBL - 101.60-5-23;
129 David Avenue	SBL - 102.21-7-23;
166 Straley Avenue	SBL - 102.37-2-13;
195 Northcrest Avenue	SBL - 92.17-3-4;
25 Hoerner Avenue	SBL - 101.60-5-29;
257 Chapel Avenue	SBL - 92.17-2-17;
27 Alpine Place	SBL - 101.28-13-8;
38 Barbara Place	SBL - 101.28-1-2;
40 Reo Avenue	SBL - 102.53-4-7;
74 Hoerner Avenue	SBL - 101.60-4-3;
86 Carol Drive	SBL - 90.76-5-2;
89 Gardenvale Drive	SBL - 91.06-14-19;and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga has completed the required Standardized Inspector's Reports and Maintenance, Disposition and Reuse Plans (SIR/MDR plans) each property listed above and has attached the SIR/MDR plans to this resolution; and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga agrees to reimburse Erie County for the costs associated with the foreclosure of these properties, and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property; and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga hereby agrees to the terms and conditions of the BENLIC Pay It Forward Policy, adopted September 19, 2014 and that pursuant to section 1610 of the New York Not-for-Profit Corporation Law will remit to BENLIC 50% of the real property taxes collected for a period of five years on all of the parcels identified herein for which, upon disposition of the parcel, net proceeds are negative

106 Wilshire Road	SBL - 80.19-3-2;
15 Crescent Court	SBL - 102.06-2-2;
73 Daniel Avenue	SBL - 102.46-5-11;
1574 East Delavan Avenue	SBL - 90.76-2-29;
37 Ivanhoe Road	SBL - 90.76-3-39;
80 Preston Road	SBL - 90.76-4-7;
20 Andrews Avenue	SBL - 101.28-2-5;
2355 Genesee Street	SBL - 101.28-8-3;
78 Avery Place	SBL - 101.36-3-12;
23 Randolph Avenue	SBL - 101.60-2-29;
53 Euclid Avenue	SBL - 101.60-3-38;
1157 Walden Avenue	SBL - 101.60-8-40;
11 Normandy Avenue	SBL - 102.21-1-20;
77 David Avenue	SBL - 102.21-7-9;

66 Westchester Drive	SBL - 102.37-3-23;
35 Hedwig Avenue	SBL - 102.53-3-27;
18 Schuster Avenue	SBL - 102.16-4-18;
0 Union Road	SBL - 102.16-4-19;
1 Schlenker Avenue	SBL - 102.16-4-22;
2641 Broadway	SBL - 102.18-2-3;
95 Nandale Road	SBL - 113.72-1-6;
70 Shanley Street	SBL - 123.27-10-8;
52 Olcott Place	SBL - 101.36-3-7;
94 Bellevue Avenue	SBL - 114.06-4-14;
1122 Walden Avenue	SBL - 101.60-5-23;
129 David Avenue	SBL - 102.21-7-23;
166 Straley Avenue	SBL - 102.37-2-13;
195 Northcrest Avenue	SBL - 92.17-3-4;
25 Hoerner Avenue	SBL - 101.60-5-29;
257 Chapel Avenue	SBL - 92.17-2-17;
27 Alpine Place	SBL - 101.28-13-8;
38 Barbara Place	SBL - 101.28-1-2;
40 Reo Avenue	SBL - 102.53-4-7;
74 Hoerner Avenue	SBL - 101.60-4-3;
86 Carol Drive	SBL - 90.76-5-2;
89 Gardenvale Drive	SBL - 91.06-14-19;and BE IT FURTHER

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporations; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



29. RESOLUTION 2017-29

2017 Minimum Wage Increase

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the New York State Legislature has approved a minimum wage increase and

WHEREAS, the increase becomes effective January 1, 2017, NOW THEREFORE BE IT

RESOLVED that the following individuals be and hereby are elevated to the hourly rate of \$9.70 so as to comply with the new minimum wage law:

RICHARD E. ANDERSON
ANDREW P. BABCOCK
BRAD J. BAUMAN
MARC P. BEANG
ERIC BELL
TAMMY BELL
JOSEPH A. BODKIN
DONNA M. BOHRER
MARCIA BOLERO
ROBERT J. BOMMER III
JAMES J. BRUNDO
KELLY A. BRZYSKI
KELSEY CADWALLADER
MATTHEW J. CARNEY
DANIEL S. CERRIE II
MICHAEL CIESLINSKI
KARA COLVIN
SHEILA M. DOERR
TYLER DONAHUE
AUSTIN DZIMIAN
PATRICIA EISENHAUER
JESSICA J. ELSTON
ERIC M. FARINACCI
CHARLENE L. FEDYNA
GENEVIEVE FRONCZAK
JESSICA J. FULL
NICHOLAS S. FULLINGTON
JENNIFER C. GAFFNEY
JESSICA M. GAFFNEY
STEVEN A. GASIOREK
MAUREEN E. GLEASON
KARLY GLOWNY
KELLY GLOWNY

JOHN E. GLUSZEK
HUNTER S. GOLOVIN
KATHLEEN A. GOUBA
JOEL R. GREENAUER
MATTHEW J. GREENBERG
GREGORY J. GYALOG
ELAINE M. HAWRYSIK
ANN MARIE HEIDE
RONALD E. HENDERSHOT
DAKOTA W. HERKEY
KIRA HERKEY
NICHOLAS R. HERKEY
MICHAEL J. HOCKWATER
LEAH HOFFMAN
KEITH D. IGNASZAK
JOSEPHINE INDELICATO
TIMOTHY S. ISCH
JULIA JARVIS
JOY KALATA
PATRICIA KANTOR
LINDA A. KARASZEWSKI
DANIELLE C. KELLER
KOURTNEY M. KILLIAN
BRANDON M. KINDZIERSKI
ALEXANDER W. KLUCK
IRENE KMIOTEK
NICHOLAS KOBIS
DAVID M. KOVATCHEV
DONA M. KOZAK
THOMAS L. KRAWCZYK
ALEXIS KRUEGER
ASHELY KRYWCUN
AMANDA M. KRZEMIEN
CHRISTOPHER M. LACORTE
FRANK A. LATCHFORD
WILLIAM W. LAUBER
PATRICIA LEMMO
JOSEPH A. LEONARCZYK
JEROME H. LEWANDOWSKI
LORRAINE M. LEWANDOWSKI
RONALD J. LEWANDOWSKI
KATHERINE E. LIPCZYNSKI
AMANDA L. MACONAGHY
ALEXANDRIA MAKOWSKI
GREGORY MERRITT
ELIZABETH M. MEYERHOFER
BAILEY S. MICHALSKI
MORGAN T. MIECZNIKOWSKI

LAUREN M. MILLER
KERI J. MURPHY
CATHLEEN MUSCARELLA
JENSINE K. NGUYEN
JORDAN P. NOSAL
TYLER J. NOSAL
NATHAN M. OBSTARCZYK
CHRISTOPHER D. O'NEILL
GABRIELLE M. PADOVANI
ALICE J. PALISTRANT
SHEENA PALMER
MATTHEW J. PAZDERSKI
JULIE H. PIJACKI
ROBERT M. PIKUZINSKI
JORDAN D. POCOBELLO
RYAN E. POCOBELLO
EUGENE F. PYTLEWSKI
ANDREW REICHERT
DEANA E. RICHARDSON
MICHAELA E. RICHTER
CATHERINE ROGERS
MELISSA ROSSI
EMILY R. RUSSILLO
CYNTHIA M. SCHAEFER
GERALD P. SCHEIB
JAYSON M. SELBERT
EILEEN SKOWRONSKI
NICHOLAS M. SNYDER
JORDAN SOLDACZEWSKI
LEEANN K. STACHURA
ALLEN K. STELTERMANN
MACKENZIE STROUD
MATTHEW J. STROUD
JOSEPH M. SWIERCZYNSKI
SEAN T. SZYMANSKI
DANIELLE L. SZYMKOWIAK
RYAN P. TRAPPER
THERESA M. TRIPI
RONALD J. TROWBRIDGE
KYLE B. VANOVERLOOP
JENNA VARANO
ALEXANDRA M. WACHOWSKI
AARON WANAT
RYAN R. WEBER
GARY WIEGERT
ERIC WILSON
CHRISTINE A. WITKOWSKI
SUZANNE WOZNIAK

BRIAN J. WROBLEWSKI
EUGENE J. WROTECKI
KELLY C. ZAKY
KYLE A. ZAWADZKI
ANDREW ZIMNIEWICZ

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



30. RESOLUTION 2017-30

Termination of Clerk to Town Justice (Judith Smith)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

RESOLVED, that Judith A. Smith be and hereby is terminated from her position as Clerk to Town Justice for the Town of Cheektowaga, effective January 11, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



31. RESOLUTION 2017-31

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Recreation Aide - 7140.1611 - \$9.70 - Part-time

Daniel Tabaczynski 14211

Motion made by Councilmember Meyers, Seconded by Councilmember Magierski to waive the reading of names for the following Resolutions: 2017-31, 2017-32. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]

MOVER: Gerald Kaminski, Councilmember

SECONDER: James P. Rogowski, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



32. RESOLUTION 2017-32

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

POLICE DEPARTMENT Court Officer (Competitive/Permanent) \$16.597/hour effective 1/3/17
Danielle K. Eberhardt, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

JUSTICE COURT
Cathleen F. Muscarella effective 12/23/16

SANITATION DEPARTMENT
Walter W. Szafraniec effective 11/19/16
Jake Helenbrook effective 12/3/16
Nicholas A Ruberto, Jr. effective 11/19/16
Brian K. O'Connor effective 12/1/16
John A. Schaefer effective 11/19/16
Shawn B. Johnson effective 12/3/16
Keith M. Pignatora effective 12/3/16

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



33. RESOLUTION 2017-33

Appointment of Clerk Typist (Temporary) Town Clerk's Office/Kathleen Gasiewicz

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a temporary vacancy exists in the Town Clerk's Office; AND

WHEREAS, Kathleen Gasiewicz, currently employed as a part-time Clerk in the Town Clerk's Office, meets all the necessary qualifications for temporary appointment; NOW, THEREFORE, BE IT

RESOLVED, that Kathleen Gasiewicz of Depew, New York, be and hereby is appointed to the temporary position of Clerk Typist in the Town Clerk's Office in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective December 30, 2016.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



34. RESOLUTION 2017-34

Appointment of MEO-A (Non-Competitive/Permanent) Sanitation/Gerald Sprada

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Motor Equipment Operator - A in the Sanitation Department; AND

WHEREAS, the Department was canvassed internally in accordance with an agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, Gerald Sprada, currently employed as a Motor Equipment Operator - B in the Sanitation Department, meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Gerald Sprada of Cheektowaga, New York, be and hereby is appointed to the position of Motor Equipment Operator - A in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective January 2, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



35. RESOLUTION 2017-35

Appointment of Laborer (Labor Class/Permanent) Facilities Department (Parks Division)/Kobe J. Walenka

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Laborer in the Facilities Department (Parks Division); AND

WHEREAS, notice of said vacancies have been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, no bargaining unit member bid on said vacancy; AND

WHEREAS, Kobe J. Walenka of Cheektowaga, New York applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

RESOLVED, that Kobe J. Walenka of Cheektowaga, New York be and hereby is appointed to the position of Laborer in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective January 10, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



36. RESOLUTION 2017-36

Appointment of Clerk to Town Justice (Exempt)/Viktoriya Vorobyeva

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a vacancy exists in the title of Clerk to Town Justice; AND

WHEREAS, said title is in the exempt class of civil service; AND

WHEREAS, Viktoriya Vorobyeva, currently employed as a part-time Clerk in the Justice Court, meets the qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Viktoriya Vorobyeva of Cheektowaga, New York, be and hereby is appointed to the position of Clerk to the Town Justice effective January 11, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



37. RESOLUTION 2017-37

Designate EMS Board

Sponsored By: Councilmember Adamczyk, Councilmember Magierski

WHEREAS, in order to provide for the provisions of emergency medical services on a uniform basis, this Town Board, on May 7, 1984, adopted an Ambulance Services Ordinance, AND

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

WHEREAS, the composition of the EMS Board is set forth in Section 52-7 of the Code of the Town of Cheektowaga , AND

WHEREAS, the terms of the present individuals who were appointed to the EMS Board expired, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals shall be designated to serve as members of the EMS Board for 2017 for a term of one year:

REPRESENTING	DESIGNATE
Bellevue	Jack McFarland and Jim Havernack, as Alternate
Cleveland Hill	Mark Collett and Bob Trautman, as Alternate
Doyle	Chip Schurstein and Bob Barczak, as Alternate
Forks	Jeff Place and Paul Hockwater, Sr., as Alternate
Hy-View	Mike Lonczak and Mark Schmitt, as Alternate
Sloan	Al Wieberg and Dennis Rydzynski, as Alternate
South Line	Todd Roland and Jay Tolsma, as Alternate
U-Crest	Chris Maciok and Ron Wanat, as Alternate
Walden	Kristen Tower, as Alternate
Dispatch	Paul Hockwater, Jr.
Chief of Police	Chief David Zack and Lt. Tom Wentland, as Alternate
Chairperson	Al Wieberg
St. Joe's Hospital	Dr. Frank Lee
Town Board	Councilmember Christine Adamczyk
Ex-Officio Members (non-voting)	
Rural Metro	Steven Yohe

and, BE IT FURTHER

RESOLVED, that Al Wieberg be appointed to serve as Chairman of the EMS Board

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Christine Adamczyk, Councilmember
SECONDER: Alice Magierski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



38. RESOLUTION 2017-38

Appoint/Reappoint Bingo Inspectors and Chairman

Sponsored By: Rogowski, Kaminski, Magierski, Adamczyk

BE IT RESOLVED, that the following individual be and hereby is appointed a Bingo Inspector, effective January 1, 2017 to December 31, 2017:

Christine Witkowski, Cheektowaga, New York

and BE IT FURTHER

RESOLVED, that the following individuals be and hereby are reappointed as Bingo Inspectors, effective January 1, 2017 to December 31, 2017:

Katherine Ferdinand, Cheektowaga, New York
Dennis Smith, Cheektowaga, New York
Thaddeus I. Marciniak, Cheektowaga, New York

and BE IT FURTHER

RESOLVED, that the following individual be and hereby is appointed Bingo Inspector Chairman, effective January 1, 2017 to December 31, 2017:

Thaddeus I. Marciniak, Cheektowaga, New York.

RESULT:	TABLED [UNANIMOUS] Next: 1/24/2017 7:00 PM
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



39. RESOLUTION 2017-39

Reappointment of Bingo Inspectors

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individuals be and hereby are reappointed as Bingo Inspectors, effective January 1, 2017 to December 31, 2017:

Katherine Ferdinand, Cheektowaga, New York
Dennis Smith, Cheektowaga, New York
Anthony Prep, Cheektowaga, New York

and BE IT FURTHER

RESOLVED, that the following individual be and hereby is reappointed Bingo Inspector Chairman, effective January 1, 2017 for a term of one year:

Thaddeus I. Marciniak, Cheektowaga, New York

RESULT:	TABLED [UNANIMOUS] Next: 1/24/2017 7:00 PM
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



40. RESOLUTION 2017-40

Reappointment of Zoning Board Member

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, the term of Kenneth Young as Member of the Zoning Board of Appeals expired on December 31, 2016, and

WHEREAS, Kenneth Young has expressed an interest in being reappointed to this position, and

WHEREAS, Kenneth Young has satisfactorily served as Member of the Zoning Board of Appeals for a number of years and merits reappointment to such position, NOW, THEREFORE, BE IT

RESOLVED, that Kenneth Young of Cheektowaga, New York be and hereby is reappointed to the position of Member of the Zoning Board of Appeals, effective January 1, 2017 and terminating on December 31, 2021.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



41. RESOLUTION 2017-41

Reappointment of Civil Officers

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, pursuant to Section 20(1)(a) of the Town Law of the State of New York, this Town Board has the authority to appoint civil officers who possess the powers and duties of Constables in civil actions and proceedings; and

WHEREAS, the Town has a police department duly established pursuant to law; and

WHEREAS, there is a need to appoint civil officers to assist landlords with eviction proceedings initiated in the Cheektowaga Justice Court; and

WHEREAS, the Town Board of the Town of Cheektowaga, a duly constituted Town of the First Class, by prior resolutions, appointed Walter Geising (of Esquire Process Service, LLC) and Monique Geising (of Esquire Process Service, LLC) as civil officers of the Town of Cheektowaga, each possessing the powers and duties of a constable in civil actions and proceedings only, for terms expiring on December 31, 2016; and

WHEREAS, the appointment of civil officers has been well-received by the residents of the Town of Cheektowaga and has proved to be beneficial to the Town; and

WHEREAS, the aforesaid civil officers have requested that their appointments be renewed for a three (3) year term, NOW, THEREFORE, BE IT

RESOLVED, that, pursuant to the authority granted by Town Law Section 20(1)(a), Walter Geising of Esquire Process Service, LLC, P.O. Box 337, Lackawanna, New York 14218, and Monique Geising of Esquire Process Service, LLC, P.O. Box 337, Lackawanna, New York 14218, be and hereby are re-appointed as civil officers of the Town, possessing all the powers of a constable in civil actions and proceedings only, for terms expiring on December 31, 2019; and BE IT FURTHER

RESOLVED, that said Civil Officers shall be paid no salary but shall be entitled to collect the statutory fees allowed by law in such civil actions and proceedings.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



42. RESOLUTION 2017-42

Travel Authorization Law Department

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the 2017 New York Association of Towns Training School and Annual Meeting is being held February 19-22, 2017 in New York City, New York; AND

WHEREAS, Town Attorney Marthe Jane Bwalya Ngwashi has been recommended to attend said training; AND

WHEREAS, Town Attorney Marthe Jane Bwalya Ngwashi has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,776.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Town Attorney Marthe Jane Bwalya Ngwashi be and hereby is authorized to attend the 2017 New York Association of Towns being held February 19-22, 2017 in New York City, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



43. RESOLUTION 2017-43

Travel Authorization Law Department

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the 2017 New York Association of Towns Training School and Annual Meeting is being held February 19-22, 2017 in New York City, New York; AND

WHEREAS, Deputy Town Attorney Melissa A. Reese has been recommended to attend said training; AND

WHEREAS, Town Attorney Marthe Jane Bwalya Ngwashi has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,776.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Deputy Town Attorney Melissa A. Reese be and hereby is authorized to attend the 2017 New York Association of Towns being held February 19-22, 2017 in New York City, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



44. RESOLUTION 2017-44

Travel Authorization Accounting Department

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the 2017 New York Association of Towns is being held February 19-22, 2017 in New York City, New York; AND

WHEREAS, Director of Administration and Finance Brian Krause has been recommended to attend said training; AND

WHEREAS, Director of Administration and Finance Brian Krause has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,466; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Director of Administration and Finance Brian Krause be and hereby is authorized to attend the 2017 New York Association of Towns being held February 19-22, 2017 in New York City, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



45. RESOLUTION 2017-45

Travel Authorization Emergency Services

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the NYSEMA Winter Conference is being held February 21-23, 2017 in Syracuse, New York; AND

WHEREAS, Emergency Coordinator Earl Loder has been recommended to attend said training; AND

WHEREAS, Emergency Coordinator Earl Loder has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$481.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Emergency Coordinator Earl Loder be and hereby is authorized to attend the NYSEMA Winter Conference being held February 21-23, 2017 in Syracuse, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



46. RESOLUTION 2017-46

Travel Authorization Building and Plumbing Department

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the 2017 Niagara Frontier Building Officials Education Conference is being held January 23 through January 25, 2017 in Cheektowaga, New York; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn, Assistant Code Enforcement Officers Mark Bielefeld, Donald Wartinger, Peter Maurer, Mark Radecki, Daniel Lelito, and Dale Marie Parks, Plumbing Inspector Gregory Magnuszewski, part-time Assistant Code Enforcement Officers Gary Parks and Lawrence Rokitka, and part-time Zoning Inspector Joseph Kopera have been recommended to attend said conference; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$4,106.13; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Supervising Code Enforcement Officer Richard Coburn, Assistant Code Enforcement Officers Mark Bielefeld, Donald Wartinger, Peter Maurer, Mark Radecki, Daniel Lelito, and Dale Marie Parks, Plumbing Inspector Gregory Magnuszewski, part-time Assistant Code Enforcement Officers Gary Parks and Lawrence Rokitka, and part-time Zoning Inspector Joseph Kopera be and hereby are authorized to attend the 2017 Niagara Frontier Building Officials Education Conference being held January 23 through January 25, 2017 in Cheektowaga, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Suspension of Rules

Motion by Councilmember Meyers, Seconded by Councilmember Hammer to waive the rules to include the following Resolutions: 2017-47, 2017-48. Motion Carried.



1. RESOLUTION 2017-47

Authorize Town Clerk/Receiver of Taxes to Invest Tax Moneys

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, the Town of Cheektowaga through and by its Receiver of Taxes and Assessments/Town Clerk, receives and collects Town taxes, and

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

WHEREAS, the Town Receiver of Taxes and Assessments/Town Clerk is knowledgeable about the methods of investment and institutions in which investments can be made, and

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

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

RESOLVED, that Vickie L. Dankowski, Town Clerk/Receiver of Taxes and Assessments for the Town of Cheektowaga, be and hereby is authorized to invest real property tax moneys on a short-term basis in 2017, and BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-48

Appointment of Assistant Code Enforcement Officer (Competitive/Permanent) Community Development/Donald C. Bielefeld, Jr.

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Assistant Code Enforcement Officer in the Office of Community Development; 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, such job title is in the competitive class of Civil Service; AND

WHEREAS, Donald C. Bielefeld, Jr., currently employed as an Assistant Code Enforcement Officer in the Building and Plumbing Development, bid on said vacancy and is eligible for transfer to the Office of Community Development; NOW, THEREFORE, BE IT

RESOLVED, that Donald C. Bielefeld, Jr. of Depew, New York, be and hereby is appointed to the position of Assistant Code Enforcement Officer in the Office of Community Development in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective January 11, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: September 2016**
2. **Supervisor's Statement of Funds: October 2016**
3. **Minutes: Cheektowaga Planning Board - December 8, 2016**
4. **Minutes: Cheektowaga Traffic Safety Commission - December 20, 2016**

B. General Communications

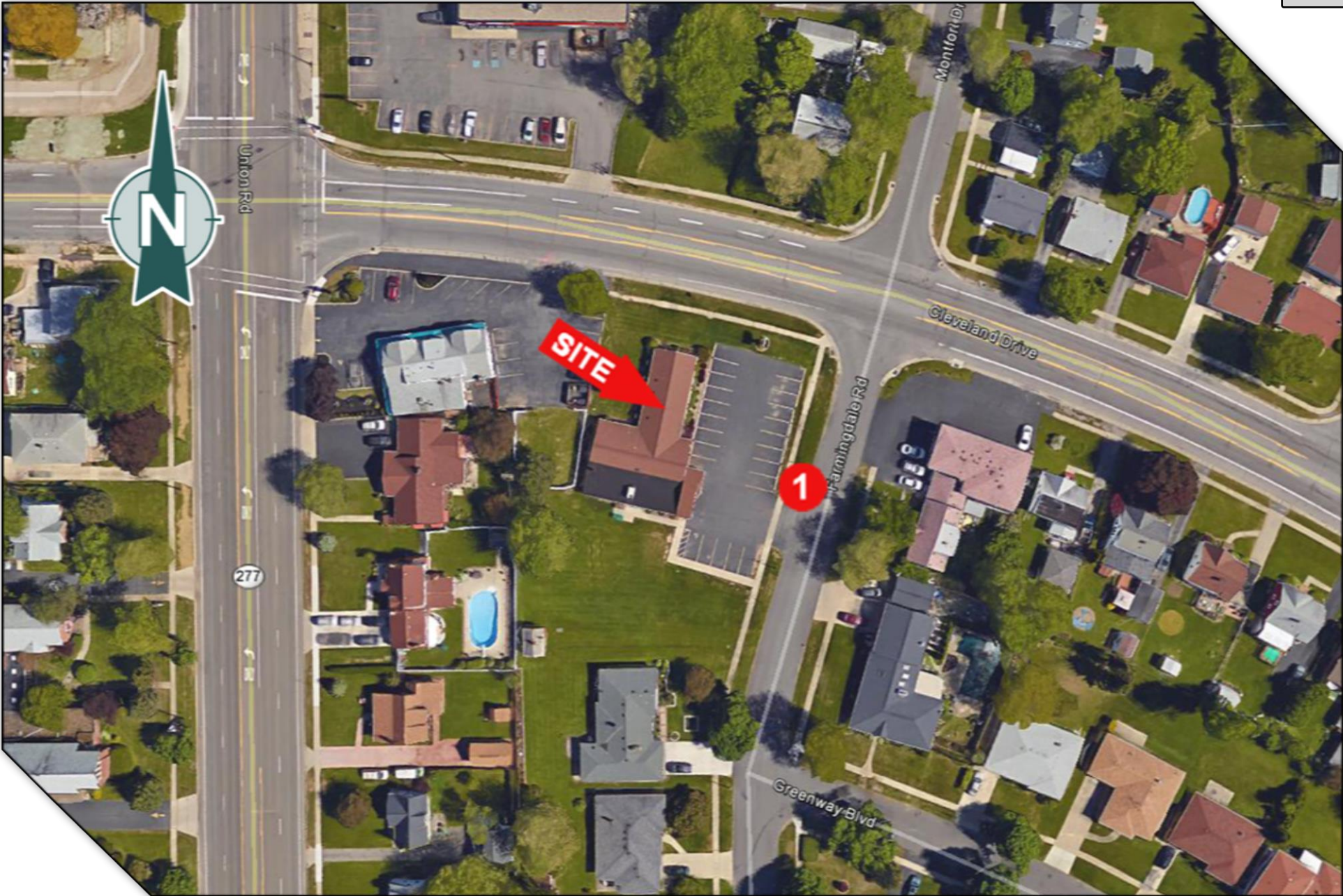
1. **Summons: M&T Bank vs. Joseph D. Greene, Town of Cheektowaga & Etal Premises:
193 Phyllis Avenue, Buffalo**
2. **Notice of Claim: Robert Derouche Jr. vs. Town of Cheektowaga**
3. **Notice of Claim: Tiffany M. Green vs. Town of Cheektowaga**
4. **Notice of Claim: Anthony Lewandowski vs. Town of Cheektowaga**
5. **Notice of Claim: Kathleen MacPherson vs. Town of Cheektowaga**
6. **Request to Speak: Mr. Nelson Oldfield regarding Veteran's Affairs Committee**

XI. Comments***A. Supervisor's Comments******B. Councilmember's Comments******C. Public Comments*****XII. Adjournment**

Motion by Councilmember Hammer, Seconded by Councilmember Magierski to adjourn the meeting at 8:30 PM.

Vickie L. Dankowski

Town Clerk



Cleveland & Union
1259 Cleveland Drive
Cheektowaga, New York 14225

PHOTO
LOG
8104.22
Packet Pg. 78



Attachment: Cleveland&Union_Sim_20170103 (RES-2017-6 : Approve Special Use Permit for Micro Cell



Looking west from Farmingdale Road.
 Proposed installation will be visible from this location.

Distance from the photographic location to the proposed site is 100'±

P-1
 8104 22
 Packet Pg. 79



Attachment: Cleveland&Union_Sim_20170103 (RES-2017-6 : Approve Special Use Permit for Micro Cell



Looking west from Farmingdale Road.
Proposed installation is visible from this location.

Distance from the photographic location to the proposed site is 100'±

S-1
8104.22
Packet Pg. 80



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, January 24, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on January 24, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Jillian Gorman -King, Executive Director - Youth Board
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Kerry Peek, Senior Services Director
Melissa Reese, Deputy Town Attorney

V. Call for Motion to Exit Executive Session

1. **Motion To:** Exit Executive Session at 7:00 PM

RESULT: ADOPTED [UNANIMOUS]
MOVER: Alice Magierski, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

VI. Recognition

Value Volunteer Award

VII. Approve Minutes

Motion by Councilmember Kaminski , Seconded by Councilmember Meyers to approve the minutes. Motion Carried.

VIII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

IX. Public Hearings

1. Community Development Funds

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT:	CLOSED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Presentation

Climate Smart Community by Dan Ulatowski

XI. From the Table



1. RESOLUTION 2017-38

Appoint/Reappoint Bingo Inspectors and Chairman

Sponsored By: Rogowski, Kaminski, Magierski, Adamczyk

BE IT RESOLVED, that the following individual be and hereby is appointed a Bingo Inspector, effective January 1, 2017 to December 31, 2017:

Christine Witkowski, Cheektowaga, New York

and BE IT FURTHER

RESOLVED, that the following individuals be and hereby are reappointed as Bingo Inspectors, effective January 1, 2017 to December 31, 2017:

Katherine Ferdinand, Cheektowaga, New York
Dennis Smith, Cheektowaga, New York
Thaddeus I. Marciniak, Cheektowaga, New York

and BE IT FURTHER

RESOLVED, that the following individual be and hereby is appointed Bingo Inspector Chairman, effective January 1, 2017 to December 31, 2017:

Thaddeus I. Marciniak, Cheektowaga, New York.

RESULT:	ADOPTED [4 TO 3]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	James P. Rogowski, Gerald Kaminski, Christine Adamczyk, Alice Magierski
NAYS:	Diane Benczkowski, Timothy J. Meyers, Linda Hammer



2. RESOLUTION 2017-39

Reappointment of Bingo Inspectors

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individuals be and hereby are reappointed as Bingo Inspectors, effective January 1, 2017 to December 31, 2017:

Katherine Ferdinand, Cheektowaga, New York
Dennis Smith, Cheektowaga, New York
Anthony Prep, Cheektowaga, New York

and BE IT FURTHER

RESOLVED, that the following individual be and hereby is reappointed Bingo Inspector Chairman, effective January 1, 2017 for a term of one year:

Thaddeus I. Marciniak, Cheektowaga, New York

RESULT:	WITHDRAWN
----------------	------------------

XII. Resolutions



1. RESOLUTION 2017-49

Transfer of Funds-2016

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;
SPECIAL DISTRICTS

FROM:	150.8160.4468	Compost	\$10,500.00
	150.8160.2306	Packers	3,400.00
	150.8160.4431	Equipment Repair	1,223.05
	255.1910.2665	Sale of Equipment	21,000.00
TO:	150.8160.4469	Landfill	\$15,123.05
	255.8125.2550	Over the Road Vehicles	21,000.00
CDBG			
FROM:	700.1016.0600	Housing Rehab.-Single Family	\$3,482.00
	700.1014.0600	Housing Rehab.-Single Family	27,409.92
	700.5014.0662	Village of Depew-Drain. & Sewer Improv.	28,112.31
TO:	700.1016.0679	Summer Day Camp	\$3,482.00
	700.5014.0662	Village of Depew-Drain. & Sewer Improv.	26,088.00
	700.1014.0606	Disposition	135.00
	700.5014.0710	Village of Depew-Sen. Rec.Supp.&Equip	67.49
	700.5014.0710	Village of Depew-Sen. Rec.Supp.&Equip	1,119.43
	700.5014.0793	Village of Depew-Sen. Center Supp.Staff	19,120.57
	700.5014.0710	Village of Depew-Sen. Rec.Supp.&Equip	7,071.62
	700.5014.0780	Village of Depew-Sen. Citizen Van Driver	1,920.12
HIGHWAY			
FROM:	300.5141.1901	Regular Payroll	\$81,047.09
TO:	300.5141.1902	Overtime Payroll	\$81,047.09

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-50

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to January 24, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$3,861,669.42
RISK RETENTION FUND	1,297,783.48
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	8,568.00
SPECIAL DISTRICTS FUND	1,283,007.06
HIGHWAY FUND	962,342.05
CAPITAL FUND	416,892.98
TRUST & AGENCY FUND	31,799.28
HUD CDBG FUND	408,198.75
PART TOWN FUND	197,242.29
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$8,467,503.31

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-51

Rescind Resolution 2017-42 Granting Travel Authorization to Former Town Attorney

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated January 10, 2017 (Resolution 2017-42) this Town Board resolved that former Town Attorney Marthe Jane Bwala Ngwashi be authorized to attend the 2017 New York Association of Towns being held February 19-22, 2017 in New York City, New York.

WHEREAS, on January 11, 2017 Attorney Ngwashi submitted her resignation and is no longer employed in that or any other capacity with the Town of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED, that resolution 2017-42 be and hereby is rescinded in its entirety.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-52

Approval of Change Order No. 1 (Final) - Ice Rink Locker Room Improvements (Mechanical Work)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the contract for Mechanical Work for the Cheektowaga Town Ice Rink Locker Room Improvements was awarded by Town Board Resolution dated April 4, 2016 to John W. Danforth Company, 300 Colvin Woods Parkway, Tonawanda, New York 14150 in the amount of \$114,000.00, AND

WHEREAS, the Project Architect, Bammel Architects PC, and the Town Engineer have recommended the approval of Change Order No. 1 (Final - Mechanical Work) which provides for a **credit** to the original contract amount as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (Final - Mechanical Work) for the Cheektowaga Town Ice Rink Locker Room Improvements, as a **credit** to the contract for Mechanical Work in the amount of \$6,796.00, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 (Final - Mechanical Work) on behalf of this Town Board.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-53

Approval of Change Order No. 1 (Final) - Ice Rink Locker Room Improvements (Electrical Work)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the contract for Electrical Work for the Cheektowaga Ice Rink Locker Room Improvements was awarded by Town Board Resolution dated April 4, 2016 to CIR Electrical Construction Corporation, 400 Ingham Avenue, Buffalo, New York 14218 in the amount of \$91,600.00, AND

WHEREAS, the Project Architect, Bammel Architects, and the Town Engineer have recommended the approval of Change Order No. 1 (Final - Electrical Work) which provides for various repairs and updates, unforeseen at the start of construction as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Changer Order No. 1 (Final - Electrical Work) for the Cheektowaga Town Ice Rink Locker Room Improvements, as an addition to the contract in the amount of \$14,000.00, to be partially offset by the contract contingency allowance, leaving \$4,000.00 as an addition to the contract, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 (Final - Electrical Work) on behalf of this Town Board, chargeable to Account No. 500-7110-2432-5630.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-54

Approval of Change Order No. 1 (Final) - Ice Rink Locker Room Improvements (Plumbing Work)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the contract for Plumbing Work for the Cheektowaga Town Ice Rink Locker Room Improvements was awarded by Town Board Resolution dated April 4, 2016 to MLP Plumbing & Mechanical, Inc., 3198 Union Road, Cheektowaga, New York 14227 in the amount of \$172,900.00, AND

WHEREAS, the Project Architect, Bammel Architects PC, and the Town Engineer have recommended the approval of Change Order No. 1 (Final - Plumbing Work) which provides for various additions, updates and repairs, including a new water line in preparation of an RPZ (backflow prevention device) and the replacement of all existing fixtures not specified in the original contract documents as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (Final - Plumbing Work) for the Cheektowaga Town Ice Rink Locker Room Improvements, as an addition to the contract for Plumbing Work in the amount of \$46,586.43, to be partially offset by the balance of the contract contingency allowance leaving \$31,586.43 as an addition to the contract, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 (Final - Plumbing Work) on behalf of this Town Board, chargeable to Account No. 500-7110-2432-5630.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-55

SEQR Determination for Wastewater Engineering Planning Grant

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, 6 NYCRR Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; and

WHEREAS, the Town of Cheektowaga has been awarded Wastewater Engineering Planning Grant #66257 to support an engineering planning project that would identify actions that will correct deficiencies in the Town's wastewater collection facilities; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga hereby determines that the proposed Engineering Planning Grant Project constitutes the collection of basic data and research, and conduct of concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning necessary to the formulation of a proposal for action is a Type II action in accordance with 6 NYCRR Section 617.5(c)(18 & 21) and is therefore not subject to review under 6 NYCRR Part 617.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-56

Negative SEQR Declaration- Losson Road at Wedgewood Drive New Apostolic Church

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, an application and associated materials ("Application") was submitted by New Apostolic Church ("Applicant"), to the Town of Cheektowaga Town Board ("Town Board") for site plan review and approval in connection with the construction of a 9,200 s.f., 240 seat, place of worship on vacant land located at the S.E. corner of Losson Road and Wedgewood Drive and being part of SBL 114.19-4-16.1, Cheektowaga, NY ("Site"); AND

WHEREAS, pursuant to Article 8 of the New York Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 N.Y.C.R.R. Part 617, *et seq.*, as amended (the "Regulations" and collectively with the SEQR Act, "SEQRA"), the Town Board must satisfy the requirements contained in SEQRA prior to making a final determination whether to undertake, fund or approve the Project; AND

WHEREAS, pursuant to § 107-9 of the Town of Cheektowaga Code ("Code"), if no other agencies are involved, such as in this instance, the Town Board shall be designated as the lead agency for the environmental review of the Project that is required by SEQRA; AND

WHEREAS, to aid the Town Board in determining whether the Project may have a significant adverse impact upon the environment, the Applicant submitted the following documents, information, expert studies and reports and other materials to the Town Board (collectively, the "Project Environmental Documents"): (1) Application; (2) Part 1 of an Environmental Assessment Form; (3) Project Location Map; (4) Phase 1 Cultural Resource Investigation Report; (5) Wetland Delineation Report (6) Detailed Site Plans; (7) Traffic Impact Assessment, prepared by SRF Associates, for the Project ("Traffic Impact Assessment"); AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the site plan at its meeting on November 10, 2016; AND

WHEREAS, the Town of Cheektowaga Conservation Advisory Committee reviewed the Project and recommended certain conditions of approval; AND

WHEREAS, the Environmental Advisory Committee at its meetings held on November 2, 2016, recommended a determination of non-significance; and

WHEREAS, the Town Traffic Safety Commission reviewed the project and made comments relative to traffic circulation, AND

WHEREAS, a thorough analysis of potential environmental impacts associated with the Project reveals that the Project will not have any potentially significant adverse environmental impacts; AND

WHEREAS, it is appropriate that the Town Board issue a negative declaration pursuant

to SEQRA for the Project; NOW

THEREFORE, BE IT RESOLVED, that the Town Board, acting as lead agency, and after undertaking a coordinated review of the Project in accordance with the requirements of SEQRA; AND

BE IT FURTHER RESOLVED, that the Town Board has reviewed the Project Environmental Documents, consulted various information sources and considered the list of activities that are Type I Actions outlined in the Code and Section 617.4 of the SEQRA regulations, the list of activities that are Type II Actions outlined in the Code and Section 617.5 of the SEQRA regulations, and the criteria for determining significance outlined in the Code and the SEQRA regulations. Based upon the Town Board's review and investigations of the Project, the Town Board makes the following determinations and findings with respect to the Project:

1. No potentially significant adverse impacts on the environment are noted in the Project Environmental Documents and none are known to the Town Board; and
2. The Project is a Type 1. Action pursuant to SEQRA.

BE IT FURTHER RESOLVED, based upon the Town Board's review and investigations of the potential environmental impacts associated with the Project, considering both the magnitude and importance of each potential environmental impact indicated, and upon the Town Board's knowledge of the Site and surrounding area and such further investigations of the Project and its environmental effects as the Town Board has deemed appropriate, the Town Board has determined that the Project will not have a significant adverse impact upon the environment. The reasons supporting this determination are as follows:

1. The Project consists of vacant land that is residentially zoned which permits the proposed place of worship as of right. The Project is not expected to create a material conflict with an adopted land use plan or zoning regulation. The proposed use of land is consistent with neighboring residential uses and two other places of worship less than 0.25 miles from the project site. As such, the Project will not create significant adverse impacts to land use.
2. The Project will not result in the generation or disposal of any liquid or solid waste and will not entail the types of activities or operations that are associated with a significant potential for groundwater contamination. Wetlands identified on the site will be avoided by the project. Thus, the Project will not create significant adverse impacts to water resources.
3. The Project will not entail the types of activities or operations that are associated with a significant potential for air emissions or odors. Thus, the Project will not create significant adverse impacts to air resources.
4. The Site and the surrounding area do not possess significant ecological value. According to the NYSDEC's Environmental Resource Mapper, no sensitive animals, plants or natural communities or significant wildlife habitat are present on or near the Site, and none will be impacted by the Project. Thus, the Project will not create significant adverse impacts to plant or animal resources.
5. The Project is not located within an agricultural district, and it will not impact lands that are farmed. Thus, the Project will not create significant adverse impacts to agricultural lands.

6. Operation of the Project is not expected to appreciably increase ambient noise levels at the Site or surrounding area. Thus, the Project will not create significant adverse impacts to noise.
7. The Site does not contain any scenic views known to be important to the community. Thus, the Project will not have significant adverse impacts upon aesthetic resources.
8. The Project is located in an archaeologically sensitive area identified by the NYS Historic Preservation Office. A phase I Cultural Resource Investigation for the project was prepared by Panamerican Consultants, Inc. which concluded that the no cultural resources listed or eligible for listing in the State or National Register of Historic Places are present and no further cultural investigations were warranted. Therefore, the Project will not have significant adverse impacts upon historic or archaeological resources.
9. The Project does not compromise public open space. The Project site is vacant private land and within a 0.25 mile of a State Nature Preserve and two Town parks. Thus, the Project will not have significant adverse impacts upon open or recreational space.
10. The Project is located substantially contiguous to the Reinstein Woods State Nature Preserve, a Town designated Critical Environmental Area ("CEA"), which, is across the street from the Project. The Project will not physically affect such nature preserve or have an impact on its existing natural character, as such, the Project is not anticipated to have an adverse impact upon such CEA.
11. The Applicant retained SRF Associates to prepare a Traffic Impact Assessment relative to the Project to address concerns for impacts to Losson Road, a minor arterial roadway and Wedgwood Drive an adjacent local roadway. The Assessment concluded that the Project will not produce a change in the existing levels of service for the roadway network and no mitigation is recommended or warranted. Thus, the Project will not have significant adverse impacts upon transportation resources.
12. The Project is expected to meet or exceed State energy code requirements. Thus, the Project will not have significant adverse impacts upon energy resources.
13. The Project will not result in population growth, and will be in character with adjacent residential land uses. Thus, the Project will not have significant adverse impacts upon the character of the community.
14. The Project does not entail the types of activities or operations that are associated with a significant potential for affecting public health, such as storing large amounts of toxic products. Thus, the Project will not create significant adverse impacts to public health.

BE IT FURTHER RESOLVED, the Town Board has determined that the Project will not have a significant adverse impact on the environment, and therefore, a negative declaration ("Negative Declaration") pursuant to SEQRA is hereby issued. This Negative Declaration has been prepared in accordance with the requirements of SEQRA.

BE IT FURTHER RESOLVED, this Resolution, which was adopted by a majority vote of the Town Board, shall serve as the Negative Declaration (as defined in 6 N.Y.C.R.R. § 617.2(y)) for the Project, and it shall take effect immediately.

BE IT FURTHER RESOLVED, the appropriate Town Board representatives are hereby authorized and directed to distribute copies of this Resolution to the Applicant and to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

For further information on this Determination of Significance/Negative Declaration contact:

Ms. Vickie L. Dankowski
Town Clerk/Records Access Officer
Town of Cheektowaga
Town Hall
3301 Broadway Cheektowaga, NY 14227
(716) 686-3400
townclerkwebmail@tocny.org

RESULT:	ADOPTED [6 TO 1]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
NAYS:	Diane Benczkowski



9. RESOLUTION 2017-57

Accept Site Plan - Losson Road at Wedgewood Drive New Apostolic Church

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, an application and associated materials ("Application") was submitted by New Apostolic Church ("Applicant"), to the Town of Cheektowaga Town Board ("Town Board") for site plan review and approval in connection with the construction of a 9,200 s.f., 240 seat, place of worship on vacant land located at the S.E. corner of Losson Road and Wedgewood Drive and being part of SBL 114.19-4-16.1, Cheektowaga, NY ("Site"); AND

WHEREAS, the Town Board concluded that the Project will not have a significant adverse impact on the environment, and therefore issued a negative declaration pursuant to Article 8 of the New York Environmental Conservation Law (Chapter 43-B of the Consolidated Laws of New York) and its implementing regulations; and

WHEREAS, the Town of Cheektowaga Traffic Safety Commission reviewed the Application and issued its recommendation to the Town Board; and

WHEREAS, the Town of Cheektowaga Conservation Advisory Council reviewed the Application and issued its recommendation to the Town Board; and

WHEREAS, the Town of Cheektowaga Planning Board reviewed the application and issued its recommendation to the Town Board, AND

WHEREAS, pursuant to the Code, following the Planning Board's review and recommendation, the Town Board is vested with the authority to approve the Site Plan and modify or reject any recommendation submitted to it by its advisory committees;

NOW, THEREFORE BE IT, RESOLVED, that the Town Board has reviewed and analyzed the Application, including the Site Plan, and, in doing so, considered the applicable requirements set forth in the Code, including, but not limited to the following:

1. Location, arrangement, size, design and general Site compatibility of buildings, lighting and signs.
2. Adequacy and arrangement of vehicular traffic access and circulation, including intersections, road widths, pavement surfaces, dividers and traffic controls.
3. Location, arrangement, appearance and sufficiency of off-street parking and loading.
4. Adequacy and arrangement of pedestrian traffic access and circulation, pedestrian walks and walkway structures, control of intersections with vehicular traffic and overall pedestrian mobility and convenience.
5. Adequacy of stormwater and drainage facilities.

6. Adequacy of water supply and sewage disposal facilities.
7. Adequacy, type, and arrangement of trees, shrubs, and other landscaping constituting a visual and/or noise buffer between adjoining lands, including the maximum retention of existing vegetation.
8. Adequacy of fire lanes and other emergency zones and the provision of fire hydrants.
9. Special attention to the adequacy and impact of structures, roadways, and landscaping in areas with susceptibility to ponding, flooding and/or erosion.
10. The effects of vibration.
11. Mitigating air pollution and objectionable odors.
12. The quality of surface water and sewer discharges.
13. Overall impact on the neighborhood, including compatibility of design considerations and consistency with the Town's Comprehensive Plan.

BE IT FURTHER RESOLVED, that, pursuant to the Code and relevant provisions of New York State Town Law, the Town Board hereby approves the Site Plans subject to the following conditions:

1. The Town Engineer's final review and approval of the grading/drainage plan.
2. The Applicant providing a (100) one hundred foot deep conservation easement or deed restriction limiting development on the southerly undeveloped portion of the Project parcel to passive recreation and/or religious purposes not requiring development of the open space.
3. The Applicant providing a tree inventory quantifying the number of trees which will be displaced that are (4) four inches or larger to confirm if additional replacement trees will be necessary pursuant to the Town's Tree Preservation Law.
4. The Town Planner's review of any revised landscaping plan based on information provided in the requested tree inventory above.
5. The applicant modifying his/her driveway geometry to one full access driveway if deemed more appropriate by the Town Traffic Safety Commission.
6. The applicant providing information relative to any proposed exterior service bells or other mechanical/electronic music which may be employed as component of its religious services, and agreeing to placing limits on such use to minimize noise nuisances to adjacent residential uses.

BE IT FURTHER RESOLVED, this Resolution, which was adopted by a majority vote of the Town Board, shall take effect immediately.

BE IT FURTHER RESOLVED, that the appropriate Town Board representatives are hereby authorized and directed to distribute copies of this Resolution to the Applicant and to do such further things or perform such acts as may be necessary or convenient to implement the

provisions of this Resolution.

RESULT:	ADOPTED [6 TO 1]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
NAYS:	Diane Benczkowski



10. RESOLUTION 2017-58

Approve Purchase of One (1) New and Unused 2017 Ford F450 XL Regular Cab 4x4 145 WB

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, The Highway Department has requested authorization to purchase one (1) new and unused 2017 Ford F450 XL Regular Cab 4x4 145 WB AND

WHEREAS, GML 103 (16) permits the purchase of equipment, etc. through the use of a contract let by a political subdivision of NYS if such political subdivision's contract was let in a manner that constitutes competitive bidding consistent with NYS law and is made available for use by other governmental entities in accordance with GML Section 103 (16), AND

WHEREAS, as specified in the Onondaga County DOP, Bid Results Proposal Number RFB 7974 2017, contract period January 2, 2014 thru January 2, 2018, making its bidding procedures available to other governmental entities in accordance with GML Section 103 (16), AND

WHEREAS, the Cheektowaga Highway Department has reviewed the bidding materials and procedures compiled by the Onondaga County DOP, and have determined that same are compliant with NYS law including GML 103, NOW THEREFORE BE IT,

RESOLVED, that the Town Board hereby authorizes the purchase of one (1) new and unused 2017 Ford F450 XL Regular Cab 4x4 145 WB in the amount of \$64,065.95 from Van Bortel Ford, 71 Marsh Road, East Rochester, NY 14445, where funds for said purchase has been transferred into account number 300.5130.2407.

RESULT:	WITHDRAWN
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11. RESOLUTION 2017-59

Authorize Agreement with Bluenail Management Solutions, LLC

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Town of Cheektowaga Police Department ("Police Department") is interested in retaining an individual or company to provide Microsoft SharePoint and Access Database Programming and Microsoft SharePoint and Access Database Training (hereinafter referred to as "Programming and Training"); and

WHEREAS, Bluenail Management Solutions, LLC ("Bluenail") has the expertise and qualifications to program and train personnel to efficiently utilize its custom built Microsoft SharePoint and Access Database; and

WHEREAS, the Police Department interviewed Joseph Sabol of Bluenail and is confident that Bluenail can program and train personnel of the Police Department and

WHEREAS, an agreement between the Town and Bluenail has been prepared by the Town Attorney; NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said agreement with Bluenail Management Solutions, LLC for the above services for calendar year 2017; and BE IT FURTHER

RESOLVED, that funding for the services to be provided shall be appropriated from budget line item number 0100-3120-4321.

Motion by Supervisor Benczkowski, Seconded by Councilmember Adamczyk to amend Resolution to include "in the amount of \$4,550.00" after calendar year 2017. Motion Carried.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-60

Authorize Supervisor to Execute Engineering Planning Grant Agreement

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS: the Town of Cheektowaga has been awarded a \$100,000 grant, #66257, through the New York State Environmental Facilities Corporation, Engineering Planning Grant Program to evaluate solutions for Sanitary Sewer Overflow issues in particular areas of Cheektowaga, NOW, THEREFORE, BE IT

RESOLVED that the Supervisor is authorized to execute a Grant Agreement with the New York State Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the Project and to fulfill the Town of Cheektowaga's obligations under the Engineering Planning Grant Agreement.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-61

Removal, Redesign & Replacement of 150 lin. ft. of Clerestory Windows at the Highway Department Garage

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Cheektowaga Highway Department office and attached garage located at 3145 Union Road was originally constructed in 1959, AND

WHEREAS, at the time of construction, a 150 lin. ft. bank of continuous translucent clerestory windows were installed on the west side of the building above the office roof to allow for an abundance of natural light inside the service bays, AND

WHEREAS, over time, said windows have deteriorated due to their age and inferior design and have allowed for excessive air infiltration leading to significant heat loss, AND

WHEREAS, in order to establish a realistic budget to replace said windows with an energy efficient substitute it is necessary to engage a design professional to provide engineered drawings and specifications, AND

WHEREAS, the firm of Trautman Associates, 37 Franklin Street, Suite 100, Buffalo, New York 14202, has provided a proposal for professional services related to construction drawings and specifications for the removal, redesign and replacement of 150 lin. ft. of clerestory windows at the Highway Department Garage as further described in their proposal dated January 13, 2017 for a fee not to exceed \$12,000.00, NOW, THEREFORE, BE IT

RESOLVED, that the proposal from Trautman Associates is hereby approved and accepted and, the Supervisor be and hereby is authorized to execute said professional services agreement on behalf of this Town Board, AND BE IT FURTHER

RESOLVED, that funding for said professional services shall be appropriated from a budget line from the Director of Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-62

Appropriation of Funding and Local Match for Wastewater Planning Study Project Under Engineering Planning Grant Program

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the Town of Cheektowaga has been awarded a Wastewater Engineering Planning Grant (#66257) through the New York State Environmental Facilities Corporation to support an engineering planning project that would identify actions that will correct deficiencies in the Town's wastewater collection facilities, and

WHEREAS, the Town estimates that professional engineering services relative to sanitary sewer metering and the Pre- and Post- Construction studies for this project; and the Town's in-house inspections for illegal sewer connections will cost a total of \$120,000.00, NOW, THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga authorizes and appropriates a minimum of 20% local match as required by the Engineering Planning Grant Program for the Town of Cheektowaga Engineering Planning Grant Project. Under the Engineering Planning Grant Program, this local match must be at least 20% of the grant award. The maximum local share appropriated subject to any changes agreed to by the Town Supervisor shall not exceed \$20,000.00 based upon a total estimated maximum project cost of \$120,000.00. The Town Supervisor may increase this local match through the use of in kind services without further approval from the Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-63

Authorize Supervisor to Execute Contracts for the 39th Annual Polish American Arts Festival

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the Supervisor is hereby authorized to execute contracts and agreements between the Town of Cheektowaga and performers and vendors for the 39th Annual Polish American Arts Festival, to be held on July 13th, 14th, 15th and 16th, 2017, subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-64

Establish Salaries of Town Officials and Employees 2017

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, the salaries of the following Town officials and employees who are not covered by any bargaining unit be and hereby are established and set forth as follows, effective January 1, 2017:

Municipal Administrative Assistant Legal	\$50,000
Secretary to the Supervisor's office	60,991

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-65

Part-Time Wage Adjustments

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the following individuals in their part-time positions were discussed in the 2017 budget deliberations, AND

WHEREAS, the following hourly wages for these individuals were included in the 2017 budget, NOW THEREFORE BE IT

RESOLVED that the following listed hourly rates for these individuals be and hereby are established as of January 23, 2017:

First Name	Last Name	Position	Hourly rate
LINDA	STIEGLER	CLERK PART-TIME	11.10
LINDA	KOLB	REC ATTEN PT/SEASONA	10.50
CAMILLE	ZIELINSKI	REC ATTENDANT PT	11.25
KIMBERLY	KAWA	REC INSTRUCTOR PT	14.50
CHRISTINE	KASPRZAK	RECREATION ATTEN PT	10.50
PATRICIA	WOJCINSKI	OUTREACH WORKER	12.50
ROBERT	BENZINGER	VAN DRIVER PT	10.50
JOSEPH	FARUGIA	VAN DRIVER PT	10.50
THOMAS	GEORGE	VAN DRIVER PT	10.50
JOSEPH	GRANAT	VAN DRIVER PT	10.50
GARY	KRUGER	VAN DRIVER PT	10.50
SHAWN	LIEGL	VAN DRIVER PT	10.50
JOHN	LUMADUE	VAN DRIVER PT	10.50
LEONARD	NOWAK	VAN DRIVER PT	10.50
STANLEY	PINSKI JR	VAN DRIVER PT	10.50
MARY ELLEN	PRELL	VAN DRIVER PT	10.50
GENE	STARK	VAN DRIVER PT	10.50
JILL	WIERZBA	VAN DRIVER PT	10.50
JEROME	LEWANDOWSKI	VAN DRIVER PT	9.75
GARY	WIEGERT	VAN DRIVER PT	9.75
SUZANNE	WOZNIAK	VAN DRIVER PT	9.75
EUGENE	WROTECKI	VAN DRIVER PT	9.75
JOVINA	PAGANO	CLERK PART-TIME	10.50
SHARON	SITNIEWSKI	CLERK PART-TIME	20.00
MARGARET	SISTI	CLERK PART-TIME	10.00
SHERYL	KLAFFKA	CLERK PART-TIME	11.00

Motion by Councilmember Meyers, Seconded by Councilmember Kaminski to amend the Resolution as follows: change hourly rate of Van Drivers PT from \$9.75 to \$10.00. Motion Carried.

RESULT: **ADOPTED AS AMENDED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-66

Appointment of Executive Director - Youth Board (Provisional) Jillian L. Gorman-King

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, Ellen Fischer, Executive Director - Youth Board, retired from her position with the Town of Cheektowaga effective January 14, 2017; AND

WHEREAS, the anticipated vacancy has been advertised and interviews conducted;
AND

WHEREAS, said title is in the competitive class of civil service; AND

WHEREAS, a current civil service list does not exist for said title; AND

WHEREAS, Jillian L. Gorman-King, currently employed as Program Coordinator - Youth Board with the Town of Cheektowaga, has applied for said position; AND

WHEREAS, Ms. Gorman-King meets the requirements for provisional appointment to said title; NOW, THEREFORE, BE IT

RESOLVED, that Jillian L. Gorman-King of Cheektowaga, New York, be and hereby is appointed to the provisional title of Executive Director - Youth Board at the annual rate of \$72,000 effective January 17, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-67

Youth & Recreation Termination

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and herby are terminated in the Department of Youth & Recreational Services effective as indicated:

Madeline Wnuk	Never worked	14043
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Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the reading of names for the following Resolutions: 2017-67, 2017-68. Motion Carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-68

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individual be and hereby is hired as a **PART-TIME EMPLOYEE** in the department listed, not to exceed nineteen (19) hours on a weekly basis, in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

POLICE DEPARTMENT Police Attendant \$15.25/hour effective 1/25/17
Diane M. Hayes, Cheektowaga, New York

OFFICE OF COMMUNITY DEVELOPMENT Clerk \$12.00/hour effective 1/25/17
Mary E. Bonarowski, Depew, New York

BE IT RESOLVED, that the following seasonal and/or part-time employee be and hereby are terminated as listed:

SANITATION DEPARTMENT
Nicholas Fullington effective 1/14/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-69

Authorization of Student Interns - Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Joshua Von Haugg, a student at Hilbert College, Nathaniel Hyman a student at Hilbert College, and Victoria Kubiak, also a student at Hilbert College, have requested to participate in the student internship program at the Police Department; AND

WHEREAS, these individuals have been interviewed by the Police Department and the Police Department is willing to afford them the opportunity to intern in the Police Department; NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned students be and hereby are authorized to participate as unpaid interns in the Police Department, subject to their execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that these internships be and hereby are effective January 1, 2017 through June 30, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate these student internships in the Police Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-70

Reappointment of Civil Officer

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, pursuant to Section 20(1)(a) of the Town Law of the State of New York, this Town Board has the authority to appoint civil officers who possess the powers and duties of Constables in civil actions and proceedings; and

WHEREAS, the Town has a police department duly established pursuant to law; and

WHEREAS, there is a need to appoint civil officers to assist landlords with eviction proceedings initiated in the Cheektowaga Justice Court; and

WHEREAS, the Town Board of the Town of Cheektowaga, a duly constituted Town of the First Class, by prior resolution, appointed Michael Shea, 2467 Seneca Street, West Seneca, New York 14210 as civil officer of the Town of Cheektowaga, possessing the powers and duties of a constable in civil actions and proceedings only, for a term expiring on December 31, 2016; and

WHEREAS, the appointment of civil officers has been well-received by the residents of the Town of Cheektowaga and has proved to be beneficial to the Town; and

WHEREAS, the aforesaid civil officer has requested that his appointment be renewed for a three (3) year term, NOW, THEREFORE, BE IT

RESOLVED, that, pursuant to the authority granted by Town Law Section 20(1)(a), Michael Shea, 2467 Seneca Street, West Seneca, New York 14210, be and hereby is re-appointed as civil officer of the Town, possessing all the powers of a constable in civil actions and proceedings only, for terms expiring on December 31, 2019; and BE IT FURTHER

RESOLVED, that said Civil Officer shall be paid no salary but shall be entitled to collect the statutory fees allowed by law in such civil actions and proceedings.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-71

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Canadian American Law Enforcement Organization (CALEO) 24th Annual Training Symposium is being held May 24 through May 26, 2017 in Buffalo, New York; AND

WHEREAS, Police Chief David Zack has requested that he, along with Police Captains Michael Sliwinski and Michael Isbrandt be approved to attend said symposium; AND

WHEREAS, Police Chief Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,167; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Chief David Zack, Police Captain Michael Sliwinski and Police Captain Michael Isbrandt, be and hereby are authorized to attend the Canadian American Law Enforcement Organization (CALEO) 24th Annual Training Symposium being held May 24 through May 26, 2017 in Buffalo, New York .

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-72

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Empire State Law Enforcement Traffic Safety Conference (ESLETS) is being held April 6 through April 7, 2017 in Albany, New York; AND

WHEREAS, Police Officers Michael McDonough and Scott Scharlau have been recommended to attend said conference; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$411; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officers Michael McDonough and Scott Scharlau be and hereby are authorized to attend the Empire State Law Enforcement Traffic Safety Conference (ESLETS) being held April 6 through April 7, 2017 in Albany, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-73

Travel Authorization Community Development

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Niagara Frontier Building Officials Educational Conference is being held January 23 through January 25, 2017; AND

WHEREAS, Code Enforcement Officer Richard Willis has been recommended to attend said conference; AND

WHEREAS, Director of Community Development Carla Kosmerl has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$481.08; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Code Enforcement Officer Richard Willis be and hereby is authorized to attend the Niagara Frontier Building Officials Educational Conference being held January 23 through January 25, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-74

Travel Authorization Building & Plumbing/Neighborhood Preservation

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, New York State Department of State Code Enforcement Basic Training Courses are being held February 14 through February 16, 2017, February 28 through March 2, 2017, and March 28 through March 30, 2017, in Cheektowaga, New York; AND

WHEREAS, Fire Inspector Craig Maconaghy, Jr., has been recommended to attend said courses; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, these courses are provided at no cost to the Town; NOW, THEREFORE, BE IT

RESOLVED, that Fire Inspector Craig Maconaghy, Jr. be and hereby is authorized to attend the New York State Department of State Code Enforcement Basic Training Courses being held February 14 through February 16, 2017, February 28 through March 2, 2017, and March 28 through March 30, 2017, in Cheektowaga, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XIII. Suspension of Rules

Motion by Councilmember Kaminski, Seconded by Councilmember Rogowski to waive the rules to include the following Resolutions: 2017-75, 2017-76. Motion Carried.



1. RESOLUTION 2017-75

Appointment of Plumber (Non-Competitive/Permanent) Facilities Department (Buildings and Grounds Division) Richard D. C. Latshaw

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Plumber in the Facilities Department (Buildings and Grounds Division); 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, Richard D. C. Latshaw, currently employed as a Maintenance Worker in the Facilities Department, bid on said position and is eligible for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Richard D. C. Latshaw of Cheektowaga, New York, be and hereby is appointed to the position of Plumber in the Facilities Department (Buildings and Grounds Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective January 25, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-76

Appointment of Part Time Attorney & Part Time Clerk/Office of the Town Attorney

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, there is a vacancy in the title of Town Attorney; AND

WHEREAS, retired Town Attorney Kevin Schenk has agreed to return to his duties as Town Attorney on a part-time basis; NOW, THEREFORE, BE IT

RESOLVED, that Kevin Schenk of Cheektowaga, New York, be and hereby is appointed to the part-time position of Town Attorney at the hourly rate of \$70 effective January 25, 2017; AND,

WHEREAS, there is a vacancy for a part-time Clerk in the Office of the Town Attorney; AND

WHEREAS, Constance M. Paoletti, retired Municipal Administrative Assistant – Law in the Office of the Town Attorney has also agreed to return to the office as a part-time Clerk; NOW, THEREFORE, BE IT

RESOLVED, that Constance M. Paoletti of Cheektowaga, New York be and hereby is appointed to the part-time position of Clerk in the Office of the Town Attorney at the hourly rate of \$25 effective January 25, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XIV. Communications

A. Departmental Communications

1. Supervisor's Statement of Funds - November 2016
2. Quarterly Report - Town of Cheektowaga Emergency Services - September 2016 - December 2016

B. General Communications

1. Notice of Claim: David Dros vs. Town of Cheektowaga
2. Notice of Claim: James Reville vs. Town of Cheektowaga
3. Notice of Claim: David J. Dros vs. Town of Cheektowaga
4. Metlife a/s/o Dale G. Miller vs. Town of Cheektowaga

XV. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Motion by Councilmember Hammer, Seconded by Councilmember Magierski to extend Public Comment period by five minutes. Motion Carried.

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XVI. Call for Motion to Go Into Executive Session

1. **Motion To:** Enter into Executive Session at 8:07 PM

RESULT: ADOPTED [UNANIMOUS]
MOVER: Christine Adamczyk, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XVII. Adjournment

Meeting adjourned at 8:07 PM.

Vickie L. Dankowski

Town Clerk



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, February 14, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Excused	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Jillian Gorman-King, Executive Director - Youth Board
Carla A. Kosmerl, Director of Community Development
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Melissa Reese, Deputy Town Attorney
Kevin Schenk, Town Attorney

V. Call for Motion to Exit Executive Session

1. **Motion To:** Exit Executive Session at 7:00 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski

VI. Recognition

Cheektowaga Central School District

VII. Approve Minutes

Motion by Councilmember Rogowski, Seconded by Councilmember Adamczyk to approve minutes. Motion Carried.

VIII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

IX. Public Hearings

X. Presentation

"Southline Tower No" Resident Group

XI. Resolutions



1. RESOLUTION 2017-77

Transfer of Funds-2016

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1910.2680	Insurance Recoveries	\$8,466.03
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TO:	100.1640.4441	Equipment Repair-Police Cars	\$8,466.03
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RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



2. RESOLUTION 2017-78

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to February 14, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$712,058.39
RISK RETENTION FUND	107,327.59
NYS HOME PROGRAM	0.00
DEBT	28,547.93
HUD HOUSING REHABILITATION FUND	61,815.02
SPECIAL DISTRICTS FUND	503,461.83
HIGHWAY FUND	376,893.21
CAPITAL FUND	274,248.11
TRUST & AGENCY FUND	7,418,409.37
HUD CDBG FUND	33,084.01
PART TOWN FUND	19,559.73
NYS AFFORDABLE HOUSING	28,370.76
	<hr/>
	\$9,563,775.95

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



3. RESOLUTION 2017-79

Award of Bid - Baseball & Softball Equipment Bid #2017-1

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, sealed bids were duly received by the Town Board at a bid opening (Bid # 2017-1) on January 25, 2017 for the furnishing of baseball and softball equipment as a result of advertising thereof, and such bids were referred to the Department of Youth & Recreational Services for analysis, tabulation and report, and

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

RESOLVED that bids be awarded to the lowest responsible bidder meeting specifications, and to be in the best interest of the Town of Cheektowaga for the calendar year February 2017 - February 2018:

Laux Sporting Goods Inc
25 Pineview Drive
Amherst, New York 14228

Jim Ludtka Sporting Goods
2500 Walden Avenue
Cheektowaga, New York 14225

BSN Sports, Senior Bid Specialist
P.O. Box 49
Jenkintown, PA 19046

BE IT FURTHER RESOLVED that the costs resulting from the awarding of this bid are funded through 7140; 7180 and 7310 accounts for cost centering purposes.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



4. RESOLUTION 2017-80

Award of Bid #2017-2 Youth & Recreation Clothing

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, sealed bids were duly received by the Town Board at a bid opening (Bid#2017-2) on January 25, 2017 for the furnishing of clothing as a result of advertising thereof, and such bids were referred to the Department of Youth and Recreational Services for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report have been complete, BE IT

RESOLVED that bids be awarded to the lowest responsible bidder meeting specifications, and to be in the best interest of the Town of Cheektowaga for the 2017, 2018, 2019 calendar years:

C* Shore Design
37 South Shore Drive
Alden, NY 14004
Cindy Clupek - (585)937-4127

Laux Sporting Goods Inc
25 Pineview Drive
Amherst, NY 14228
Debbie Laux - (716)691-3367

Great Idea Promotions
10057 Griener Rd.
Clarence, NY 14031
Gary Brown - (716)870-4144

Jim Ludtka Sporting Goods
3950 Broadway
Depew, NY 14043
Debbie Lancellotti

BE IT FURTHER RESOLVED that the costs resulting from the awarding of this bid are funded through 7140, 7180 and 7310 accounts for cost centering purposes.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



5. RESOLUTION 2017-81

Notice to Bidders - Topsoil (Bid #2017-8)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, it is in order that bids be advertised for the purchase of Topsoil for the 2017 calendar year for use by the Highway Department and various other departments in the Town, AND

WHEREAS, the Engineering Department has completed preparation of bid 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 purchase of Topsoil, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 8th day of March, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

***** NOTICE TO BIDDERS *****

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 8, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the purchase of Topsoil by the Town of Cheektowaga for the calendar year 2017.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Topsoil" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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.

Vickie L. Dankowski
Town Clerk
Bid #2017-8

DATED: February 14, 2017

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Gerald Kaminski



6. RESOLUTION 2017-82

Notice to Bidders - Sanitary Sewer Pipe and Fittings (Bid #2017-9)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, it is in order that bids be advertised for the furnishing of Sanitary Sewer Pipe and Fittings for the 2017 calendar year, AND

WHEREAS, the Engineering Department has completed preparation of bid specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Sanitary Sewer Pipe and Fittings, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 8th day of March, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

***** NOTICE TO BIDDERS *****

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 8, 2017 at 11:00 am at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the purchase of Sanitary Sewer Pipe and Fittings for the 2017 calendar year.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Sanitary Sewer Pipe and Fittings" and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw their bid within forty-five days after the actual date of the opening thereof.

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

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

Vickie L. Dankowski
Town Clerk
Bid #2017-9

DATED: February 14, 2017

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Timothy J. Meyers, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Gerald Kaminski



7. RESOLUTION 2017-83

Notice to Bidders - One 2017 Conventional Cab & Chassis with Refuse Packer Body (Bid #2017-10)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, it is in order that bids be advertised for the purchase of one (1) new and unused 2017 Conventional Cab & Chassis with Refuse Packer Body for the Sanitation Department, AND

WHEREAS, the Engineering Department has completed preparation of bid specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of one (1) new and unused 2017 Conventional Cab and Chassis with Refuse Packer Body, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 8th day of March, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

***** NOTICE TO BIDDERS *****

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 8, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the purchase of one (1) new and unused 2017 Conventional Cab & Chassis with Refuse Packer Body for the Sanitation Department..

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for 2017 Conventional Cab & Chassis with Refuse Packer Body" and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw their bid within forty-five days after the actual date of the opening thereof.

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

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

Vickie L. Dankowski
Town Clerk
Bid #2017-10

DATED: February 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



8. RESOLUTION 2017-84

**Notice to Bidders - Manhole/Catch Basin Frames & Covers
(Bid #2017-11)**

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, it is in order that bids be advertised for the purchase of Manhole/Catch Basin Frames & Covers for the year of 2017 for the Town of Cheektowaga, AND

WHEREAS, the Engineering Department has prepared specifications for same, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Manhole/Catch Basin Frames and Covers for the 2017 calendar year, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 8th day of March, 2017 at 11:00 am, at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

***** NOTICE TO BIDDERS *****

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 8, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of Manhole/Catch Basin Frames and Covers for the Sewer Maintenance and Highway Departments for the 2017 calendar year.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing Manhole/Catch Basin Frames and Covers" and submitted to the Town Clerk prior to bid opening.

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

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

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

Vickie L. Dankowski
Town Clerk
Bid #2017-11

Dated: February 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



9. RESOLUTION 2017-85

Notice to Bidders - Equipment & Operators for the Installation of Cured-in-Place Sanitary Sewer Point Repairs (Bid #2017-12)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, it is in order that bids be advertised for the furnishing of Equipment & Operators for the Installation of Cured-in-Place Sanitary Sewer Point Repairs in the Town of Cheektowaga for the balance of the 2017 calendar year, AND

WHEREAS, the Engineering Department has completed preparation of bid specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Equipment & Operators for the Installation of Cured-in-Place Sanitary Sewer Point Repairs in the Town of Cheektowaga, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 8th day of March, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

* * * * * NOTICE TO BIDDERS * * * * *

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 8, 2017 at 11:00 am at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Equipment and Operators for the Installation of Cured-in-Place Sanitary Sewer Point Repairs in the Town of Cheektowaga for the balance of the 2017 calendar year.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing of Equipment and Operators for the Installation of Cured-in-Place Sanitary Sewer Point Repairs" and submitted to the Town Clerk prior to bid opening.

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

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

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

Vickie L. Dankowski
Town Clerk
Bid #2017-12

DATED: February 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



10. RESOLUTION 2017-86

Issue Request for Proposals for Energy Performance Contractor

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, the Town of Cheektowaga owns numerous buildings and facilities in the Town, and

WHEREAS, this Board is always looking for ways to save money on utility bills for all of these buildings and facilities, and

WHEREAS, Article 9 of the New York State Energy Law ("Energy Performance Contracts)" permits municipalities in New York State to enter into energy performance contracts for the provision of energy services in which a person/company agrees to install, maintain or manage energy systems or equipment to improve the energy efficiency of, or produce energy in connection with buildings and facilities in exchange for the portion of the energy savings or revenue, and

WHEREAS, a Request for Proposals ("RFP") for and Energy Performance Contract, utilizing model RFP prepared by New York State Energy Research and Development Agency for use by municipalities and school districts, has been prepared for use by the Town, NOW

RESOLVED, that this Town Board hereby issues the attached RFP for An Energy Performance Contractor, and BE

RESOLVED, that Proposals shall be received by the Town Clerk no later than March 30, 2017 at 11:00 a.m., and BE IT FURTHER

RESOLVED, that copies of the RFP shall be sent to interested energy performance contractors.

Attachments:

Town of Cheektowaga EPC RFP (DOCX)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



11. RESOLUTION 2017-87

Purchase of One (1) 2017 Chevrolet Silverado 2500 HD for Sewer Maintenance Department

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Sewer Maintenance Department has requested authorization to purchase one (1) 2017 Silverado 2500 HD, AND

WHEREAS, Chautauqua County solicited bids for the purchase of commercial vehicles and trucks for use by them, AND

WHEREAS, New York State General Municipal Law, Section 103, authorizes the purchase by the Town of vehicles under contracts let by any other agency of the State, provided said contract was let in a manner that constituted competitive bidding consistent with State Law, and further, that provision was made in the bid documents enabling municipalities to utilize said bid award thereby eliminating the need for competitive bidding by the Town and allowing "piggybacking" off the Chautauqua County bid, AND

WHEREAS, Chautauqua County bid documents and award contained such provisions, AND

WHEREAS, a local vendor, Joe Basil Chevrolet, Inc., was a successful bidder and was awarded the bid by Chautauqua County under Contract Number E-11-14-PFTH and is an authorized dealer for Chevrolet vehicles, AND

WHEREAS, the Town of Cheektowaga solicited a quotation from Joe Basil Chevrolet, Inc. for said vehicle, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby authorizes the purchase of one (1) 2017 Chevrolet Silverado 2500 HD from:

Joe Basil Chevrolet, Inc.
5111 Transit Road
Depew, New York 14043

through the contract awarded by Chautauqua County, Contract Number E-11-14-PFTH, for a price not to exceed the sum of \$36,873.40, AND, BE IT FURTHER

RESOLVED, that moneys for said purchase shall be appropriated from Account #255-8125-2550, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents to effectuate this purchase.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Timothy J. Meyers, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Gerald Kaminski



12. RESOLUTION 2017-88

Amend Agreement with Bammel Architects

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated February 1, 2016, the firm of Bammel Architects, PC was retained to provide professional services for construction documents and administration for the Locker Room Improvements at the Cheektowaga Town Recreation Center, AND

WHEREAS, during the course of construction, additional architectural drawings were required for competitive contractor pricing for a potential change order as requested by the Engineering Department, AND

WHEREAS, said architectural services were not included in the original proposal and are beyond the original project scope, NOW, THEREFORE, BE IT

RESOLVED, that the agreement with the firm of Bammel Architects, PC, 6459 West Quaker Street, Orchard Park, New York be amended to include the aforesaid architectural services for the additional sum of \$1,084.76, AND, BE IT FURTHER

RESOLVED, that funding for said professional services shall be chargeable to Account #500-7110-2432-5630.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



13. RESOLUTION 2017-89

Authorize and Direct Supervisor and IT Director to Execute Service Agreement with Eagle Systems, Inc.

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, Eagle Systems, Inc., presently provides service and supplies for copy machines located in the following Town Departments:

Model No.	Serial No.	ID No.	Department
TOSHIBA ESTUDI06540C	CCJC1340	E0769	Clerk's Office
TOSHIBA ESTUDI0656	SZK290492	E0727	Law Dept. Atty.
TOSHIBA ESTUDI05540CT	CBC215553	E0753	Police Dept. Patrol
TOSHIBA ESTUDI0356	C2HC51969	E0749	Police Dept. Dispatch
TOSHIBA ESTUDI05540CT	CBC320480	E0734	Supervisor/Acct.
TOSHIBA ESTUDI03055C	C71C20082	E0733	Housing
TOSHIBA ESTUD105540C	CBG322246	E0732	Comm. Develop.
TOSHIBA ESTUDI03055C	C7KC32187	E0818	Engineering
TOSHIBA ESTUDI0356	C2JC65963	E0854	Senior Center
TOSHIBA ESTUDI03055C	C7LC35998	E0855	Youth & Recreation
TOSHIBA ESTUDI03055C	C7AD43811	E0895	Records
TOSHIBA ESTUDI0357	CEED13226	E5142	Tax Dept
TOSHIBA ESTUDI0357	CEED14960	E5153	Sanitation
TOSHIBA ESTUDI03055C	C7BD48066	E5059	Building
TOSHIBA ESTUDI03055C	C7AD41142	E0896	Highway
TOSHIBA ESTUDIO3055C	C7BD48062	E0928	Personnel
TOSHIBA ESTUDI03055C	C7ED62967	E5204	Crime Resist. Bsmt.
TOSHIBA ESTUDIO	658 CAKE 28621	E5710	Central Records

and

WHEREAS, the current Service and Supply Maintenance Agreement expired as of November 7, 2016; and

WHEREAS, Eagle Systems, Inc., 2421 Harlem Road, Cheektowaga, New York, has submitted a proposal to renew the service and supply agreement for the above copy machines for a one (1) year period from November 7, 2017 to November 6, 2018, said agreement covering travel, labor, parts, drums & toner cartridges (excluding paper and staples) at a 5% increase in the per-copy cost for the new term (black and white pages billed quarterly at .0088 per page and color pages billed quarterly at .066 per page); and

WHEREAS, the Town Director of Administration and Finance and the Town Attorney recommend that the Town accept Eagle's new proposal; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board accepts the proposal of Eagle Systems, Inc., to provide annual service and supplies for the copy machines above set forth for the period November 7, 2017 to and including November 6, 2018, at the following rates: black and white pages billed quarterly at .0088 per page and color pages billed quarterly at .066 per page, said cost to include travel, labor, parts, drums and toners for said copiers; and BE IT FURTHER

RESOLVED, that the Supervisor, Town Attorney, and the IT Director be and hereby are authorized and directed to execute an agreement with Eagle Systems, Inc., for said services.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



14. RESOLUTION 2017-90

Authorize and Direct Supervisor to Execute all Documents and Maintenance Agreements for Multi-Functional Copier Units

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, due to heavy usage and age, various multi-function units need to be replaced; AND

WHEREAS, under a New York State Office of General Services Contract for equipment, software, and support, Prizm Document and Technology Solutions has submitted a proposal to the Town for the purchases of MFUs payable in monthly payments over a five year agreement; AND

WHEREAS, funding for said copiers shall be chargeable to an account to be determined by Brian Krause, Town of Cheektowaga Director of Administration and Finance; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the proposal of Prizm Document and Technology Solutions and authorizes the purchases from:

Prizm Document and Technology Solutions
701 Seneca Street, Suite 658E
Buffalo, New York 14202

And BE IT FURTHER

RESOLVED, that the cost for copy for service, maintenance, and supplies shall be added as a yearly service and supply agreement; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute all documents and maintenance agreements with Prizm Document and Technology Solutions .

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



15. RESOLUTION 2017-91

2017 Community Development Block Grant Annual Action Plan

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga is eligible to receive \$905,897 in Community Development Block Grant Funds and \$231,301 in HOME Investment Partnership funds for the 2017 program year from the United States Department of Housing & Urban Development, and

WHEREAS, Public hearings regarding the use of said funds were held on November 7, 2016 and January 24, 2017, and

WHEREAS, the United States Department of Housing & Urban Development will adjust the CDBG and HOME funds based on final awards, and

WHEREAS, the change in funds will be reflected in the Single Family Housing Rehabilitation activity, as described in the draft Annual Action Plan reviewed by the public, and

WHEREAS, the Town Director of Community Development has submitted recommendations regarding the use of said funds, which includes activities to principally benefit low-income persons pursuant to the goals and objectives of the Housing and Community Development Act, as amended, and its governing rules and regulations, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby adopts and approves the submission of the Town of Cheektowaga Community Development Block Grant Program Annual Action Plan for the 2017 Program Year, including the projects contained in the attached CDBG and HOME Project Summaries, and BE IT

FURTHER RESOLVED, that the Supervisor is hereby authorized to sign the required Certifications and any other Community Development Block Grant and HOME Program related documents as may be necessary, including annual grant agreements, with the United States Department of Housing and Urban Development, and BE IT

FURTHER RESOLVED, that the Supervisor is also authorized to sign the required Sub Recipient Agreements with the Villages of Depew and Sloan, as well as Belmont Housing Resources for WNY, Matt Urban Center, Supportive Services, and any others named which are the not-for-profit agencies assigned to carry out the services as outlined in the Annual Action Plan.

Attachments:

Budget - 2017 - Letterhead RAH (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



16. RESOLUTION 2017-92

Authorize Supervisor to Execute Application for Serve New York VISTA Program

Sponsored By: Councilmember Hammer, Councilmember Rogowski

WHEREAS: Grant funds are available through the Serve New York VISTA Program administered by Americorp and the Service Collaborative of Western New York to support programs addressing financial literacy and housing; and

WHEREAS: The purpose of the grant is to increase agency capacity, greater sustainability and improved program management for organizations working to eradicate poverty; and

WHEREAS: The Town of Cheektowaga's Office of Community and Economic Development and Youth and Recreational Services Department seek to work collaboratively to address community needs with wrap-around services; and

WHEREAS: The Town of Cheektowaga has been invited to submit an application requesting a VISTA employee to provide assistance to the Town of Cheektowaga's Office of Community and Economic Development and Youth and Recreational Services Department to provide assistance in building sustainable programs and services; and

WHEREAS: This grant will provide the costs of a VISTA staff person (including health care, child care, student loan forbearance, education award and a living stipend) and requires a commitment of \$8,000.00 from the Town; and

WHEREAS: The Town of Cheektowaga's Office of Community and Economic Development has designated \$8,000.00 to meet this requirement; and; NOW THEREFORE BE IT

RESOLVED, that the Town's Director of Community Development, Carla A. Kosmerl, and Executive Director of Youth and Recreational Services, Jillian Gorman-King, consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the Service Collaborative of Western New York 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 and, BE IT FURTHER

RESOLVED, that funds be taken from Community Development funds.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



17. RESOLUTION 2017-93

Authorize and Direct Supervisor to Execute Agreement with EM Systems, Inc.

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga was awarded a Demonstration Grant, Project Number 0580-17-6511, from the New York State Archives Education Department State Archives Local Government Records Management Improvement Fund, to manage electronic records; AND

WHEREAS, the grant was a two year initiative with a beginning date of August 2015; AND

WHEREAS, the grant award contains additional funds to continue to retain a consultant to design and engineer a software program to manage electronic records; AND

WHEREAS, the Town of Cheektowaga developed a Request for Proposals in 2016 to seek qualified firms, including Minority and Women Owned Businesses, to perform the scope work required by the grant; AND

Whereas, the Town of Cheektowaga has applied for and received a waiver exempting the Town from meeting the Minority and Women Owned Business goals established as part of the grant award; AND

WHEREAS, Resolution 2016-104, dated February 17, 2016, retained EM Systems as the vendor for the grant project; AND

WHEREAS, as the grant is in its second year, EM Systems is the Sole Source vendor for this project developed software; NOW, THEREFORE, BE IT

RESOLVED, that subject to the Town Attorney's approval of the agreement, the Supervisor be and hereby is authorized and directed to execute an agreement with EM Systems, Inc., 4043 Maple Road, Suite 211, Amherst, New York, 14226, for the aforesaid services, for an amount not to exceed \$162,976.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



18. RESOLUTION 2017-94

Authorize Engineering and Sewer Departments to Assist Village of Sloan with Sewer Inspections, Etc.

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Village of Sloan is located within the corporate limits of the Town of Cheektowaga, and

WHEREAS, the Village of Sloan must comply with a NYS DEC Consent Order relating to the inflow of storm waters into the Village's sanitary sewer system, and

WHEREAS, the officials in the Village of Sloan have requested the Town's assistance from the Town Engineering and Sewer Maintenance Departments with televising and inspection of a portion of the sanitary sewers located in the Village, and reviewing the results of said inspection, and

WHEREAS, Article 5-G of the General Municipal Law authorizes this Town Board to enter into agreements with other municipalities to perform this work, and

WHEREAS, the Town of Cheektowaga, in a spirit of municipal cooperation, is agreeable to assisting the Village of Sloan on this matter, NOW, THEREFORE, BE IT

RESOLVED, that the Town Engineering Department and Sewer Department be and hereby are authorized and directed to assist the Village of Sloan with inspecting and televising portions of the Village sanitary sewer system and the review of the information obtained by said inspection and television of portions of their sanitary sewer system to give them some direction in 2017, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute a Municipal Cooperation Agreement with the Village of Sloan on this matter, subject to review and approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



19. RESOLUTION 2017-95

Authorize the Supervisor to Execute Supplemental Agreement #1 for the Cheektowaga Safe Crossings Project

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by Resolution #2015-18, the Town Board authorized the Supervisor to execute the Initial Project Proposal and any and all further documents that may be necessary for the Cheektowaga Safe Crossings Transportation Alternatives Project 2014, PIN 5761.10 (the "Project") to proceed, AND

WHEREAS, by Resolution 2015-176, the Town Board approved the Project and authorized the Town to pay 100% of the Federal and Non-Federal share for a portion of the Project in the amount of \$30,000.00, AND

WHEREAS, in order to progress the Project with Federal Aid, the New York State Department of Transportation (NYSDOT) requires "both a Resolution and a Supplemental Agreement, signed by the Town of Cheektowaga", and to provide both the Federal and Non-Federal share amount of \$259,000.00 as stated in the letter dated September 20, 2016, AND

WHEREAS, the Supplemental Agreement #1 (SA#1) supersedes the original agreement by increasing funding for the completed Design Phases I-VI, removing the Right-of-Way incidentals, plus funding and adding the Final Construction and Construction Inspection Phases, AND

WHEREAS, the SA#1 funding amount remains unchanged from the original agreement of an 80% Federal share amount of \$207,200.00 and a 20% Local share amount of \$51,800.00, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board hereby approves the Project, AND, BE IT FURTHER

RESOLVED, that the Cheektowaga Town Board hereby authorizes the Town to provide 100% of both the Federal and Non-Federal share in the amount of \$259,000.00 for the Project or portions thereof, AND, BE IT FURTHER

RESOLVED, that the Non-Federal funds in the sum of \$51,800.00 are hereby appropriated from Account #500-1440-4830-5429 to cover the cost of participation in the above phases of the Project, AND, BE IT FURTHER

RESOLVED, that in the event the full Federal and Non-Federal share costs of the Project exceed the amount appropriated above, the Town Board of Cheektowaga shall convene, as soon as possible, to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, AND, BE IT FURTHER

RESOLVED, that the Supervisor of the Town Board of the Town of Cheektowaga be and hereby is authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid on behalf of the Town of Cheektowaga, subject to the approval of the Town Attorney, with the New York State Department of Transportation in connection with the

advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the Local Share of Federal Aid and State Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, AND, BE IT FURTHER

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, AND, BE IT FURTHER

RESOLVED, that this Resolution shall take effect immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



20. RESOLUTION 2017-96

Authorize Supervisor to Execute Contracts for the 2017 Independence Day Celebration

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the Supervisor is hereby authorized to execute contracts, agreements, and any other documents that may be required between the Town of Cheektowaga and contractors/performers and vendors/licensees for the 2017 Independence Day Celebration, to be held on July 4th, 2017, subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



21. RESOLUTION 2017-97

Authorize Supervisor to Execute Contracts for the 2017 Crabapple Festival

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the Supervisor is hereby authorized to execute contracts and agreements between the Town of Cheektowaga and performers and vendors for the 2017 Crabapple Festival, to be held on June 10th and 11th, 2017, subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



22. RESOLUTION 2017-98

Approval of 2016-2019 Contract with Cheektowaga Police Club, Inc.

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the collective bargaining agreement between the Town of Cheektowaga and the Cheektowaga Police Club, Inc. expired on December 31, 2015, and

WHEREAS, the Town and the Cheektowaga Police Club, Inc. have negotiated and have agreed upon a successor agreement for Years 2016 through 2019; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby accepts and approves the successor agreement with the Cheektowaga Police Club for the term January 1, 2016 to December 31, 2019, as presented, and BE IT FURTHER

RESOLVED, that the Town Supervisor be and hereby is authorized to execute the respective collective bargaining agreement between the Town of Cheektowaga and the Cheektowaga Police Club, Inc.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



23. RESOLUTION 2017-99

Extension of Residency Provision (Peter A. Johnston)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, Peter A. Johnston was appointed to the provisional position of Assistant Town Engineer by Town Board Resolution effective June 13, 2016; AND

WHEREAS, that in compliance with the Local Law known as the Residency Law of the Town of Cheektowaga, Mr. Johnston was ordered to obtain residency within the Town of Cheektowaga within six (6) months from the date of his appointment; AND

WHEREAS, the Erie County Civil Service examination has not been scheduled for the Assistant Town Engineer Position and Peter Johnston has requested an extension of the residency requirement, the Board hereby determines that Peter Johnston's special skills, aptitude and expertise are sufficient reasons therefore to extend the residency requirement; NOW, THEREFORE, BE IT

RESOLVED, that in compliance with the Local Law known as the Residency Law of the Town of Cheektowaga, Peter A. Johnston of Williamsville, New York, is hereby granted an additional six (6) months from the expiration of the prior resolution until June 30, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



24. RESOLUTION 2017-100

Accept Resignation of Member of Board of Ethics

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, this Town Board appointed Joyce Heath to the Board of Ethics on June 20, 2016 (Resolution No. 2016-380); AND

WHEREAS, Joyce Heath has resigned from her position on the Board of Ethics effective January 30, 2017, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the resignation of Joyce Heath as a member of the Town of Cheektowaga Board of Ethics Committee and hereby removes her from the Ethics Board, effective January 30, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



25. RESOLUTION 2017-101

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

JUSTICE COURT Clerk \$15/hour effective 2/15/17
Kathleen Pellitieri, Cheektowaga, New York

BUILDING AND PLUMBING Clerk \$12/hour effective 2/15/17
Michael Suriani, Cheektowaga, New York

BUILDING AND PLUMBING Clerk \$12.00/hour effective 2/15/17
Andrea Hayday, Cheektowaga, New York

BUILDING AND PLUMBING DEPARTMENT Assistant Code Enforcement Officer \$17.00/hour effective 2/15/17
Walter F. Weishaupt, Cheektowaga, New York
Nicholas T. Cultrara, Cheektowaga, New York

SANITATION DEPARTMENT Clerk (Temporary) \$9.70/hour effective 2/8/17
Darryll J. Howard, Depew, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

OFFICE OF THE TOWN ATTORNEY
Sandra M. Cali effective 1/14/17

SENIOR SERVICES
Diane M. Gallagher effective 9/26/15

JUSTICE COURT
Viktoriya V. Vorobyeva effective 1/10/17

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to waive the reading of names for the following Resolution: 2017-101. Motion Carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



26. RESOLUTION 2017-102

Appointment of Plumber (Non-Competitive/Permanent) Facilities Department (Building and Grounds Division)/Justin Henzler

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Plumber in the Facilities Department (Buildings and Grounds Division); 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, Justin Henzler, currently employed as a Maintenance Worker II in the Facilities Department (Parks Division), bid on said position and is eligible for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Justin Henzler of Cheektowaga, New York, be and hereby is appointed to the position of Plumber in the Facilities Department (Buildings and Grounds Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective February 15, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



27. RESOLUTION 2017-103

Appointment of Assistant Code Enforcement Officer (Competitive/Permanent) Building and Plumbing Department/Richard J. Willis

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Assistant Code Enforcement Officer in the Building and Plumbing 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, such job title is in the competitive class of Civil Service; AND

WHEREAS, Richard J. Willis, currently employed as an Assistant Code Enforcement Officer in the Office of Economic and Community Development, bid on said vacancy and is eligible for transfer to the Building and Plumbing Department; NOW, THEREFORE, BE IT

RESOLVED, that Richard J. Willis of Depew, New York, be and hereby is appointed to the position of Assistant Code Enforcement Officer in the Building and Plumbing Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective February 15, 2017.

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to table Resolution. Motion Carried.

RESULT: TABLED [UNANIMOUS] Next: 2/28/2017 7:00 PM
MOVER: Linda Hammer, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Gerald Kaminski



28. RESOLUTION 2017-104

Appointment of Maintenance Worker (Labor/Permanent) Facilities Department (Buildings and Grounds Division) Richard D. C. Latshaw

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Maintenance Worker in the Facilities Department (Buildings and Grounds Division); AND

WHEREAS, the Town of Cheektowaga Employees Association has agreed to waive the posting of said title; NOW, THEREFORE, BE IT

RESOLVED, that Richard D. C. Latshaw of Cheektowaga, New York, be and hereby is appointed to the position of Maintenance Worker in the Facilities Department (Buildings and Grounds Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective February 2, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



29. RESOLUTION 2017-105

Authorization of Student Interns (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Slade Miller, a student at Niagara University, Mark Barnas, a student at Erie Community College, Kyle Werner a student at Buffalo State College, Love Taylor, a student at D'Youville College, and Raphael C. Torres, a student at Niagara University, have requested to participate in the student internship program at the Police Department; AND

WHEREAS, these individuals have been interviewed by the Police Department and the Police Department is willing to afford them the opportunity to intern in the Police Department; NOW, THEREFORE, BE IT

RESOLVED, that Slade Miller of Cheektowaga, New York, Mark Barnas of West Seneca, New York, Kyle Werner of Lancaster, New York, Love Taylor of Amherst, New York, and Raphael Torres of Cheektowaga, New York, be and hereby are authorized to participate as unpaid interns in the Police Department, subject to their execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that these internships be and hereby are effective February 15, 2017 through May 31, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate these students' internships in the Police Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



30. RESOLUTION 2017-106

Appoint Chairman of the Board of Ethics

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, by resolution dated April 5, 1993, this Town Board adopted a Local Law establishing a Board of Ethics (Local Law No. 1 of the year 1993), which was amended by the adoption, on April 4, 1994, of A Local Law Amending the Board of Ethics Law (Local Law No. 1 of the year 1994; AND

WHEREAS, a vacancy exists in the position of Chairman of the Board of Ethics; AND

WHEREAS, Dan G. Dallman, a current member of the Board of Ethics, has expressed interest in serving as Chairman; NOW, THEREFORE BE IT

RESOLVED, that Dan G. Dallman be and hereby is appointed as Chairman of the Board of Ethics, effective immediately, and said term to expire on August 1, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



31. RESOLUTION 2017-107

Appointment to Veterans Affairs Committee

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, in order to keep this Town Board informed as to the needs of veterans in the Town, this Town Board created the Veterans Affairs Committee and appointed members thereto, AND

WHEREAS, the members of the Veterans Affairs Committee serve for terms of one (1) year, with the current term expiring on December 31, 2017, AND

WHEREAS, vacancies currently exist on the Veterans Affairs Committee, AND

WHEREAS, Gregory Szarpa and Daniel Lachut have attended meetings of the Veterans Affairs Committee and have expressed interest in being appointed to same, NOW, THEREFORE BE IT

RESOLVED, that Gregory Szarpa and Daniel Lachut be and hereby are appointed to the Veterans Affairs Committee effective immediately and said term to expire on December 31, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



32. RESOLUTION 2017-108

Travel Authorization (Office of the Town Attorney)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Association of Towns Training School and Annual Meeting is being held February 19, 2017 through February 21, 2017 in New York City, New York; AND

WHEREAS, Town Attorney Kevin Schenk has requested to attend said training school and meeting; AND

WHEREAS, Mr. Schenk has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,775; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Town Attorney Kevin Schenk be and hereby is authorized to attend the Association of Towns Training School and Annual Meeting being held February 19, 2017 through February 21, 2017 in New York City, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



33. RESOLUTION 2017-109

Travel Authorization (Engineering Department)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Association of Towns Training School and Annual Meeting is being held February 19, 2017 through February 22, 2017 in New York City, New York; AND

WHEREAS, Town Engineer Patrick Bowen has requested authorization to attend said meeting; AND

WHEREAS, Mr. Bowen has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,543; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Town Engineer Patrick Bowen be and hereby is authorized to attend the Association of Towns Training School and Annual Meeting being held February 19, 2017 through February 22, 2017 in New York City, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



34. RESOLUTION 2017-110

Travel Authorization (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the IACP Winter Board of Directors Meeting is being held February 10, 2017, through February 11, 2017 in New Orleans, Louisiana; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,355.70; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Chief David Zack be and hereby is authorized to attend the IACP Winter Board of Directors Meeting being held February 10, 2017 through February 11, 2017 in New Orleans, Louisiana.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



35. RESOLUTION 2017-111

Travel Authorization (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Pepperball Instructor/Armorer Certification is being held March 8, 2017 through March 9, 2017, in the Cheektowaga Police Department; AND

WHEREAS, Sergeants Lawrence Bauer, Thomas Allen, Jeffrey Schmidt and Caleb Harte, have been recommended to attend said certification; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$790; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Sergeants Lawrence Bauer, Thomas Allen, Jeffrey Schmidt and Caleb Harte be and hereby are authorized to attend the Pepperball Instructor/Armorer Certification being held March 8, 2017 through March 9, 2017, in the Cheektowaga Police Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



36. RESOLUTION 2017-112

Travel Authorization (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the 2017 New York State Tactical Team Leadership Forum is being held February 28, 2017 through March 2, 2017 in Saratoga Springs, New York; AND

WHEREAS, Sergeant Jeffrey Schmidt has been recommended to attend said forum; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$128; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Sergeant Jeffrey Schmidt be and hereby is authorized to attend the 2017 New York State Tactical Team Leadership Forum being held February 28, 2017 through March 2, 2017 in Saratoga Springs, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



37. RESOLUTION 2017-113

Travel Authorization (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the New York Tactical Officers Association (NYTOA) Tactical Conference 2017 is being held April 25, 2017 through April 27, 2017, in Verona, New York; AND

WHEREAS, Sergeant Jeffrey Schmidt, and Police Officers Justin Haag, Darryl Leszkowicz, and David Vogel, have been recommended to attend said conference; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$2,681.92; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Sergeant Jeffrey Schmidt, and Police Officers Justin Haag, Darryl Leszkowicz, and David Vogel be and hereby are authorized to attend the New York Tactical Officers Association (NYTOA) Tactical Conference 2017 being held April 25, 2017 through April 27, 2017, in Verona, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski

XII. Suspension of Rules

Motion by Councilmember Adamczyk, Seconded by Councilmember Rogowski to waive the rules to include the following Resolutions: 2017-114, 2017-115, 2017-116. Motion Carried.



1. RESOLUTION 2017-114

Designation of Town Justice as Drug Court Judge

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, for a number of years, the Town of Cheektowaga has been operating a Drug Court through the Town Justice Court to give non-violent substance-abusing offenders an opportunity to reduce or eliminate criminal justice sanctions if they are successful in completing treatment, and

WHEREAS, the Honorable Dennis T. Gorski is currently the Town Justice in charge of such drug court, and

WHEREAS, the Honorable Paul S. Piotrowski has indicated a willingness to take over the responsibilities for the Drug Court operations, and

WHEREAS, this Town Board is appreciative that the Honorable Paul S. Piotrowski will continue the work of the Town Drug Court, and

WHEREAS, the Administrative Judge for the 8th Judicial District and/or the Office of Court Administration has no objection to the Town placing Justice Piotrowski to be in charge of the Drug Court, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby designates the Honorable Paul S. Piotrowski , Cheektowaga Town Justice, as the Town Justice in charge of the Town's Drug Court, effective immediately, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to send a certified copy of this resolution to the Administrative Judge for the 8th Judicial District, and BE IT FURTHER

RESOLVED, that the Town Clerk is directed to forward copies of this resolution to Town Justices Paul S. Piotrowski and Dennis T. Gorski.

RESULT:	WITHDRAWN
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2. RESOLUTION 2017-115

Appoint Sole Assessor

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Municipal Cooperation Agreement between the Town of Cheektowaga and Town of Evans wherein the Town of Cheektowaga utilized Evan's Assessor, Jeneen Lomando-McSkimming as the Town of Cheektowaga Assessor ended on December 31, 2016 due to the resignation of Jeneen Lomando-McSkimming, AND

WHEREAS, this Town Board wishes to appoint Jill M. Oxley as Sole Assessor for the Town of Cheektowaga, effective February 15, 2017, AND

WHEREAS, Jill M. Oxley meets the minimum qualification standards of the New York State Department of Taxation and Finance for the position of sole appointed assessor as prescribed in the Real Property Tax Law and 20 NYCRR 8188, NOW, THEREFORE, BE IT

RESOLVED, that Jill M. Oxley is hereby appointed to the position of Sole Assessor of the Town of Cheektowaga at an annual salary of \$72,000.00 commencing on February 15, 2017 and ending on September 30, 2019.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski



3. RESOLUTION 2017-116

Appointment of Director of Community Development (Exempt) Office of Community Development/Richard J. Willis

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, Director of Community Development Carla A. Kosmerl, submitted a letter to the Cheektowaga Town Board stating that she will be retiring from her position with the Town of Cheektowaga effective February 22, 2017; AND

WHEREAS, this Town Board wishes to appoint a candidate with extensive knowledge of the operations in the Office of Community Development; AND

WHEREAS, Richard J. Willis, currently employed as an Assistant Code Enforcement Officer in the Office of Community Development, has applied for said position; AND

WHEREAS, Mr. Willis meets the necessary qualifications for appointment to said title; NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby accepts the resignation/retirement of Carla A. Kosmerl, and BE IT FURTHER

RESOLVED, that Richard J. Willis of Cheektowaga, New York, be and hereby is appointed to the title of Director of Community Development of the Town of Cheektowaga at the annual salary of \$72,000 effective February 23, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski

XIII. Communications

A. Departmental Communications

1. **Minutes: Cheektowaga Planning Board - January 12, 2017**
2. **Minutes: Cheektowaga Traffic Safety Commission - January 17, 2017**

B. General Communications

1. Notice of Claim: Mark Aguglia vs. Town of Cheektowaga
2. Notice of Claim: Victoria Armentrout vs. Town of Cheektowaga
3. Notice of Claim: Gail Hans vs. Town of Cheektowaga
4. Notice of Claim: Christopher Nordsick vs. Town of Cheektowaga
5. Notice of Claim: James Strong vs. Town of Cheektowaga
6. Summons: HSBC USA, N.A. vs. Jessica McPherson, Town of Cheektowaga, et al
Premises: 60 Loretto Drive

XIV. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XV. Call for Motion to Go Into Executive Session

1. **Motion To:** Enter into Executive Session at 8:20 PM.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED:	Gerald Kaminski

XVI. Adjournment

Meeting adjourned at 8:20 PM.

Vickie L. Dankowski

Town Clerk

**TOWN OF CHEEKTOWAGA
NOTICE TO ENERGY PERFORMANCE COMPANIES**

**GENERAL INFORMATION AND REQUEST FOR PROPOSALS
FOR AN ENERGY PERFORMANCE CONTRACTOR**

Town of Cheektowaga (“Town”) is issuing this Request for Proposals (RFP) for the selection of an energy service company (“ESCO”) to implement a facilities improvement project at all ***Town of Cheektowaga*** facilities owned by the Town.

The proposals shall consist of qualifications, experience, financial proposal, and staffing plan.

ESCO’s that are interested in being considered must submit a Proposal in response to this RFP on or before ***March 30, 2017***

A mandatory pre-proposal conference will be held at ***Alexander Community Center Second Floor Conference Room, 275 Alexander Avenue, Cheektowaga, New York 14211*** on ***Wednesday, March 1, 2017*** at ***1:00 P.M.***

The successful ESCO will be determined solely from the Proposals. However, the Town reserves the right to interview all of the Respondents if it so chooses.

An original and ***Five (5)*** copies of the proposal are required. To prevent opening by unauthorized individuals, your submittal should be identified on the envelope as follows:

**PROPOSAL ENCLOSED
TIMED MATERIAL
TOWN OF CHEEKTOWAGA
Energy Performance Services Project**

The proposal shall be addressed to:

**Vickie L. Dankowski
Town Clerk
Town Hall
3301 Broadway
Cheektowaga, NY 14227**

The proposals submitted must remain valid for a minimum of 120 days past the due date for receipt of RFP’s.

The Town reserves the right to amend the RFP based on questions and issues raised during the conduct of this solicitation.

PROPOSAL INSTRUCTIONS AND CONDITIONS

APPENDIX A: PRE-PROPOSAL CONFERENCE AND SITE VISITS

APPENDIX B: NEW YORK STATE ENERGY LAW

APPENDIX C: FACILITY AND UTILITY INFORMATION

I. INTRODUCTION AND BACKGROUND

The objective of this Request for Proposals (RFP) is to solicit proposals for an energy performance project to assist **Town of Cheektowaga** in making their infrastructure as efficient as practical through the installation of new equipment, energy conservation measures and implementation of optimally efficient operation and maintenance procedures. The Town wishes to implement the proposed energy project on an energy performance contract basis.

(See State Energy Law, Article 9), attached as **Appendix B**.

The Town will only consider performance contract proposals based on a guaranteed savings agreement, i.e., savings, increased revenues and/or guarantee payments will equal or exceed the cost of the lease payments or debt service.

It is expected that savings and/or guarantees provided by the ESCO selected pursuant to this RFP will fully offset the project costs involved for the Town. Proposers should propose arrangements for acquisition, financing, and ownership of equipment to be installed as part of this project that responsibly maximize the net economic benefit to the Town or reduce the risk to the Town.

Proposers may include financing provided directly by the ESCO or through a third party where doing so will be advantageous to the Town.

II. GENERAL INFORMATION

The qualifications, experience, financial terms and staffing plan of ESCO's proposing to implement this comprehensive performance services project for the Town on a performance contracting basis will be evaluated and ranked. Written questions will be received by the Town until **March 17, 2017**. Questions shall ONLY be submitted to **John J. Jaroszewski, General Foreman, Facilities Department** via email at **jjaroszewski@tocny.org**.

The ESCO selected, as a result of this RFP will be expected to:

A. Provide comprehensive energy performance services for buildings and facilities serving the Town, including but not limited to:

1. The performance of an investment quality comprehensive energy audit.
2. The design and specification of the proposed equipment and systems to be used in providing energy efficiency services.
3. Services associated with the procurement, installation, and commissioning of existing and new equipment and systems.

- 4. Preventive and emergency maintenance and servicing of the equipment installed.
- 5. Staff training.
- 6. Services in connection with the arrangement of program financing of the equipment.
- 7. Energy Savings/revenue enhancements performance guarantees.
- 8. Identification of available financial incentives or rate reductions.
- 9. Assist the Town with all paperwork necessary to obtain State, Federal or other financial energy aid available.
- 10. Identify the most effective measures that can be taken to reduce consumption and costs for heating, cooling, ventilation, lighting, water heating and other energy uses in each facility. The proposal should address consumption of all energy sources including oil, gas and electricity. Measures may involve controlling, modifying, adding or replacing equipment and systems.
- 11. The technical strategies addressed by the proposal must include but are not limited to the following items:
 - A. Lighting and lighting control, including fixture replacement and occupancy sensors.
 - B. All major heating and cooling equipment, including HVAC air handling.
 - C. Installation of computerized energy management systems.
 - D. Envelope components such as doors, windows and insulation.
 - E. Demand limiting strategies, including cogeneration, if appropriate.
 - F. Assistance with the procurement of electric, gas, oil and other utilities.
- 12. All applicable codes and standards must be adhered to.
- 13. The ESCO must work cooperatively with the Town staff in coordinating this project.
- 14. Maximize available incentives/rebates from government agencies and/or utility companies (i.e., NYSERDA)

B. Identify measures that can be taken to reduce operating costs for all activities and energy sources including natural gas and electricity and to reduce consumption for heating, cooling, ventilation, refrigeration, lighting, water heating, and other systems in each facility. Measures may involve controlling, modifying, adding, or replacing equipment and systems.

The proposed contract resulting from the Comprehensive Audit shall include a table of the identified measures that clearly lists the costs and benefits of each measure to allow the Town to select the group of measures to be included in the final contract.

C. Structure the terms of the Town's obligation to pay for the services provided on a performance-contracting basis and submit a suggested energy performance contract and, if necessary, ancillary agreements that specifically meet the needs of the Town. .

Payments from the Town to the ESCO selected under the RFP must be contingent and based in some fashion on the level of energy savings achieved. The savings and/or guarantees

provided by the ESCO selected pursuant to this RFP will fully offset the project costs involved for the Town.

11.10.a

- B. Identify the most effective measures that can be taken to reduce consumption and costs for heating, cooling, ventilation, lighting, water heating and other energy uses in each facility. The proposal should address consumption of all energy sources including oil, gas and electricity. Measures may involve controlling, modifying, adding or replacing equipment and systems.

The technical strategies addressed by the proposal must include but are not limited to the following items:

1. Lighting and lighting control, including fixture replacement and occupancy sensors.
2. All major heating and cooling equipment, including HVAC air handling.
3. Installation of computerized energy management systems.
4. Envelope components such as doors, windows and insulation.
5. Demand limiting strategies, including cogeneration, if appropriate.
6. Assistance with the procurement of electric, gas, oil and other utilities.

All applicable codes and standards must be adhered to.

- D. Provide to the Town of Cheektowaga, on an annual basis, documentation stating what the energy savings were to the Town of Cheektowaga as a result on this Energy Performance Services Contract in each year.

At the time of the pre-proposal conference the Town will provide copies of gas, electric, oil or other utility bills as needed. For proposal preparation, this may require up to two years of billing data. Proposers are expected to prepare a baseline and usage profile from this information. Whenever possible, the Town will make copies available of mechanical and electrical drawings of the facilities under consideration. The Town will provide information about any current construction projects under way or projects under consideration and any proposed changes in use or occupancy.

Upon review of proposals received in response to this RFP, the Town expects to select a single ESCO to conduct a Comprehensive Energy Audit of the facilities to verify that the estimates in the proposal are valid. If a viable project is identified, the Town expects to negotiate an energy performance contract with the ESCO to provide for the implementation of the proposed project.

A. Timetable

The Town expects to undertake the selection process according to the following schedule:

- Pre-proposal Conference **March 1, 2017**
- Deadline for receipt of written questions: **March 17, 2017**
- Proposal Submission **March 30, 2017**
- ESCO selection (approximate target date) **May 31, 2017**
- Submission of final audit **To be determined**

B. Proposal Evaluation Criteria

Upon review of proposals received in response to this RFP, the Town expects to select a single ESCO to provide comprehensive energy services as outlined in Section II above. If a viable project is identified following the comprehensive energy audit, the ESCO and the Town will then negotiate an energy performance contract to provide for the implementation of the proposed project. The Town reserves the right to request clarification on any proposal received from an ESCO.

Proposals will be evaluated and scored on the basis of the following criteria:

1. Experience and Qualifications of the Proposer

Consideration will be given to proposers demonstrating strong capabilities, experience and reputation in undertakings similar to those described in this RFP, and providing authoritative documentation of their financial soundness and stability. Similar experience will be understood to include development and implementation of energy performance contracts in facilities of similar size and use.

2. Technical Capability

Proposals will be evaluated on the soundness and detail of presentation of technical strategies proposed for meeting the Town’s energy efficiency objectives. The proposal should include descriptions of improvements both to the physical facility and to the integration of other relevant services such as training, operations and maintenance practices, utilities procurement, and measurement and verification of savings.

3. Financial Terms

Consideration will be given to proposals that responsibly maximize the net economic benefit to the Town over the term of the energy services agreement, and that responsibly minimize the risk to the Town in connection with the proposed transaction.

Factors that will be considered include: the proposers contracting method, the proposed term (length) of the energy services agreement, the approach to project financing, and the projected net dollar benefit to the Town from entering into the transaction.

4. Proposed Project Schedule

Proposals will be evaluated on the reasonableness, clear presentation, length and detail of the proposed project schedule. The proposal should include descriptions of how the proposer intends to achieve the project schedule.

5. Official Statement of the Proposer

C. Final ESCO Selection

The award of this contract may be made to the Proposer whose solicitation best meets the needs of, and is the best interest of **Town of Cheektowaga**.

The Town reserves the right to implement the project in multiple phases and award future phases to the ESCO selected via this RFP.

IV. RFP PROCEDURES

A. Point of Contact

John Jaroszewski
General Foreman, Facilities Department
jjaroszewski@tocny.org
(716) 656-2280

B. Submission of Proposal

Respondent must submit an original and **Five (5)** copies of their Proposal.

C. Proprietary Information

The New York State Freedom of Information Law, Public Officers Law, Article 6, provides for public access to information. Public Officers Law, Section 87(2)(d) provides for exceptions to disclosure for records or portions thereof that are "trade secrets or are submitted to an agency by a commercial enterprise or derived from information obtained from a commercial enterprise and which if disclosed would cause substantial injury to the competitive position of the subject enterprise." Information that the proposer wishes to have treated as proprietary and confidential trade information should be identified and labeled "Confidential" or "Proprietary" on each page at the time of disclosure. This information should include a written request to except it from disclosure, including a written statement of the reasons why the information should be accepted. Such information will be treated in accordance with the provisions of Public Officers Law, Section 89(5). The Town will protect such material from disclosure. If, however, such materials are required by law to be disclosed, the Town will notify the respondent.

D. Modification or Withdrawal of Proposals

Any proposal may be withdrawn or modified by written request of the proposer, provided such request is received by the Town at the above address prior to the date and time set for receipt of proposals.

E. Right to Reject Proposals

This RFP does not commit the Town to award a contract, pay any cost incurred in the preparation of a proposal in response to this RFP, or procure or contract for services. The Town intends to award a contract on the basis of the best interest of the Town, and reserves the right to accept or reject any or all proposals received as a result of this request. The Town reserves the right to negotiate with all qualified proposers, or to cancel this RFP in part or in its entirety, if it is in the best interest of the Town to do so.

V. PROPOSAL FORMAT AND CONTENTS

Proposals must be submitted in the format outlined in this section. Each of the described parts and sections must be completed in full (except those sections described as optional). Each proposal will be reviewed to determine if it is complete prior to actual evaluation. The Town reserves the right to eliminate from further consideration any proposal deemed to be substantially or materially non-responsive to the requests for information contained herein.

Each of the parts and sections described below should begin on a separate page, and each page should clearly state the name of the proposer.

A. Contractor Background and Qualifications

Section A-1 of the proposal must contain a project management summary including the make-up of the project team and the proposed assignment of responsibility for the major tasks involved in the total project. Include resumes for each of the individuals listed as lead personnel in Section A-1 as an appendix. The staffing plan should include name, title, experience and relevant duties of each individual active in this specific project. No credit will be granted during the evaluation process for the experience of anyone who will not be directly involved in implementing this project.

If the proposer will have single source responsibility for *executing* all portions of the project, they need only respond to Part I. If the proposal anticipates additional prime contractors executing the work proposed (Construction, HVAC, Plumbing, Electrical), describe the selection process for selection of these prime contractors in Part II.

PART I: Part I should describe the overall make-up of the project team and each member's areas of responsibility with address, telephone numbers, names of contact persons and of lead personnel. Include a chart depicting the management structure envisioned for the project. Describe the process to be followed in selecting and managing subcontractors, if any. In addition, any subcontractors the ESCO intends to use for the project shall be identified and their role(s) described. Provide subcontractor's name, address, contact person, phone number and relevant experience.

PART II: Part II should provide information about the areas of responsibility for additional prime contractors (Construction, HVAC, Plumbing, and Electrical) and the process to be followed in their selection.

In a Section to be labeled **Section A-2**, include the most recent annual reports, financial statements, or other financial information sufficient to permit the Town to evaluate the financial strength of the proposer. If the proposer is a joint venture or other entity with no prior financial history, submit information with respect to constituent or parent entities, as appropriate.

In a Section to be labeled **Section A-3**, describe no more than five (5) prior relevant energy performance contracting projects completed by the proposer. For each organization include the information listed below:

- (a) Customer's name.
- (b) Total project capital cost.

- (c) Type of contract (e.g., guaranteed saving, shared savings, sale, etc.).
- (d) Name and telephone number of reference for the project.
- (e) Brief description of the project's scope of services and status. (Include type of facility at which project was implemented, whether the project was timely completed and whether significant problems occurred that affected project performance. As appropriate, identify all prime contractors or subcontractors and their role in each project.)

The right to call the references provided by the proposer will be presumed by the Town.

B. Technical Aspects of the Proposal

Your proposal must explain the approach your organization will take in delivering the comprehensive technical services required to design, install, and maintain the proposed energy efficiency improvements. Actual designs/specifications are not required at this time.

In a Section to be labeled **Section B-1**, describe the Comprehensive Energy Audit that will be conducted for this project after selection of an ESCO on the basis of this RFP. Your proposal must include information on the systems to be covered, the personnel to be involved, the general method to be used, the time frame, and the fee, if any, to be charged in the event the Town decides not to proceed with project implementation. Attach a sample energy audit performed by your firm for a similar facility.

In a Section to be labeled **Section B-2**, describe in detail the method you will use to compute the energy baseline. Attach a sample computation from a previous project done by your firm, with full documentation of methods, assumptions and input data.

In a Section to be labeled **Section B-3**, provide a preliminary assessment of the energy efficiency opportunities available at the Town's buildings, based on the information provided in this RFP and a tour of the facilities. List the energy efficiency measures to be implemented under your proposal with the estimated implementation cost and the energy cost savings. Are there any potential improvements your company will not consider? If so, list these improvements.

In a Section to be labeled **Section B-4**, describe the ongoing project monitoring and maintenance services your company will provide. Specifically, describe the personnel, schedules, conditions, equipment covered, and extra costs (if any) of the following services:

- (a) Scheduled preventative maintenance
- (b) Emergency service
- (c) Training of on-site staff
- (d) Monitoring of energy use

Identify who will have supervisory responsibility for your firm's maintenance and monitoring operations in this project. Indicate how this work will be coordinated with the daily operations of the facility.

C. Financial Aspects of the Proposal

The Town seeks to structure the project to provide the greatest economic value and such that payments to finance the total project cost plus payments for ongoing incremental project maintenance and M&V services will be paid in full by the value of measured savings and/or revenue enhancements resulting from the project. Describe how your proposal maximizes the economic value of the project to the Town. The proposer may propose any underlying project financing mechanism so long as it meets the objectives above and complies with New York State laws, rules, and regulations.

The Town shall participate in the selection of all construction contractors. Construction proposals will be reviewed with the Town and contractor selection will be jointly determined between the ESCO and the Town. The Town shall approve the documents and any subsequent addenda required prior to release. If the proposer is intending to provide a portion or all of the construction utilizing their own personnel, the process by which the assurance of a competitive construction cost will be insured shall be described in detail.

The proposer may propose any underlying project financing mechanism so long as it meets the objectives above and complies with New York State laws, rules and regulations.

Detailed Financial Information Required: In a Section to be labeled **Section C-1**, based on the information provided in this RFP and your inspection of the facilities, estimate the following costs:

1. Initial Project Costs:

- (a) Comprehensive Energy Audit
- (b) Designs and specifications for energy efficiency measures
- (c) Implementation costs for the energy efficiency measures
- (d) Total Initial Project Costs

2. Annual Costs:

- (a) Maintenance costs
- (b) Training costs
- (c) Measurement and Verification
- (d) Other service fees (specify)

In a Section to be labeled **Section C-2**, outline the proposed terms of the contract with the Town covering:

- (a) Duration of the contract
- (b) Methods by which the level of payments to the contractor will be determined including: level of guarantees, methods by which energy savings will be valued (i.e. values to be used for unit prices of fuels and electricity)
- (c) The nature and operation of any guarantee provisions, including conditions under which the guarantee can be invoked and the methods for adjusting payments to the contractor.
- (d) Ownership of the equipment (Specify if alternative financing and ownership is proposed and provide explanation).
- (e) Conditions for the early termination of the contract, or parts thereof, by the district and the contractor.

In a Section to be labeled **Section C-3**, please complete the annual financial projections indicated below for the length of the proposed contract. Any anticipated escalation in annual costs should be identified and reflected in the cash flow.

YEAR	1	2	3	4	5 ...
------	---	---	---	---	-------

1. Annual energy costs without improvements
2. Annual energy costs with improvements
3. Annual energy cost savings (1-2)
4. Payments for financing equipment
5. Payments for on-going services
6. Net annual benefits
7. Cumulative cash flow
8. Net Present Value of cash flow
9. Interest rate
10. Ongoing project management costs:
 - (a) Service agreement/maintenance costs
 - (b) Energy savings measurement and verification costs
 - (c) Other service fees (specify)
11. Other project information:
 - (a) Contract term
 - (b) Escalation rate for service and M&V agreements
 - (c) Escalation rate for energy costs

D. Proposed Project Schedule

The respondent must provide a complete schedule for achievement of all major project milestones including but not limited to:

- (a) Commencement and completion of audits.
- (b) Preparation of list of proposed improvements, baseline calculations, and final contract proposal.
- (c) Obtaining all required permits and government approvals.
- (d) Procurement of all major equipment.
- (e) Commencement and completion of construction.
- (f) Training of facility personnel.
- (g) Commencement of normal operations.

E. Official Statement of Proposer

The respondent must provide statements to the following effect, signed by an individual authorized to bind the respondent:

- (a) The respondent shall include a statement to the effect that the proposal is a firm offer for a minimum 120-day period. The proposal shall also provide the name, title, address, and telephone number of individual(s) with authority to negotiate and contractually bind the company and also who may be contacted during the period of proposal evaluation.
- (b) The respondent shall identify and specifically state acceptance of, and intent to comply with, the appropriate sections of the state law and applicable regulations that address performance contracting.
- (c) The respondent shall include a statement acknowledging the facilities to be improved contain asbestos, lead paint and other hazardous materials and that those conditions will be dealt with in a manner that complies with regulations

- current at the time of construction.
- (d) The respondent shall include a statement acknowledging that some construction will be required to take place on other than first shift and that facility schedules will not be interrupted by construction activities and that additional costs incurred by the Town and the contractor shall be included in the project costs.

Compliance with Laws, Licenses and Permits

The contract and any of the services or supplies provided hereunder are contingent and expressly conditioned upon the ability of the Contractor to provide the specified services or supplies consistent with all federal, state and local law and regulations. The provider agrees that he or she will fully comply with Federal, State and Town policies, procedures, standards and laws, and rules and regulations. The Contractor and any subcontractors shall secure and maintain any necessary licenses and permits as may be required to provide the services or supplies under the contract and pay all related charges. If, for any reason, the Contractor's required licenses or permits are terminated, suspended, revoked or in any manner modified from their status at the time the contract becomes effective, the Contractor shall notify (**Town Name**) immediately of such condition in writing.

Alternate Proposals

Town of Cheektowaga reserves the right to consider alternatives submitted by Proposers that provide enhancements beyond the RFP requirements. Proposal alternatives may be considered if deemed to be in **Town of Cheektowaga's** best interest. Proposers shall clearly identify and explain in detail where such alternatives deviate from or qualify the terms of the proposal and specifications as issued.

Disqualification

The Town reserves the right to refuse to issue awards to a prospective contractor should such Contractor fail to comply with any pre-qualification regulations of the Town, if any such regulations or requirements are cited, or otherwise included in the Request for Proposal.

Proposals received from Contractors who have previously failed to complete contracts within the time required, or who have previously performed similar work in an unsatisfactory manner, may be rejected. A Proposal may be rejected if the Contractor cannot show that it has the necessary ability, resources and qualified employees to commence the work at the time prescribed and thereafter to perform and complete the work at the rate or within the time specified. An offer may be rejected if the contractor is already obligated for the performance of other work that would delay the commencement, performance or completion of the work.

Prevailing Wage Rates

The successful bidder is required to pay the Prevailing Wage Rates and the Prevailing Hourly Supplements pursuant to Section 220-A of the NYS Labor Law.

Insurance and Indemnification

Each ESCO shall procure and maintain, at its own expense, as a minimum the insurance listed in **Appendix D** of this RFP, and shall supply with its proposal a copy of its current Certificate of Insurance.

The ESCO shall defend, indemnify and save harmless the Town of Cheektowaga, its officers, agents, servants and employees from and against all liability, damages, costs or expenses, causes of action, suits, judgments, losses and claims of every name not described, including attorneys' fees and disbursements, brought against the Town of Cheektowaga which may arise, be sustained, or occasioned directly or indirectly by any person, firm or corporation arising out of or resulting from the performance of the services by the ESCO, its agents or employees, the provision of any products by the ESCO, its agents or employees, arising from any act or omission or negligence of the ESCO, its agents or employees, or arising from any breach or default by the ESCO, its agents or employees under the Agreement resulting from the RFP. Nothing herein is intended to relieve the Town from its own negligence or misfeasance or to assume any such liability for the Town by the ESCO.

APPENDIX A**PRE-PROPOSAL CONFERENCE AND SITE VISITS**

The Town will conduct a mandatory pre-proposal conference and walk-through inspection tour of the facilities included in this RFP on **March 1, 2017 at 1:00 P.M.** The pre-proposal conference will be held first at **Alexander Community Center, Second Floor Conference Room, 275 Alexander Avenue, Cheektowaga, New York 14211** with the walk-through to begin immediately thereafter. Town officials and project consultants will be present to answer questions regarding the RFP and the project.

Proposals will be accepted only from contractors represented at the Pre-Proposal Conference.

**NEW YORK STATE ENERGY LAW
ARTICLE 9 - ENERGY PERFORMANCE CONTRACTS
IN CONNECTION WITH PUBLIC BUILDINGS AND FACILITIES**

§9-101. Purpose

The purpose of this article is to obtain long-term energy and cost savings for agencies and municipalities by facilitating prompt incorporation of energy conservation improvements or energy production equipment, or both, in connection with buildings or facilities owned, operated or under the supervision and control of agencies or municipalities, in cooperation with providers of such services and associated materials from the private sector. Such arrangements will improve and protect the health, safety, security, and welfare of the people of the state by promoting energy conservation and independence, developing alternate sources of energy, and fostering business activity.

§ 9-102. Definitions

For the purposes of this article, the following words and phrases shall have the following meanings unless a different meaning is plainly required by the context.

1. "Owner" means any state department, agency, board, commission, office, or division.
2. "Municipality" means a municipal corporation, as defined in section two of the general municipal law, school district, board of cooperative educational services, fire district, district corporation or special improvement district governed by a separate board of commissioners.
3. "Public authority" means any public authority, public benefit corporation, or the port authority of New York and New Jersey, to the extent its facilities are located within the state of New York.
4. "Energy performance contract" means an agreement for the provision of energy services, including but not limited to electricity, heating, ventilation, cooling, steam or hot water, in which a person agrees to install, maintain or manage energy systems or equipment to improve the energy efficiency of, or produce energy in connection with, a building or facility in exchange for a portion of the energy savings or revenues.

§ 9-103. Energy performance contracts

1. Notwithstanding any other provision of law, any agency, municipality, or public authority, in addition to existing powers, is authorized to enter into energy performance contracts of up to thirty-five years duration, provided, that the duration of any such contract shall not exceed the reasonably expected useful life of the energy facilities or equipment subject to such contract.
2. Any energy performance contract entered into by any agency or municipality shall contain the following clause: "This contract shall be deemed executory only to the extent of the monies appropriated and available for the purpose of the contract, and no liability on account therefore shall be incurred beyond the amount of such monies. It is understood that neither this contract nor any representation by any public employee or officer creates any legal or moral obligation to request, appropriate or make available monies for the purpose of the contract."

Attachment: Town of Cheektowaga EPC RFP (RES-2017-86 : Issue Request for Proposals for Energy Performance Contractor)

- 3. In the case of a school district or a board of cooperative educational services, an energy performance contract shall be an ordinary contingent expense, and shall in no event be construed as or deemed a lease or lease-purchase of a building or facility, for purposes of the education law.
- 4. Agencies, municipalities, and public authorities are encouraged to consult with and seek advice and assistance from the New York state energy research and development authority concerning energy performance contracts.
- 5. Notwithstanding any other provision of law, in order to convey an interest in real property necessary for the construction of facilities or the operation of equipment provided for in an energy performance contract, any agency, municipality or public authority may enter into a lease of such real property to which it holds title or which is under its administrative jurisdiction as is necessary for such construction or operation, with an energy performance contractor, for the same length of time as the term of such energy performance contract, and on such terms and conditions as may be agreeable to the parties thereto and are not otherwise inconsistent with law, and notwithstanding that such real property may remain useful to such agency, municipality or public authority for the purpose for which such real property was originally acquired or devoted or for which such real property is being used.
- 6. In lieu of any other competitive procurement or acquisition process that may apply pursuant to any other provision of law, an agency, municipality, or public authority may procure an energy performance contractor by issuing and advertising a written request for proposals in accordance with procurement or internal control policies, procedures, or guidelines that the agency, municipality, or public authority has adopted pursuant to applicable provisions of the state finance law, the executive law, the general municipal law, or the public authorities law, as the case may be.
- 7. Sections one hundred three and one hundred nine-b of the general municipal law shall not apply to an energy performance contract for which a written request for proposals is issued pursuant to subdivision six of this section.
- 8. In the case of a school district or a board of cooperative educational services, an energy performance contract shall be developed and approved pursuant to the requirements of this section and pursuant to regulations promulgated by the commissioner of education in consultation with the New York state energy research and development authority. Such regulations shall include, but shall not be limited to: a list of the appropriate type of projects that qualify as energy performance contracts; an approval process that includes review of the type and nature of the proposed project, the scope and nature of the work to be performed, and a detailed breakdown of the energy savings to be derived each year and for the duration of the energy performance contract; and a process for ensuring that districts have obtained financing at the lowest cost possible. Such regulations shall require that all energy performance contracts which contain maintenance and monitoring charges as part of the energy performance contract price state such maintenance and monitoring charges separately in the contract in a clear and conspicuous manner. Such regulations shall not apply to energy performance contracts entered into prior to the effective date of such regulations, nor shall they apply to energy performance contracts for which a request for proposals was issued prior to such effective date.

Added L. 1985, c. 733, § 2; amended L. 1989, c. 638, §§ 1,2; amended L. 1994, c. 368, §§ 1,2; amended L.1995, c.83, §47; amended L. 1997, c. 436, §78.

Attachment: Town of Cheektowaga EPC RFP (RES-2017-86 : Issue Request for Proposals for Energy Performance Contractor)

FACILITY AND UTILITY INFORMATION

Facility and utility data will be provided at the Pre-Proposal Conference.



Office of Economic & Community Development

Community Development Block Grant Program Budget 2017 Program Year

CDBG Allocation (estimated)	\$ 905,897
Projected Revolving Program Income - Housing Rehabilitation	285,000
Projected Revolving Program Income - Economic Development	<u>140,000</u>
Total Projected Available Funds for CDBG Activities	<u>\$ 1,330,897</u>
Housing Rehabilitation - Single Family Owner-Occupied Units	\$ 292,500
Housing Rehabilitation – Emergency Program	78,000
Housing Rehabilitation – Handicap Accessibility Program	6,000
Environmental Hazard Testing.....	14,950
Weatherization	69,000
Housing Rehabilitation – Sump Pump Grant Program	12,000
First Time Homebuyer Assistance	34,000
Rehabilitation Activity Delivery Costs.....	<u>203,741</u>
Subtotal Housing.....	710,191
Housing Counseling Services	11,000
Summer Day Camp for Children	30,000
Public Safety - Police Foot Patrols.....	33,000
Senior Citizen Services Outreach Assistant	9,000
Economic Development (CEDC)	104,166
Economic Development Program Delivery	29,861
<u>Administration</u>	<u>266,179</u>
\$249,345 – Administration	
1,000 – Fair Housing	
15,834 – CEDC Administration	
<u>Drainage & Sewer Improvements:</u>	
<u>Village of Depew</u>	<u>100,000</u>
\$59,000 – Sidewalks Installations (Bigelow Place & Rutherford Place)	
41,000 – Senior Center Operations & Programming	
<u>Village of Sloan</u>	<u>37,500</u>
\$37,500 – Piekarski Community Center Improvements	
 Total Projected Activities to be Funded with CDBG Funds	 <u>\$ 1,330,897</u>

Attachment: Budget - 2017 - Letterhead RAH (RES-2017-91 : 2017 Community Development Block Grant Annual Action Plan)

HOME Investment Partnership Program Budget

2017 Program Year

Total 2017 HOME Allocation.....	\$ 211,301
Projected Revolving Program Income	<u>20,000</u>
Total Projected Available Funds for HOME Activities	<u>\$ 231,301</u>
First-Time Homebuyers Program.....	\$ 18,000
HOME Administration	2,000
HOME Administration – Amherst Consortium.....	21,130
Housing Rehabilitation - Single Family Owner-Occupied Units	-
Housing Acquisition/Rehabilitation/Resale Program.....	165,171
CHDO Administration Fees.....	<u>25,000</u>
Total Projected Activities to be Funded with HOME Funds.....	<u>\$ 231,301</u>

Attachment: Budget - 2017 - Letterhead RAH (RES-2017-91 : 2017 Community Development Block Grant Annual Action Plan)



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, February 28, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on February 28, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Ted Morton, Erie County Legislator
Melissa Reese, Deputy Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Meyers, Seconded by Councilmember Adamczyk to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the

Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

IX. Presentation

Climate Smart Community Initiative - Daniel Ulatowski

X. From the Table



1. RESOLUTION 2017-103

Appointment of Assistant Code Enforcement Officer (Competitive/Permanent) Building and Plumbing Department/Richard J. Willis

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Assistant Code Enforcement Officer in the Building and Plumbing 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, such job title is in the competitive class of Civil Service; AND

WHEREAS, Richard J. Willis, currently employed as an Assistant Code Enforcement Officer in the Office of Economic and Community Development, bid on said vacancy and is eligible for transfer to the Building and Plumbing Department; NOW, THEREFORE, BE IT

RESOLVED, that Richard J. Willis of Depew, New York, be and hereby is appointed to the position of Assistant Code Enforcement Officer in the Building and Plumbing Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective February 15, 2017.

RESULT:	WITHDRAWN
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XI. Resolutions



1. RESOLUTION 2017-117

Transfer of Funds-2016

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

CDBG

FROM:	700.1014.0600	Housing Rehab.-Single Family	\$3,100.00
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TO:	700.1014.0606	Disposition	\$3,100.00
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RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Diane Benczkowski, Supervisor

SECONDER: Timothy J. Meyers, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-118

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to February 28, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$3,014,833.04
RISK RETENTION FUND	853,850.25
NYS HOME PROGRAM	0.00
DEBT	576,425.00
HUD HOUSING REHABILITATION FUND	2,166.12
SPECIAL DISTRICTS FUND	4,101,410.74
HIGHWAY FUND	816,797.91
CAPITAL FUND	4,255,659.88
TRUST & AGENCY FUND	12,235.52
HUD CDBG FUND	3,857.25
PART TOWN FUND	153,030.13
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$13,790,265.84

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-119

Call for Public Hearing - Special Use Permit Request 5074 Transit Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless has made application with the permission of the land owner, Attica Housing Development Fund Company, Inc. is requesting a special use permit to erect a micro cell antenna on the building roof of an apartment building at 5074 Transit Road, AND

WHEREAS, the proposed micro cell antenna will have a mounting height of approximately (6.0) six feet in height above the roof of the subject building, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on March 14, 2017 at 7:00 o'clock P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on March 14, 2017 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Bell Atlantic Mobile Systems of Allentown, Inc., d/b/a Verizon Wireless

for a special use permit to erect a micro cell antenna on the building roof of an apartment building at 5074 Transit Road.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI
TOWN CLERK



Parcel A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot No. 67, Township 11, Range 7 of the Holland Land Company's Survey, and being more particularly bounded and described as follows:

Beginning at a point in the westerly line of Transit Road (said road being 66 feet in width)

1826.07 feet northerly (measured along said westerly line of Transit Road) from the northerly line of Buffalo Creek Indian Reservation (said northerly line being the south line of said Lot No. 67, Township 11, Range 7), said point being determined by monument set by J.J. Straley, licensed engineer and surveyor; and running thence westerly on a line at right angles to said line of Transit Road, 1032 feet; running thence northerly, on a line parallel with said westerly line of Transit Road, 126.63 feet; running thence easterly, on a line a right angles to said line of Transit Road, 1032 feet to the westerly line of Transit Road; running thence southerly, along said westerly line of Transit Road, 126.63 feet to the point or place of beginning.

Excepting the easterly 516 feet of above described premises.

Parcel B

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 67, Township 11, Range 7 of the Holland Land Company's Survey, and being more particularly bounded and described as follows:

Beginning in the west line of Transit Road (as a 100 foot highway) 1557.16 feet north of the intersection of the west line of Transit Road with the north line of the Buffalo Creek Indian Reservation; Thence southerly along the west line of Transit Road 100 feet; Thence westerly at right angles 1015 feet more or less to the east line of Sturm Avenue; Thence northerly parallel with the west line of Transit Road and along the east line of Sturm Avenue 368.91 feet to the southwest corner of lands conveyed to Czajkowski by deed recorded in Liber 3210 of Deeds at page 373; Thence easterly at right angles to Transit Road and along the south line of Czajkowski 516 feet more or less to the northwest corner of lands conveyed to Zaremba by deed recorded in Liber 3210 of Deeds at page 369;

Thence southerly parallel to the west line of Transit Road and along the west line of Zaremba and the west line of lands conveyed to Kowalczyk by deed recorded in Liber 3499 of Deeds at page 129 a distance of 168.91 feet more or less to the southwest corner of Kowalczyk;

Thence easterly at right angles to Transit Road and along the south line of Kowalczyk to the northwest corner of lands conveyed to Kowalczyk by deed recorded in Liber 3780 of Deeds at page 66; Thence southerly parallel with the west line of Transit Road and along the west line of Kowalczyk by deed in Liber 3780 of Deeds at page 66, 100 feet to the southwest corner of Kowalczyk; Thence easterly at right angles to the west line of Transit Road and along the south line of Kowalczyk 225 feet to the point of beginning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-120

Call for Public Hearing - Rezoning Request Part of 2685 Walden Avenue

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Buffalo Depot, LLC has made application and requested the rezoning of a part of 2685 Walden Avenue from M1-Light Manufacturing to CM-General Commercial, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on March 14, 2017 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the March 14, 2017 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Buffalo Depot, LLC

for the rezoning of a part of 2685 Walden Avenue from M1-Light Manufacturing to CM-General Commercial to permit the establishment of a retail furniture outlet within an existing furniture warehouse building .

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI, TOWN CLERK



All that piece or parcel of land situate in the Town of Cheektowaga, County of Erie, State of New York and being a portion of Town Lot 3, Township 11, Range 7 of the Holland Land Company's Survey:

Beginning at the northwest corner of lands of the Buffalo Depot, LLC, recorded in the Erie County Clerk's Office, Liber 10962 of Deeds, Page 2354;

Thence easterly along the south right-of-way line of Walden Avenue, a distance of 321.78 feet to a point;

Thence southerly forming an interior angle of 80°11'00" with the last described course, along the property line between the property of API Basco, Inc. (Reputed Owner) to the east and

Buffalo Depot, LLC (Reputed Owner) to the west, a distance of 296.50 feet to a point;

Thence westerly forming an interior angle of 90°00'00" with the last described course, a distance of 117.61 feet to a point;

Thence northerly forming an interior angle of 90°00'00" with the last described course, a distance of 36.79 feet to a point;

Thence westerly forming an interior angle of 270°00'00" with the last described course, a distance of 199.46 feet to a point;

Thence northerly forming an interior angle of 90°00'00" along the property line between the property of Advantage Housewares, Inc. (Reputed Owner) on the west and Buffalo Depot, LLC (Reputed Owner) on the east, a distance of 204.85 feet to a point on the south right-of-way line of Walden Avenue, said point being the point and place of beginning.

The last course forms a closing angle of 99°49'00" with the first course.

Intending to describe a parcel of land 1.790± acres.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-121

Negative SEQR Declaration 2821 Broadway

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, an application was submitted by C&S Engineers on behalf of the land owner 2775 Broadway, LLC for the construction of a new 69,000 s.f. warehouse/office on vacant land at 2821 Broadway, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the site plan at their meeting of December 8, 2016, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on January 25, 2017 is recommending a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-122

Negative SEQR Declaration 4814 Transit Road

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, an application was submitted by Donato Developers, Inc. for the construction of a 2 story, 13,223 s.f. mixed use building, including the demolition of an existing office building at 4814 Transit Road, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the site plan at their meeting of May 14, 2015, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on April 15, 2015 is recommending a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-123

Accept Site Plan 2821 Broadway

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, C&S Engineers submitted a development review application for the construction of a 69,000 s.f. warehouse/office building on vacant land at 2821 Broadway, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of December 8, 2016 and have recommended approval thereof, NOW, THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Asst. Town Engineer reviewing/approving the grading/drainage plan.
2. The Town Planner reviewing/approving a photometric plan for all exterior lighting.
3. The owner providing monies in lieu of replacement trees pursuant to Chapter 229 of the Town Code and as indicated on the attached landscaping plan.

Attachments:

Landscaping Plan (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-124

Accept Site Plan 4814 Transit Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Donato Developers, Inc. submitted a development review application for the construction of a two story 13,223 s.f. mixed use building, including the demolition of an existing office building at 4814 Transit Road, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of December 8, 2016 and have recommended approval thereof, NOW, THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Asst. Town Engineer reviewing/approving the grading/drainage plan.
2. The Town Planner reviewing/approving a photometric plan for all exterior lighting.
3. The Town Planner reviewing/approving the final landscaping plan.
4. The applicant securing a public improvement permit for the drainage work within the Town's drainage ditch along the south property line.
5. The applicant providing a (24) twenty four foot wide vehicular access easement along the south property line to allow for future access management along Transit Road.

Attachments:

Landscape/site Plan (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-125

Rescind Resolution To Issue An RFP For Energy Performance Contractor

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated February 14, 2017 (Resolution 2017-86), this Town Board issued a Request for Proposals for an Energy Performance Contractor for various Town-owned buildings, AND

WHEREAS, after further review with Town department heads, there is a need to rescind this resolution to give the Town more time to evaluate where we should concentrate our efforts to achieve maximum energy savings at Town buildings and facilities, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby rescinds the aforementioned resolution, and BE IT FURTHER

RESOLVED, that the Town Clerk and/or Town Engineer be and hereby are directed to immediately notify and forward this resolution to all companies which received the Request for Proposals.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-126

Notice to Bidders - Cold Milling of Various Town Highways (Bid #2017-15)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, it is in order that bids be advertised for the Cold Milling of Various Town Highways in the Town of Cheektowaga for the calendar year 2017, AND

WHEREAS, the Cheektowaga Engineering Department was 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 Cold Milling of Various Town Highways, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of March, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 22, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York for the Cold Milling of Various Town Highways in the Town of Cheektowaga for the calendar year 2017.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Cold Milling of Various Town Highways" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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.

Vickie Dankowski
Town Clerk
Bid #2017-15

DATED: February 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-127

Notice to Bidders - Street Light Standards (Bid #2017-16)

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for the purchase of round tapered aluminum street light standards with tapered elliptical arms, AND

WHEREAS, the Engineering Department has prepared specifications for same, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of round tapered aluminum street light standards with tapered elliptical arms, said notice to be published in THE CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of March, 2017 at 11:00 am, at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 22, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of round tapered aluminum street light standards and tapered elliptical arms for the Town Sign Maintenance Division of the Highway Department.

Information for bidders and specifications may be obtained from the Office of the Town Clerk in 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 and all bids.

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

Vickie Dankowski
Town Clerk
Bid #2017-16

DATED: February 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-128

Notice to Bidders - Equipment & Operators for Public Works Projects (Bid #2017-17)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for the furnishing of Equipment & Operators for Public Works Projects in the Town of Cheektowaga for the period of March 28, 2017 to March 27, 2018, AND

WHEREAS, the Engineering Department has prepared 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 Equipment & Operators for Public Works Projects, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of March, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 22, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing of Equipment and Operators for Public Works Projects in the Town of Cheektowaga, effective March 28, 2017 to March 27, 2018.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing of Equipment and Operators for Public Works Projects" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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.

Please be advised that in accordance with resolutions adopted by the Cheektowaga Town Board, contractors on all construction contracts with a value in excess of \$1,000,000 and up to \$3,000,000 **must** have Apprenticeship Agreements appropriate for the type and scope of

work to be performed that have been registered with and approved by the New York State Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

Vickie L. Dankowski
Town Clerk
Bid #2017-17

DATED: February 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-129

Private Sale of Town Property

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Highway Department had requested authorization to purchase fourteen (14) Henderson Tailgate Mounted PWSE Electric Pre Wet System for installation on existing Highway tandem plow trucks, AND

WHEREAS said approval was granted unanimously by Town Board Resolution 2016-624, AND

WHEREAS, the Highway Department now has fourteen (14) Rex Roth CS-420 controllers that were replaced on the existing Highway tandem trucks by said Pre Wet System, AND

WHEREAS said Rex Roth CS-420 Controllers are out dated controllers and have no use or value to the Town of Cheektowaga, AND

WHEREAS, the Town of Webster Highway Department has offered to purchase two (2) Rex Roth CS-420 Controllers from the Town for \$250.00 each of which the Town views as adequate consideration, AND

WHEREAS, this is not an impermissible use of public property under Article VIII § 1 of New York State's Constitution and because Town Law permits private negotiations for sale of surplus property, AND

WHEREAS, the Town of Webster Highway Department does not have any relationship with the Town or its subsidiaries, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to sell Two (2) Rex Roth CS-420 Controllers to the Town of Webster Highway Department, 1005 Picture Parkway, Webster, NY 14580, for \$500.00 and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents necessary to transfer said Rex Roth CS-420 Controllers subject to the approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-130

Retain Engineering Consultant for Wastewater Engineering Planning Grant Work

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga has been awarded a \$100,000.00 Wastewater Engineering Planning Grant (#66257) through the New York State Environmental Facilities Corporation to support an engineering planning project that would identify actions that will correct deficiencies in the Town's wastewater collection facilities, AND

WHEREAS, the Town has received a proposal from Nussbaumer & Clarke, Inc. dated February 13, 2017 to perform work under the grant at a cost of \$100,000.00 for exterior inspections for illegal sewer connections and the preparation of Pre- and Post- Construction studies for this project; and the Town's match for this grant will be for sanitary sewer metering, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute said proposal on behalf of the Town.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-131

Authorize Supervisor to Execute Agreement with Bolton St. Johns, LLC

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Agreement to provide lobbying services on behalf of the Town by and between Bolton-St. Johns, LLC and the Town of Cheektowaga expires on March 7, 2017; and

WHEREAS, The Town of Cheektowaga and Bolton-St. Johns desire to continue this relationship as such; and

WHEREAS, Bolton-St. Johns shall submit a new Agreement to continue to provide said representation at a cost of \$3,000.00 per month for a twelve (12) month period, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to execute said Agreement, subject to review and approval of the Town Attorney.

Attachments:

2017.2018 Town of Cheektowaga (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-132

Authorize Supervisor to Execute Grant Application for Healthy Out-of-School Time Program

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the National Recreation and Parks Association, in conjunction with the Walmart Foundation, is offering grant funds for the Healthy Out-Of-School Time program to support children's health and wellness through park and recreation out-of-school time programs, and

WHEREAS, the Town of Cheektowaga Youth and Recreational Services Department will utilize the funding to provide nutrition literacy to children and their families that creates behavior change by teaching the importance of eating healthy, NOW THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be directed and authorized to complete the necessary application, forms, etc. required be submitted to the National Recreation and Parks Association for the purpose of securing this grant, and BE IT FURTHER

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

RESULT:	WITHDRAWN
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17. RESOLUTION 2017-133

Authorize Supervisor to Execute all Documents for the Application and Acquisition of Grant Funding to Benefit the Senior Center

Sponsored By: Councilmember Kaminski, Councilmember Adamczyk

WHEREAS, Erie County Legislator Ted Morton has secured \$2,000 in grant funds in the 2017 Erie County Budget for use by the Town of Cheektowaga Senior Center, and

WHEREAS, the Town of Cheektowaga Senior Center will utilize the funding to enhance the availability of programs and equipment to benefit Senior Citizens; NOW THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized to complete the necessary application, forms, etc. To be submitted to the Erie County Department of Senior Services for the purpose of securing this grant, and BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-134

Adapted Recreation Campout

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, members of the Department of Youth & Recreational Services' Adapted Recreation Program has requested permission to conduct a sleep-over at the Alexander Community Center on May 12th & 13th, 2017.

WHEREAS, the Director of Youth and Recreational Services has informed this Board that accommodations can be made for such group to utilize this Town building for a sleep-over, and

WHEREAS, Chapter 174-14 of the code of the Town of Cheektowaga states that "All parks shall be closed 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 Chapter 174-14 of the Code of the Town of Cheektowaga, and that said waiver be extended to the Department of Youth and Recreational Services, BE IT

RESOLVED, that this Town Board hereby authorizes the Department of Youth and Recreational Services' Adapted Recreation Program to utilize the Alexander Community Center for a sleep-over on May 12th & 13th, 2017, BE IT

RESOLVED, that the Director of Youth Recreational Services is hereby directed to schedule such sleep-over for a date when such building is available, and BE IT FURTHER

RESOLVED that a copy of said resolution be forwarded to the Chief of Police and the Parks Division.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-135

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Recreation Attendant - 7140.1639 & 7140.1640 - \$9.70 - Regular Part-time

Curtis Schwartzkopf

14227

Motion by Councilmember Rogowski, Seconded by Councilmember Adamczyk to waive the reading of names for the following Resolutions: 2017-135, 2017-136. Motion Carried.

RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Gerald Kaminski, Councilmember

SECONDER: James P. Rogowski, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-136

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individual be and hereby is hired as a **PART-TIME EMPLOYEE** in the department listed, not to exceed nineteen (19) hours on a weekly basis, in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

POLICE DEPARTMENT Police Attendant \$17.35/hour effective 3/1/17
Scott M. Rogacki, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT
Deric Demyanick effective 2/28/17

BUILDING AND PLUMBING DEPARTMENT
Gerald J. Gill effective 7/16/16
Matthew J. Greenberg effective 1/16/16

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-137

Appointment of Marriage Officer

Sponsored By: Councilmember Meyers, Councilmember Hammer

WHEREAS, Section 11-c of the Domestic Relations Law of the State of New York authorizes town boards to appoint marriage officers who shall have the authority to solemnize marriages within the Town of Cheektowaga, and

WHEREAS, Town Clerk Vickie L. Dankowski and Deputy Town Clerk Cynthia Dauscher were previously appointed marriage officers by the Town Board, and

WHEREAS, Supervisor Diane Benczkowski has requested authority to solemnize marriages, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby appoints Diane Benczkowski marriage officer, effective immediately and terminating on December 31, 2019.

RESULT:	ADOPTED [6 TO 0]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
ABSTAIN:	Diane Benczkowski



22. RESOLUTION 2017-138

Temporary Upgrade in Hourly Wage Rate of Community Development Service Aide

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, on February 14, 2017 (Reso. 2017-116) Richard J. Willis was appointed to the title of Director of Community Development; and

WHEREAS, Jerome Gabryszak, presently employed as a part-time Community Development Service Aide at a rate of \$25.00 per hour, was for many years Director of Community Development; and

WHEREAS, because of his former service as Director of Community Development, he has extensive knowledge of the duties, responsibilities, and operations of the Office of Community Development; and

WHEREAS, the Town wishes to utilize the experience of Jerome Gabryszak by having him temporarily assist Office of Community Development Director Richard J. Willis as he begins his new appointment in said position; NOW, THEREFORE, BE IT

RESOLVED, that Jerome Gabryszak, presently employed as a part-time Community Development Service Aide, shall be paid the sum of \$40.00 per hour for his services in assisting the Director of Community Development, effective March 1, 2017 to and including May 1, 2017, at which time he shall return to his current rate of \$25.00 per hour as Community Development Service Aide.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-139

Appointment to Board of Ethics

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated April 5, 1993, this Town Board adopted a Local Law establishing a Board of Ethics Committee (Local Law No. 1 of the year 1993), which was amended by the adoption on April 4, 1994 of a Local Law Amending the Board of Ethics Law (Local Law No. 1 of the year 1994); AND

WHEREAS, pursuant to such law, this Town Board appointed five (5) members to serve on the Board of Ethics Committee; AND

WHEREAS, there currently exists a vacancy on said Board; AND

WHEREAS, Joseph V. Treanor, III has expressed interest in serving on the Board of Ethics Committee; NOW, THEREFORE BE IT

RESOLVED, that Joseph V. Treanor, III, of Cheektowaga, NY be and hereby is appointed to the Board of Ethics Committee of the Town of Cheektowaga effective February 28, 2017; with said appointment terminating on February 28, 2022 and, BE IT FURTHER

RESOLVED, that said appointment is contingent upon execution of Agreement of Confidentiality; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said Agreement of Confidentiality subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-140

Transfer Outreach Worker - Senior Citizens (Temporary) to Part-Time Recreation Attendant (Patricia F. Wojcinski)

Sponsored By: Councilmember Kaminski, Councilmember Adamczyk

WHEREAS, Patricia F. Wojcinski was appointed to a temporary vacancy of Outreach Worker - Senior Citizens in the Department of Senior Services by this Town Board effective February 22, 2016; AND

WHEREAS, the need for this temporary vacancy is no longer necessary; NOW, THEREFORE, BE IT

RESOLVED, that Patricia F. Wojcinski of Cheektowaga, New York, be and hereby is transferred from the temporary position of Outreach Worker - Senior Citizens to her former title of part-time Recreation Attendant in the Department of Senior Services at the hourly rates as follow:

\$12.25 effective September 7, 2016 through January 22, 2017
\$12.50 effective January 23, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-141

Transfer of Assistant Code Enforcement Officer (Full Time/Temporary) Building and Plumbing Department to Part-Time Assistant Code Enforcement Officer - Building and Plumbing Department (Roy Weiglein)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, Roy Weiglein was appointed temporarily full time to the title of Assistant Code Enforcement Officer in the Building and Plumbing Department by this Town Board effective April 5, 2016; AND

WHEREAS, the need for this temporary vacancy is no longer necessary; NOW, THEREFORE, BE IT

RESOLVED, that Roy Weiglein of Cheektowaga, New York, be and hereby is transferred from the temporary full-time position of Assistant Code Enforcement Officer in the Building and Plumbing Department to his former title of part-time Assistant Code Enforcement Officer in the Building and Plumbing Department at the hourly rate of \$17.00 effective May 23, 2016.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-142

Travel Authorization Accounting Department

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the New York State Government Finance Officers Association Annual Conference is being held March 28, 2017 through March 31, 2017 in Albany, New York; AND

WHEREAS, Director of Administration and Finance Brian Krause has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$853.50; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Director of Administration and Finance Brian Krause be and hereby is authorized to attend the New York State Government Finance Officers Association Annual Conference being held March 28, 2017 through March 31, 2017 in Albany, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-143

Travel Authorization Building and Plumbing

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the 2016 Code Update and Test is being held February 17, 2017 in Batavia, New York; AND

WHEREAS, Assistant Code Enforcement Officer Daniel Lelito has been recommended to attend said code update and test; AND

WHEREAS, a request for travel authorization has been submitted; AND

WHEREAS, this code update and test will be at no cost to the Town; NOW, THEREFORE, BE IT

RESOLVED, that Assistant Code Enforcement Officer Daniel Lelito be and hereby is authorized to attend the 2016 Code Update and Test being held February 17, 2017 in Batavia, New York

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



28. RESOLUTION 2017-144

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Pennsylvania Homicide Investigators Association Advance Practical Homicide Investigation seminar is being held April 3, 2017 through April 7, 2017 in State College, Pennsylvania; AND

WHEREAS, Detective Timothy Szymanski has been recommended to attend said seminar; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,567.54; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Detective Timothy Szymanski be and hereby is authorized to attend the Pennsylvania Homicide Investigators Association Advance Practical Homicide Investigation seminar being held April 3, 2017 through April 7, 2017 in State College, Pennsylvania.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



29. RESOLUTION 2017-145

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a course entitled "Capturing and Photographing Footwear and Ballistic Evidence" is being held March 21, 2017 through March 23, 2017 in Lockport, New York; AND

WHEREAS, Detectives Timothy Szymanski and David Mossman have been recommended to attend said course; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$838; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Detectives Timothy Szymanski and David Mossman be and hereby are authorized to attend the course entitled "Capturing and Photographing Footwear and Ballistic Evidence" being held March 21, 2017 through March 23, 2017 in Lockport, New York

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



30. RESOLUTION 2017-146

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the New York State Truck Safety and Education Symposium and Safety Exhibition is being held April 4, 2017 through April 5, 2017 in Saratoga Springs, New York; AND

WHEREAS, Police Officer Michael McDonough has been recommended to attend said symposium and exhibition; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$633; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officer Michael McDonough be and hereby is authorized to attend the New York State Truck Safety and Education Symposium and Safety Exhibition being held April 4, 2017 through April 5, 2017 in Saratoga Springs, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



31. RESOLUTION 2017-147

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Background Investigations for Police Applicants Course is being held March 23, 2017 through March 24, 2017 at Cheektowaga Police Headquarters; AND

WHEREAS, the following Police Officers have been recommended to attend said course: Kurt Spieler, Dennis Kusak, Jacob Gawronski, David Vogel, Jennifer Szymborski, Shawn McAdams and Michael McDonough; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$2,040; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officers Kurt Spieler, Dennis Kusak, Jacob Gawronski, David Vogel, Jennifer Szymborski, Shawn McAdams and Michael McDonough be and hereby are authorized to attend the Background Investigations for Police Applicants Course being held March 23, 2017 through March 24, 2017 at Cheektowaga Police Headquarters.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



32. RESOLUTION 2017-148

Travel Authorization Community Development

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a Lead Abatement Supervisor/Contractor Initial Environmental Seminar is being held March 6, 2017 in Buffalo, New York; AND

WHEREAS, Assistant Code Enforcement Officer Donald Bielefeld has been recommended to attend said seminar; AND

WHEREAS, the department has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$170; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Assistant Code Enforcement Officer Donald Bielefeld be and hereby is authorized to attend the Lead Abatement Supervisor/Contractor Initial Environmental Seminar being held March 6, 2017 in Buffalo, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XII. Communications

A. Departmental Communications

1. **Supervisor's Statement: of Funds: December 2016**
2. **Minutes: Cheektowaga Conservation Advisory Council - February 2, 2017**
3. **Minutes: Cheektowaga Planning Board - February 9, 2017**
4. **Minutes: Cheektowaga Traffic Safety Commission - February 21, 2017**

B. General Communications

1. Notice of Claim: Jeremiah J. Ellis vs. Town of Cheektowaga

XIII. Comments**A. Supervisor's Comments****B. Councilmember's Comments****C. Public Comments**

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIV. Adjournment

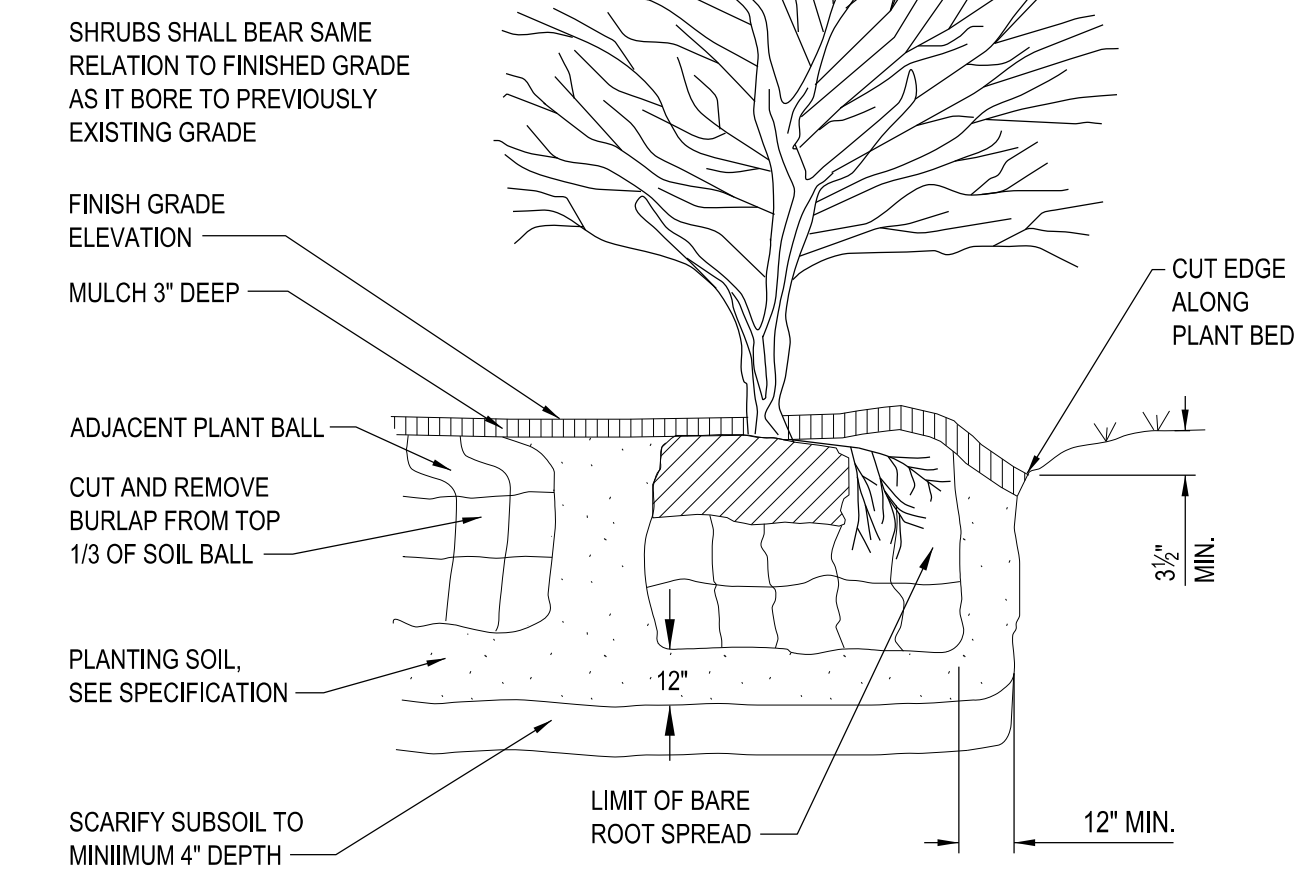
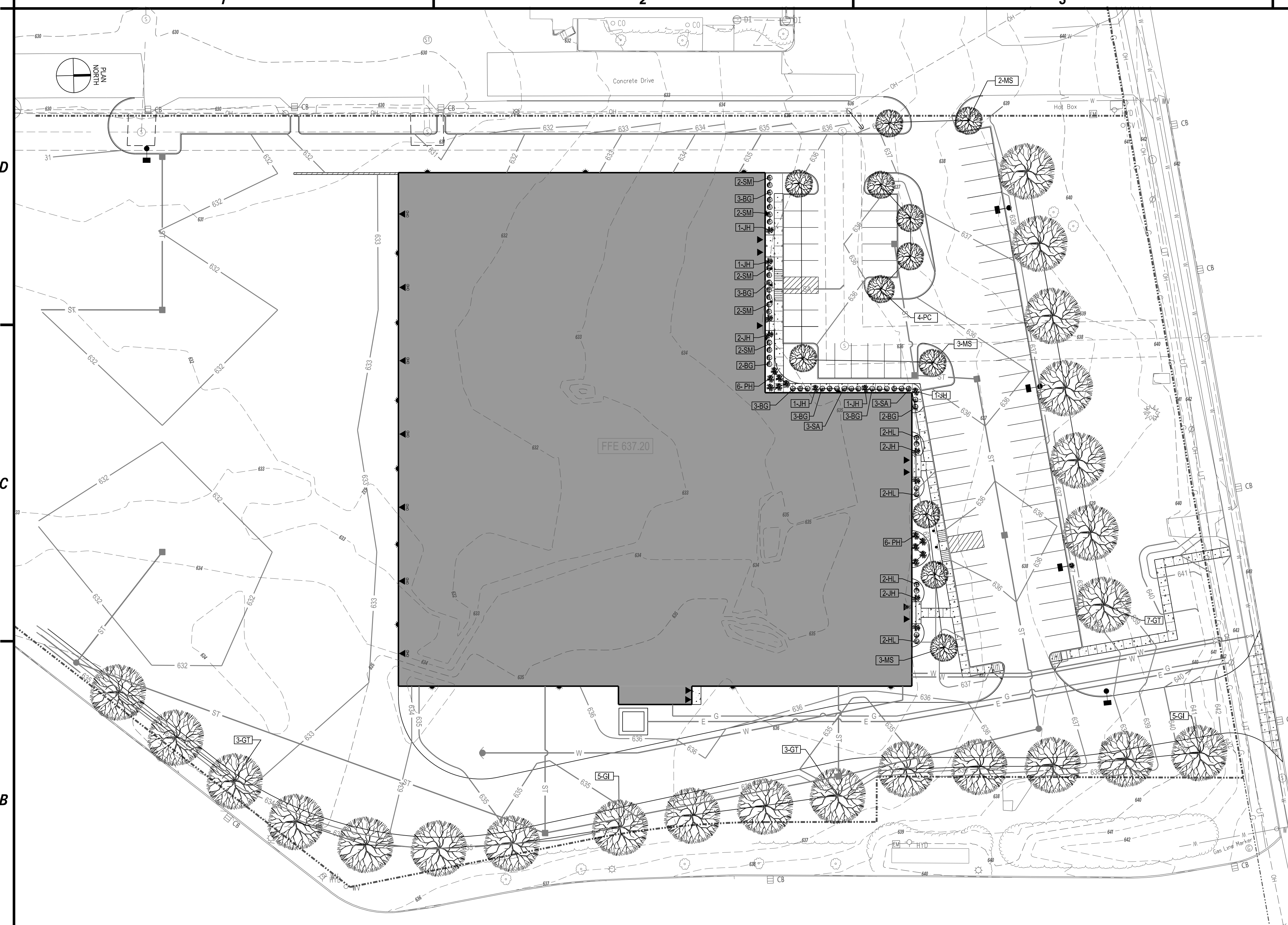
Motion by Councilmember Hammer, Seconded by Councilmember Adamczyk to adjourn meeting at 7:48 PM. Motion Carried.

Vickie L. Dankowski

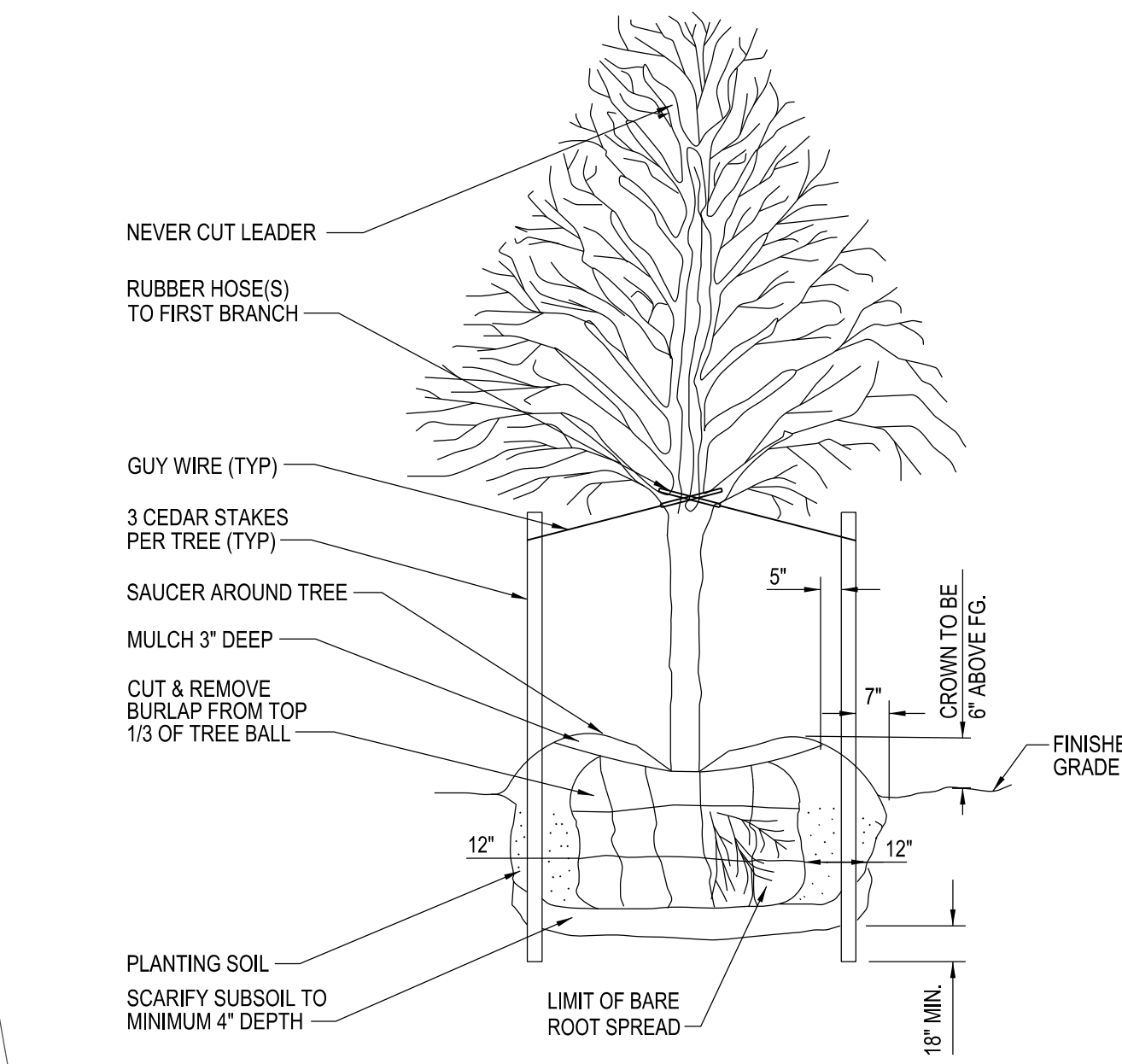
Town Clerk



C&S Engineers, Inc.
141 Elm St. Suite 100
Buffalo, New York 14203
Phone: 716-847-1630
Fax: 716-847-1454
www.cscos.com



SHRUB PLANTING DETAIL NTS



TREE PLANTING DETAIL NTS

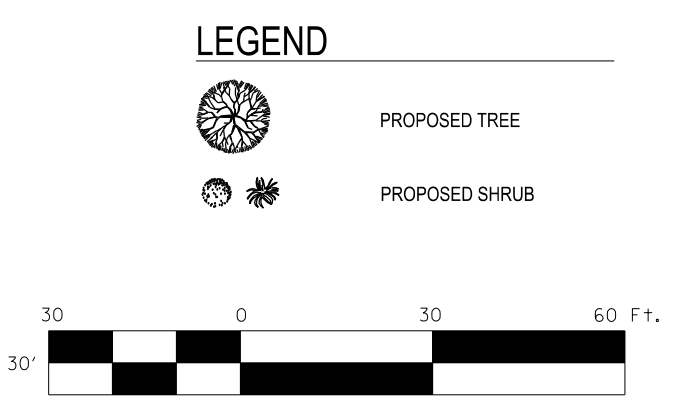
PLANTING SPECIFICATION

- 1. SCOPE OF WORK
 - A. THIS WORK SHALL CONSIST OF PERFORMING, CLEARING, AND GRUBBING, SOIL PREPARATION, FINISH GRADING, PLANTING AND DRAINAGE INCLUDING ALL LABOR, MATERIALS, TOOLS, EQUIPMENT, AND ANY OTHER APPURTENANCES NECESSARY FOR THE COMPLETION OF THIS PROJECT.
- 2. MATERIALS
 - A. PLANTS - ALL PLANTS SHALL BE HEALTHY, OF NORMAL GROWTH, WELL ROOTED FREE FROM DISEASE AND INSECTS. QUALITY AND PLANT MATERIAL SHALL CONFORM TO THE AMERICAN ASSOCIATION OF NURSERYMAN STANDARDS FOR NURSERY STOCK AND BE OF NUMBER ONE GRADE.
 - B. VARIETIES AND SIZES OF PLANTS SHALL BE AS SHOWN ON DRAWINGS.
- 3. FERTILIZER
 - A. FERTILIZER SHALL BE MILORGANITE (6-2-0)
- 4. GENERAL WORK PROCEDURES
 - A. LANDSCAPE WORK SHALL BE ACCORDING TO THE WORKMANLIKE STANDARDS ESTABLISHED FOR LANDSCAPE CONSTRUCTION AND PLANTING.
- 5. WEEDING
 - A. BEFORE AND DURING PRELIMINARY GRADING AND FINISH GRADING, ALL WEEDS AND GRASSES SHALL BE DUG OUT BY THE ROOTS AND DISPOSED OF AT THE CONTRACTOR'S EXPENSE.
- 6. SOIL CONDITIONING
 - A. CULTIVATE ALL AREAS TO BE PLANTED TO A DEPTH OF 6". ALL DEBRIS EXPOSED FROM EXCAVATION AND CULTIVATION SHALL BE DISPOSED OF AT THE CONTRACTOR'S EXPENSE.
- 7. PLANTING
 - A. POSITION TREES AND SHRUBS AT THEIR INTENDED LOCATIONS AS PER THE PLANS AND SECURE THE APPROVAL OF THE LANDSCAPE ARCHITECT BEFORE EXCAVATING PITS. MAKING NECESSARY ADJUSTMENTS AS DIRECTED.
 - B. PLANTING PITS SHALL BE DUG WITH LEVEL BOTTOMS, AS SHOWN ON THE PLANTING DETAILS.
 - 3 PARTS TOPSOIL
 - 1 PART PEAT MOSS OR COMPOST
 - 1/3 PART MILORGANITE FERTILIZER
 - C. PREPARED SOIL SHALL BE TAMPED FIRMLY AT BOTTOM OF PIT. FILL PREPARED SOIL AROUND BALL OF PLANT 1/2" WAY, AND WATER. COMPLETE BACK-FILLING AND WATER THOROUGHLY.
 - D. ALL PLANTS SHALL BE SET SO THAT, WHEN SETTLED, THEY BEAR THE SAME RELATION TO THE REQUIRED GRADE AS THEY BORE TO THE NATURAL GRADE BEFORE BEING TRANSPLANTED.
 - E. IMMEDIATELY AFTER PLANTING, STAKE ALL TREES WITH 3 CEDAR STAKES PER TREE.
 - F. PREPARE RAISED EARTH SAUCER AS WIDE AS PLANTING HOLE OF EACH PLANT.
 - G. WATER IMMEDIATELY AFTER PLANTING. WATER SHALL BE APPLIED TO EACH TREE AND SHRUB IN SUCH MANNER AS NOT TO DISTURB BACKFILL AND TO THE EXTENT THAT ALL MATERIALS IN THE PLANTING HOLE ARE THOROUGHLY SATURATED.
 - H. AFTER SHRUB BEDS AND TREE SAUCERS ARE BACKFILLED AND FINE GRADED MULCH WITH 3" DEPTH OF DARK, SHREDDED HARDWOOD BARK MULCH.
- 8. FINISH GRADING
 - A. PLUS/MINUS .1 FOOT OF FINISH GRADE.
 - B. ALL LAWN AND PLANTING AREAS SHALL BE GRADED TO A SMOOTH, EVEN UNIFORM PLANE WITH NO ABRUPT CHANGE OF SURFACE. SOIL AREAS ADJACENT TO THE BUILDING SHALL SLOPE AWAY FROM THE BUILDING.
 - C. ALL PLANTING AREAS SHALL BE GRADED AND MAINTAINED TO ALLOW FREE FLOW OF SURFACE WATER.
- 9. GUARANTEE
 - A. CONTRACTOR SHALL GUARANTEE ALL PLANTS FOR A PERIOD OF ONE (1) YEAR.
- 10. CLEAN-UP
 - A. UPON THE COMPLETION OF ALL PLANTING WORK AND BEFORE FINAL ACCEPTANCE, THE CONTRACTOR SHALL REMOVE ALL MATERIAL, EQUIPMENT, AND DEBRIS RESULTING FROM HIS WORK. ALL ACCEPTABLE CONDITIONS AS APPROVED BY THE OWNERS AUTHORIZED REPRESENTATIVE.
- 11. MAINTENANCE
 - A. MAINTENANCE PERIOD TO COMMENCE AFTER FINAL INSPECTION.
 - B. MAINTENANCE PERIOD FOR THIS CONTRACT SHALL BE 90 CALENDAR DAYS COMMENCING AFTER FINAL INSPECTION OF CONSTRUCTION. MAINTAIN TREES, SHRUBS AND OTHER PLANTS BY PRUNING, CULTIVATING AND WEEDING AS REQUIRED FOR HEALTHY GROWTH. RESTORE PLANTING SAUCERS, TIGHTEN AND REPAIR STAKE AND GUY SUPPORTS AND RESET TREES AND SHRUBS TO PROPER GRADES OR VERTICAL POSITION AS REQUIRED. SPRAY AS REQUIRED TO KEEP TREES AND SHRUBS FREE OF INSECTS AND DISEASE. MAINTAIN LAWNS BY WATERING, FERTILIZING, WEEDING, MOWING, TRIMMING, AND OTHER OPERATIONS SUCH AS ROLLING, REGRADING AND REPLANTING AS REQUIRED TO ESTABLISH A SMOOTH, ACCEPTABLE LAWN, FREE OF ERODED OR BARE AREAS.

PLANT LIST				
KEY	QTY.	BOTANICAL NAME	COMMON NAME	MINIMUM SIZE
GT	13	Gleditsia Triacanthos Inermis "Skyline"	Skyline Honeylocust	3 - 3/12" Caliper
GI	10	Gleditsia Triacanthos Inermis "Impcol"	Imperial Honeylocust	3 - 3/12" Caliper
MS	8	Malus "Spring Snow"	Spring Snow Crabapple	2 1/2" Caliper
PC	4	Aristocrat Flowering Pear	Calleryana "Aristocrat"	2 1/2" Caliper
BG	19	Buxus "Green Velvet"	Green Velvet Boxwood	21-24"
HL	8	Hydrangea Paniculata "SMLQFHP"	Little Quickfire Hydrangea	24" Ht.
JH	11	Juniperus Chinesis "Hetzi Columnaris"	Hetz Staked Juniper	4' Ht.
PH	12	Pennisetum Alopecuroides "Hameln"	Hameln Fountain Grass	No. 3 Cont.
SA	6	Spiraea Bumalda "Anthony Waterer"	Anthony Waterer Spirea	18-24"
SM	10	Spiraea Bumalda "Gold Mound"	Gold Mound Spirea	18-24"

- NOTES:
 1. 2 1/2" CALIPER MINIMUM IS TO BE MEASURED 6" ABOVE GROUND
 2. ALL TREES SHALL BE B&B (BALLED & BURLAP) #1 ACCORDING TO N.Y. STATE NURSERYMAN ASSOCIATION STANDARDS
 3. ALL POTTED MATERIALS SHALL BE 3 GALLONS AND UP

TREE REPLACEMENT DATA:	
EXISTING TREES ON SITE = 376	(PER TREE SURVEY BY NIAGARA BOUNDARY, DATED 08-15-2016)
EXISTING TREES TO REMAIN = 10	
NEW TREES TO BE PLANTED = 35	
BALANCE OF TREES TO BE REPLACED = 376 - 10 - 35 = 331	
REPLACEMENT VALUE DUE TO THE TOWN = 331 TREES x \$35 PER TREE = \$11,585.00	



2775 BROADWAY BUFFALO, LLC
2775/2821 BROADWAY
CHEEKTOWAGA, NEW YORK

MARK	DATE	DESCRIPTION
REVISIONS		
		PROJECT NO: Q94.001.001
		DATE: 11-16-2016
		SCALE: AS NOTED
		DRAWN BY: JHSS
		DESIGNED BY: VO
		CHECKED BY:
		NO ALTERATION PERMITTED HEREON EXCEPT AS PROVIDED UNDER SECTION 7209 SUBDIVISION 2 OF THE NEW YORK EDUCATION LAW

LANDSCAPING PLAN - NORTH, DETAILS & NOTES

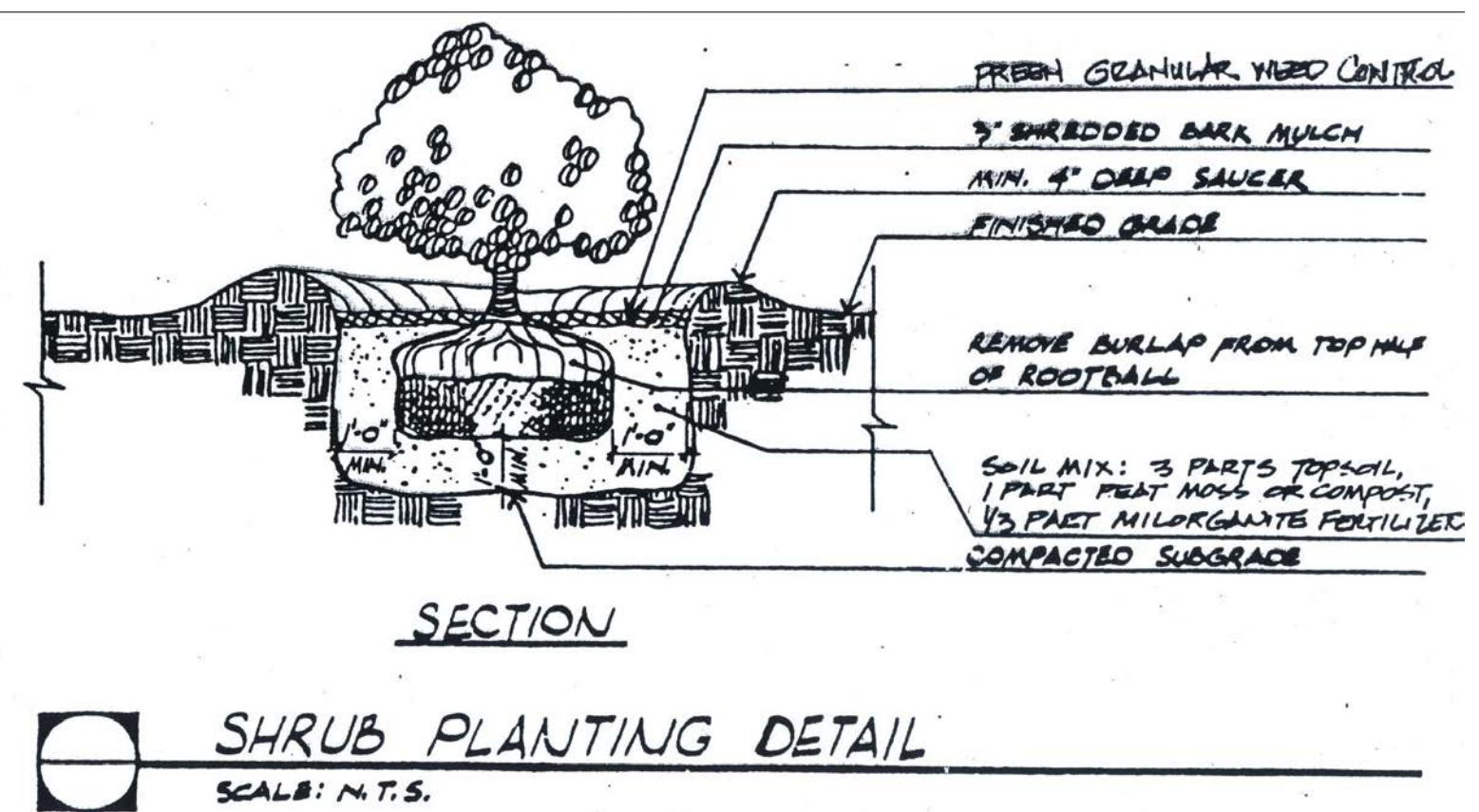
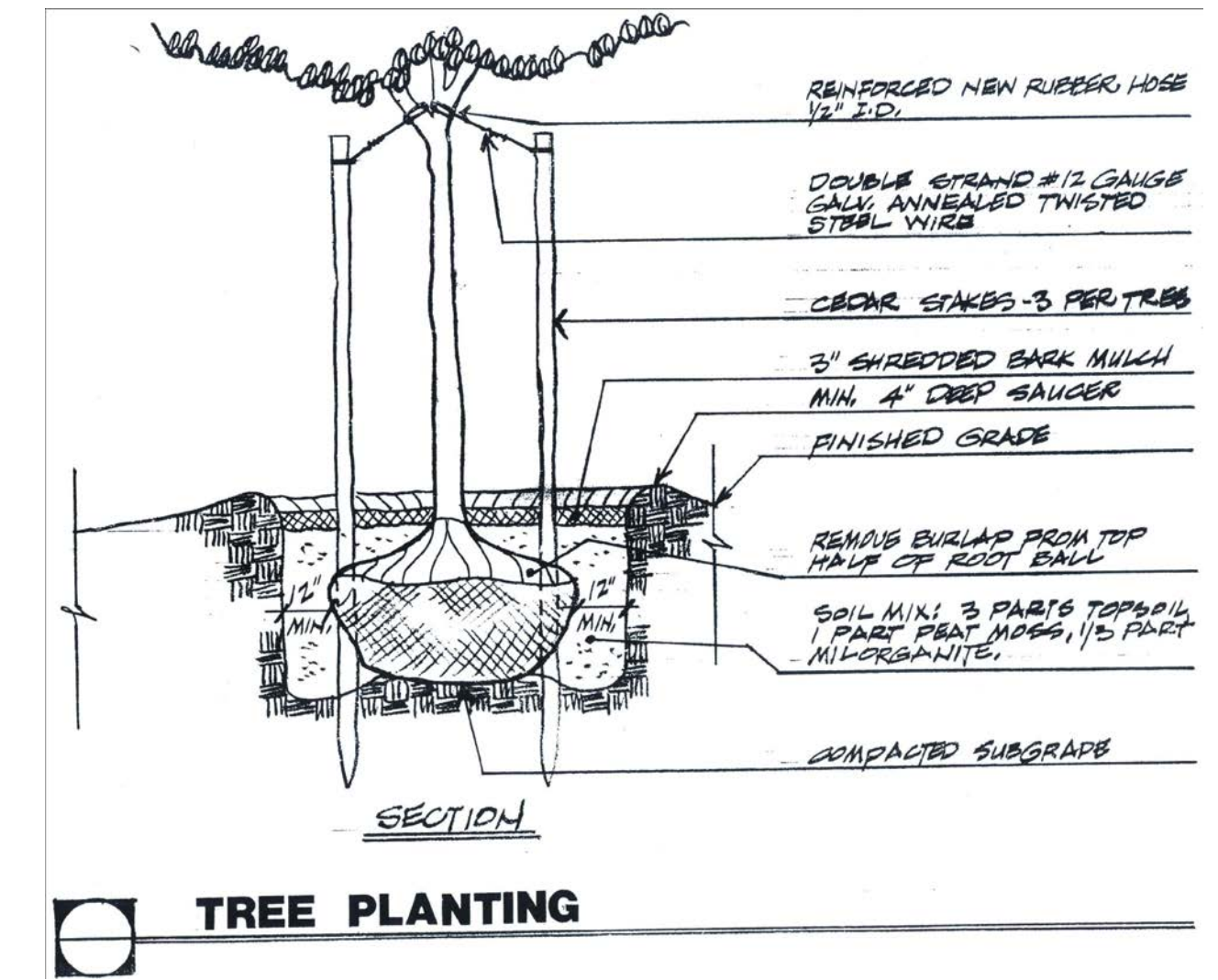
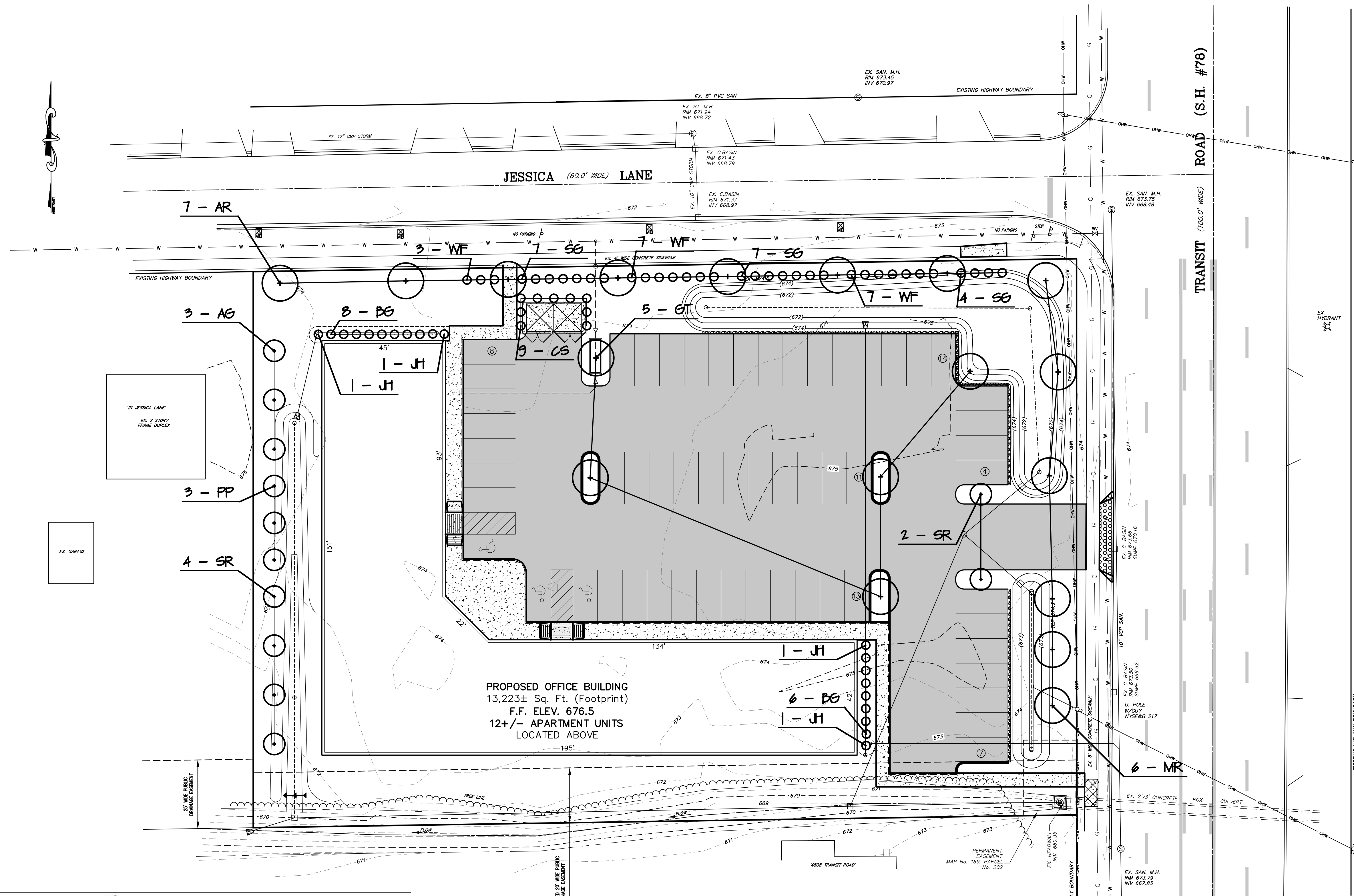
CL101

NOTE:

ALL CONSTRUCTION WITHIN TRANSIT ROAD (S.H. #78) R.O.W. SHALL CONFORM TO NEW YORK STATE HIGHWAY WORK PERMIT SPECIFICATIONS AND DETAILS.

CONTRACTOR IS TO OBTAIN AND CONFORM TO THE REQUIREMENTS OF A HIGHWAY WORK PERMIT FOR ALL WORK PERFORMED WITHIN THE R.O.W. OF TRANSIT ROAD (S.H. #78).

CONTRACTOR WILL BE REQUIRED TO PREPARE A MAINTENANCE & PROTECTION OF TRAFFIC PLAN TO THE NEW YORK STATE HIGHWAY DEPARTMENT PRIOR TO THE SUBMITTAL OF THE WORK PERMIT WITHIN THE RIGHT-OF-WAY OF TRANSIT ROAD (S.H. #78).



Plant Materials Schedule					
Key	No.	Botanical Name	Common Name	Min. Size	Remarks
AG	3	Amelanchier Grandiflora "Autumn Brilliance"	Autumn Brilliance Serviceberry	2" Cal.	B & B
AR	7	Acer Rubrum "Red Sunset"	Red Sunset Maple	2 1/2" Cal.	B & B
BG	15	Buxus "Green Velvet"	Green Velvet Boxwood	24"	Full & Uniform
GT	5	Gleditsia Triacanthos Inermis "Skyline"	Skyline Honeylocust	2 1/2" Cal.	B & B
JH	4	Juniperus Chinensis "Hetzii Columnaris"	Hetz Staked Juniper	4' Ht.	Full To Ground
MR	6	Malus "Royal Raindrops"	Royal Raindrops Crabapple	2" Cal.	B & B
SR	6	Syringa Reticulata "Ivory Silk"	Ivory Silk Tree Lilac	2" Cal.	B & B
PP	3	Picea Pungens	Colorado Spruce	5' Ht	Full To Ground, B&B
CS	9	Cornus Sericea	Redosier Dogwood	3 GAL	
SG	18	Spiraea Bumalda "Gold Flame"	Gold Flame Spirea	3 GAL	
WF	17	Weigela Florida "Alexandra"	Wine & Roses Weigela	3 GAL	

Town of Cheektowaga
 ERIE COUNTY NEW YORK
 TOWN JOB NO.: _____

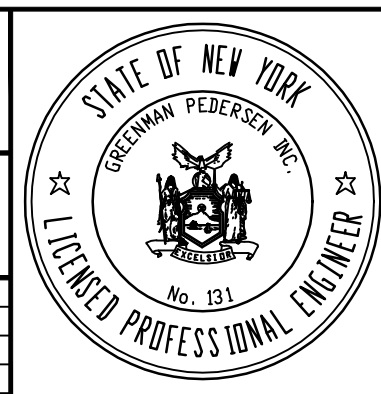
APPROVED BY: _____ DATE: _____

TOWN ENGINEER: _____ DATE: _____

REV. PER TOWN ENGINEER 12/8/16 BJJ

REVISION _____ DATE _____ BY _____

NOTE: UNAUTHORIZED ALTERATION OR ADDITION TO THIS DOCUMENT IS A VIOLATION OF SECTION 7208 PROVISION 2 OF THE NEW YORK STATE EDUCATION LAW.



PRIVATE

4814 Transit Road
 Office/Apartment Complex

PLAN: LANDSCAPE

GPI
 GREENMAN-PEDERSEN INC.
 CONSULTING ENGINEERS
 ENGINEERING • SURVEYING • PLANNING
 SURVEYING SERVICES PERFORMED BY GPT ENGINEERING AND SURVEYING LLP
 8600 GENESEE STREET SUITE 100 BUFFALO, NY 14225
 (716) 833-4844 FAX (716) 833-4940

DRAWN: BJJ JOB NO.: 2015016 SHEET NO.: _____
 CHECKED: DFP DATE: MAY 2015
 APPROVED: DFP SCALE: 1"= 20' 14 of 14



Town of Cheektowaga
 3301 Broadway
 Cheektowaga, NY 14227

Bolton-St. Johns, LLC agrees to provide **Town of Cheektowaga** with legislative and regulatory representation in **New York State** from **March 8, 2017** through **March 8, 2018**. The fee shall be **\$3,000** per month beginning **March 8, 2017**. After 30 days this lobby authorization is cancellable upon written notice by either party.

Town of Cheektowaga agrees to reimburse Bolton-St. Johns the \$200 NYS JCOPE registration fee.

If the above meets with your approval, please so indicate by signing and dating this letter in the space provided below and e-mailing a copy to our Albany office. A copy of this letter will be filed with the **New York State Joint Commission on Public Ethics**.

Agreed to and Accepted By:

Town of Cheektowaga

Date _____

Diane Benczkowski, Supervisor

Bolton-St. Johns, LLC


Giorgio DeRosa, Partner

Attachment: 2017.2018 Town of Cheektowaga (RES-2017-131 : Authorize SV Execute Agree with Bolton-St. Johns)



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, March 14, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on March 14, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Excused	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

V. Recognition

VI. Approve Minutes

Motion by Councilmember Kaminski, Seconded by Councilmember Hammer to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Special Use Permit Request - 5074 Transit Road

History:
03/14/17 Board ADJOURNED Next: 03/28/17

RESULT:	ADJOURNED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

2. Rezoning Request - Part of 2685 Walden Avenue

History:
03/14/17 Board ADJOURNED Next: 03/28/17

RESULT:	ADJOURNED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

IX. Presentation

X. Resolutions



1. RESOLUTION 2017-149

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to March 14, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$4,143,957.22
RISK RETENTION FUND	1,023,744.83
NYS HOME PROGRAM	0.00
DEBT	354,131.25
HUD HOUSING REHABILITATION FUND	0.00
SPECIAL DISTRICTS FUND	1,035,824.79
HIGHWAY FUND	560,793.44
CAPITAL FUND	516,241.13
TRUST & AGENCY FUND	1,095.56
HUD CDBG FUND	601.43
PART TOWN FUND	136,953.12
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$7,773,342.77

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



2. RESOLUTION 2017-150

Adopt Local Law No. 1 of the Year 2017 - A Local Law to Amend the Landlord Licensing Law

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, the rental of residential dwellings is a business, and

WHEREAS, on March 4, 2013, the Town Board adopted Local Law No. 1 of the Year 2013 entitled "A Local Law Relating to Landlord Licensing", and thereafter, by Local Law No. 3 of the Year 2014, said law was amended, and

WHEREAS, there is a need to amend this local law to require the licensing of landlords who rent out a dwelling unit(s) in any residence regardless of the number of dwelling units in the building, owner occupied or non-owner occupied, and

WHEREAS, compliance to submit an acceptable application shall not be required if a foreclosure action or estate proceeding is commenced, and

WHEREAS, a five hundred dollar fine per licensing period for an unacceptable application submitted does not negate the requirement to comply, and

WHEREAS, an owner or property manager can submit petition for eviction information to cease additional fines, and

WHEREAS, the law will not follow an "activity year" when imposing fines at the same dwelling unit with the same renter, and

WHEREAS, an amendment to the Landlord Licensing Law has been drafted to accomplish this purpose, and

WHEREAS, a public hearing was held on the 19th day of December, 2016 at 6:45 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York; to consider the advisability of adopting Local Law Intro No. 2016-6 of the Year 2016, entitled "A Local Law to Amend the Landlord Licensing Law", and

WHEREAS, it is in the public interest to adopt said local law, NOW, THEREFORE, BE IT

RESOLVED, that Local Law No.1 of the Year 2017, entitled "A Local Law to Amend the Landlord Licensing Law", which is attached hereto and made a part hereof, be and the same is hereby enacted, and BE IT FURTHER

RESOLVED, that Local Law No. 1 of the Year 2017 shall be effective immediately after filing with the Secretary of State, and BE IT FURTHER

RESOLVED, that the Town Clerk shall file one (1) certified copy of this local law in her office and one (1) certified copy with the Secretary of State.



Local Law No. 1 of the Year 2017

A Local Law to Amend the Local Law Relating to Landlord Licensing

1. Section 194-1A of the Town Code shall be amended to add the words “owner occupied and” after the words “the rental of”.
2. Section 194-1B of the Town Code shall be amended to add the words “owner occupied and” after the words at these residential.
3. Section 194-1C of the Town Code shall be amended to add the words “owner occupied and” after the words “owners of residential”.
4. Section 194-2 of the Town Code shall be amended to add a definition for “Owner Occupied Dwelling” to read as follows:

OWNER OCCUPIED DWELLING: A dwelling which is occupied by the owner

5. Section 194-2 of the Town Code shall be amended to add the words “Department employee after an” after the words “a Town police”.
6. Section 194-3B of the Town Code shall be amended to delete the words “This article shall not apply to any one family, two family, three family or four family dwellings where the owner of said dwelling resides in one of the dwelling units of said dwelling.”
7. Section 194-3 of the Town Code shall be amended to add a new Subsection C. to read as follows: “C. Compliance with this chapter shall not be required if a foreclosure action or estate proceeding is commenced or if there is a new owner of record.
8. Subsection 194-3.C of the Town Code shall be renumbered to Subsection 194-3.D.
9. Section 194-3D F(1) of the Town Code shall be amended to read as follows:

194-3.D. F(1). “Five hundred dollar fine per licensing period until an acceptable application is submitted; payment of such fine(s) does not negate the requirement to comply with the provisions of local law section 194.”
10. Section 194-4A of the Town Code shall be amended to remove the words “and issues a police report for same,” after the words “of the renter”
11. Subsections 194-4(1), (2), (3) and (4) shall be amended to add the words “that activity was engaged in or facilitated by the renter, member of the household, guest or other party under the control of the renter” after the word “incident”
12. The current Subsection 194-4.B shall be renumbered to Subsection 194-4.C.; and add the words “petition for eviction” after the words “property manager submits”; and add the words “for the same renter” after the words “fines will cease”; and the current Subsection C will be removed in its entirety.
13. The new Subsection 194-4B of the Town Code shall be amended to read as follows;

“194-4.B. Fines as specified above shall be imposed separately for multiple incidents occurring in the same day.”

14. Section 194-8 of the Town Code shall be amended to add the words “owner occupied or non-owner-occupied” after the words “applicable to all”

RESULT:	WITHDRAWN
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3. RESOLUTION 2017-151

Award of Bid - BOARD-UP OF VARIOUS VACANT & UNMAINTAINED PRIVATELY-OWNED PROPERTIES IN THE TOWN OF CHEEKTOWAGA FROM JANUARY 1, 2017 – DECEMBER 31, 2017 (Bid# 2017-6)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a Notice to Bidders was published for Furnishing Equipment and Operators for the Board-Up of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 for the Office of Building Inspections, Housing & Neighborhood Preservation Division, which bids were duly received and opened on February 2, 2017 by the Town Clerk; and

WHEREAS, said bids were referred to the Supervising Code Enforcement Officer for analysis, tabulation and report, and

WHEREAS, the Supervising Code Enforcement Officer recommend that the contract for Furnishing Equipment and Operators for the Board-Up of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be awarded to Mancuso Landscaping, 7768 Lewis Road, Holland, New York, 14080, for its submission of the lowest bid; NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Furnishing Equipment and Operators for the Board-Up of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be and hereby is awarded to Mancuso Landscaping for the bid prices listed in its proposal, being the lowest responsible bid meeting the requirements of the specifications for said bid item; and BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is directed and authorized to execute the contract with Mancuso Landscaping for the aforesaid service.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



4. RESOLUTION 2017-152

Award of Bid - Topsoil (Bid #2017-8)

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, as a result of advertisement, bids were received on March 8, 2017 for the purchase of topsoil for the 2017 calendar year for use by the Cheektowaga Highway Department and various other departments in the Town, AND

WHEREAS, said bids were referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the purchase of topsoil be awarded to Bengert Greenhouses for their submission of the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the bid for the purchase of topsoil be and hereby is awarded to:

Bengert Greenhouses
230 French Road
West Seneca, New York 14224

for the bid price of:

Item 1	Unscreened/Delivered	\$13.85 per 250 C.Y.
Item 1-A	Unscreened/Pick-Up	\$13.00 per 250 C.Y.
Item 2	Screened/Delivered	\$17.75 per 2,000 C.Y.
Item 2-A	Screened/Pick-Up	\$16.45 per 2,000 C.Y.

AND, BE IT FURTHER

RESOLVED, that payment for said topsoil shall be chargeable to the appropriate departmental budget line item.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



5. RESOLUTION 2017-153

Award of Bid - Sanitary Sewer Pipe and Fittings (Bid #2017-9)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, as a result of advertisement, bids were received on March 8, 2017 for the furnishing of SDR-35 Sanitary Sewer Pipe and Fittings for the Cheektowaga Engineering Department, AND

WHEREAS, three (3) bids were received and were referred to the Town Engineer for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of SDR-35 Sanitary Sewer Pipe and Fittings, Bid Item No. III be awarded to:

K & S Contractors Supply, Inc.
1971 Gunnville Road
Lancaster, New York 14086

AND, BE IT FURTHER

RESOLVED, that Bid Items No. I, II, IV, V and VI be awarded to:

HD Supply Waterworks LTD
1220 Brighton Henrietta Townline Road
Rochester, New York 14623

for submission of the lowest bids meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that funds have been budgeted in Account No. 255-8125-4438.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



6. RESOLUTION 2017-154

Award of Bid - 2017 Cab & Chassis with Refuse Packer Body (Bid 2017-10)

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of one (1) new and unused 2017 Conventional Cab & Chassis with Refuse Packer Body for the Town's Sanitation Department, which bids were duly received and opened at a public bid opening conducted on March 8, 2017, AND

WHEREAS, said bids were referred to representatives of the Town's Sanitation Department, Central Garage and Engineering Department for evaluation, analysis, tabulation and report, which is detailed in a report to the Town Board, AND

WHEREAS, said report recommends that the bid for the furnishing of one (1) new and unused 2017 Conventional Cab & Chassis with Refuse Packer Body be awarded to Fleet Maintenance Inc. for their bid proposal utilizing a Freightliner Model No. 114SD Conventional Cab & Chassis with a McNeilus XC Refuse Body, said bid being the lowest bid meeting all the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the furnishing of one (1) 2017 Conventional Cab & Chassis with Refuse Packer Body is hereby awarded to:

Fleet Maintenance Inc.
67 Ransier Drive
West Seneca, New York 14224

for their bid in the amount of \$213,879.00, AND, BE IT FURTHER

RESOLVED, that funding for said vehicle purchase shall be chargeable to Account No: 150-8160-2306.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



7. RESOLUTION 2017-155

Award of Bid - Manhole/Catch Basin Frames & Covers (Bid #2017-11)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of manhole/catch basin frames and covers, which bids were duly received and opened on March 8, 2017, AND

WHEREAS, three (3) bids were received and referred to the Town Engineer for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of manhole frames and covers be and hereby is awarded to:

<u>BID ITEM</u>	<u>FRAME & 24" DIA COVER (SET)</u>	<u>UNIT BID PRICE DELIVERED</u>
	EJ, USA, Inc. 301 Spring Street P.O. Box 439 East Jordan, MI 49727	
I	Frame with 24" diameter vented cover "CHEEKTOWAGA SANITARY"	\$207.90 per set
II	Frame with 24" diameter solid cover "STORM SEWER"	\$207.90 per set
	The Vellano Corporation 10 Lancaster Parkway Lancaster, NY 14086	
Alternate IV	Catch basin frame with 26" square cover	\$153.75 per set

AND, BE IT FURTHER

RESOLVED, that funds have been budgeted in Account #255-8125-4438 for Bid Item No. I and in Account No. 500-5141-9910-5631 for Bid Items No. II and Alternate IV.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Gerald Kaminski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



8. RESOLUTION 2017-156

Award of Bid - Sanitary Sewer Point Repairs (Bid #2017-12)

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, as a result of advertisement, bids were received on March 8, 2017 for the furnishing of equipment & operators for the installation of cured-in-place sanitary sewer point repairs in the Town of Cheektowaga, AND

WHEREAS, said bids were referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of equipment & operators for the installation of cured-in-place sanitary sewer point repairs be awarded to:

National Water Main Cleaning Company
25 Marshall Street
Canton, MA 02021

for submission of the lowest bid meeting the requirements of the specifications in the amount of \$2,925.00/day for equipment and operators and the unit prices for the various diameter, material repair lengths stated below:

- | | | |
|----|---|---------------|
| 1) | 8" diameter, 2' long point repair materials: | \$ 5.00 each |
| 2) | 8" diameter, 4' long point repair materials: | \$200.00 each |
| 3) | 10" diameter, 2' long point repair materials: | \$ 5.00 each |
| 4) | 10" diameter, 4' long point repair materials: | \$250.00 each |
| 5) | 12" diameter, 2' long point repair materials: | \$ 5.00 each |
| 6) | 12" diameter, 4' long point repair materials: | \$350.00 each |

AND, BE IT FURTHER

RESOLVED, that funds have been budgeted in the Consolidated Sewer District Account No. 255-8125-4543 for this work.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



9. RESOLUTION 2017-157

Approve Bids For Town Surplus Vehicles

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, the Town wishes to dispose of a number of surplus motor vehicles that are no longer needed for Town use; and

WHEREAS, Auctions International, Inc. 808 Borden Road, Cheektowaga, NY, as per submitted contract, conducted a sale of certain surplus Town vehicles (Resolution 2016-625) identified on the attached list at an on-line auction held on its website and NOW, THEREFORE, BE IT

RESOLVED, that this Town Board approve the submitted bids for the certain Town vehicles identified on the attached list.

2016 FALL AUCTION VEHICLES

#	YEAR	MAKE	MODEL	VIN	BID PRICE
#58	2007	DODGE	CHARGER	283KA43R37H671631	\$2,750.00
#566	2003	CHEVROLET	SILVERADO	1GCEC14V03Z161666	\$390.00
#52	2002	CHEVROLET	AVALANCHE	3GNEK13T22G226400	\$1,900.00
#552	1995	CHEVROLET	ASTRO VAN	1GNDM19WOSB215301	\$410.00
#61	2005	FORD	TAURUS	1FAFP53265A164926	\$1,775.00
#104	2000	CHEVROLET	2500 PICK UP	1GCGK24R1YF500318	\$2,750.00
#458	1994	FORD	ECONOLINE VAN	1FTHS24Y9RHA65369	\$660.00
N/A	1972	WAYNE AIR COMPRESSOR	5233-15-HGC	ME-539926	\$190.00
N/A	2002	ULTRON LIFT GATE	PT166648FAFV	83702	\$290.00
N/A	2006	KAWASAKI	MULE KAF400A	JK1AFEA1068509259	\$2,100.00

RESULT: ADOPTED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



10. RESOLUTION 2017-158

Approve Proposal of Stohl Environmental LLC to perform Asbestos, Lead Based Paint and PCB-in-Caulk Inspections

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, at a recent Work Session, the need to replace three (3) roofs on Town buildings due to their age and condition was discussed, said locations being the Alexander and Dartwood Community Centers and the Cheektowaga Records Center, AND

WHEREAS, prior to competitively bidding said roof replacements, a pre-renovation asbestos, lead based paint and PCB-in-Caulk Inspection Survey will need to be performed to determine the presence of said materials at these facilities, AND

WHEREAS, the firm of Stohl Environmental LLC, has submitted a proposal to the Town Engineering Department to perform said inspections at these three (3) facilities in the amount not to exceed \$4,414.00, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Stohl Environmental LLC, 4169 Allendale Parkway, Buffalo, New York 14219 for professional services associated with an asbestos, lead based paint and PCB-in-caulk inspection survey for roofs at the Alexander and Dartwood Community Centers and the Cheektowaga Records Center is hereby approved and accepted, AND, BE IT FURTHER

RESOLVED, that funding for said professional services in the amount not to exceed \$4,414.00 shall be appropriated from a budget line from the Director of Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



11. RESOLUTION 2017-159

Amend Resolution 2016-594 (Authorize License Agreement with 7K Unlimited, Inc.)

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, on November 7, 2016, this Town Board adopted Resolution 2016-594 authorizing the Supervisor to execute a License Agreement with 7K Unlimited, Inc., for the operation of a Pro-shop and Concession Stand at the ice rink in the Town of Cheektowaga Recreation Center; and

WHEREAS, said resolution incorrectly stated that the cost of the rental of a pair of ice skates was \$2.00, but the actual cost is \$3.00 per pair; NOW, THEREFORE, BE IT

RESOLVED, that the second WHEREAS paragraph of Resolution 2016-594 be and hereby is amended to read as follows:

"WHEREAS, 7K Unlimited, Inc., has requested permission to again operate said Pro-shop and Concession Stand at the ice rink in the Town of Cheektowaga Recreation Center, for which 7K Unlimited, Inc., shall pay rent to the Town in the amount of \$250.00 each month in the months of January, February, March, October, November, and December, beginning on October 8, 2016 and ending on October 31, 2018, and shall charge no more than **\$3.00 per pair** for the rental of ice skates; and"; and be it further

RESOLVED, that said Resolution shall in all other respects remain the same.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



12. RESOLUTION 2017-160

Call for Public Hearing on Local Law Intro No. 1 of the Year 2017 to Amend Chapter 107 of the Town Code

Sponsored By: Benczkowski, Hammer, Rogowski

WHEREAS, by resolution dated October 21, 1985, Chapter 107 of the Town Code, entitled "Environmental Impact Review" was adopted; and

WHEREAS, the Petitions Committee has recommended that said Chapter be amended as follows:

1. Chapter 107. Environmental Impact Review: Amend said Chapter to be consistent with the requirements of section 617.14 of the State Environmental Quality Review Act Regulations which provide a review procedure for evaluating whether proposed actions undertaken privately or by the Town of Cheektowaga may have an adverse impact on the environment, as well as amendments to related references therein; and

WHEREAS, a draft of such amendment has been prepared by the Town Building Department; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 28th day of March, 2017 at 6:45 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting "Local Law Intro No. 1 of the year 2017, A local law to Amend Chapter 107 of the Town Code; and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Hearing in the CHEEKTOWAGA BEE, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward copies of this resolution and the attached Notice of Hearing to the Erie County Department of Environment and Planning, the City of Buffalo, and the Towns of West Seneca, Amherst and Lancaster, and the Villages of Sloan and Depew.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 28th day of March, 2017, at 6:45 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro No. 1 of the Year 2017, entitled "A Local Law to Amend Chapter 107 of the Town Code of the Town of Cheektowaga". Following is a synopsis of the proposed Local Law Intro No. 1 of the year 2017:



Local Law Intro No. 1 of the Year 2017 - A Local Law to Amend Chapter 107 of the Town

Code of the Town of Cheektowaga

This local law would amend Chapter 107 of the Town Code of the Town of Cheektowaga as follows:

1. Chapter 107. Environmental Impact Review: Amend said Chapter to be consistent with the requirements of section 617.14 of the State Environmental Quality Review Act Regulations which provide a review procedure for evaluating whether proposed actions undertaken privately or by the Town of Cheektowaga may have an adverse impact on the environment, as well as amendments to related references therein.

A copy of the entire text of this proposed local law is on file in the Town Clerk's Office where same may be examined during regular working hours.

Dated: 14 March 2017

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

VICKIE L. DANKOWSKI, Town Clerk

Motion by Councilmember Kaminski, Seconded by Councilmember Adamczyk to amend resolution to read "public hearing be held on the 28th day of March, 2017 at 7:00 PM".
Motion Carried.

RESULT: **ADOPTED AS AMENDED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



13. RESOLUTION 2017-161

Call for Public Hearing on Local Law Intro 2 of the Year 2017 to Amend Chapter 26 of the Town Code

Sponsored By: Benczkowski, Hammer, Rogowski

WHEREAS, by resolution dated July 19, 2004, Local Law No. 4-2004, Chapter 26 of the Town Code, entitled "Planning Board," was adopted; and

WHEREAS, the Petitions Committee has recommended that said Chapter be amended as follows:

1. Chapter 26. Planning Board: Rename said Chapter 26 and create the "Developmental Advisory Committee" for the purpose of assisting in the implementation of the Town's Comprehensive Plan and to further the timely review of development actions which are within the jurisdiction of the Town Board, as well as amendments to related references therein; and

WHEREAS, a draft of such amendment has been prepared by the Town Building Department; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 28th day of March, 2017 at 6:45 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting Local Law Intro No. 2 of the year 2017, A Local Law to Amend Chapter 26 of the Town Code; and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Hearing in the CHEEKTOWAGA BEE, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward copies of this resolution and the attached Notice of Hearing to the Erie County Department of Environment and Planning, the City of Buffalo, and the Towns of West Seneca, Amherst and Lancaster, and the Villages of Sloan and Depew.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 28th day of March, 2017, at 6:45 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro No. 2 of the Year 2017, entitled "A Local Law to Amend Chapter 26 of the Town Code of the Town of Cheektowaga". Following is a synopsis of the proposed Local Law Intro No. 2 of the year 2017:

Local Law Intro No. 2 of the Year 2017 - A Local Law to Amend Chapter 26 of the Town

Code of the Town of Cheektowaga

This local law would amend Chapter 26 of the Town Code of the Town of Cheektowaga as follows:

1. Chapter 26. Planning Board: Rename said Chapter 26 and create the "Developmental Advisory Committee" for the purpose of assisting in the implementation of the Town's Comprehensive Plan and to further the timely review of development actions which are within the jurisdiction of the Town Board, as well as amendments to related references therein.

A copy of the entire text of this proposed local law is on file in the Town Clerk's Office where same may be examined during regular working hours.

Dated: 14 March 2017

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

VICKIE L. DANKOWSKI, Town Clerk

Motion by Councilmember Kaminski, Seconded by Councilmember Adamczyk to amend resolution to read "public hearing be held on the 28th day of March, 2017 at 7:00 PM".
Motion Carried.

RESULT: **ADOPTED AS AMENDED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



14. RESOLUTION 2017-162

Call for Public Hearing on Local Law Intro No. 3 of the Year 2017 - A Local Law to Amend the Zoning Law

Sponsored By: Benczkowski, Hammer, Rogowski

WHEREAS, by resolution dated January 21, 1992, local Law No. 1 of the Year 1992 of the Town of Cheektowaga, entitled "A Local Law Relating to Zoning" was adopted, and

WHEREAS, the Building Inspections Department and Zoning and Petitions Committee have recommended that this Town Board enact revisions to the Zoning Law to reflect required changes made necessary by proposed Local Law Intro No. 1 of the year 2017 and Local Law Intro No. 2 of the year 2017, and

WHEREAS, proposed revisions include substituting the name of the Development Advisory Committee for the Planning board wherever mentioned, and revising various sections to correctly reference changes made necessary by proposed Local Law Intro No. 1 of 2017 and Local Law Intro No. 2 of 2017; and

WHEREAS, a draft of such amendment has been prepared by the Town Building Department; NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 28th day of March, 2017 at 6:45 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting Local Law Intro No. 3 of the year 2017, A Local Law to Amend the Zoning Law of the Town of Cheektowaga; and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Hearing in the CHEEKTOWAGA BEE, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward copies of this resolution and the attached Notice of Hearing to the Erie County Department of Environment and Planning, the City of Buffalo, and the Towns of West Seneca, Amherst and Lancaster, and the Villages of Sloan and Depew.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 28th day of March, 2017, at 6:45 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro No. 3 of the Year 2017, entitled "A Local Law to Amend the Zoning Law of the Town of Cheektowaga". Following is a synopsis of the proposed Local Law Intro No. 3 of the year 2017:



**Local Law Intro No. 3 of the Year 2017 - A Local Law to Amend the Zoning Law of the
Town of Cheektowaga**

This local law would amend Chapter 260 of the Town Code of the Town of Cheektowaga as follows:

1. Proposed revisions include substituting the name of the Development Advisory Committee for the Planning board wherever mentioned, and revising various sections to correctly reference changes made necessary by proposed Local Law Intro No. 1 of 2017 and Local Law Intro No. 2 of 2017;

A copy of the entire text of this proposed local law is on file in the Town Clerk's Office where same may be examined during regular working hours.

Dated: 14 March 2017

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

VICKIE L. DANKOWSKI, Town Clerk

Motion by Councilmember Kaminski, Seconded by Councilmember Adamczyk to amend resolution to read "public hearing be held on the 28th day of March, 2017 at 7:00 PM".
Motion Carried.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



15. RESOLUTION 2017-163

Notice of Hearing for Demolition of 17 Yvette Drive

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Supervising Code Enforcement Officer has received information that the building(s) located at **17 Yvette Drive, Cheektowaga, New York, (S.B.L. #125.09-16-26, Record Owner: CACI, Russell S.)** has become dangerous and unsafe to the general public and unfit for the purposes for which it may lawfully be used; and

WHEREAS, said building(s) has been inspected and a written report of the condition has been completed by the Town of Cheektowaga Supervising Code Enforcement Officer setting forth findings and recommendations in regard to the repair or demolition and removal of the building(s), and said written report describes extensive deterioration and damage to the building and premises and recommends that the building(s) be demolished and removed as soon as possible; and

WHEREAS, the Town Board has fully considered such written report and has determined that the building(s) is dangerous and unsafe to the general public and unfit for the purposes for which it may lawfully be used; NOW THEREFORE BE IT

RESOLVED, that this Town Board accepts the findings and recommendations of the Supervising Code Enforcement Officer, dated September 1, 2015; and BE IT FURTHER

RESOLVED, that a notice shall be served, pursuant to Section 75-7 of the Cheektowaga Town Code, upon the owner, executor, administrator, agent, lessee or any person having a vested or contingent interest in such unsafe building as shown by the records of the Receiver of Taxes or of the County Clerk, which notice shall have the contents prescribed by Section 75-6 of said Town Code, including, but not limited to a date, time and place for a hearing before the Town Board in relation to such dangerous and unsafe building, which hearing shall be scheduled not less than five business days from the date of service of the notice; and BE IT FURTHER

RESOLVED, that a hearing before this Board in relation to said dangerous and unsafe building(s) shall be held on the **28th day of March, 2017, at 6:45 P.M.** at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, and BE IT FURTHER

RESOLVED, that the Code Enforcement Office and/or the Town Attorney's Office be and hereby are directed to serve notice of said hearing on all interested parties.

Motion by Councilmember Kaminski, Seconded by Councilmember Rogowski to amend Resolution to read "a hearing before this Board in relation to said dangerous and unsafe building(s) shall be held on the 28th day of March, 2017 at 7:00 PM". Motion Carried.

RESULT: **ADOPTED AS AMENDED [UNANIMOUS]**
MOVER: Linda Hammer, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



16. RESOLUTION 2017-164

Accept Site Plan- 4581 Genesee Street

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Alanja Properties, LLC submitted a development review application for the establishment of new access driveway onto Sonwil Drive, a Town highway, for an existing commercial development at 4577 Genesee Street, AND

WHEREAS, The applicant and his/her building tenants are currently experiencing difficulty exiting onto Genesee Street, AND

WHEREAS, the proposed driveway onto Sonwil Drive will allow for safer egress, and access to the signalized intersection at Genesee Street, AND

WHEREAS, The Assistant Town Engineer has reviewed the construction drawings for the subject driveway and has approved the design as shown on the attached memorandum dated February 10, 2017, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of February 9, 2016 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to :

1. That parking of vehicles be maintained consistent with the attached plan for fire access.
2. Any additional concerns identified by the Town Traffic Safety Commission.

Attachments:

Asst Town Engineer Approval (PDF)
4581 Genesee St_Access Plan 03-09-17 (PDF)
4581 Genesee St_01-Paving Plan (PDF)

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: James P. Rogowski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



17. RESOLUTION 2017-165

Notice to Bidders - Cleaning, Televising & Rehabilitation of Sanitary Sewer Facilities thru Cured-in-Place Pipe (Bid #2017-13)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for the Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured-in-Place Pipe in the Town of Cheektowaga, AND

WHEREAS, the Engineering Department has completed preparation of bid specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured-in-Place Pipe in the Town of Cheektowaga, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 5th day of April, 2017 at 11:00 am 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 April 5, 2017 at 11:00 A.M. at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York for Phase III of Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured-in-Place Pipe (CIPP) in the Town of Cheektowaga.

Information for bidders and specifications may be examined at the Town Clerk's Office, Town Hall, 3301 Broadway, Cheektowaga, New York 14227. Copies may be purchased from the Town Clerk's Office upon payment of \$50.00 in the form of one (1) check made payable to the Town of Cheektowaga for each copy requested. Any bidder returning such Specifications in good condition within ten (10) business days following the bid opening will be refunded the full amount of the deposit. The deposit will not be refunded for non-bidders. Material suppliers and anyone returning the Specifications before the bid opening will be classified as non-bidders. Any bidders requesting more than one (1) set of Specifications may purchase the excess, but it is understood that these are non-refundable.

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Phase III of Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured-in-Place Pipe (CIPP)" and submitted to the Town Clerk prior to bid opening.

The work shall be completed within one hundred eighty (150) calendar days, to begin five (5) days after the "Notice to Proceed" has been issued.

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

Please note that funding for the improvements will be provided by the New York State Clean Water and Drinking Water State Revolving Fund. Therefore, the following requirements are to be complied with. Further information regarding these requirements are contained with the project contract book as Appendix "C" and "E".

- Minority & Women-Owned Business Enterprises (MWBE) Program
- Equal Employment Opportunity (EEO) Program
- Disadvantaged Business Enterprises
- Davis-Bacon Prevailing Wage (DBRA) Requirements
- American Iron and Steel Requirements

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.

Please be advised that in accordance with a resolution adopted by the Cheektowaga Town Board on December 23, 2004, effective December 24, 2004, and as amended by Town Board Resolution dated February 23, 2008, contractors on all construction contracts with a value in excess of \$1,000,000 and up to \$3,000,000 must have Apprenticeship Agreements appropriate for the type and scope of work to be performed that have been registered with and approved by the New York State Commissioner of Labor in accordance with Article 23 of the New York Labor Law,.

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

Vickie Dankowski
Town Clerk
Bid #2017-13

DATED: March 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



18. RESOLUTION 2017-166

Notice to Bidders - Manhole Rehabilitation (Bid #2017-14)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for Sanitary Sewer Manhole Rehabilitation in the Town of Cheektowaga, AND

WHEREAS, the Engineering Department has prepared specifications for same, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for Sanitary Sewer Manhole Rehabilitation in the Town of Cheektowaga, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 5th day of April, 2017 at 11:00 am 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 April 5, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for Phase II of Sanitary Sewer Manhole Rehabilitation in the Town of Cheektowaga.

Information for bidders and specifications may be examined at the Town Clerk's Office, Town Hall, 3301 Broadway, Cheektowaga, New York 14227. Copies may be purchased from the Town Clerk's Office upon payment of \$50.00 in the form of one (1) check made payable to the Town of Cheektowaga for each copy requested. Any bidder returning such Specifications in good condition within ten (10) business days following the bid opening will be refunded the full amount of the deposit. The deposit will not be refunded for non-bidders. Material suppliers and anyone returning the Specifications before the bid opening will be classified as non-bidders. Any bidders requesting more than one (1) set of Specifications may purchase the excess, but it is understood that these are non-refundable.

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Phase II of Sanitary Sewer Manhole Rehabilitation" and submitted to the Town Clerk prior to bid opening.

The work shall be completed within one hundred eighty (180) calendar days, to begin five (5) days after the "Notice to Proceed" has been issued.

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

Please note that funding for the improvements will be provided by the New York State Clean Water and Drinking Water State Revolving Fund. Therefore, the following requirements are to be complied with. Further information regarding these requirements are contained in the project contract book as Appendixes "C" and "F".

- Minority & Women-Owned Business Enterprises (MWBE) Program
- Equal Employment Opportunity (EEO) Program
- Disadvantaged Business Enterprises
- Davis-Bacon Prevailing Wage (DBRA) Requirements
- American Iron and Steel Requirements

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.

Please be advised that in accordance with a resolution adopted by the Cheektowaga Town Board on December 23, 2004, effective December 24, 2004, and as amended by Town Board Resolution dated February 23, 2008, contractors on all construction contracts with a value in excess of \$1,000,000 and up to \$3,000,000 must have Apprenticeship Agreements appropriate for the type and scope of work to be performed that have been registered with and approved by the New York State Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

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

Vickie Dankowski
Town Clerk
Bid# 2017-14

DATED: March 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



19. RESOLUTION 2017-167

Notice to Bidders - Two New and Unused 2017 Chevrolet 3500 Regular Cab 4X4's with Carbon Steel Rigid Dump Bodies with Coal Chutes (Bid #2017-18)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for the purchase of two (2) new and unused 2017 Chevrolet 3500 Regular Cab 4x4's with Carbon Steel Rigid Dump Bodies with Coal Chutes, or equal, for use by the Sewer Maintenance Department, AND

WHEREAS, the Engineering Department has completed preparation of specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of two (2) new and unused 2017 Chevrolet 3500 Regular Cab 4X4's with Carbon Steel Rigid Dump Bodies with Coal Chutes, or equal, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 5th day of April, 2017 at 11:00 am 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 by the Town of Cheektowaga on April 5, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, for the purchase of two (2) new and unused 2017 Chevrolet 3500 Regular Cab 4X4's with Carbon Steel Rigid Dump Bodies with Coal Chutes, or equal, for use by the Sewer Maintenance Department.

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

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

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

Vickie Dankowski
Town Clerk
Bid #2017-18

DATED: March 14, 2017

RESULT: WITHDRAWN



20. RESOLUTION 2017-168

Notice to Bidders - Concrete Installation (Bid #2017-19)

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, it is in order that bids be advertised for Concrete Installation in the Town of Cheektowaga for the 2017 calendar year, AND

WHEREAS, the Engineering Department has prepared specifications for same, 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 said Concrete Installation, said notice to be published in the CHEEKTOWAGA BEE and BUFFALO CRITERION, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 5th day of April, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 5, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for Concrete Installation in the Town of Cheektowaga for the 2017 calendar year.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Concrete Installation" and submitted to the Town Clerk prior to bid opening.

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

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

Please be advised that in accordance with a resolution adopted by the Cheektowaga Town Board on December 23, 2004, effective December 24, 2004, and as amended by Town Board Resolution dated February 23, 2008, contractors on all construction contracts with a value in excess of \$1,000,000 and up to \$3,000,000 must have Apprenticeship Agreements appropriate for the type and scope of work to be performed that have been registered with and approved by the New York State Commissioner of Labor in accordance with Article 23 of the New York Labor Law.

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

Vickie L. Dankowski
Town Clerk
Bid # 2017-19

DATED: March 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



21. RESOLUTION 2017-169

Notice to Bidders - One New and Unused 2017 Ford F-450 XL Super Duty Regular Cab 4X4, Dual Rear Wheel Truck with Dump Body, Electric Salt Spreader and Snow Plow (Bid #2017-20)

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, it is in order that bids be advertised for the purchase of one (1) new and unused 2017 Ford F-450 XL Super Duty Regular Cab 4X4, Dual Rear Wheel Truck with Dump Body, Electric Salt Spreader and Snow Plow, or equal, for use by the Highway Department, AND

WHEREAS, the Engineering Department has completed preparation of specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of one (1) new and unused 2017 Ford XL Super Duty Regular Cab 4X4, Dual Rear Wheel Truck with Dump Body, Electric Salt Spreader and Snow Plow, or equal, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 5th day of April, 2017 at 11:00 am 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 by the Town of Cheektowaga on April 5, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, for the purchase of one (1) new and unused 2017 Ford F-450 XL Super Duty Regular Cab 4X4, Dual Rear Wheel Truck with Dump Body, Electric Salt Spreader and Snow Plow, or equal, for use by the Highway Department.

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

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

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

Vickie Dankowski
Town Clerk
Bid # 2017-20

DATED: March 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



22. RESOLUTION 2017-170

Notice to Bidders - 2017 Work Uniforms (Bid# 2017-22)

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, it is in order that bids be advertised for the purchase of Work Uniforms for the year of 2017 for the Town of Cheektowaga, AND

WHEREAS, the Personnel Department has prepared specifications for same, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Work Uniforms to the Town of Cheektowaga for the year of 2017, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 22nd day of March, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 22, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Work Uniforms for the 2017 calendar year.

Information for bidders and specifications may be obtained from the Town Clerk at her 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.

Vickie L. Dankowski
Town Clerk
Bid #2017-22

DATED: March 14, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



23. RESOLUTION 2017-171

Authorize Supervisor to Sign Amendment No. 3 to the General Technical Services Agreement with URS Corporation - New York

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, by resolution dated May 5, 2008 the Town Board authorized the Supervisor to execute a three (3) year agreement for General Technical Services with URS Corporation - New York to assist the Town in performing long term operation and maintenance (O&M) activities at the Pfohl Brothers Landfill Site as required under a Settlement Agreement between the Pfohl Brothers Site Steering Committee and the Town consistent with the Operation and Maintenance Plan approved by the New York State Department of Environmental Conservation, AND

WHEREAS, by resolution dated January 21, 2014 the term of the aforesaid Technical Services Agreement was subsequently extended to December 31, 2016 following the Town Board's acceptance of Contract Amendment No. 2, AND

WHEREAS, there is a need to continue to perform long term monitoring, operation and maintenance activities at the Pfohl Brothers Landfill Site and the Town Engineer has recommended that the aforesaid Technical Services Agreement, which expired on December 31, 2016, be extended in accordance with Amendment No. 3 to the May 5, 2008 General Technical Services Agreement, AND

WHEREAS, Amendment No. 3 provides for the extension of the aforesaid May 5, 2008 Agreement for calendar years 2017, 2018 and 2019, expiring on December 31, 2019, NOW, THEREFORE, BE IT

RESOLVED, that Amendment No. 3 to the General Technical Services Agreement dated May 5, 2008 providing for its extension for three (3) additional calendar years covering 2017, 2018 and 2019 and expiring on December 31, 2019, as recommended by the Town Engineer and reviewed by the Town Attorney, is approved and accepted, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby directed and authorized to sign Amendment No. 3 to the General Technical Services Agreement with URS Corporation - New York, 257 West Genesee Street, Buffalo, New York 14202, AND, BE IT FURTHER

RESOLVED, that professional service fees shall be chargeable to Account No. 150-1910-5901.

RESULT: WITHDRAWN



24. RESOLUTION 2017-172

Authorize Agreement with Media Sonar Technologies

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Town of Cheektowaga Police Department ("Police Department") is interested in retaining an individual or company to provide monitoring software on social media sites such as Twitter, Instagram, and Facebook to stay apprised of information openly put out that would benefit the Police Department in its patrol and investigation of matters benefiting public safety, AND

WHEREAS, Media Sonar Technologies has the expertise and qualifications to provide software, e-mail support and web-based training to unlimited users in the Police Department, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the agreement with Media Sonar Technologies for the above-mentioned services for the calendar year of 2017, AND BE IT FURTHER

RESOLVED, that funding for the services in the amount of \$7,000.00 shall be appropriated from budget line 100-3020-4022.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



25. RESOLUTION 2017-173

Authorize Supervisor to Execute Agreement with USDA for Geese Control for 2017

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, the Town of Cheektowaga is experiencing a problem with Canada Geese in Stiglmeier Park and other areas in the Town; and

WHEREAS, the U.S. Department of Agriculture, Wildlife Services Division ("USDA"), administers a Canada Goose Management Program in certain areas of the United States; in the State of New York, the USDA works in coordination with the New York State Department of Environmental Conservation; and

WHEREAS, prior to implementation of this program, the USDA, pursuant to the National Environmental Policy Act ("NEPA"), prepared an environmental assessment and issued a Decision of Finding of No Significant Impact; and

WHEREAS, the Town of Cheektowaga Facilities Department submitted an application for funding and authorization of a Canada Goose Management Program administered by the USDA on lands owned and/or controlled by the Town of Cheektowaga, and on private lands with landowner permission for 2017; and

WHEREAS, the Town Environmental Advisory Committee previously reviewed this application and its impact on the Town and recommended that a determination of non-significance be issued for this program, and this Town Board rendered a Determination of Non-Significance for same; and

WHEREAS, the USDA requires that anyone wishing to have the USDA implement this program on their behalf execute an agreement with the USDA and commit to remit payment to the USDA for this program; and

WHEREAS, the cost of the program proposed for the Town of Cheektowaga is approximately \$5,268.00;

WHEREAS, this Board wishes to proceed with utilizing the services of the USDA to operate the Canada Goose Management Program for the Town of Cheektowaga in 2017, NOW, THEREFORE, BE IT

RESOLVED, that, subject to review and approval by the Town Attorney's Office, the Supervisor be and hereby is authorized and directed to execute an agreement with the USDA and all other documents necessary to authorize the USDA to administer its Canada Goose Management Program for the Town of Cheektowaga, and BE IT FURTHER

RESOLVED, that moneys not to exceed \$5,268.00 for this program, shall be appropriated from budget line item number 100-7110-4106.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



26. RESOLUTION 2017-174

SPECIAL EVENT - Infant of Prague 5-K Road Race

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

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, Infant of Prague Church has made application to hold its Annual "5-K Road Race" on Saturday, April 8th, 2017 beginning at 11:00 A.M. for approximately (1) one hour along the following route: Foisset Ave., Mapleview Rd., Yeager Dr., Union Rd., Clearvale Rd., Burdette Dr., Beach Rd. and Huth Rd; AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department and Highway 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 Prevention/Emergency Services Plan; NOW, THEREFORE, BE

IT

RESOLVED, that this Town Board hereby approves the aforementioned application of Infant of Prague Church for the said "5-K Road Race" on Saturday, April 8th, 2017 beginning at 11:00 a.m.; AND BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such run and to ensure compliance with Section 1600(a)(6) of the Vehicle and Traffic Law; AND BE IT FURTHER

RESOLVED, that the Town Clerk shall forward a copy of this resolution to the Chief of Police Dave Zack.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



27. RESOLUTION 2017-175

Request Water Authority to Install Hydrant

Sponsored By: Councilmember Adamczyk, Councilmember Magierski

WHEREAS, the owner of premises located at 2145 Old Union Road has requested the installation of an additional fire hydrant to be installed within the R.O.W. in front of 2145 Old Union Road across from the existing driveway of the project site at 2200 Old Union Road in the Town of Cheektowaga ; and

WHEREAS, Bellevue Fire District No. 9 has consented to the maintenance cost of such additional fire hydrant subject to the terms contained in a letter dated March 23, 2016 to Bernard Rusiniak from John J. McFarland, District Secretary/Commissioner, Bellevue Board of Fire Commissioners; and

WHEREAS, the Assistant Town Engineer has reviewed this request and has no objection to same, NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Water Authority be and hereby is directed to install a fire hydrant within the R.O.W. in front of 2145 Old Union Road across from the existing driveway of the project site at 2200 Old Union Road in the Town of Cheektowaga , and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga shall be responsible to the Erie County Water Authority for annual hydrant rental fees for this hydrant.

Attachments:

bellevue fire dist. corresp. (PDF)

appl.siteplans. (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



28. RESOLUTION 2017-176

2017-2018 Hockey Fees

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following program fees be and hereby are established in the Department of Youth & Recreational Services:

	2017/2018 Hockey Fee Schedule			
	<u>Travel</u>		<u>House</u>	
	<u>Res.</u>	<u>Non-Res.</u>	<u>Res.</u>	<u>Non-Res.</u>
Cross Rinks	N/A	N/A	\$550	\$750
Squirt	\$800	\$1000	\$650	\$850
Pee Wee	\$850	\$1050	\$700	\$900
Bantam	\$900	\$1100	\$750	\$950
Midget	\$650	\$850	\$850	\$1050

Travel Team Payment Schedule:

-If balance paid in full by Sept. 1st an early payment discount of \$100 will be applied to the account.

-Balance needs to be paid in full by Sept. 30th. (No early pay discount will be applied)

-If balance is not paid in full by Oct. 1st, there will be a \$100 late payment fee applied to the account, and the player will not be able to participate until remaining balance is paid in full.

House Team Payment Schedule:

-Balances paid in full by Oct. 1st, early payment discount of \$100 will be applied to the account.

-Balance needs to be paid in full by Oct. 31st. (No early pay discount will be applied)

-If balance is not paid in full by Nov. 1st, there will be a \$100 late fee applied to account and the player will not be able to participate until the remaining balance is paid in full.

Multiple Player Discounts:

-If a 2nd child is enrolled from a family a \$40 discount will be applied to the account.

-If a 3rd child is enrolled from a family a \$90 discount will be applied on top of the 2nd child discount.

-If a 4th child is enrolled from a family a \$150 discount will applied on top of the 2nd & 3rd child discounts.

Coaches Discount:

-A \$200 discount will be applied to the head coaches account after they provide their USA Hockey Insurance, a current USA Coaching Card, safesport training & the USA Hockey coaching module for the division they are participating in as well as their NYSAHA screening documentation.

-A \$150 discount will be applied to 3 additional coaches per team provided they submit the information listed in the head coach requirements.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



29. RESOLUTION 2017-177

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and herby are terminated in the Department of Youth & Recreational Services effective as indicated:

Jennifer Denis	9/17/16	14227
Melissa Nosal	12/2/16	14225
Deanna Pilarski	11/1/16	14227
Aaron Wanat	1/15/17	14043

Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the reading of names for the following Resolutions: 2017-177, 2017-178. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



30. RESOLUTION 2017-178

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

BE IT RESOLVED, that the following part-time hourly salary be adjusted:

BUILDING & PLUMBING DEPARTMENT Clerk \$12.00/hour effective 3/15/17
Genevieve Fronczak, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

JUSTICE COURT
Marissa Floyd effective 2/25/17

FACILITIES DEPARTMENT
Brandon Kindzierski effective 2/23/17
Matthew Pazderski effective 1/16/17

POLICE DEPARTMENT
Richard Kozell effective 4/1/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



31. RESOLUTION 2017-179

Retention of Youth & Recreation/Facilities Consultant

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, Ellen M. Fischer, retired from her position as Executive Director of the Dept. of Youth & Recreational Services, effective January 13, 2017, and

WHEREAS, because of the many years of knowledge and expertise of Ellen M. Fischer, there is a need to retain her services temporarily to assist the Town as a consultant to the Youth & Recreation and Facilities Departments, and

WHEREAS, Ellen M. Fischer has agreed to work as a consultant to the Town Youth & Recreation & Facilities Departments, NOW, THEREFORE, BE IT

RESOLVED, that Ellen M. Fischer, be and hereby is retained by the Town as a Youth & Recreation/Facilities consultant, at the rate of \$35.00 per hour, not to exceed \$29,999.00 effective March 15, 2017 and terminating on August 31, 2017, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents in connection with this matter.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



32. RESOLUTION 2017-180

Appointment of Park Maintenance Worker II (Labor/Permanent) Facilities Department Todd Stucke

Sponsored By: Supervisor Benczkowski, Councilmember Rogowski

WHEREAS, a vacancy exists in the title of Park Maintenance Worker II in the Facilities Department; AND

WHEREAS, the Department was canvassed internally in accordance with an agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, Todd Stucke, currently employed as a Cleaner in the Facilities Department, meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Todd Stucke of Cheektowaga, New York, be and hereby is appointed to the position of Park Maintenance Worker II in the Facilities Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective March 15, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



33. RESOLUTION 2017-181

Reappointment of Library Board Member

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the term of Angela M. Yates as Member of the Cheektowaga Public Library Board expired on December 31, 2016, and

WHEREAS, Angela M. Yates has requested reappointment to the Cheektowaga Library Board, and

WHEREAS, the Cheektowaga Library Board has recommended that Angela M. Yates be reappointed as member of the Cheektowaga Library Board, NOW, THEREFORE, BE IT

RESOLVED, that Angela M. Yates of Cheektowaga, New York be and hereby is reappointed to the position of Member of the Cheektowaga Public Library Board, effective immediately and terminating on December 31, 2021.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



34. RESOLUTION 2017-182

Travel Authorization (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the 2017 Annual K9 Seminar is being held April 30 - May 4, 2017 in Penn Yan, New York; AND

WHEREAS, Police Officer John Duskocz has been recommended to attend said training; AND

WHEREAS, Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$935.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officer John Duskocz be and hereby is authorized to attend the 2017 Annual K9 Seminar being held April 30 - May 4, 2017 in Penn Yan, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



35. RESOLUTION 2017-183

Travel Authorization (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the New York Association of Hostage Negotiators Annual Conference is being held May 24-26, 2017 in Rochester, New York; AND

WHEREAS, Police Officers Michael McDonough, Scott Scharlau, and Kurt Spieler have been recommended to attend said training; AND

WHEREAS, Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,496.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officers Michael McDonough, Scott Scharlau, and Kurt Spieler be and hereby are authorized to attend the New York Association of Hostage Negotiators Annual Conference being held May 24-26, 2017 in Rochester, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

XI. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Hammer to waive the rules to include the following Resolution: 2017-184. Motion Carried.



1. RESOLUTION 2017-184

Appointment to Board of Assessment Review

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, there is one (1) vacancy on the Board of Assessment Review caused by the resignation of Debra S. Liegl, and

WHEREAS, Kathleen A. Stehlin of Cheektowaga, New York applied for and is qualified for said position, NOW, THEREFORE, BE IT

RESOLVED, that Kathleen A. Stehlin of Cheektowaga, New York be and hereby is appointed to the position of member of the Cheektowaga Board of Assessment Review, effective immediately and terminating on September 30, 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

XII. Communications

A. Departmental Communications

B. General Communications

1. **Summons and Complaint: Donna Michalek vs. Town of Cheektowaga**
2. **Notice of Claim: Mary E. Uliaszek vs. Town of Cheektowaga**
3. **Notice of Claim: Steve Rossi vs. Town of Cheektowaga**

XIII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIV. Call for Motion to Enter Into Executive Session

Motion To: Enter Into Executive Session at 7:50 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

XV. Adjournment

The Town of Cheektowaga
275 Alexander Avenue
Cheektowaga NY 14211



Engineering Department
Office: 716-897-7288
Fax: 716-418-7689

PETER A. JOHNSTON, P.E.
ASSISTANT TOWN ENGINEER

MEMORANDUM

To: Daniel J. Ulatowski, Building Inspector
From: Peter A. Johnston, P.E., Assistant Town Engineer
Date: February 10, 2017
Re: 4581 Genesee Street – Driveway

A handwritten signature in black ink, appearing to read "P.A.J.", is written over the "From:" line of the memorandum.

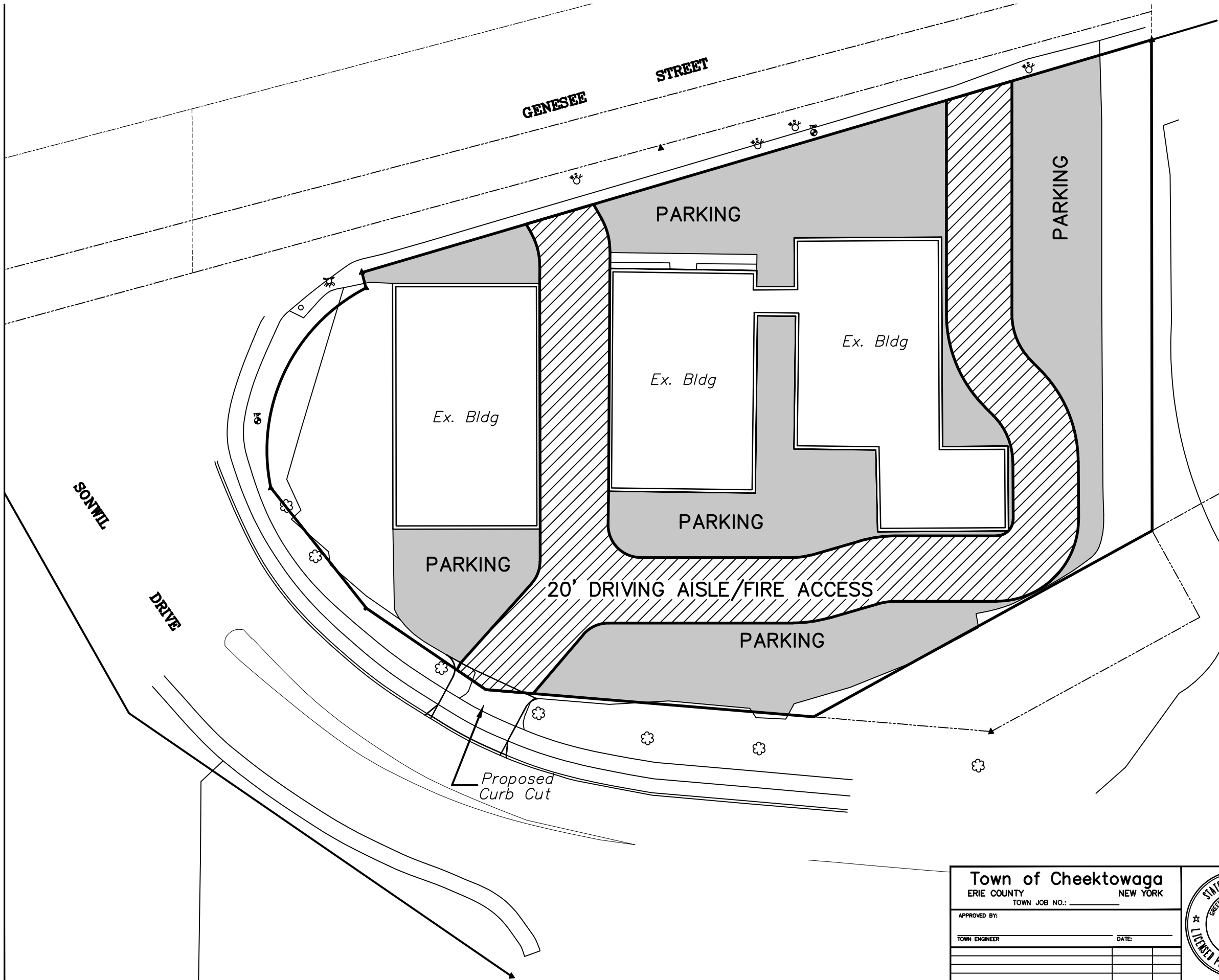
Our office has completed a review of the site development drawings for the above-referenced project prepared by Greenman Pederson, Inc. dated 1/19/2017. Said drawings and design are considered acceptable contingent on the following:

- Yard Drain shown in driveway apron is believed to be a Sanitary Sewer Cleanout. If so, design will make sure that this cleanout is modified to comply with the applicable requirements for a cleanout in pavement.

If you have any questions resulting from your review of our comments, please contact this office at 716-897-7288.

cc: Ken Zollitsch, GPI

Attachment: Asst Town Engineer Approval (RES-2017-164 : Accept Site Plan - 4581 Genesee Street)

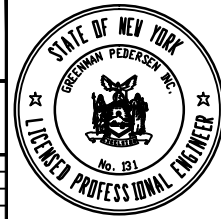


Town of Cheektowaga
 ERIE COUNTY NEW YORK
 TOWN JOB NO.: _____

APPROVED BY: _____ DATE: _____
 TOWN ENGINEER _____

ADDED FIRE ACCESS LABEL	03/09/17	KCZ
REVISION	DATE	BY

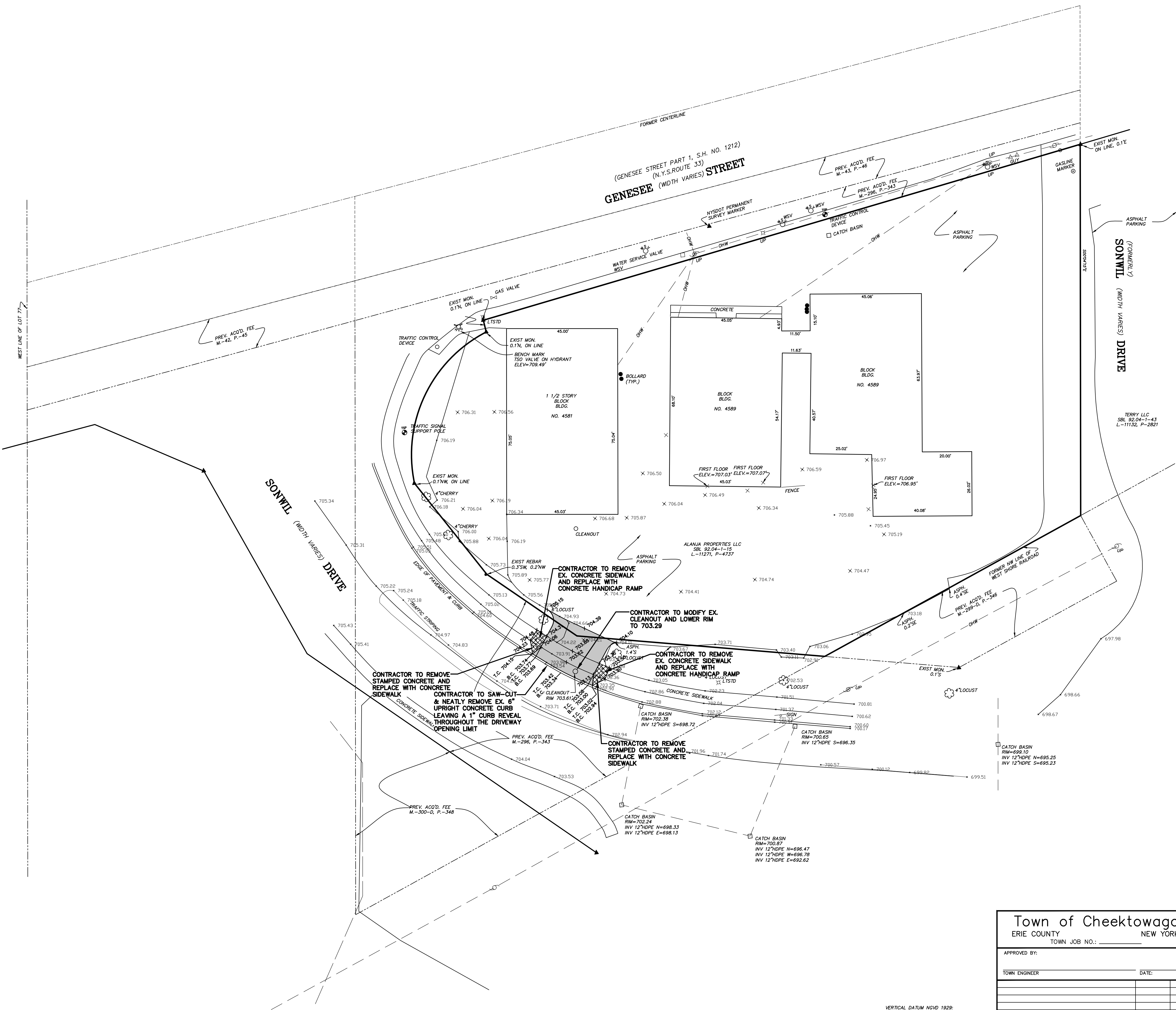
NOTE: UNAUTHORIZED ALTERATION OR ADDITION TO THIS DOCUMENT IS A VIOLATION OF SECTION 7206 PROVISION 2 OF THE NEW YORK STATE EDUCATION LAW.



4581 Genesee Street
 Sonwil Drive Driveway Curb-Cut
 INTERNAL SITE TRAFFIC PLAN

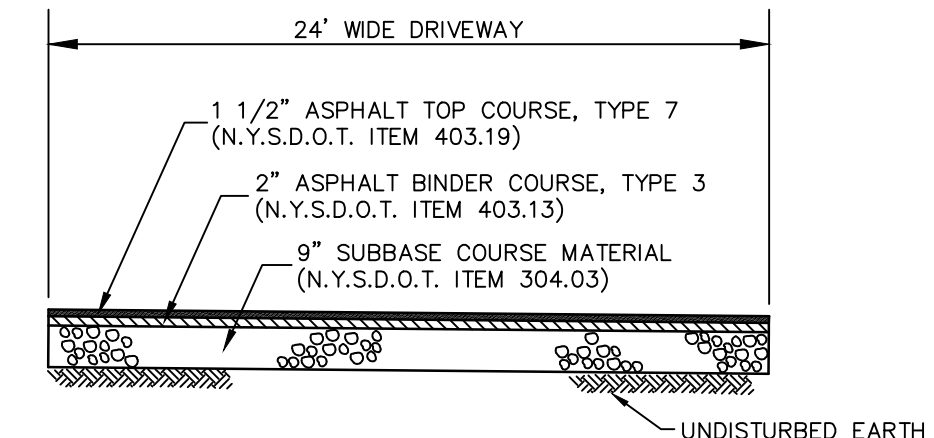
GPI GREENMAN-PEDERSEN, INC.
 CONSULTING ENGINEERS
 ENGINEERING • SURVEYING • PLANNING
4920 GENESEE STREET SUITE 100 BUFFALO, NY 14225
 (716) 633-4844 FAX (716) 633-4840

DRAWN: _____	JOB NO.: 2016082	SHEET NO.:
CHECKED: _____	DATE: JANUARY 2017	
APPROVED: _____	SCALE: 1" = 30'	

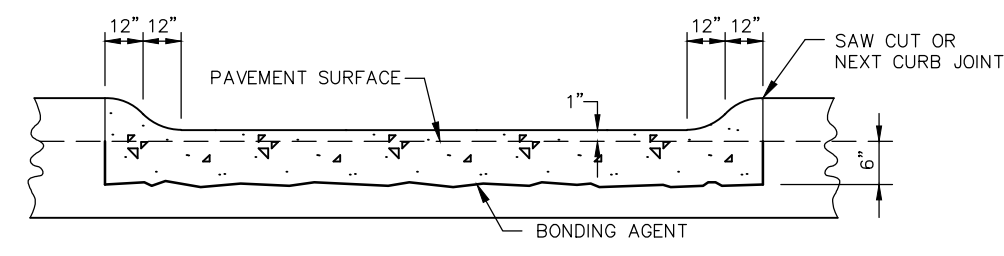


LEGEND:

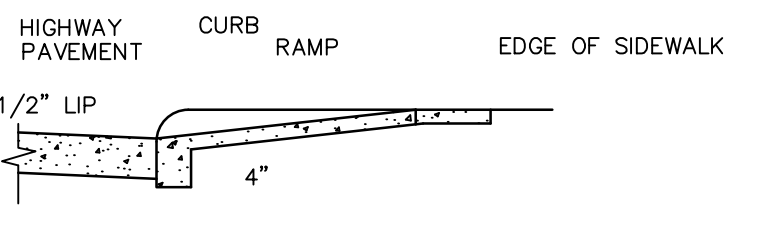
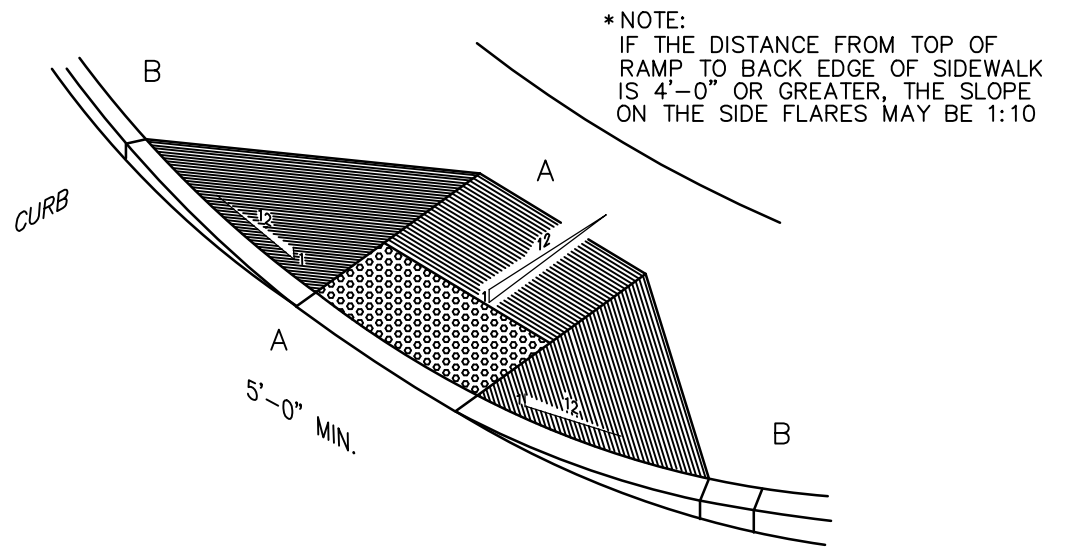
- X 704.47 - INDICATES EXISTING SPOT ELEVATION
- T.C. 687.85 - INDICATES PROPOSED TOP OF CURB ELEVATION
- B.C. 686.95 - INDICATES PROPOSED BOTTOM OF CURB ELEVATION
- X 687.81 - INDICATES PROPOSED SPOT ELEVATION
- [Grey Box] - INDICATES PROPOSED ASPHALT DRIVEWAY AREA
- [Hatched Box] - INDICATES EXIST. CONCRETE SIDEWALK TO BE REMOVED AND REPLACED WITH NEW CONCRETE SIDEWALK.



STANDARD DRIVEWAY PAVING SECTION
N.T.S.



CURB CUT FOR EXISTING CURBING
N.T.S.



SECTION A-A
* UNLESS OTHERWISE DIRECTED BY THE TOWN ENGINEER

SECTION B-B
SIDEWALK CURB RAMP TYPE A

- GENERAL NOTES:**
- ALL CONSTRUCTION TO CONFORM TO TOWN OF CHEEKTOWAGA CONSTRUCTION SPECIFICATIONS AND DETAILS.
 - APPLY CURE SPRAY TO ALL CONCRETE SIDEWALKS IMMEDIATELY AFTER POURING.
 - CONTRACTOR TO VERIFY EXACT DEPTH AND LOCATION OF EXISTING UTILITIES PRIOR TO CONSTRUCTION.

Town of Cheektowaga
ERIE COUNTY NEW YORK

TOWN JOB NO.: _____

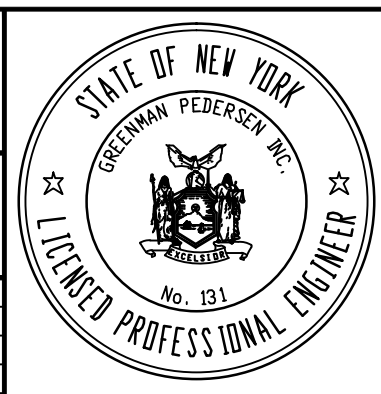
APPROVED BY: _____ DATE: _____

TOWN ENGINEER _____ DATE: _____

YARD DRAIN IN DRIVEWAY REVISED TO CLEANOUT 03/09/17 KCZ

REVISION: _____ DATE: _____ BY: _____

NOTE: UNAUTHORIZED ALTERATION OR ADDITION TO THIS DOCUMENT IS A VIOLATION OF SECTION 7208 PROVISION 2 OF THE NEW YORK STATE EDUCATION LAW.



4581 Genesee Street
Sonwil Drive Driveway Curb-Cut

PLAN: PAVING & GRADING

GPI GREENMAN-PEDERSEN, INC. CONSULTING ENGINEERS
ENGINEERING • SURVEYING • PLANNING
SURVEYING SERVICES PERFORMED BY GP ENGINEERING AND SURVEYING LLP
4580 GENESSEE STREET SUITE 100 BUFFALO, NY 14225
(716) 633-4844 FAX (716) 633-4840

DRAWING: _____ JOB NO.: 2016092 SHEET NO.: _____
CHECKED: _____ DATE: NOVEMBER 2016
APPROVED: DFP SCALE: 1"= 20' 1 of 1

VERTICAL DATUM NAVD 1929:
TOP OF SOUTH BOLT OF HYDRANT WEST SIDE OF HOLTZ ROAD, 300' NORTH OF GENESSEE ST.
NYSOT PROJECT P.I.N. 5516.45
CONTRACT NO. D259780

BELLEVUE FIRE DISTRICT No. 9

3/23/16

Bernard Rusiniak
2916 Union Rd
Cheektowaga, N.Y. 14227

Mr Rusiniak,

It has come to the attention of the Bellevue Board of Fire Commissioners that there is concern about the maintenance cost of the hydrant you requested on Old Union. This hydrant, as well as all other hydrants located in the Bellevue Fire District, will continue to be paid by the Bellevue Fire District.

Sincerely,


John J. McFarland
District Secretary/Commissioner

CC: Bellevue Board of Fire Commissioners
Cheektowaga Town Board

511 Como Park Boulevard • Cheektowaga, New York 14227 • Hall 685-3011 • Fax 685-0696

Attachment: bellevue fire dist. corresp. (RES-2017-175 : Water Authority - Direction to Install Hydrant)

DEL Resource
 183 Bathurst Drive
 Tonawanda, New York 14150
(716) 983-1434
 delresource@verizon.net
Thomas H. Shelberg R.A.
 Architect

Mr. Patrick T. Bowen, P.E.
 Town Engineer –Town of Cheektowaga
 275 Alexander Avenue – 2nd Floor
 Cheektowaga, New York 14211

Feb. 24, 2016

RE : APPLICATION FOR PUBLIC HYDRANT INSTALLATION
 2200 Old Union Road
 Town of Cheektowaga

PETITIONER:

Bernard Rusiniak
 2916 Union Road (Service Station and Office)
 Cheektowaga, New York 14227

On behalf of the owner, Bernard Rusiniak, we respectfully request that the Town of Cheektowaga (TOC) and Bellevue Fire District # 9 review and approve a public hydrant whereby allowing the installation by the Erie County Water Authority (ECWA) between two existing hydrants (J11H48 and J11H54). The current conditions (distance in feet) separating the two hydrants is 968 feet. This new hydrant installation will improve service to existing properties in the vicinity and enhance service to the proposed building (see Site Plans -**SP- Exhibits 'A', 'B' and 'C'**).

The public hydrant shall be installed within the ROW in front # 2145 Old Union Road (currently 'Resurrection Life Fellowship') across from of the existing driveway of the project site at # 2200 (see above Exhibits and Letter Format **LF - Exhibit 'G'** - photographs).

BUILDING PROJECT DESCRIPTION:

The proposed project is situated behind an existing building (# 2200 Old Union Road-North side of street) approximately 1,000 ft. west of Union Road in the Town of Cheektowaga. The proposed building is located on a +/-3.26 acre zoned 'commercial motor service' owned by Bernard Rusiniak. The proposed building consists of a +/-4,925 sq. ft. slab-on-grade, metal clad storage building (Type V-B Construction) built to enclose emergency towing vehicles. The building provides a means of weatherproof from nature's elements especially snow and ice storms.

The building will be positioned over an existing parking lot area where trucks are currently parked. The building is proposed as a non-occupied structure and will meet all standard building fire codes. The building project is necessary due to company growth and required to improve truck 'readiness' response for the 24-hour emergency service.

1

2/24/2016

Land Development

Site Planning and Design

Site and Building Interfacing

Attachment: appl.siteplans. (RES-2017-175 : Water Authority - Direction to Install Hydrant)

Rusiniak's is a 4th generation family owned and operated business assisting in auto and truck service, towing, collision and emergency road service needs.

We trust the information provided will assist with the review and approval. Please contact me if should you have any questions.

Sincerely,

Thomas H. Shelberg, R.A.

C/c: John McFarland- Bellevue Board of Fire Commissioners
Kevin Schenk – Town of Cheektowaga Attorney
Daniel Ulatowski – Town of Cheektowaga Planning Dept.
Mark Bielefeld – Town of Cheektowaga Building Dept.
Joseph Ehnes – Town of Cheektowaga Fire Inspector
Adam Massaro - Erie County Water Authority

Attachment: appl.siteplans. (RES-2017-175 : Water Authority - Direction to Install Hydrant)



GENERAL PROJECT DESCRIPTION

THE PROJECT CONSISTS OF THE CONSTRUCTION OF A +/- 4,925 S.F. METAL BUILDING TO ENCLOSE EMERGENCY TOWING VEHICLES FROM THE ELEMENTS PARTICULARLY WINTER SNOWSTORMS. RUSINIAK'S IS A 4th GENERATION FAMILY OWNED AND OPERATED BUSINESS ASSISTING IN AUTO AND TRUCKS SERVICE, TOWING, COLLISION AND EMERGENCY ROAD SERVICE NEEDS.

THE STORAGE BUILDING WILL BE POSITIONED OVER AN EXISTING REAR PAVED LOT AREA WHERE THE VEHICLES ARE CURRENTLY PARKED. AMPLE TURN-A-ROUND AREAS EXIST FOR LARGE BODY VEHICLES IN THE REAR LOT AREA.

THE BUILDING IS AN NON-HABITABLE, COLD STORAGE STRUCTURE. THE PROPOSED BUILDING IS BASED ON GROWTH AND IS REQUIRED TO IMPROVE 'READINESS' RESPONSE FOR THE 24 - HOUR EMERGENCY VEHICULAR MAINTENANCE AND TOWING SERVICE. A FRONT SIDEWALK AND CONCRETE WALK TO A FRONT DOOR WILL BE INSTALLED PER TOWN CODE.

A FIRE HYDRANT WILL BE INSTALLED ACROSS FROM THE EXISTING DRIVEWAY ON 'OLD UNION ROAD'. THE EXISTING FIRE APPARATUS ACCESS DRIVEWAY SHALL BE MAINTAINED AND SNOW PLOWED CONTINUOUSLY AS THE OPERATION SERVES THE W.N.Y. AREA WITH EMERGENCY 24-HOUR SERVICE NEEDS.

MAPQUEST 2016

MAP PLAN
 SMALL SCALE
 SCALE : NTS

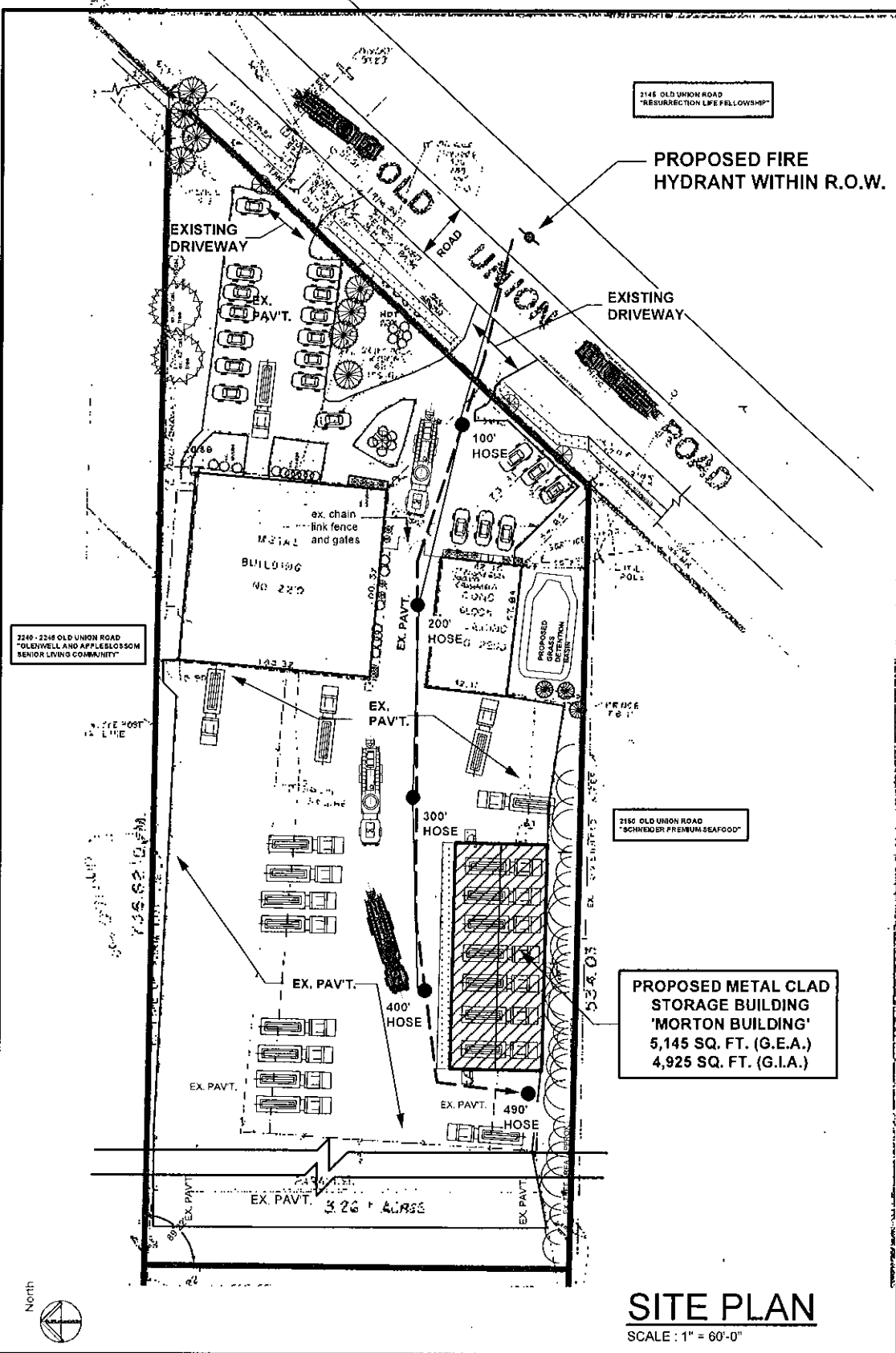
<p>PROPOSED SEVEN (7) BAY STORAGE BUILDING 2200 - 2210 Old Union Road Town of Cheektowaga , New York 14227</p>	<p>For : RUSINIAK'S SERVICE 2916 Union Road Cheektowaga , N.Y. 14227 (716) 683-3288</p>	<p>DATE : FEB. 10.2016 DRAWING NUMBER : SP</p>
<p>MAP PLAN - AERIAL VIEW (SMALL SCALE) DISTANCE TO A FIRE HYDRANT</p>	<p>THOMAS H. SHELBERG, R.A. 183 BATHURST DRIVE BUFFALO, NY 14150 (716) 983-1434 delresource@verizon.net</p>	<p>REVISION: REVISION:</p>

Land Development

Site Planning and Design

Site and Building Interfacing

Attachment: appl.siteplans. (RES-2017-175 : Water Authority - Direction to Install Hydrant)



2148 OLD UNION ROAD
"RESURRECTION LIFE FELLOWSHIP"

PROPOSED FIRE
HYDRANT WITHIN R.O.W.

EXISTING
DRIVEWAY

EXISTING
DRIVEWAY

2240 - 2248 OLD UNION ROAD
"GLENDWELL AND APFELSCLOSSON
SENIOR LIVING COMMUNITY"

2150 OLD UNION ROAD
"SCHNEIDER PREMIUM SEAFOOD"

PROPOSED METAL CLAD
STORAGE BUILDING
'MORTON BUILDING'
5,145 SQ. FT. (G.E.A.)
4,925 SQ. FT. (G.I.A.)

SITE PLAN

SCALE : 1" = 60'-0"

PROPOSED SEVEN (7) BAY STORAGE BUILDING 2200 - 2210 Old Union Road Town of Cheektowaga, New York 14227 SITE PLAN - VEHICULAR LAYOUT DISTANCE TO A FIRE HYDRANT	For : RUSINIAC'S SERVICE 2916 Union Road Cheektowaga, N.Y. 14227 (716) 683-3288	DATE: FEB. 10, 2015 DRAWING NUMBER: S P
	THOMAS H. SHELBERG, R.A. 163 BATHURST DRIVE BUFFALO, NY 14150 (716) 963-1434 delresource@verizon.net	REVISION: REVISION:

Attachment: appl.siteplans. (RES-2017-175 : Water Authority - Direction to Install Hydrant)



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, March 28, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on March 28, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Excused	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Raymond Bobeck, General Crew Chief, Sewer Department
 Patrick Bowen, Town Engineer
 Robert Brandon, Zoning Board Chairman
 Richard Coburn, Supervising Code Enforcement Officer
 Stanley Kaznowski, III, Planning Board Chairman
 Karen Marchese, Coordinator of Employee Relations
 Jill Oxley, Assessor
 Kevin Schenk, Town Attorney

V. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Magierski to approve the minutes. Motion Carried.

VI. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15

minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VII. Public Hearings

1. Special Use Permit Request - 5074 Transit Road

History:

03/14/17 Board ADJOURNED Next: 03/28/17

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Diane Benczkowski

2. Rezoning Request - Part of 2685 Walden Avenue

History:

03/14/17 Board ADJOURNED Next: 03/28/17

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Diane Benczkowski

3. Local Law Intro No. 1 of the Year 2017 to Amend Chapter 107 of the Town Code

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Linda Hammer, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Diane Benczkowski

4. Local Law Intro No. 2 of the Year 2017 to Amend Chapter 26 of the Town Code

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Linda Hammer, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Diane Benczkowski

5. Local Law Intro No. 3 of the Year 2017 - A Local Law to Amend the Zoning Law

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Linda Hammer, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Diane Benczkowski

6. Demolition of 17 Yvette Drive

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Linda Hammer, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
EXCUSED: Diane Benczkowski

VIII. Presentation

KLW Group - Assessments

Councilmember Adamczyk left during presentation at approximately 8:00 pm, prior to reading of Resolutions.

IX. Resolutions



1. RESOLUTION 2017-185

Transfer of Funds-2016

Sponsored By: Councilmember Hammer, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

CDBG			
FROM:	900.8600.4910	NYS AHC Revenues	\$112,500.00
TO:	900.8668.4010	Loans from Program	\$72,500.00
	900.8668.1901	Payroll	36,000.00
	900.8668.5004	Environmental Hazard Testing	4,000.00
GENERAL			
FROM:	100.3310.4185	Flashers/Barricades	\$585.00
	100.3510.4001	Supplies	6.00
	100.5132.4221	Gas Highway Garage	219.00
	100.7310.4671	Youth Service Projects	28.00
	100.1010.4001	Office Supplies	1,599.00
	100.1010.4088	Travel, Training and Conferences	1,775.00
	100.1110.4431	Equipment Maintenance	205.00
	100.1910.4711	Contingency	36,109.00
	100.1355.4561	Contracted Legal Assessor	12,089.00
	100.1415.4001	Contractual Services	241.00
	100.1420.4013	Law Books	2,923.00
	100.1910.4711	Contingency	70,033.00
	100.1430.4754	Drug Testing	8,742.00
	100.1430.4751	Employee Assistance	2,666.00
	100.1640.4441	Equipment Repair-Police	3,457.00
	100.3120.4009	Scientific Investigations	1,428.00
	100.1910.2799	Appropriated Fund Balance	175,000.00
TO:	100.3310.4217	Utilities	\$585.00
	100.3510.2501	Office Equipment	6.00
	100.5132.4231	Water	219.00
	100.7310.4693	Dev. Disabled	28.00
	100.1010.2201	Office Equipment	3,374.00
	100.1110.4592	Contracted Clerical	205.00
	100.1220.4957	Grant Development Supervisor	10,278.00
	100.1320.4145	Professional Services	19,347.00
	100.1355.4323	Assessor Contracted	12,089.00
	100.1410.4001	Office Supplies	1,168.00
	100.1410.4055	Ordinance Code	2,193.00
	100.1410.4111	Publishing Notices	3,123.00
	100.1415.2000	Equipment	241.00
	100.1420.4001	Office Supplies	1,481.00
	100.1420.4014	Filing Fees	1,555.00
	100.1420.4321	Data Processing	1,255.00
	100.1420.4501	Contracted Legal	68,665.00

	100.1430.4502	Legal Personnel	11,245.00
	100.1430.4752	Pre-employment Physical	163.00
	100.1640.4021	Safety Equipment	1,996.00
	100.1640.4445	Parks Equipment Repair	1,461.00
	100.3120.2303	Over the Road Vehicles	5.00
	100.3120.4001	Office Supplies	434.00
	100.3120.4005	Community Service	276.00
	100.3120.4007	Emergency Response	95.00
	100.3120.4046	Motorcycle Division	14.00
	100.3120.4099	Special Investigations	604.00
	100.9950.8729	Transfer to Capital	175,000.00
SPECIAL DISTRICTS			
FROM:	150.8160.4160	Diesel Fuel	\$1,873.00
	150.8173.4444	Recycling Contractor	3,040.00
	255.8125.4581	Consulting Engineers	107,787.00
	610.1910.2799	Appropriated Fund Balance	1,354.00
TO:	150.8160.4001	Office Supplies	\$25.00
	150.8160.4071	Uniforms	700.00
	150.8160.4211	Electric	567.00
	150.8160.4469	Disposal Costs	581.00
	150.8173.4194	Advertising	3,040.00
	255.8125.4545	Telemetry	106,479.00
	255.8125.4702	Buffalo Sewer Charges	1,308.00
	610.8351.4339	Hydrant Rental	1,354.00
HIGHWAY			
FROM:	300.5110.4352	Erie County Chargeback	\$4,403.00
	300.5110.4162	Gasoline & Oil	12,722.00
	300.5110.4185	Barricades	683.00
	300.5130.2407	Misc. Highway Equipment	277.00
TO:	300.5110.4207	GPS Services	\$18,085.00
PART TOWN			
FROM:	800.3620.4191	Misc. Expense	\$2,066.00
TO:	800.3620.2201	Office Equipment	\$2,066.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



2. RESOLUTION 2017-186

Warrant

Sponsored By: Councilmember Hammer, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to March 28, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$204,094.00
RISK RETENTION FUND	19,998.78
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	15,262.80
SPECIAL DISTRICTS FUND	152,564.99
HIGHWAY FUND	48,018.01
CAPITAL FUND	4,470.00
TRUST & AGENCY FUND	7,482.00
HUD CDBG FUND	18,249.31
PART TOWN FUND	1,865.91
NYS AFFORDABLE HOUSING	14,469.20
	<hr/>
	\$486,475.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



3. RESOLUTION 2017-187

Award of Bid - GRASS CUTTING & RELATED LANDSCAPING SERVICES FOR VARIOUS TOWN-OWNED PROPERTIES IN THE TOWN OF CHEEKTOWAGA FROM JANUARY 1, 2017 – DECEMBER 31, 2017 (Bid# 2017-3)

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, a Notice to Bidders was published for Furnishing Equipment and Operators for Grass Cutting & Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 for the Office of Building Inspections, Housing & Neighborhood Preservation Division, which bids were duly received and opened on February 2, 2017 by the Town Clerk; and

WHEREAS, said bids were referred to the Supervising Code Enforcement Officer for analysis, tabulation and report, and

WHEREAS, the Supervising Code Enforcement Officer recommend that the contract for Furnishing Equipment and Operators for Grass Cutting & Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be awarded to Mancuso Landscaping, 7768 Lewis Road, Holland, New York, 14080, for its submission of the lowest bid; NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Furnishing Equipment and Operators for Furnishing Equipment and Operators for Grass Cutting & Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be and hereby is awarded to Mancuso Landscaping for the bid prices listed in its proposal, being the lowest responsible bid meeting the requirements of the specifications for said bid item; and BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is directed and authorized to execute the contract with Mancuso Landscaping for the aforesaid service.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



4. RESOLUTION 2017-188

Award of Bid - GRASS CUTTING OF VARIOUS VACANT & UNMAINTAINED PRIVATELY-OWNED PROPERTIES IN THE TOWN OF CHEEKTOWAGA FROM JANUARY 1, 2017 - DECEMBER 31, 2017 (Bid# 2017-4)

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, a Notice to Bidders was published for Furnishing Equipment and Operators for the Grass Cutting & Related Landscaping Services of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 for the Office of Building Inspections, Housing & Neighborhood Preservation Division, which bids were duly received and opened on February 2, 2017 by the Town Clerk; and

WHEREAS, said bids were referred to the Supervising Code Enforcement Officer for analysis, tabulation and report, and

WHEREAS, the Supervising Code Enforcement Officer recommend that the contract for Furnishing Equipment and Operators for the Grass Cutting & Related Landscaping Services of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be awarded to Mancuso Landscaping, 7768 Lewis Road, Holland, New York, 14080, for its submission of the lowest bid; NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Furnishing Equipment and Operators for Grass Cutting & Related Landscaping Services of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be and hereby is awarded to Mancuso Landscaping for the bid prices listed in its proposal, being the lowest responsible bid meeting the requirements of the specifications for said bid item; and BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is directed and authorized to execute the contract with Mancuso Landscaping for the aforesaid service.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



5. RESOLUTION 2017-189

Award of Bid - CLEAN-UP OF VARIOUS VACANT & UNMAINTAINED PRIVATELY-OWNED PROPERTIES IN THE TOWN OF CHEEKTOWAGA FROM JANUARY 1, 2017 - DECEMBER 31, 2017 (Bid# 2017-5)

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, a Notice to Bidders was published for Furnishing Equipment and Operators for the Clean-Up of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 for the Office of Building Inspections, Housing & Neighborhood Preservation Division, which bids were duly received and opened on February 2, 2017 by the Town Clerk; and

WHEREAS, said bids were referred to the Supervising Code Enforcement Officer for analysis, tabulation and report, and

WHEREAS, the Supervising Code Enforcement Officer recommend that the contract for Furnishing Equipment and Operators for the Clean-Up of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be awarded to Brothers-In-Lawn, Inc., 295 Coronation Drive, Amherst, New York, 14226, for its submission of the lowest bid; NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Furnishing Equipment and Operators for the Clean-Up of Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga from January 1, 2017 - December 31, 2017 be and hereby is awarded to Brothers-In-Lawn, Inc. for the bid prices listed in its proposal, being the lowest responsible bid meeting the requirements of the specifications for said bid item; and BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is directed and authorized to execute the contract with Brothers-In-Lawn, Inc. for the aforesaid service.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



6. RESOLUTION 2017-190

Award of Bid - Cold Milling Various Town Highways (Bid #2017-15)

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, a Notice to Bidders was published for the receipt of bids for the Cold Milling of Various Town Highways within the Town of Cheektowaga, which bids were duly received and opened on March 22, 2017, AND

WHEREAS, four (4) bids were received and referred to the Town Engineer for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the Cold Milling of Various Town Highways in the Town of Cheektowaga for the year of 2017 be awarded to:

Villager Construction, Inc
425 Old Macedon Center Road
Fairport, New York 14450

for the bid price of \$108,000.00, said being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that payment for work performed under this contract shall be chargeable to the appropriate departmental budgeted line item.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



7. RESOLUTION 2017-191

Award of Bid- Work Uniforms (Bid #2017-22)

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the furnishing of Work Uniforms for calendar year 2017, which bids were duly received and opened by the Office of the Town Clerk at a public bid opening on March 22, 2017 AND

WHEREAS, said bids were referred to the Personnel Department for analysis, and report, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the furnishing of Work Uniforms for calendar year 2017 is hereby awarded to The Liberty Store, 5 East Genesee Street, Auburn, NY 13021. The company having submitted the lowest bid meeting the requirements of the specifications for the bid items as stated.

BID ITEMS

I	Total Bid Price- Sweatshirts	\$ 5,811.20
II	Total Bid Price- Chambray Shirts	\$ 93.90
III	Total Bid Price - Tee Shirts	\$ 1,919.43
IV	Total Bid Price -Denim Jeans/Work Pants	\$ 998.23
V	Total Bid Price - Coveralls/Bibs/Bib Overalls	\$ 422.40
VI	Total Bid Price - High Visibility/Insulated Jackets- Class 3	\$ 1,048.75
VII	Total Bid Price - Carhartt Jackets	\$ 2,741.66
	Total Bid Dollars	\$13,035.57

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



8. RESOLUTION 2017-192

Bond Resolution for Reconstruction and Resurfacing of Various Town Highways

Sponsored By: Councilmember Meyers, Councilmember Rogowski

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 28, 2017, AUTHORIZING THE PARTIAL RECONSTRUCTION AND RESURFACING OF VARIOUS TOWN HIGHWAYS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$3,000,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$3,000,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called the "Town"), is hereby authorized to partially reconstruct and resurface various Town highways. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,000,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$3,000,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$3,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting

Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 20 (c) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with

substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in the "*Cheektowaga Bee*," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on March 28, 2017, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Cheektowaga, New York, adopted March 28, 2017, authorizing the partial reconstruction and resurfacing of various Town highways, stating the estimated maximum cost thereof is \$3,000,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$3,000,000 to finance said appropriation,”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to partially reconstruct and resurface various Town highways; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$3,000,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of bonds in the principal amount of \$3,000,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$3,000,000 of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$3,000,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 28, 2017

Vickie L. Dankowski
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



9. RESOLUTION 2017-193

Bond Resolution Authorizing Drainage Improvements on Town Highways

Sponsored By: Councilmember Meyers, Councilmember Rogowski

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 28, 2017, AUTHORIZING THE CONSTRUCTION OF DRAINAGE IMPROVEMENTS ON TOWN HIGHWAYS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$775,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$775,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called the "Town"), is hereby authorized to construct drainage improvements on Town highways. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$775,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$775,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$775,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting

Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with

substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in the "*Cheektowaga Bee*," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on March 28, 2017, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Cheektowaga, New York, adopted March 28, 2017, authorizing the construction of drainage improvements on Town highways, stating the estimated maximum cost thereof is \$775,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$775,000 to finance said appropriation,”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct drainage improvements on Town highways; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$775,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of bonds in the principal amount of \$775,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$775,000 of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is forty (40) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$775,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 28, 2017

Vickie L. Dankowski
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



10. RESOLUTION 2017-194

Bond Resolution for Reconstructing Various Sidewalks

Sponsored By: Councilmember Meyers, Councilmember Rogowski

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 28, 2017, AUTHORIZING THE RECONSTRUCTION OF VARIOUS SIDEWALKS IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$200,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$200,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called the "Town"), is hereby authorized to reconstruct various sidewalks in the Town. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$200,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$200,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$200,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting

Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 24 of the Law, is ten (10) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with

substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in the "*Cheektowaga Bee*," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on March 28, 2017, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Cheektowaga, New York, adopted March 28, 2017, authorizing the reconstruction of various sidewalks in the Town, stating the estimated maximum cost thereof is \$200,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$200,000 to finance said appropriation,”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to reconstruct various sidewalks in the Town; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$200,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of bonds in the principal amount of \$200,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$200,000 of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is ten (10) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$200,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 28, 2017

Vickie L. Dankowski
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



11. RESOLUTION 2017-195

Bond Resolution for Construction of Improvements to Various Town Buildings

Sponsored By: Councilmember Meyers, Councilmember Rogowski

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MARCH 28, 2017, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO VARIOUS TOWN BUILDINGS, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,725,000, APPROPRIATING SAID AMOUNT FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF BONDS IN THE PRINCIPAL AMOUNT OF \$1,725,000 TO FINANCE SAID APPROPRIATION

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Town Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga, in the County of Erie, New York (herein called the "Town"), is hereby authorized to construct improvements to various Town buildings. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,725,000 and said amount is hereby appropriated for such purpose. The plan of financing includes the issuance of bonds in the principal amount of \$1,725,000 to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the Town in the principal amount of \$1,725,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting

Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 12 (a) (2) of the Law, is fifteen (15) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 of the Law relative to the authorization of bonds with

substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 and Section 168.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, and as to the execution of agreements for credit enhancements, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution is subject to a permissive referendum and the Town Clerk is hereby authorized and directed, within ten (10) days after the adoption of this resolution, to cause to be published, in full, in the "*Cheektowaga Bee*," a newspaper having a general circulation within said Town and hereby designated the official newspaper of the Town for such publication and posted on the sign board of the Town maintained pursuant to the Town Law, a Notice in substantially the following form:

TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on March 28, 2017, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, adopted a bond resolution entitled:

“Bond Resolution of the Town of Cheektowaga, New York, adopted March 28, 2017, authorizing the construction of improvements to various Town buildings, stating the estimated maximum cost thereof is \$1,725,000, appropriating said amount for such purpose, and authorizing the issuance of bonds in the principal amount of \$1,725,000 to finance said appropriation,”

an abstract of which bond resolution concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING said Town to construct improvements to various Town buildings; STATING the estimated maximum cost thereof, including preliminary costs, and costs incidental thereto and the financing thereof, is \$1,725,000; APPROPRIATING said amount for such purpose; and STATING the plan of financing includes the issuance of bonds in the principal amount of \$1,725,000 to finance said appropriation, and the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon;

SECOND: AUTHORIZING the issuance of bonds in the principal amount of \$1,725,000 of the Town pursuant to the Local Finance Law of the State of New York to finance said appropriation;

THIRD: DETERMINING and STATING the period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued is fifteen (15) years; the proceeds of said bonds and any bond anticipation notes issued in anticipation thereof may be applied to reimburse the Town for expenditures made after the effective date of this bond resolution for the purpose for which said bonds are authorized; and the proposed maturity of said \$1,725,000 bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any bond anticipation notes issued in anticipation of said bonds and the renewals of said bond anticipation notes shall be general obligations of the Town; and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any bond anticipation notes issued in anticipation of said bonds, or the renewals thereof; and

SIXTH: DETERMINING that the bond resolution is subject to a permissive referendum.

DATED: March 28, 2017

Vickie L. Dankowski
Town Clerk

Section 8. The Town Clerk is hereby authorized and directed to cause said bond resolution to be published, in summary, after said bond resolution shall take effect, in the newspaper referred to in Section 7 hereof, and hereby designated the official newspaper for said publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



12. RESOLUTION 2017-196

Call for a Public Hearing to Amend Building Construction Codes Administration Law

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, by resolution dated September 7, 2004, Local Law No. 5 of the Year 2004 of the Town of Cheektowaga, entitled "A Local Law to Repeal Local Law No. 1 of the Year 1979 and Adopt a Law for Administration and Enforcement of the Codes of New York State" was adopted, and

WHEREAS, the Building and Plumbing Department has recommended that the Building Construction Codes Administration Law be amended:

- 1.. to amend Section 70-17 B changing Board member compensation to \$50.00 per meeting totaling no more than \$450.00 per year
2. to amend Section 70-20 A making sewer contractors eligible to obtain a permit for plumbing work and allowing any persons who have successfully completed the NYS plumbers and pipefitters apprentice program to obtain a Masters or Journeyman license without taking an exam upon production of a Certificate of Completion from the NYS Department of Labor
3. to amend Section 70-20 C to further define "sewer contract work" as "any storm, hot boxes/RPZ, sanitary sewer and water service up to 5 ft. of the building"
4. to amend Section 70-23I to allow a resident owner himself to install plumbing within a single family dwelling or double dwelling unit, and

WHEREAS, a draft of such amendments has been prepared by the Building and Plumbing Department, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 11th day of April, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York for the purpose of considering the advisability of adopting Local Law Intro No. 2017-4, entitled "A Local Law to Amend the Building Construction Codes Administration Law ", and BE IT FURTHER

RESOLVED that the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA BEE.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 11th day of April, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway in said Town of Cheektowaga to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro. No. 4 of 2017, entitled "A Local Law to Amend the Building

Construction Codes Administration Law". Following is a synopsis of the proposed Local Law Intro No. 4 of 2017:

Local Law Intro No. 4 of 2017

A Local Law to amend the Building Construction Codes Administration Law

Amend the Building Construction Codes Administration Law of the Town of Cheektowaga as follows:

- 1.. to amend Section 70-17 B changing Board member compensation to \$50.00 per meeting totaling no more than \$450.00 per year.
2. to amend Section 70-20 A making sewer contractors eligible to obtain a permit for plumbing work and allowing any persons who have successfully completed the NYS plumbers and pipefitters apprentice program to obtain a Masters or Journeyman license without taking an exam upon production of a Certificate of Completion from the NYS Department of Labor.
3. to amend Section 70-20 C to further define "sewer contract work" as "any storm, hot boxes/RPZ, sanitary sewer and water service up to 5 ft. of the building".
4. to amend Section 70-23I to allow a resident owner himself to install plumbing within a single family dwelling or double dwelling unit.

Dated: March 28, 2017

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

VICKIE L. DANKOWSKI
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



13. RESOLUTION 2017-197

A Call for Public Hearing to Amend Vehicle and Traffic Law

Sponsored By: Councilmember Hammer, Councilmember Meyers

BE IT RESOLVED, that a public hearing on proposed amendments to Chapter 235 (formerly Chapter 76) of the Code of the Town of Cheektowaga (Vehicle and Traffic) be held on April 11, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway St., 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 Public Hearing in the CHEEKTOWAGA BEE, said amendments being set forth in said Notice of Hearing.



NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, 3301 Broadway St. in said Town of Cheektowaga on **April 11, 2017, at 7:00 P.M.** to consider the advisability of adopting amendments to Chapter 235 of the Code of the Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

- **ARTICLE II. Schedule VII: Stop Intersections**, shall be amended by **adding** thereto the following streets or parts of streets:

HIGHVIEW ROAD - West at Highview Road

- **ARTICLE IV. Schedule XI: Standing Prohibited in Designated Locations**, shall be amended by **deleting** therefrom the following streets or parts of streets:

LOSSON ROAD - South and north sides: 130 feet east and 180 feet west of the east and west curblines of Borden Road.

LOSSON ROAD - South side: from the west curpline of Benz Drive to a point 215 feet, plus or minus, west.

LOSSON ROAD - South side: from the west curpline of Transit Road to the east curpline of Benz Drive.

- **ARTICLE IV. Schedule XII: Stopping Prohibited in Designated Locations**, shall be amended by **deleting** therefrom the following streets or parts of streets:

LOSSON ROAD - North side: from the east curblin of Stiglmeier Park Road to a point 350 feet Easterly therefrom.

LOSSON ROAD - North side: from the west curblin of Stiglmeier Park Road to a point 350 feet westerly therefrom.

LOSSON ROAD - South side: from the east curblin of Towers Boulevard to a point 350 feet Easterly therefrom.

LOSSON ROAD - South side: from the west curblin of Towers Boulevard to a point 350 feet Westerly therefrom.

• **ARTICLE IV. Schedule XII: Stopping Prohibited in Designated Locations**, shall be amended by **adding** thereto the following streets or parts of streets:

LOSSON ROAD - North side: from east curblin of Union Road (Northeast corner) to a point 615 feet east.

LOSSON ROAD - South side: from the east curblin of Union Road (Southeast corner) to a point 650 feet east.

LOSSON ROAD - North side: from the east curblin of Stiglmeier Park Road to a point 500 feet east.

LOSSON ROAD - North side: from the west curblin of Stiglmeier Park Road to a point 500 feet west.

LOSSON ROAD - South side: from the west curblin of Towers Boulevard to a point 500 feet west.

LOSSON ROAD - North side: from the east curblin of Borden Road to a point 500 feet east.

LOSSON ROAD - North side: from the west curblin of Borden Road to a point 500 feet west.

LOSSON ROAD - South side: from the west curblin of Borden Road to a point 500 feet west.

LOSSON ROAD - North side: form the west curblin of Transit Road to a point 1315 feet west.

LOSSON ROAD - South side: from the west curblin of Benz Drive to a point 215 feet west.

LOSSON ROAD - South side: from the west curblin of Transit Road to the east curblin of Benz Drive.

- **ARTICLE IV. Schedule X: Parking Prohibited in Designated Locations**, shall be amended by **adding** thereto the following streets or parts of streets:

CLOVER PLACE - North side: from the north curblineline of Clover Place (Union Road leg at the intersection of Clover Place and Evergreen Place) to the east curblineline of Pinehurst Avenue.

CLOVER PLACE - South Side: from the north curblineline of Clover Place (Union Road leg at the intersection of Clover Place and Evergreen Place) to a point 215 feet northwest.

LOSSON ROAD - South side: from the east curblineline of Towers Boulevard to a point 85 feet east.

LOSSON ROAD - South side: from the east curblineline of Borden Road to a point 135 feet east.

NORTHCREST AVENUE - North side: from east curblineline of Union Road to the curblineline at Orchard Place.

SOUTHCREST AVENUE - North side: from east curblineline of Union Road to the curblineline at Orchard Place.

ZURBRICK ROAD - South side: from Borden Road to Transit Road

- **ARTICLE IV. Schedule X: Parking Prohibited in Designated Locations**, shall be amended by **deleting** thereto the following streets or parts of streets:

CLOVER PLACE - South side: from the east curblineline of Pinehurst Avenue to a point 260+ feet northwest of the north curblineline of Clover Place at its intersection with Evergreen Place.

CLOVER PLACE - North side: from the south curblineline of Evergreen Place at its intersection with Clover Place to a point 260+ feet northwesterly.

NORTHCREST AVENUE - South side: from east curblineline of Union Road to west curblineline of Orchard Place.

SOUTH CREEK DRIVE - North side: from east curblineline Union Road to west curblineline of Nagel Drive. (DUPLICATE)

SOUTHCREST AVENUE - North side: from east curblineline of Union Road to west curblineline of Orchard Place.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Linda Hammer, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Diane Benczkowski, Christine Adamczyk



14. RESOLUTION 2017-198

Notice to Bidders - Two New and Unused 2017 or Newer Chevrolet 3500 Regular Cab 4X4's with Carbon Steel Rigid Dump Bodies with Coal Chutes (Bid #2017-18)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for the purchase of two (2) new and unused 2017 or Newer Chevrolet 3500 Regular Cab 4x4's with Carbon Steel Rigid Dump Bodies with Coal Chutes, or equal, for use by the Sewer Maintenance Department, AND

WHEREAS, the Engineering Department has completed preparation of specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of two (2) new and unused 2017 or Newer Chevrolet 3500 Regular Cab 4X4's with Carbon Steel Rigid Dump Bodies with Coal Chutes, or equal, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of April, 2017 at 11:00 am 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 by the Town of Cheektowaga on April 19, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, for the purchase of two (2) new and unused 2017 or Newer Chevrolet 3500 Regular Cab 4X4's with Carbon Steel Rigid Dump Bodies with Coal Chutes, or equal, for use by the Sewer Maintenance Department.

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

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

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

Vickie Dankowski
Town Clerk
Bid #2017-18

DATED: March 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



15. RESOLUTION 2017-199

Notice to Bidders - Town Wide Hazardous Tree Removal (Bid #2017-21)

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, it is in order that bids be advertised for Town Wide Hazardous Tree Removal in the Town of Cheektowaga, AND

WHEREAS, the Engineering Department has completed preparation of bid specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for Town Wide Hazardous Tree Removal in the Town of Cheektowaga, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of April, 2017 at 11:00 am 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 April 19, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for Town Wide Tree Removal in the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Town Wide Tree Removal" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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.

Vickie Dankowski
Town Clerk
Bid # 2017-21

DATED: March 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



16. RESOLUTION 2017-200

Notice to Bidders - 2017 Pool Maintenance Chemicals (Bid #2017-23)

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga Facilities Department, Parks Division, annually requires Pool Maintenance Chemicals for 2017 (Bid #2017-23), 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 12th day of April, 2017 at 11:00 AM at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



Notice to Bidders

Sealed proposals will be received by the Town Clerk on April 12, 2017, at 11:00 AM at Town Hall, 3301 Broadway, for the furnishing of Pool Maintenance Chemicals for the year 2017 (Bid #2017-23).

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

Vickie L. Dankowski, Town Clerk

Dated: March 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



17. RESOLUTION 2017-201

Notice to Bidders - Furnishing & Installation of Trees along Town Highways (Bid #2017-24)

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, it is in order that bids be advertised for the furnishing and installation of various trees to be planted along Town highways within the Town of Cheektowaga, AND

WHEREAS, the Engineering Department has prepared specifications for the aforesaid tree plantings, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the Furnishing and Installation of Trees along Town Highways, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of April, 2017 at 11:00 am, 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 April 19, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the furnishing and installation of trees along Town highways within the Town of Cheektowaga.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Furnishing and Installation of Trees along Town Highways" and submitted to the Town Clerk prior to bid opening.

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

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

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

Vickie Dankowski
Town Clerk

Bid # 2017-24

DATED: March 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



18. RESOLUTION 2017-202

Approve Agreement with Captains and Lieutenants Association for 2016-2019

Sponsored By: Meyers, Kaminski, Hammer, Magierski, Rogowski

WHEREAS, the collective bargaining agreement between the Town of Cheektowaga and the Cheektowaga Captains and Lieutenants Association, Inc. expired on December 31, 2015, AND

WHEREAS, the Town and the Cheektowaga Captains and Lieutenants Association, Inc. have negotiated and have agreed upon a successor agreement for Years 2016 through 2019; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby accepts and approves the successor agreement with the Cheektowaga Captains and Lieutenants Association, Inc. for the term January 1, 2016 to December 31, 2019, as presented, and BE IT FURTHER

RESOLVED, that the Town Supervisor be and hereby is authorized to execute the respective collective bargaining agreement between the Town of Cheektowaga and the Cheektowaga Captains and Lieutenants Association, Inc.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



19. RESOLUTION 2017-203

Authorize Supervisor to Sign Amendment No. 3 to the General Technical Services Agreement with URS Corporation - New York

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, by resolution dated May 5, 2008 the Town Board authorized the Supervisor to execute a three (3) year agreement for General Technical Services with URS Corporation - New York to assist the Town in performing long term operation and maintenance (O&M) activities at the Pfohl Brothers Landfill Site as required under a Settlement Agreement between the Pfohl Brothers Site Steering Committee and the Town consistent with the Operation and Maintenance Plan approved by the New York State Department of Environmental Conservation, AND

WHEREAS, by resolution dated January 21, 2014 the term of the aforesaid Technical Services Agreement was subsequently extended to December 31, 2016 following the Town Board's acceptance of Contract Amendment No. 2, AND

WHEREAS, there is a need to continue to perform long term monitoring, operation and maintenance activities at the Pfohl Brothers Landfill Site and the Town Engineer has recommended that the aforesaid Technical Services Agreement, which expired on December 31, 2016, be extended in accordance with Amendment No. 3 to the May 5, 2008 General Technical Services Agreement, AND

WHEREAS, Amendment No. 3 provides for the extension of the aforesaid May 5, 2008 Agreement for calendar years 2017, 2018 and 2019, expiring on December 31, 2019, NOW, THEREFORE, BE IT

RESOLVED, that Amendment No. 3 to the General Technical Services Agreement dated May 5, 2008 providing for its extension for three (3) additional calendar years covering 2017, 2018 and 2019 and expiring on December 31, 2019, as recommended by the Town Engineer and reviewed by the Town Attorney, is approved and accepted, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby directed and authorized to sign Amendment No. 3 to the General Technical Services Agreement with URS Corporation - New York, 257 West Genesee Street, Buffalo, New York 14202, AND, BE IT FURTHER

RESOLVED, that professional service fees shall be chargeable to Account No. 150-1910-5901.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



20. RESOLUTION 2017-204

Authorize Supervisor to Execute Grant Application for Police Department

Sponsored By: Councilmember Hammer, Councilmember Rogowski

WHEREAS, the United States Department of Justice offers a Bulletproof Vest Partnership grant that pays a maximum of fifty percent (50%) of the cost to purchase National Institute of Justice Body armor for Cheektowaga Police Officers, AND

WHEREAS, the Cheektowaga Police Department Police Officers are required to wear bulletproof vests in the performance of their duties and must replace their vests every five (5) years, AND

WHEREAS, necessary matching funds will be provided with funds from the Cheektowaga Police Department's budget line #100-3120-2501; NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Police Department be and hereby is authorized and directed to complete the necessary application and forms to be submitted for the purpose of securing this grant, AND BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



21. RESOLUTION 2017-205

Authorize Supervisor to Execute Professional Services Agreement with M/E Engineering, P.C.

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, by Town Board Resolution dated January 10, 2017, the firm of M/E Engineering, P.C. was engaged to perform a Facility Assessment Study of the existing HVAC systems located at the Alexander Community Center, 275 Alexander Avenue, AND

WHEREAS, said study dated February 10, 2017 identified the existing HVAC units were beyond their expected useful life and in need of replacement, AND

WHEREAS, the firm of M/E Engineering has provided a proposal for professional services to provide HVAC and electrical plans and specifications for the proposed replacement of the rooftop HVAC equipment and HVAC zoning modifications for purposes of bidding, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of M/E Engineering, 60 Lakefront Boulevard, Suite 320, Buffalo, New York 14202, dated March 21, 2017 for professional services associated with HVAC and electrical plans and specifications for the proposed replacement of rooftop HVAC equipment and HVAC zoning modifications for a fee not to exceed \$27,170.00 be approved, AND, BE IT FURTHER

RESOLVED, that the proposal from M/E Engineering is hereby approved and accepted and the Supervisor be and hereby is authorized to execute said professional services agreement on behalf of this Town Board, AND, BE IT FURTHER

RESOLVED, that funding for said professional services shall be appropriated from Account #500-1440-9701-5123.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



22. RESOLUTION 2017-206

Retain Outside Counsel for Wireless Communications Matters

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, periodically, the Town of Cheektowaga requires the services of outside legal counsel to assist and/or represent the Town with regard to various matters, and

WHEREAS, moneys have been budgeted by the Town for this purpose, and

WHEREAS, the firm of Berkman, Henoch, Peterson, Peddy & Fenchel, P.C., has expertise in the area of wireless telecommunications and has represented many municipalities regarding similar issues; and

WHEREAS, Berkman, Henoch, Peterson, Peddy & Fenchel, P.C. has submitted an engagement letter to the Town to provide these services; NOW, THEREFORE, BE IT

RESOLVED, that the firm of Berkman, Henoch, Peterson, Peddy & Fenchel, P.C., be and hereby is retained as outside counsel to assist the Town of Cheektowaga on an as-needed basis with respect to wireless telecommunications matters involving the Town, in accordance with its engagement letter dated March 8, 2017, at the rates listed in said letter, effective March 8, 2017; and BE IT FURTHER

RESOLVED, that payments for said outside counsel shall be appropriated from budget line item number 100-1420-4501; and BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said engagement letter, subject to approval of the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



23. RESOLUTION 2017-207

Renewal of Property Insurance, Contractors Equipment Insurance and Automobile Physical Damage Insurance

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, the Town's Property Insurance, Contractors Equipment Insurance and Automobile Physical Damage Insurance Coverages is expiring on March 30, 2017, and

WHEREAS, Lawley Service, Inc., the Town's insurance broker, solicited quotations for the renewal of the these insurance coverages, and

WHEREAS, Lawley Service, Inc. has recommended that the Town of Cheektowaga accept the proposal from CNA Insurance Company for \$96,186.00 for the following listed options:

<u>Coverage</u>	<u>Limits</u>	<u>Deductible</u>
Buildings & Contents	\$89,044,868	\$ 25,000
Accounts Receivable	\$ 1,000,000	
Business Interruption	\$ 250,000	
Equipment Breakdown	\$ Included	\$ 25,000
Flood (non Flood Zones)	\$ 5,000,000	\$ 25,000
Earthquake	\$ 1,000,000	\$ 25,000

, and

WHEREAS, Lawley Service, Inc. has also recommended that the Town of Cheektowaga accept the proposal from Allianz Global for the following vehicle physical damage insurance for \$17,006.63:

<u>Limits</u>	<u>Deductible</u>
\$3,000,000	\$10,000

, and

WHEREAS, this Town Board wishes to award the above referenced Town's property insurance and Contractors Equipment Insurance to CNA Insurance Company; and Auto Physical Damage insurance to Allianz; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby awards the Town's Property insurance and Contractors Equipment insurance as outlined above to CNA Insurance Company (through Lawley Service, Inc.) for the period from March 30, 2017 to March 30, 2018 for a premium of \$96,186.00; and BE IT FURTHER

RESOLVED, that this Town Board hereby awards the Town's Vehicle Physical Property Damage Insurance to Allianz Global (through Lawley Service, Inc.) for the period March 30, 2017 to March 30, 2018 to Allianz Global FOR \$17,006.63, and BE IT FURTHER

Resolved, that Lawley Service, Inc. be and hereby is/are directed to bind the above

referenced insurance coverages on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents to effectuate this property insurance coverage.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



24. RESOLUTION 2017-208

Youth & Recreation Termination

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are terminated in the Department of Youth & Recreational Services effective as indicated:

Gabrielle Padovani

8/4/16

14225

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to waive the reading of names for the following Resolutions: 2017-208, 2017-209, 2017-210. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Diane Benczkowski, Christine Adamczyk



25. RESOLUTION 2017-209

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Recreation Attendant - 7140.1614 & 7140.1645 - \$9.70 - Regular Part-time

Jessica Woods 14225

Recreation Aide - 7140.1636 - \$9.70 - Part-time

Emily Pijacki 14227

Recreation Attendant - 7140.1636 - \$10.00 - Regular Part-time

Andrew Deeds 14211

Recreation Attendant - 7140.1636 - \$10.00 - Regular Part-time

Andrew Evenhouse 14225

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



26. RESOLUTION 2017-210

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Councilmember Meyers, Councilmember Rogowski

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

JUSTICE COURT Clerk \$9.70/hour effective 3/29/17
Alayna Robbins, Cheektowaga, New York

JUSTICE COURT Clerk \$9.70/hour effective 3/29/17
Megan Fargino, Cheektowaga, New York

JUSTICE COURT Clerk \$15.00/hour effective 3/29/17
Nicole Pukalo, Cheektowaga, New York

POLICE DEPARTMENT Court Officer II (Competitive/Permanent) \$18.816/hour effective 4/1/17
Matthew J. Starr, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

SANITATION DEPARTMENT
Kyle VanOverloop effective 3/15/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



27. RESOLUTION 2017-211

Appointment of Senior Sewer Maintenance Worker (Non-Competitive/Permanent) James Siejak

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, James Siejak was appointed by this Town Board to the position of Sewer Maintenance Worker effective November 17, 2015; AND

WHEREAS, Mr. Siejak has successfully completed eighteen (18) months in the title and is eligible to be promoted to the position of Senior Sewer Maintenance Worker; NOW, THEREFORE, BE IT

RESOLVED, that James Siejak of Cheektowaga, New York be and hereby is appointed to the position of Senior Sewer Maintenance Worker in the Sewer Maintenance Division under the terms and conditions of the bargaining agreement between the Town and the Town of Cheektowaga Employees Association effective April 1, 2017.

RESULT:	WITHDRAWN
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28. RESOLUTION 2017-212

Appointment of Park Maintenance Worker I (Labor/Permanent) Facilities Department Steven LeRoy

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, a vacancy exists in the title of Park Maintenance Worker I in the Facilities Department (Parks Division); AND

WHEREAS, notice of said 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, Steven LeRoy, currently employed as a Laborer in the Sewer Department, bid on said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

RESOLVED, that Steven LeRoy of Cheektowaga, New York be and hereby is appointed to the position of Park Maintenance Worker I in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective March 29, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



29. RESOLUTION 2017-213

Appointment of Cleaner (Labor/Permanent) Facilities Department Christopher O'Neill

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, a vacancy exists in the title of Cleaner in the Facilities Department (Parks Division); AND

WHEREAS, notice of said vacancies have been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, no bargaining unit member bid on said vacancy; AND

WHEREAS, Christopher O'Neill of Depew, New York applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

RESOLVED, that Christopher O'Neill of Depew, New York be and hereby is appointed to the position of Cleaner in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective March 29, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



30. RESOLUTION 2017-214

Travel Authorization (Police Department)

Sponsored By: Councilmember Hammer, Councilmember Kaminski

WHEREAS, the 2017 National Homeland Security Conference is being held June 6-8, 2017 in Buffalo, New York; AND

WHEREAS, Assistant Chief James Speyer and Captain Michael Sliwinski have been recommended to attend said training; AND

WHEREAS, Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,060.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Assistant Chief James Speyer and Captain Michael Sliwinski be and hereby are authorized to attend the 2017 National Homeland Security Conference being held June 6-8, 2017 in Buffalo, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



31. RESOLUTION 2017-215

Travel Authorization (Police Department)

Sponsored By: Councilmember Hammer, Councilmember Magierski

WHEREAS, the Statewide Motor Vehicle Theft and Insurance Fraud Advisory Group Annual Meeting is being held April 18-19, 2017 in Saratoga Springs, New York; AND

WHEREAS, Lieutenant Thomas Wentland has been recommended to attend said training; AND

WHEREAS, Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$327.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Lieutenant Thomas Wentland be and hereby is authorized to attend the Statewide Motor Vehicle Theft and Insurance Fraud Advisory Group Annual Meeting being held April 18-19, 2017 in Saratoga Springs, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



32. RESOLUTION 2017-216

Travel Authorization (Police Department)

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, a Cyber Bootcamp and Advanced Network Investigation course is being held March 27-April 8, 2017 in Baltimore, Maryland and San Antonio, Texas; AND

WHEREAS, Detective Joseph Crean has been recommended to attend said training; AND

WHEREAS, Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there is no cost to the Town; NOW, THEREFORE, BE IT

RESOLVED, that Detective Joseph Crean be and hereby is authorized to attend the Cyber Bootcamp and Advanced Investigation course being held March 27-April 8, 2017 in Baltimore, Maryland and San Antonio Texas.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



33. RESOLUTION 2017-217

Travel Authorization (Police Department)

Sponsored By: Councilmember Hammer, Councilmember Rogowski

WHEREAS, the National Association of School Resource Officers Advanced School Resource Officer Course is being held April 17-19, 2017 in Cheektowaga, New York; AND

WHEREAS, Police Officers Dominic Schwartz, Jeffrey Fial, and Dennis Kusak have been recommended to attend said training; AND

WHEREAS, Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,185.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officers Dominic Schwartz, Jeffrey Fial, and Dennis Kusak be and hereby are authorized to attend the National Association of School Resource Officers Advanced School Resource Officer Course being held April 17-19, 2017 in Cheektowaga, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk



34. RESOLUTION 2017-218

Travel Authorization (Building & Plumbing Department)

Sponsored By: Councilmember Meyers, Councilmember Hammer

WHEREAS, the New York State Code Enforcement Basic Training Program is being held April 25-27, 2017, May 30-June 1, 2017, June 27-29, 2017, and August 8-10, 2017 at the Erie County Fire Training Academy; AND

WHEREAS, part-time Assistant Code Enforcement Officers Nicholas Cultrara, Robert Latshaw, and Walter Weishaupt have been recommended to attend said training; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there is no cost to the Town; NOW, THEREFORE, BE IT

RESOLVED, that part-time Assistant Code Enforcement Officers Nicholas Cultrara, Robert Latshaw, and Walter Weishaupt be and hereby are authorized to attend the New York State Code Enforcement Basic Training Program being held April 25-27, 2017, May 30-June 1, 2017, June 27-29, 2017, and August 8-10, 2017 at the Erie County Fire Training Academy.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Diane Benczkowski, Christine Adamczyk

X. Communications

A. Departmental Communications

1. Minutes: Cheektowaga Planning Board - March 9, 2017

B. General Communications

1. Notice of Claim: Steven T. Smith vs. Town of Cheektowaga
2. Notice of Claim: Robert Paul Wardzala vs. Town of Cheektowaga
3. Summons and Complaint: Nicholas DeSantis vs. Town of Cheektowaga et al.

4. Buffalo Niagara Coalition for Open Government - Website Report Card - March 15, 2017**XI. Comments*****A. Supervisor's Comments******B. Councilmember's Comments******C. Public Comments***

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XII. Adjournment

Meeting closed with a moment of silence for Kelly Benczkowski and Mr. Janiszewski.

Motion by Councilmember Hammer, Seconded by Councilmember Magierski to adjourn the meeting at 8:40 PM.

Vickie L. Dankowski

Town Clerk



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, April 11, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on April 11, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Excused	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Robert Brandon, Zoning Board Chairman
Peter Johnson, Assistant Town Engineer
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Kerry Peek, Senior Services Director
Kevin Schenk, Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Meyers, Seconded by Councilmember Kaminski to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the

Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Amend Building Construction Codes Administration Law

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Linda Hammer, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk

2. Amend Vehicle and Traffic Law

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Linda Hammer, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk

IX. Resolutions



1. RESOLUTION 2017-219

Transfer of Funds-2016

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1010.1901	Regular Payroll	\$4.00
	100.1110.1902	Overtime Payroll	13,740.00
	100.1110.1971	PT Regular	42,074.00
	100.1220.1971	PT Regular	5,444.00
	100.1315.1971	PT Regular	2,892.00
	100.1315.2201	Equipment Acquisition	1,150.00
	100.1315.4001	Office Supplies	1,790.00
	100.1315.4011	Printed Forms	1,078.00
	100.1315.4088	Travel, Training & Conferences	1,877.00
	100.1320.4506	Accounting & Auditing Services	6,515.00
	100.1910.4711	Contingency	1,551.00
	100.1355.1902	Overtime Payroll	5,979.00
	100.1355.1971	PT Regular	15,208.00
	100.1355.1990	Other Pay	1,200.00
	100.1355.2005	Office Equipment	1,096.00
	100.1355.4001	Office Supplies	1,118.00
	100.1355.4082	Conferences & Seminars	1,740.00
	100.1410.1902	Overtime Payroll	1,059.00
	100.1410.1911	Longevity	467.00
	100.1410.1931	Vacation Sellback	1,000.00
	100.1410.1932	Sick Sellback	3,130.00
	100.1410.4593	Contracted Steno	626.00
	100.1410.4021	Safety Equipment & Supplies	256.00
	100.1410.4431	Equipment Maintenance	33.00
	100.1910.4711	Contingency	2,906.00
	100.1420.1901	Regular Payroll	1,946.00
	100.1430.1931	Vacation Sellback	1,700.00
	100.1430.2501	Office Equipment	1,747.00
	100.1430.4001	Office Supplies	1,430.00
	100.1430.4011	Printing Contracts	1,407.00
	100.1440.1932	Sick Sellback	2,521.00
	100.1440.1931	Vacation Sellback	732.00
	100.1625.1932	Sick Sellback	644.00
	100.1640.1932	Sick Sellback	750.00
	100.1685.1971	PT Regular	8,129.00
	100.1685.4051	Records Management	29.00
	100.3020.1901	Regular Payroll	32,842.00
	100.3020.1907	Court Time	500.00
	100.3020.1908	Training	1,430.00
	100.3020.1911	Longevity	2,675.00
	100.3020.1914	Shift Differential	2,333.00
	100.3020.2513	Communication Equipment	622.00
	100.3020.4022	Maintenance Contract	2,185.00

	100.3020.4029	Supplies	548.00
	100.3020.4093	Training	2,684.00
	100.3020.4431	Equipment Repairs	17.00
	100.3120.1971	PT Regular	10,696.00
	100.1320.1902	Overtime Payroll	185,899.00
	100.3120.1907	Court Time	87,070.00
	100.3120.1908	Training	51,686.00
	100.3120.1914	Shift Differential	3,443.00
	100.3120.1917	Clothing Allowance	54,900.00
	100.3120.1918	Education	30,000.00
	100.3120.1931	Vacation Sellback	77,397.00
	100.3120.1936	Holiday Sellback	83,233.00
	100.3310.1951	Seasonal Regular	18,004.00
	100.3510.1971	PT Regular	6,345.00
	100.5010.1931	Vacation Sellback	899.00
	100.3310.1917	Clothing Allowance	573.00
	100.7110.1902	Overtime Payroll	13,931.00
	100.7110.1951	Seasonal Regular	24,237.00
	100.7140.1914	Shift Differential	52.00
	100.7140.1971.1613	PT Regular	359.00
	100.7140.1971.1614	PT Regular	5,506.00
	100.7140.1971.1645	PT Regular	2,012.00
	100.7140.4024	Arts & Crafts	1,434.00
	100.7140.4025	Athletic Supplies	1,578.00
	100.7140.4191	Misc. Expense	1,998.00
	100.7140.4464	Pre-k Expense	2,086.00
	100.7140.4519	After –School Programs	2,574.00
	100.7140.4540	In-Line Skating Expense	8,759.00
	100.7140.4601	Aid to Youth Programs	5,740.00
	100.7180.4026	First Aid Supplies	243.00
	100.7310.1931	Vacation Sellback	861.00
	100.7310.1971.1801	PT Regular	7,734.00
	100.7310.1971.1811	PT Regular	225.00
	100.7310.1971.1816	PT Regular	1,787.00
	100.7310.1990	Other Pay	1,200.00
	100.7310.4001	Office Supplies	1,074.00
	100.7310.4681	In-Service Training	2,841.00
	100.7310.4685	Youth Dept. Project Yes	7,560.00
	100.7620.1931	Vacation Sellback	1,400.00
	100.7620.4432	Repairs & Maintenance	8,003.00
	100.7620.4027	Senior Center Supplies	1,147.00
	100.9499.1901	Regular Payroll	15,272.00
	100.9499.1902	Overtime Payroll	3,120.00
	100.9499.5124	HUD Reimbursement	7,500.00
	100.1415.4001	Contractual Services	49,146.00
	100.1415.2000	Equipment	0.51
TO:	100.1010.1931	Vacation Sellback	\$4.00
	100.1110.1901	Regular Payroll	46,608.00
	100.1110.1911	Longevity	5,850.00
	100.1110.1931	Vacation Sellback	2,817.00
	100.1110.1932	Sick Sellback	539.00
	100.1220.1901	Regular Payroll	2,178.00
	100.1220.1911	Longevity	950.00

100.1220.1931	Vacation Sellback	1,158.00
100.1220.1932	Sick Sellback	1,158.00
100.1315.1901	Regular Payroll	13,359.00
100.1315.1902	Overtime Payroll	1,546.00
100.1315.1911	Longevity	650.00
100.1315.1931	Vacation Sellback	145.00
100.1315.1932	Sick Sellback	1,153.00
100.1355.1901	Regular Payroll	21,178.00
100.1355.1911	Longevity	1,950.00
100.1355.1931	Vacation Sellback	2,662.00
100.1355.1932	Sick Sellback	11.00
100.1410.1901	Regular Payroll	6,157.00
100.1410.1971	PT Regular	3,320.00
100.1420.1932	Sick Sellback	1,946.00
100.1430.1901	Regular Payroll	3,932.00
100.1430.1932	Sick Sellback	20.00
100.1430.4502	Legal	2,332.00
100.1440.1911	Longevity	3,250.00
100.1440.5882	Special Dist. Allocation	3.00
100.1625.1931	Vacation Sellback	28.00
100.1625.1971	PT Regular	616.00
100.1640.1911	Longevity	695.00
100.1640.1931	Vacation Sellback	55.00
100.1685.1901	Regular Payroll	3,002.00
100.1685.1911	Longevity	650.00
100.1685.1931	Vacation Sellback	4,438.00
100.1685.2000	Equipment	68.00
100.3020.1902	Overtime Payroll	53,989.00
100.3020.1931	Vacation Sellback	26.00
100.3020.1932	Sick Sellback	64.00
100.3020.1936	Holiday Sellback	2,453.00
100.3120.1901	Regular Payroll	506,584.00
100.3120.1911	Longevity	51,425.00
100.3120.1932	Sick Sellback	13,499.00
100.3120.1989	Comp. Time Sellback	2,120.00
100.3310.1901	Regular Payroll	15,001.00
100.3310.1911	Longevity	1,950.00
100.3310.1932	Sick Sellback	1,053.00
100.3510.1901	Regular Payroll	4,532.00
100.3510.1902	Overtime Payroll	62.00
100.3510.1911	Longevity	650.00
100.3510.1917	Clothing	93.00
100.3510.1932	Sick Sellback	1,008.00
100.5010.1901	Regular Payroll	1,452.00
100.5010.1911	Longevity	20.00
100.7110.1901	Regular Payroll	30,768.00
100.7110.1911	Longevity	7,400.00
100.7140.1901	Regular Payroll	19,403.00
100.7140.1902	Overtime Payroll	335.00
100.7140.1911	Longevity	2,600.00
100.7140.1932	Sick Sellback	9.00
100.7140.1971	PT Regular	9,272.00
100.7140.4491	Special Events Parks	479.00
100.7180.1971.1902	PT Regular	192.00

	100.7180.1971.1903	PT Regular	51.00
	100.7310.1901	Regular Payroll	18,387.00
	100.7310.1902	Overtime Payroll	10.00
	100.7310.1911	Longevity	1,950.00
	100.7310.1914	Shift Differential	12.00
	100.7310.1932	Sick Sellback	40.00
	100.7310.1971	PT Regular	2,883.00
	100.7620.1902	Overtime Payroll	838.00
	100.7620.1911	Longevity	3,250.00
	100.7620.1914	Shift Differential	17.00
	100.7620.1932	Sick Sellback	1,032.00
	100.7620.1971	PT Regular	5,413.00
	100.9499.1911	Longevity	1,300.00
	100.9499.1931	Vacation Sellback	4,386.00
	100.9499.1932	Sick Sellback	66.00
	100.9499.1971	PT Regular	20,140.00
	100.1415.3500	State Aid Archive Grant	49,146.51
SPECIAL DISTRICTS			
FROM:	150.8160.1902	Overtime Payroll	\$46,675.00
	150.8160.1917	Clothing Allowance	135.00
	150.8160.1931	Vacation Sellback	1,550.00
	150.8160.1932	Sick Sellback	1,013.00
	150.8160.1951	Seasonal Regular	35,450.00
	150.8160.4160	Diesel Fuel	72,924.00
	150.8160.4207	GPS Services	8,800.00
	150.8160.4221	Gas	8,988.00
	150.8160.4352	Erie County Chargeback	14,163.00
	150.8160.4431	Equipment Repairs	2,288.00
	150.8160.4453	Building Repairs	1,071.00
	150.8160.4468	Composting Costs	58.00
	150.8160.4470	Solid Waste Management Board	461.00
	150.8160.4475	Consultants	2,000.00
	150.8160.2501	Equipment	1,087.00
	255.8125.1902	Overtime Payroll	6,176.00
	255.8135.1901	Regular Payroll	17,983.00
	255.8135.1971	PT Regular	9,871.00
	255.8135.1902	Overtime Payroll	3,586.00
	255.8135.1931	Vacation Sellback	931.00
	400.8140.4002	Engineering Supplies	1,795.00
	400.8140.4476	Ditch & Creek Pest Control	3,979.00
TO:	150.8160.1901	Regular Payroll	\$90,200.00
	150.8160.1911	Longevity	22,640.00
	150.8160.1971	PT Regular	24,477.00
	150.8160.8151	Group Life Insurance	182.00
	150.8160.8975	Retirement Buyout	52,199.00
	150.9010.8121	Social Security	6,965.00
	255.8125.1901	Regular Payroll	3,473.00
	255.8125.1911	Longevity	1,985.00
	255.8125.1914	Shift Differential	318.00
	255.8125.1917	Clothing Allowance	400.00
	255.8135.1911	Longevity	5,200.00
	255.8135.1914	Shift Differential	1,013.00

	255.8135.1932	Sick Sellback	1.00
	255.8135.8143	Retiree's Medical insurance	561.00
	255.8135.8975	Retirement Buyout	25,596.00
	400.8140.4543	Contracted Sewer	5,774.00
HIGHWAY			
FROM:	300.5130.2407	Equipment	\$46,396.00
	300.5130.4087	Conferences & Seminars	605.00
	300.5130.4462	Parts & Supplies	1,233.00
	300.5140.4001	Office Supplies	1,093.00
	300.5140.4071	Uniform Replacement	919.00
	300.5140.4087	Safety Training	125.00
	300.5140.4188	Rental of Copier	405.00
	300.5140.4291	Shade Trees	1,203.00
	300.5140.4293	Tree Removal Costs	8,846.00
	300.5140.4297	Tree Maintenance	52.00
	300.5141.1917	Clothing Allowance	1,160.00
	300.5141.1931	Vacation Sellback	4,498.00
	300.5141.1932	Sick Sellback	144.00
	300.5141.1951	Seasonal Regular	33,551.00
	300.5142.4029	Salt	53,191.00
	300.5142.4433	Stakes, Blades, Steel	1,955.00
	300.9010.8101	Retirement	507.00
TO:	300.5141.1901	Regular Payroll	\$113,247.00
	300.5141.1902	Overtime Payroll	12,887.00
	300.5141.1911	Longevity	26,380.00
	300.5141.1914	Shift Differential	1,463.00
	300.5141.1971	PT Regular	1,698.00
	300.9010.8151	Group Life Insurance	208.00
PART TOWN			
FROM:	800.3620.1901	Regular Payroll	\$18,110.00
	800.8010.4191	Misc. Expense	241.00
TO:	800.3620.1902	Overtime Payroll	\$8,079.00
	800.3620.1911	Longevity	2,800.00
	800.3620.1917	Clothing Allowance	48.00
	800.3620.1931	Vacation Sellback	1,413.00
	800.3620.1971	PT Regular	5,770.00
	800.8010.1901	Regular Payroll	241.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



2. RESOLUTION 2017-220

Warrant

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to April 11, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$185,868.99
RISK RETENTION FUND	172,098.15
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	843.31
SPECIAL DISTRICTS FUND	112,149.97
HIGHWAY FUND	72,515.75
CAPITAL FUND	10,511.13
TRUST & AGENCY FUND	4,339.63
HUD CDBG FUND	122.87
PART TOWN FUND	2,121.23
NYS AFFORDABLE HOUSING	0.00
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	\$560,571.03

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



3. RESOLUTION 2017-221

Approve Amendment To Annual Action Plan

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Town is required to amend its Annual Plans on the use of Community Development Block Grant Funds, and

WHEREAS, a Public Comment Period was held beginning March 9, 2017 through April 9, 2017 at which time citizens and interested parties were provided the opportunity to comment on the proposed amendment pursuant to the Citizen Participation Plan previously adopted by the Town Board, and

WHEREAS, the Director of Community Development recommends approval of the proposed amendment as attached, NOW THEREFORE BE IT

RESOLVED, that the Town Board hereby amends the Town of Cheektowaga's Annual Plans on the use of Community Development Block Grant Funds for the 2014, 2015, and 2016 program year pursuant to the attached Community Development Block Grant Annual Plan Amendment and hereby authorizes submission of said changes to the Department of Housing and Urban Development.

Town of Cheektowaga
Community Development Block Grant Program
Annual Plan Amendment

The following activities will be canceled and modified, the remaining funds, which are no longer required for the stated activity will be transferred to Sidewalk Replacement and Drainage & Sewer Improvements as outlined below.

Item	Activity to be Cancelled	Year	Amount
1	Housing Rehabilitation - Multi-Family	2014	\$(80,900.00)
2	Domestic Violence Investigation	2014	(18,000.00)
3	Neighborhood Planning	2014	(15,000.00)
4	Contaminated Site Clean Up	2014	(25,000.00)
5	Cedargrove Public Services	2014	(5,000.00)
6	Concentrated Code Enforcement	2014	(5,000.00)
7	Housing Rehabilitation - Multi-Family	2015	(100,300.00)
8	Cedargrove Public Services	2015	(30,000.00)
	TOTAL		\$(279,200.00)
	Activity to be Modified		
1	Housing Rehabilitation -Single Family	2014	\$(205,778.25)
2	Housing Rehabilitation - Single Family	2015	(21.75)
	TOTAL		\$(205,800.00)
	Activity to be Added		
1	Sidewalk Replacement	2014	\$320,000.00
2	Drainage & Sewer Improvements	2014	34,678.25

3	Drainage & Sewer Improvements	2015	130,321.75
	TOTAL		\$485,000.00

The following activities will be modified in order to provide for actual needs and proposed costs:

Item	Activity to be Modified	Year	Amount
1	Housing Rehabilitation - Single Family	2014	\$ (1,500.00)
2	Disposition - Carrying Costs For 24 Atwood Place & 1623 E. Delavan Avenue	2014	1,500.00
3	Housing Rehabilitation - Single Family	2014	(4,165.76)
4	Disposition - Carrying Costs For 24 Atwood Place & 1623 E. Delavan Avenue	2014	4,165.76
5	Housing Rehabilitation - Single Family	2014	(1,119.43)
6	Village of Depew - Senior Rec. Supplies & Equipment	2014	1,119.43
7	Housing Rehabilitation - Single Family	2014	(26,223.00)
8	Village of Depew - Drainage & Sewer Improvements	2014	26,088.00
9	Disposition - Carrying Costs For 24 Atwood Place & 1623 E. Delavan Avenue	2014	135.00
10	Housing Rehabilitation - Single Family	2016	(3,482.00)
11	Summer Day Camp	2016	3,482.00
12	Housing Rehabilitation - Single Family	2014	(67.49)
13	Village of Depew - Senior Rec. Supplies & Equipment	2014	67.49
14	Village of Depew - Drainage & Sewer Improvements	2014	(28,112.31)
15	Village of Depew - Senior Center Support Staff	2014	19,120.57
16	Village of Depew - Senior Rec. Supplies & Equipment	2014	7,071.62
17	Village of Depew - Senior Citizen Van Driver	2014	1,920.12
18	Housing Rehabilitation - Single Family	2014	(3,100.00)
19	Disposition - Carrying Costs For 24 Atwood Place & 1623 E. Delavan Avenue	2014	3,100.00

RESULT: ADOPTED [UNANIMOUS]

MOVER: Diane Benczkowski, Supervisor

SECONDER: Linda Hammer, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski

EXCUSED: Christine Adamczyk



4. RESOLUTION 2017-222

Adopt Local Law No. 2 of the Year 2017 - A Local Law to Amend the Building Construction Codes Administration Law

Sponsored By: Councilmember Rogowski, Councilmember Kaminski

WHEREAS, by resolution dated September 7, 2004, Local Law No. 5 of the Year 2004 of the Town of Cheektowaga, entitled "A Local Law to Repeal Local Law No. 1 of the Year 1979 and Adopt a Law for Administration and Enforcement of the Codes of New York State" was adopted, and

WHEREAS, the Building and Plumbing Department has recommended that the Building Construction Codes Administration Law be amended:

- 1.. to amend Section 70-17 B changing Board member compensation to \$50.00 per meeting totaling no more than \$450.00 per year
2. to amend Section 70-20 A making sewer contractors eligible to obtain a permit for plumbing work and allowing any persons who have successfully completed the NYS plumbers and pipefitters apprentice program to obtain a Masters or Journeyman license without taking an exam upon production of a Certificate of Completion from the NYS Department of Labor
3. to amend Section 70-20 C to further define "sewer contract work" as "any storm, hot boxes/RPZ, sanitary sewer and water service up to 5 ft. of the building"
4. to amend Section 70-23I to allow a resident owner himself to install plumbing within a single family dwelling or double dwelling unit, and

WHEREAS, a draft of such amendments has been prepared by the Building and Plumbing Department, and

WHEREAS, a public hearing was held on the 11th day of April, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York for the purpose of considering the advisability of adopting Local Law Intro No. 2017-4, entitled "A Local Law to Amend the Building Construction Codes Administration Law ", and

WHEREAS, it is in the public interest to adopt said local law, NOW, THEREFORE, BE IT

RESOLVED, that Local Law No. 2 of the Year 2017, entitled "A Local Law to Amend the Building Construction Codes Administration Law", which is attached hereto and made a part hereof, be and the same is hereby enacted, and BE IT FURTHER

RESOLVED, that Local Law No. 2 of the Year 2017 shall be effective upon filing same with the Secretary of State, and BE IT FURTHER

RESOLVED, that the Town Clerk shall file one (1) certified copy in her office and one (1) certified copy with the Secretary of State.

**LOCAL LAW NO. 2 OF THE YEAR 2017****A LOCAL LAW TO AMEND****THE BUILDING CONSTRUCTION COES ADMINISTRATION LAW**

1. **Subsection B of Section 70-17, Establishment, membership and compensation of Board of Plumbing and Drainage Examiners**, shall be amended to read as follows:

§70-17.B.

Each member of the Board, except the Town Engineer and the Supervising Code Enforcement Officer, shall receive, as compensation as a Board member, an amount of \$50 per meeting, totaling no more than \$400 per year. The Town Engineer and the Supervising Code Enforcement Officer shall serve without compensation.

2. **Subsection A of Section 17-20, Application for master plumber's, journeyman's and Sewer Contractor's license**, shall be amended as follows:

- a. The first sentence shall be amended to read as follows: "Except for a homeowner, a master plumber or a sewer contractor, can obtain a permit for plumbing work in the Town of Cheektowaga".
- b. The following language shall be added at the end of Section 70-20.A.: "Any person who has successfully completed the NYS plumbers and pipefitters apprentice program shall be allowed to obtain a Masters or journeyman license through the building and plumbing department without taking an exam. The Applicant shall produce a copy of their certificate of completion from the NYS department of labor."

3. **The first sentence of Subsection C of Section 70-20, Application for master plumber's, journeyman's and Sewer Contractor's license**, shall be amended to read as follows:

"A certified sewer contractor may obtain a permit for sewer work (defined as work between the curb and the exterior of any structure - which includes any storm, hot boxes/RPZ, sanitary sewer and water service within five (5) feet of the building) in the Town of Cheektowaga and may work on a site without the presence of a master plumber."

4. **Subsection I of Section 70-23, Supplemental Plumbing restrictions**, shall be amended to read as follows:

§70-23.I. Plumbing may be installed by an owner himself, within a single family dwelling or double dwelling unit, provided that all plumbing complies with the requirements of this code, and in such event the word "owner" shall be substituted for the word "plumber" throughout this code, with the exception that the license requirement will be waived.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



5. RESOLUTION 2017-223

Negative SEQR Declaration - 5074 Transit Road Verizon Wireless

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, a Special Use Permit application was submitted by Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a/ Verizon Wireless for the construction of a Micro Cell Antenna on the roof of an existing apartment building at 5074 Transit Road, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the Special Use Permit at their meeting of February 9, 2017, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on February 22, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



6. RESOLUTION 2017-224

Negative SEQR Declaration - Part of 2685 Walden Avenue Raymour and Flanigan / Buffalo Depot, LLC

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, a rezoning request and site plan was submitted by Buffalo Depot, LLC for the rezoning of a part of 2685 Walden Avenue from M1- Light Manufacturing to CM- General Commercial to permit the conversion of a portion of an existing warehouse into a retail furniture outlet, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the rezoning request and site plan at their meeting of February 9, 2017, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on February 22, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



7. RESOLUTION 2017-225

Accept Site Plan-2685 Walden Avenue Raymour & Flanigan / Buffalo Depot, LLC

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Raymour & Flannigan /Buffalo Depot, LLC submitted a development review application and site plan along with a rezoning application for converting a portion of their existing warehouse to a retail furniture outlet at 2685 Walden Avenue, AND

WHEREAS, such development project includes site improvements including parking lot and landscaping enhancements, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of February 9, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the grading/drainage plan.
2. The Town Planner reviewing/approving the landscaping plan and the photometric plan for exterior lighting.

Attachments:

Site Plans (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



8. RESOLUTION 2017-226

Approve Special Use Permit for Micro Cellular Antenna - 5074 Transit Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless has applied for a Special Use Permit to locate a micro cellular antenna on the roof of an existing apartment building at 5074 Transit Road, Cheektowaga, New York, pursuant to Sections 260-47 of the Code of the Town of Cheektowaga ("Zoning Law"), and Chapter 255 of the Town Code ("Wireless Telecommunications Facilities"); and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 28th day of March 2017 at 7:00 P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning 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 recommended approval of this Special Permit; and

WHEREAS, this Town Board previously issued a Negative Declaration under SEQRA for this project; NOW, THEREFORE BE IT

RESOLVED, that the aforesaid Special Use Permit for establishing a micro cellular antenna on an existing apartment building at 5074 Transit Road be and hereby is granted subject to :

1. The applicant camouflaging the antenna and any coaxial cable runs by painting the antenna, supports and cable runs to match the roof/building colors.
2. Amending the fence type surrounding the proposed ground mounted equipment to a solid wood fence, consistent with that of the nearby refuse enclosure.

LEGAL DESCRIPTION FOR SPECIAL PERMIT

All that tract or parcel of land situate in Town of Cheektowaga, County of Erie, and State of New York, being part of Lot No. 14, Township 11 and Range 7 of the Holland Land Company's Survey, and according to a map filed in Erie County Clerk's Office under Cover No. 1628, is known and distinguished as Subdivision Lots Nos. 251, 252, and 253.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



9. RESOLUTION 2017-227

Approval of Rezoning - Part of 2685 Walden Avenue

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Buffalo Depot, LLC petitioned for a rezoning from M1-Light Manufacturing District to CM-General Commercial District for property owned by it and identified as a portion of 2685 Walden Avenue, Cheektowaga, New York, which property is described in the attached legal description, to permit the establishment of a retail furniture outlet within an existing furniture warehouse building, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 28th day of March, 2017 at 7:00 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, this Town Board previously issued a Negative Declaration under SEQRA and the Town Environmental Impact Review Ordinance for this rezoning, NOW, THEREFORE, BE IT

RESOLVED, that the application of Buffalo Depot, LLC for the rezoning from M1-Light manufacturing District to CM-General Commercial District of the property described in the attached legal description for property at 2685 Walden Avenue be and the same is hereby approved, and BE IT FURTHER

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



LEGAL DESCRIPTION

All that piece or parcel of land situate in the Town of Cheektowaga, County of Erie, State of New York and being a portion of Town Lot 3, Township 11, Range 7 of the Holland Land Company's Survey:

Beginning at the northwest corner of lands of the Buffalo Depot, LLC, recorded in the Erie County Clerk's Office, Liber 10962 of Deeds, Page 2354;

Thence easterly along the south right-of-way line of Walden Avenue, a distance of 321.78 feet to a point;

Thence southerly forming an interior angle of 80°11'00" with the last described course, along the property line between the property of API Basco, Inc. (Reputed Owner) to the east and Buffalo Depot, LLC (Reputed Owner) to the west, a distance of 296.50 feet to a point;

Thence westerly forming an interior angle of 90°00'00" with the last described course, a distance of 117.61 feet to a point;

Thence northerly forming an interior angle of 90°00'00" with the last described course, a distance of 36.79 feet to a point;

Thence westerly forming an interior angle of 270°00'00" with the last described course, a distance of 199.46 feet to a point;

Thence northerly forming an interior angle of 90°00'00" along the property line between the property of Advantage Housewares, Inc. (Reputed Owner) on the west and Buffalo Depot, LLC (Reputed Owner) on the east, a distance of 204.85 feet to a point on the south right-of-way line of Walden Avenue, said point being the point and place of beginning.

The last course forms a closing angle of 99°49'00" with the first course.

Intending to describe a parcel of land 1.790± acres.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



10. RESOLUTION 2017-228

Award of Bid - Cheektowaga Safe Crossings Project (Bid #2016-25)

Sponsored By: Councilmember Kaminski, Councilmember Meyers

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the Cheektowaga Safe Crossings Project, PIN 5761.10, which bids were duly received and opened on December 14, 2016, AND

WHEREAS, said bids were referred to the Engineering Department for analysis, tabulation and report, which analysis, tabulation and report is contained in the award package prepared by the Town Engineer and approved by the New York State Department of Transportation on April 6, 2017, AND

WHEREAS, the Town Engineer has recommended that the bid be awarded to Millennium Construction, Inc. based on their submission of the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the Cheektowaga Safe Crossings Project be and hereby is awarded to:

Millennium Construction, Inc.
3024 Niagara Falls Boulevard
North Tonawanda, New York 14120

for the base bid price of \$139,749.00, being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign any and all agreements for the aforesaid contract on behalf of this Town Board, AND, BE IT FURTHER

RESOLVED, that funding for said Cheektowaga Safe Crossings Project shall be chargeable to Account No. 500-1440-4830-5429 with said project being eligible for 80% federal funding reimbursement under the Federal Transportation Alternatives Program, and administered by the NYSDOT in accordance with Supplemental Agreement No. 1, approved by Resolution #2017-95, between the Town of Cheektowaga and the New York State Department of Transportation.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



11. RESOLUTION 2017-229

Award of Bid - Street Light Standards (Bid #2017-16)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for the purchase of round tapered aluminum street light standards with tapered elliptical arms, which bids were duly opened on March 22, 2017, AND

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

WHEREAS, said report recommends that the bid for the furnishing of round tapered aluminum street light standards with tapered elliptical arms be awarded to Lightspec LLC for their bid, being the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the furnishing of round tapered aluminum street light standards with tapered elliptical arms is hereby awarded to:

Lightspec LLC
385 Cleveland Drive
Cheektowaga, New York 14215

for their unit bid price of \$769.48 each and total bid for a quantity of twenty-five (25) in the amount of \$19,237.00, to be chargeable to the Town's General Lighting District Budget.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



12. RESOLUTION 2017-230

Award of Bid - Equipment & Operators for Public Works Projects (Bid #2017-17)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, as a result of advertisement, bids were received on March 22, 2017 for the furnishing of Equipment and Operators for Public Works Projects in the Town of Cheektowaga, AND

WHEREAS, five (5) bids were referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of Equipment and Operators for Public Works Projects in the Town of Cheektowaga for the period of March 28, 2017 to March 27, 2018 be awarded to C.M.H. Company, Inc., 12704 North Road, Alden, New York 14004 for submission of the lowest bid meeting the specifications as per the unit prices of:

		<u>Per Hour Rate</u>
Item 1	Tractor and Dump Trailer	\$ 105.00
Item 2	Tandem Dump Truck	\$ 80.00
Item 3	Hydraulic Rubber Tire Backhoe	\$ 90.00
Item 4	Pavement Saw Cutting Machine	\$ 93.00
Item 5	Hydraulic Crawler Backhoe (JD-60)	\$ 90.00
Item 6	Hydraulic Crawler Backhoe (JD-160)	\$ 110.00
Item 7	Hydraulic Crawler Backhoe (JD-290)	\$ 110.00
Item 8	Hydraulic Crawler Backhoe (JD-380)	\$ 225.00
Item 9	Bulldozer	\$ 110.00
Item 10	Front End Wheel Loader	\$ 110.00
Item 11	1.5 Ton Vibratory Blacktop Roller	\$ 85.00
Item 12	Hydraulic Crawler Backhoe W/Hammer	\$ 90.00
Item 13	Smooth Drum Dirt Roller	\$ 95.00
Item 14	Skilled Laborer	\$ 84.00
Item 15	Equipment Truck	\$ 5.00
Item 16	8' X 10' Trench Shield	\$ 1.00
Item 17	Air Compressor W/Hammers	\$ 4.00
Item 18	Sewer Line Repair Crew	\$ 343.00
Item 19	New Sewer/Water Installation Crew	\$ 473.00
Item 20	New Sewer Line Installation Crew	\$ 553.00

AND, BE IT FURTHER

RESOLVED, that payment for work performed under this contract shall be chargeable to the appropriate departmental budgeted line item.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Timothy J. Meyers, Councilmember
SECONDER: Gerald Kaminski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk



13. RESOLUTION 2017-231

Award of Bid - Concrete Installation (Bid #2017-19)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, as a result of advertisement, bids were received on April 5, 2017 for concrete installation in the Town of Cheektowaga for the 2017 calendar year, AND

WHEREAS, said bids were referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for concrete installation be awarded to Scott Lawn Yard, Inc. for their submission of the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the bid for concrete installation in the Town of Cheektowaga be and hereby is awarded to:

Scott Lawn Yard, Inc.
5552 Townline Road
Sanborn, New York 14132

for the total bid price of \$971,274.00 for Bid Section A Items 1 thru 8 and Bid Section B Items 1 thru 4 for the year of 2017, AND, BE IT FURTHER

RESOLVED, that payment for said concrete installation shall be chargeable to the appropriate departmental budget line item.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



14. RESOLUTION 2017-232

Call for Public Hearing - Rezoning Request Part of 142 French Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Jim Lutz, with the permission of the land owner, STZ Corporation has made application and requested the rezoning of a part of 142 French Road from M1-Light Manufacturing to MS-Motor Service zoning district to permit the conversion of an existing retail building to a self service car wash, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on April 25, 2017 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the April 25, 2017 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Jim Lutz/STZ Corporation

for the rezoning of a part of 142 French Road from M1-Light Manufacturing to MS- Motor Service to permit the conversion of an existing retail building to a self service car wash,

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI, TOWN CLERK



ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 89, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

COMMENCING at the intersection of the north line of French Road (66 feet wide) with the east line of Azalea Drive (80 feet wide); thence easterly along the north line of French Road a distance of 113.12 feet to the TRUE AND PRINCIPAL POINT OF BEGINNING; thence continuing easterly along the north line of French Road, a distance of 60.38 feet; thence northerly at right angles to the north line of French Road and along the easterly line of lands conveyed to S.T.Z. Corporation by deed recorded in liber 7753 of Deeds at page 573, a distance of 283.59 feet to the southerly line of Industrial Parkway (60 feet wide); thence southwesterly along the southerly line of Industrial Parkway a distance of 100 feet; thence

southerly parallel with the easterly line of said lands of S.T.Z. Corporation, a distance of 88 feet; thence easterly at right angles to the last described course a distance of 32.60 feet; thence southerly at right angles to the last described course and parallel with the easterly line of said lands of S.T.Z. Corporation, a distance of 158.94 feet to the true and principal point of beginning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



15. RESOLUTION 2017-233

**Call for Public Hearing on Local Law Intro No. 2017-5 of 2017
- A Local Law to Repeal the Sex Offenders Law**

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga, on January 17, 2006, adopted a Sex Offenders Local Law (Chapter 200 of the Code of the Town of Cheektowaga) with subsequent amendments thereto, and

WHEREAS, local laws restricting residency of sex offenders have recently been held by the New York State Court of Appeals to be unconstitutional, and

WHEREAS, State and Federal Law govern registered sex offenders and such laws can be enforced by local law enforcement, and,

WHEREAS, the Town of Cheektowaga Petitions Committee and Deputy Town Attorney recognize this area of law is ever changing and therefore have recommended that this local law be repealed, and

WHEREAS, this Town Board desires to repeal the Sex Offenders Local Law, NOW, THEREFORE, BE IT

RESOLVED, that, a public hearing will be held on the 25th day of April, 2017 at 7:00 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York 14227, to consider the advisability of adopting Local Law Intro No. 2017-5 of the Year 2017 entitled "A Local Law to Repeal the Sex Offenders Law", and BE IT FURTHER

RESOLVED, that the Town Clerk shall publish the attached Notice of Hearing in the Cheektowaga Bee, the official Town newspaper

**NOTICE OF HEARING
ON PROPOSAL TO ADOPT LOCAL LAW INTRO NO. 2017-5 OF THE YEAR 2017
A LOCAL LAW TO REPEAL THE SEX OFFENDERS LAW**

NOTICE IS HEREBY GIVEN THAT, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held on the 25th day of April, 2017 at 7:00 P.M. at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York; to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro No. 2017-5 of the Year 2017, entitled "A Local Law to Repeal the Sex Offender Law".

Following is the text of the proposed Local Law Intro No. 2017-5 of the Year 2017:

Local Law Intro No. 2017-5 of the Year 2017
A Local Law to Repeal the Sex Offenders Law

Chapter 200 of the Code of the Town of Cheektowaga ("Sex Offenders") is repealed in its entirety

Dated: April 11, 2017

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

Dated: April 11, 2017

Vickie L. Dankowski
Town Clerk

RESULT:	ADOPTED [5 TO 1]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Kaminski, Meyers, Hammer, Magierski
NAYS:	James P. Rogowski
EXCUSED:	Christine Adamczyk



16. RESOLUTION 2017-234

Notice to Bidders For Asbestos Survey and Related Services for Property Located At 17 Yvette Drive (Bid No. 2017-25 (LAW)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, pursuant to the Town's Unsafe Buildings Law, the Cheektowaga Supervising Code Enforcement Officer has issued a written report stating that the structure(s) located at **17 Yvette Drive (Bid No. 2017-27 LAW)** is unsafe and recommended that such structure(s) be demolished; and

WHEREAS, the owners and/or lienholders of said property were notified to demolish said structure(s) on said property, and no action for demolition has been taken to date; and

WHEREAS, a hearing was held in front of this Board on March 28, 2017, concerning said unsafe structure(s) and the requested demolition; and

WHEREAS, the Town of Cheektowaga needs to take action to demolish the structure(s) located on said property in the event the owner of same does not do so; and

WHEREAS, prior to demolition of said property, the Town needs to have an asbestos survey done to determine whether there is asbestos in said structure(s); and

WHEREAS, a Notice to Bidders has been prepared for this matter; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the Notice to Bidders for the Asbestos Survey and Related Services for property located at **17 Yvette Drive** in the Town of Cheektowaga (Bid 2017-25 LAW); and BE IT FURTHER

RESOLVED, that the Town Clerk's Office be and hereby is directed to publish the attached Notice to Bidders in the CHEEKTOWAGA BEE; and BE IT FURTHER

RESOLVED, that bids for the Asbestos Survey, Specifications and Air Monitoring Services for **17 Yvette Drive** shall be due no later than **Wednesday, May 3, 2017 at 11:00 A.M.** at the Town Clerk's Office, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is appointed the officer to open said bids in the Council Chambers of Town Hall on **Wednesday, May 3, at 11:00 A.M.**



NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on **Wednesday, May 3, 2017 at 11:00 A.M.** at the Town Hall, 3301 Broadway, Cheektowaga, New York, for an

asbestos survey, asbestos specifications preparation, and air monitoring services for residential property located at **17 Yvette Drive, Cheektowaga, New York** (BID 2017-25 LAW).

Information for bidders and specifications may be obtained from the Town Clerk at her 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 specification and contract documents, and may waive any informalities, make an award to other than the low bidder, or reject any or all bids should it be in the best interest of the Town.

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

Vickie L. Dankowski, Town Clerk

Dated: 11 April 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



17. RESOLUTION 2017-235

Authorize Supervisor to Execute Agreement with NFTA

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Niagara Frontier Transportation Authority Police Department ("NFTA PD") is responsible for patrolling NFTA-owned properties and maintaining peace in and about the Buffalo Niagara International Airport located within the Town of Cheektowaga; and

WHEREAS, the NFTA PD provides aid and assistance to the Town's Police Department when requested and/or when deemed necessary for the enforcement of law; and

WHEREAS, inasmuch as the NFTA does not maintain its own lock-up facilities, it requested permission to transport individuals who are arrested on NFTA-owned properties within the Town's boundaries to the Cheektowaga Police Department for detention pending initial court appearances as required, and the Town Board approved an agreement with the NFTA for this purpose; and

WHEREAS, the aforesaid agreement with the NFTA will expire April 30, 2017, and the NFTA has expressed interest in renewing said agreement for another three (3) years, and

WHEREAS, the Chief of Police has recommended that we continue this agreement, and

WHEREAS, in recognition of this mutual aid and cooperation, this Town Board is willing to enter into an Agreement with the NFTA governing the NFTA PD's use of the Cheektowaga Police Department facilities; NOW THEREFORE, BE IT

RESOLVED, that the Agreement between the Town of Cheektowaga and the Niagara Frontier Transportation Authority is hereby approved, effective as of the 1st day of May, 2017 until April 30, 2020; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said Agreement, subject to approval by the Town Attorney's Office.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



18. RESOLUTION 2017-236

Authorize Supervisor to Execute Agreement with Wendel, P.C. for Development and Implementation of a Public GIS Web Mapping Application

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, the Town previously engaged the firm of Wendel to provide professional services to develop and support a web based GIS System, including asset management and mapping tools for the Town's storm and sanitary sewer infrastructure, for use by the Town Engineering, Sewer Maintenance and Highway Departments, AND

WHEREAS, Town of Cheektowaga Planner Daniel Ulatowski has requested a quote for a Basic GIS Web Mapping Application (WMA) that can be accessed by Town residents and Town staff, and

WHEREAS, Wendel WD Architecture, Engineering, Surveying & Landscape Architecture P.C. has submitted a proposal and agreement for the development and implementation of a Public GIS Web Mapping Application for the Town of Cheektowaga, and

WHEREAS, the Public GIS Web Mapping Application is necessary to improve the efficiencies within the Town of Cheektowaga Building and Plumbing Department as well as other Town departments, and

WHEREAS, the Public GIS Web Mapping Application will aid in economic development for those seeking to invest in the Town of Cheektowaga, and

WHEREAS, the Town Attorney's Office has reviewed the aforementioned agreement, and,

RESOLVED, that Wendel be and hereby is retained to provide the above-referenced professional services at a cost not to exceed \$4,500.00, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to execute the professional services proposal with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture P.C. for the above services, AND, BE IT FURTHER.

RESOLVED, that monies for said services shall be appropriated from an account to be determined by Brian Krause, Town of Cheektowaga Director of Administration and Finance.

Motion by Supervisor Benczkowski, Seconded by Councilmember Meyers to table Resolution. Motion Carried.

RESULT: TABLED [UNANIMOUS] Next: 4/25/2017 7:00 PM
MOVER: James P. Rogowski, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk



19. RESOLUTION 2017-237

Authorize Supervisor to Execute Agreement for Pick-up of Brush Grindings, and Other Debris

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town Highway Department is responsible for the pickup and disposition of brush grindings, logs, leaves, and soil from various locations within the Town; AND

WHEREAS, Zoladz Construction Co., Inc., ("Zoladz") has contacted the Superintendent of Highways with a proposal wherein Zoladz would pick up all brush grindings, logs, leaves and soil collected by the Highway Department from Highway Department property and dispose of same at no cost to the Town; AND

WHEREAS, the Superintendent of Highways has recommended that the Town accept the Contractor's proposal; AND

WHEREAS, the Town Attorney's office has prepared an Agreement regarding said proposal; NOW THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforesaid Agreement with Zoladz Construction Co., Inc., under the terms and conditions set forth therein.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



20. RESOLUTION 2017-238

Appropriation of Funding and Local Match for Wastewater Planning Study Project Under Engineering Planning Grant Program

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the Town of Cheektowaga has been awarded a \$100,000 Wastewater Engineering Planning Grant (#66257) through the New York State Environmental Facilities Corporation to support an engineering planning project that would identify actions that will correct deficiencies in the Town's wastewater collection facilities, AND

WHEREAS, the Town previously estimated that professional engineering services relative to exterior property inspections for illegal sewer connections and the pre- and post-construction studies for this project, and the Town's sanitary sewer metering will cost a total of \$120,000, AND

WHEREAS, by Town Board Resolution #2017-62, the Town of Cheektowaga authorized and appropriated a minimum 20% local match of \$20,000 as required by the Engineering Planning Grant Program for the Town of Cheektowaga Engineering Planning Grant Project, AND

WHEREAS, the Town has received a proposal from TECsmith Inc. dated March 31, 2017 to perform sanitary sewer metering services, which represents the Town's minimum 20% local match for this project, for a fee not to exceed \$21,600.00, NOW, THEREFORE, BE IT

RESOLVED, that the Town's local match for the Wastewater Engineering Planning Grant #66257 (as established by Resolution #2017-62) be and hereby is increased by \$1,600 (for a local match total of \$21,600) for the services being provided by TECsmith, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to execute said proposal on behalf of the Town.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



21. RESOLUTION 2017-239

Authorize Supervisor To Execute Agreements with Cheektowaga Economic Development Corporation

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Town Board is committed to pursuing economic development activities in order to preserve existing jobs, create new employment opportunities for Town residents, and increase the Town's property tax base, and

WHEREAS, in accordance with these goals, the Cheektowaga Economic Development Corporation was created for the purpose of assisting and encouraging new business development and growth in the Town, and

WHEREAS, use of Community Development Block Grant funds may be used for economic development activities, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute subrecipient agreements with the Cheektowaga Economic Development Corporation authorizing the use and expenditure of Community Development Block Grant funds in accordance with federal regulations effective as of April 1st for the 2013 through 2017 Program Years, subject to review and approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



22. RESOLUTION 2017-240

Approve Cultural Group Funding for Cheektowaga Community Chorus

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, the Town, in its 2017 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreement(s) between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organization(s) listed below have completed and returned signed agreement(s) and their accounting report(s) from the 2016 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves agreement(s) with the cultural and not-for-profit organization(s) listed below for the amount(s) listed, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute agreement(s) with the following referenced cultural and not-for-profit organization(s) for the following respective amount(s):

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Community Chorus, Inc.	\$10,000.00
Cheektowaga Community Symphony Orchestra	\$18,000.00

and BE IT FURTHER

RESOLVED that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization(s) out of the respective cultural group budget line item(s) in the 2017 Town budget, subject to audit and approval of a properly signed Town voucher.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



23. RESOLUTION 2017-241

Designating National Community Development Week in the Town of Cheektowaga

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the week of April 17 - 22, 2017 has been designated as National Community Development Week by the National Community Development Association to celebrate the Community Development Block Grant (CDBG) Program and the HOME Investment Partnerships (HOME) Program, and

WHEREAS, the CDBG Program provides annual funding and flexibility to local communities to provide decent, safe and affordable housing, a suitable living environment, and economic opportunities to low and moderate income people, and

WHEREAS, the HOME Program provides funding to local communities to create decent, safe, and affordable housing opportunities for low income persons, and

WHEREAS, over the past five years, Cheektowaga has received a total of \$4,579,749 in CDBG funds and \$1,076,120 in HOME funds, and

WHEREAS, the flexibility of these programs allows communities to achieve program goals while addressing local needs through a variety of ways, and

WHEREAS, The Cheektowaga Office of Economic and Community Development addresses the needs of our community and administers these funds to support past and current projects in Cheektowaga, such as housing rehabilitation and weatherization; the acquisition, rehab and resale of abandoned properties; support of senior transportation and counseling; police foot patrols to ensure public safety; upgrades to public infrastructure with the installation of sidewalks and relining of sanitary sewers; provide tuition assistance for families to send children to summer day camp programs, and

WHEREAS, the CDBG and HOME programs have been proposed for elimination in FY 2018, **NOW, THEREFORE BE IT**

RESOLVED, that the Town of Cheektowaga designates the week of April 17 - 22, 2017 as National Community Development Week in support of these two valuable programs that have made tremendous contributions to the viability of the housing stock, infrastructure, public services, and economic vitality of our community, and **BE IT FURTHER**

RESOLVED, that our community opposes any attempts to eliminate the programs and urges Congress to recognize the outstanding work being done locally and nationally by the CDBG and HOME programs, and **BE IT FURTHER**

RESOLVED, that the Town Clerk of the Town of Cheektowaga is hereby directed to transmit copies of this resolution to United States Representative Brian Higgins, Representative Chris Collins, Senator Charles Schumer and Senator Kirsten Gillibrand.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Linda Hammer, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk



24. RESOLUTION 2017-242

Creation of Administrative Clerk and Junior Planner Positions

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that this Town Board hereby creates the positions of Administrative Clerk and Junior Planner pursuant to Civil Service Laws and Rules effective April 12, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



25. RESOLUTION 2017-243

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

SANITATION DEPARTMENT Laborer \$9.70/hour effective 4/17/17
Gregory L. Merritt, Cheektowaga, NY
Walter W. Szafraniec, Cheektowaga, NY
Nicholas A. Ruberto, Jr., Cheektowaga, NY
Richard E. Anderson, Cheektowaga, NY

SANITATION DEPARTMENT Laborer \$9.70/hour effective 3/22/17
Darryll J. Howard, Depew, NY

SANITATION DEPARTMENT Clerk (Temporary) \$9.70/hour effective 3/23/17
Linda A. Winnicki, Cheektowaga, NY

COMMUNITY DEVELOPMENT Clerk \$9.70/hour effective 4/12/17
SueAnne B. Zielinski, Cheektowaga, NY

CENTRAL GARAGE Clerk \$10.50/hour effective 4/12/17
Rebecca L. Marcynski, Cheektowaga, NY

JUSTICE COURT Clerk \$9.70/hour effective 4/12/17
Linda Oliveri, Cheektowaga, NY

BE IT RESOLVED, that the following individuals be and hereby are hired as **SEASONAL EMPLOYEES**, not to exceed five (5) months in a calendar year, in the various departments listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 4/17/17
Lee E. Cross, Cheektowaga, NY
James R. Penksa, Cheektowaga, NY
Aaron M. McCarty, Cheektowaga, NY
Jake R. Helenbrook, Cheektowaga, NY
Shawn B. Johnson, Cheektowaga, NY
Nicholas S. Fullington, Cheektowaga, NY
Christian E. Bishop, Cheektowaga, NY
Keith M. Pignatora, Cheektowaga, NY

FACILITIES DEPARTMENT (Parks Division) Laborer \$9.70/hour

Jonathan W. Robinson, Cheektowaga, NY effective 5/2/17
 Alexander C. Roehre, Cheektowaga, NY effective 4/25/17
 Donovan A. Boshier, Depew, NY 14043 effective 6/4/17
 Connor J. Strusienski, Cheektowaga, NY effective 5/28/17

FACILITIES DEPARTMENT (Parks Division) Laborer (Trim Crew) \$10.20/hour
 Mark P. Stucke, Cheektowaga, NY effective 4/25/17
 Michael P. Tomczak, Cheektowaga, NY effective 4/25/17

BE IT RESOLVED, that the following part-time/seasonal employees be and hereby are terminated as listed:

POLICE DEPARTMENT
 Andrew M. Morris effective 4/1/17

SENIOR SERVICES
 Jill M. Wierzba effective 4/11/17

Motion by Councilmember Meyers, Seconded by Councilmember Rogowski to waive the reading of names for the following Resolutions: 2017-243, 2017-244. Motion Carried.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk



26. RESOLUTION 2017-244

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Recreation Specialist "Health Director" - 7310.1801 - \$15.00 - Regular Part-time

Jessica Calandra

14215

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



27. RESOLUTION 2017-245

Appointment of Motor Equipment Operator - B (Sanitation Department) Non-Competitive/Permanent (Dennis J Szafranski)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, a vacancy exists in the title of Motor Equipment Operator-B in the Sanitation Department; AND

WHEREAS, the Department was canvassed internally in accordance with an agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, Dennis J. Szafranski, currently employed as a Laborer in the Sanitation Department, meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Dennis J. Szafranski of Depew, New York, be and hereby is appointed to the position of Motor Equipment Operator-B in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective April 12, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



28. RESOLUTION 2017-246

Appointment to Board of Ethics

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, by resolution dated April 5, 1993, this Town Board adopted a Local Law establishing a Board of Ethics Committee (Local Law No. 1 of the year 1993), which was amended by the adoption on April 4, 1994 of a Local Law Amending the Board of Ethics Law (Local Law No. 1 of the year 1994); AND

WHEREAS, pursuant to such law, this Town Board appointed five (5) members to serve on the Board of Ethics Committee; AND

WHEREAS, there currently exists a vacancy on said Board; AND

WHEREAS, Greg Collins has expressed interest in serving on the Board of Ethics Committee; NOW, THEREFORE BE IT

RESOLVED, that Greg Collins of Cheektowaga, NY be and hereby is appointed to the Board of Ethics Committee of the Town of Cheektowaga effective immediately; with said appointment terminating on April 11, 2022 and, BE IT FURTHER

RESOLVED, that said appointment is contingent upon execution of Agreement of Confidentiality; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said Agreement of Confidentiality subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



29. RESOLUTION 2017-247

Appointment to Cheektowaga Economic Development Corporation Directors

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town Board of the Town of Cheektowaga previously created the Cheektowaga Economic Development Corporation for the purpose of assisting and encouraging economic development within the Town, and

WHEREAS, By Resolution dated February 7, 1983 this Town Board approved the By-Laws of the Cheektowaga Economic Development Corporation which provide that the Directors of the Cheektowaga Economic Development Corporation be appointed by resolution of the Cheektowaga Town Board, and

WHEREAS, the Cheektowaga Economic Development Corporation Board of Directors has unanimously recommended the re-appointment of the individual listed below to the Board of Directors of the Cheektowaga Economic Development Corporation for a term of three years, NOW, THEREFORE, BE IT

RESOLVED, that the following individual is hereby appointed to the Board of Directors of the Cheektowaga Economic Development Corporation, effective July 18, 2016 for a term of three years, said term expiring at the time of reappointment to said Board of Directors positions in 2016, but no later than June 30, 2019:

Cheryl Moore

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



30. RESOLUTION 2017-248

Travel Authorization Police Department

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, a Fire Behavior/Arson Awareness and Principles of Fire Investigation training is being held May 15, 2017 through May 19, 2017, in Montour Falls, New York; AND

WHEREAS, Detective Michael Striejewske has been recommended to attend said training; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$780.75; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Detective Michael Striejewske be and hereby is authorized to attend the Fire Behavior/Arson Awareness and Principles of Fire Investigation training being held May 15, 2017 through May 19, 2017, in Montour Falls, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



31. RESOLUTION 2017-249

Travel Authorization Police Department

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Protecting Law Enforcement Responders Seminar is being held April 19, 2017, in Batavia, New York; AND

WHEREAS, Public Safety Dispatchers Carolanne Hackett and Brian Rogowski have been recommended to attend said seminar; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$482; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Public Safety Dispatchers Carolanne Hackett and Brian Rogowski be and hereby are authorized to attend the Protecting Law Enforcement Responders Seminar being held April 19, 2017, in Batavia, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



32. RESOLUTION 2017-250

Travel Authorization Police Department

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, a conference entitled, "Beyond the Doghouse" is being held May 2, 2017 through May 3, 2017, in Batavia, New York; AND

WHEREAS, part-time Dog Control Officers Trevor Krzemien, Joseph Acquisto and Tyler Robertson, have been recommended to attend said conference; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$225; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that part-time Dog Control Officers Trevor Krzemien, Joseph Acquisto, and Tyler Robertson, be and hereby are authorized to attend the conference entitled, "Beyond the Doghouse" being held May 2, 2017 through May 3, 2017, in Batavia, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk

X. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the rules to include the following Resolutions: 2017-251, 2017-252, 2017-253, 2017-254.
Motion Carried.



1. RESOLUTION 2017-251

Approval of Change Order No. 1 (Final) - Ice Rink Floor & Bleacher Replacement (Plumbing Work)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the contract for Plumbing Work for the Cheektowaga Town Ice Rink Floor and Bleacher Replacement was awarded by Town Board Resolution dated March 7, 2016 to J.R. Swanson Plumbing Company, Inc., 413 103rd Street, Niagara Falls, New York 14304 in the amount of \$49,500.00, AND

WHEREAS, the Project Architect, DiDonato Associates, and the Town Engineer have recommended the approval of Change Order No. 1 (Final - Plumbing Work) which provides for the installation of a check valve to prevent hot water from back feeding into the system as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (Final - Plumbing Work) for the Cheektowaga Town Ice Rink Floor and Bleacher Replacement, as an addition to the contract in the amount of \$845.42 to be offset by the contract contingency allowance, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 (Final - Plumbing Work) on behalf of this Town Board.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



2. RESOLUTION 2017-252

Approval of Change Order No. 1 (Final) - Ice Rink Floor & Bleacher Replacement (Mechanical Work)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the contract for Mechanical Work for the Cheektowaga Town Ice Rink Floor and Bleacher Replacement was awarded by Town Board Resolution dated March 7, 2016 to John W. Danforth, 300 Colvin Woods Parkway, Tonawanda, New York 14150 in the amount of \$31,600.00, AND

WHEREAS, the Project Architect, DiDonato Associates, and the Town Engineer have recommended the approval of Change Order No. 1 (Final - Mechanical Work) which provides for additional electrical relocations to allow for exhaust fan and intake duct installations as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (Final - Mechanical Work) for the Cheektowaga Town Ice Rink Floor and Bleacher Replacement, as an addition to the contract in the amount of \$2,910.00 to be offset by the contract contingency allowance, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 (Final - Mechanical Work) on behalf of this Town Board.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



3. RESOLUTION 2017-253

Authorize Supervisor to Execute Grant Application for Police Department

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga Police Department submitted a grant application to the New York State Division of Criminal Justice Services Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) program to continue efforts to reduce instances of motor vehicle theft and insurance fraud; and

WHEREAS, the State has awarded the Town \$38,542 in grant monies for contract period beginning January 1, 2017 to December 31, 2017, to enable the Police Department to conduct surveillance and field investigation activities necessary to make arrests involving automobile theft and insurance fraud; NOW, THEREFORE BE IT

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



4. RESOLUTION 2017-254

Authorize Supervisor to Execute Second Amendment to License Agreement with Leica, Inc. for Installation of Monitoring Wells on Eggert Road

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, by resolutions dated May 18, 2009 (Resolution 2009-282), May 3, 2010 (Resolution 2010-254), and May 5, 2014 (Resolution 2014-269), the Town Board authorized Leica, Inc. to install ten (10) groundwater monitoring wells in the rights- of-way of Rowan Road and Preston Road south of the existing Leica, Inc. site located at 203 Eggert Road, to monitor groundwater quality associated with the on-going site remedial activities being undertaken under a NYSDEC issued Consent Order, AND

WHEREAS, Leica Inc. has been directed by the New York State Department of Environmental Conservation (NYSDEC) to install two (2) additional groundwater monitoring wells in the vicinity of 154 Eggert Road, AND

WHEREAS, the Town Engineer and Superintendent of Highways have reviewed the proposed location of the two (2) wells to be installed within the right-of-way in the vicinity of 154 Eggert Road and find that said proposal will not interfere with the public use or maintenance of this Town highway right-of-way, AND

WHEREAS, this Town Board is supportive of NYSDEC efforts to conclude proper site remediation and monitoring activities at the former Leica site, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves of the aforementioned proposal to install two (2) additional monitoring wells within the right-of-way in the vicinity of 154 Eggert Road following the submission of proper insurance certifications acceptable to the Town Attorney from Leica Inc. and its project contractor, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Second Amendment to License Agreement with Leica, Inc. for this purpose, subject to approval by the Town Attorney, and BE IT FURTHER

RESOLVED, that the Town Engineer and Town Highway Superintendent be and hereby are directed to cooperate with the NYSDEC and environmental consultants engaged by Leica Inc. associated with remedial project monitoring.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk

XI. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: January 2017**
2. **Minutes: Cheektowaga Traffic Safety Commission - March 23, 2017**
3. **Quarterly Report - Town of Cheektowaga Emergency Services - January 2017 to March 2017**

B. General Communications

1. **Notice of Claim: Progressive Advance Ins. Co. a/s/o Buczak, Douglas vs. Town of Cheektowaga**
2. **Notice of Claim: JaDawn Wagstaff vs. Town of Cheektowaga**
3. **Summons and Complaint: Wilbert Jones Jr. vs. Town of Cheektowaga**
4. **Petition - Residents residing adjacent to Town of Cheektowaga's Orchard Park for removal or repurposing of basketball courts**

XII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

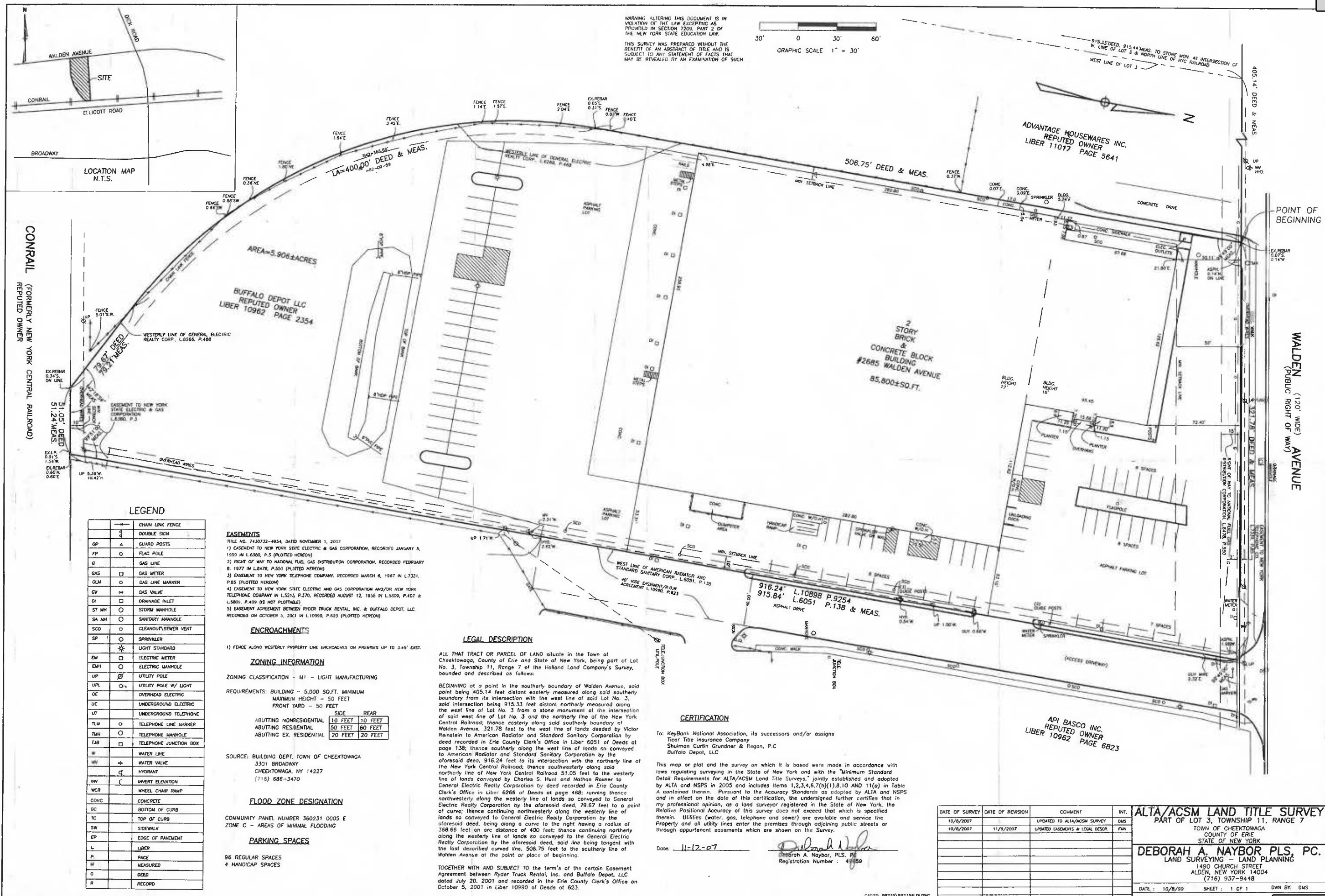
XIII. Adjournment

Meeting adjourned in memory of: Kelly Benczkowski, Daniel Adamczyk, John Janiszewski, Jovina Pagano.

Motion by Councilmember Hammer, Seconded by Councilmember Magierski to adjourn the meeting at 7:50 PM.

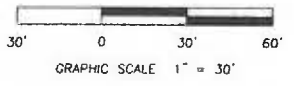
Vickie L. Dankowski

Town Clerk



WARNING: ALTERING THIS DOCUMENT IS IN VIOLATION OF THE LAW EXCEPTING AS PROVIDED IN SECTION 2209, PART 2 OF THE NEW YORK STATE EDUCATION LAW.

THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATEMENT OF FACTS THAT MAY BE REVEALED BY AN EXAMINATION OF SUCH



LOCATION MAP N.T.S.

CONRAIL (FORMERLY NEW YORK CENTRAL RAILROAD) REPUTED OWNER

POINT OF BEGINNING

WALDEN (120' WIDE) AVENUE (PUBLIC RIGHT OF WAY)

LEGEND

CL	CHAIN LINK FENCE
DS	DOUBLE SIGN
GP	GUARD POSTS
FP	FLAG POLE
G	GAS LINE
GAS	GAS METER
GLM	GAS LINE MARKER
GV	GAS VALVE
DI	DRAINAGE INLET
ST MH	STORM MANHOLE
SA MH	SANITARY MANHOLE
SCD	CLEANOUT/SEWER VENT
SP	SPRINKLER
LS	LIGHT STANDARD
EM	ELECTRIC METER
EMH	ELECTRIC MANHOLE
UP	UTILITY POLE
UPL	UTILITY POLE W/ LIGHT
OE	OVERHEAD ELECTRIC
UE	UNDERGROUND ELECTRIC
UT	UNDERGROUND TELEPHONE
TLM	TELEPHONE LINE MARKER
TMH	TELEPHONE MANHOLE
TJB	TELEPHONE JUNCTION BOX
W	WATER LINE
WV	WATER VALVE
H	HYDRANT
WEV	WEVERT ELEVATION
WCR	WHEEL CHAIR RAMP
CONC	CONCRETE
BC	BOTTOM OF CURB
TC	TOP OF CURB
SW	SIDEWALK
EP	EDGE OF PAVEMENT
L	LIBER
P	PACE
M	MEASURED
D	DEED
R	RECORD

EASEMENTS
 TITLE NO. 7430732-4954, DATED NOVEMBER 1, 2007
 1) EASEMENT TO NEW YORK STATE ELECTRIC & GAS CORPORATION, RECORDED JANUARY 5, 1959 IN L.6380, P.3 (PLOTTED HEREON)
 2) RIGHT OF WAY TO NATIONAL FUEL GAS DISTRIBUTION CORPORATION, RECORDED FEBRUARY 8, 1977 IN L.8478, P.550 (PLOTTED HEREON)
 3) EASEMENT TO NEW YORK TELEPHONE COMPANY, RECORDED MARCH 6, 1987 IN L.7331, P.85 (PLOTTED HEREON)
 4) EASEMENT TO NEW YORK STATE ELECTRIC AND GAS CORPORATION AND/OR NEW YORK TELEPHONE COMPANY IN L.5215, P.170, RECORDED AUGUST 12, 1955 IN L.5809, P.407 & L.5809, P.409 (IS NOT PLOTTABLE)
 5) EASEMENT AGREEMENT BETWEEN RYTER TRUCK RENTAL, INC. & BUFFALO DEPOT, LLC, RECORDED ON OCTOBER 5, 2001 IN L.10990, P.623 (PLOTTED HEREON)

ENCROACHMENTS
 1) FENCE ALONG WESTERLY PROPERTY LINE ENCROACHES ON PREMISES UP TO 3.45' EAST.

ZONING INFORMATION
 ZONING CLASSIFICATION - M1 - LIGHT MANUFACTURING

REQUIREMENTS: BUILDING - 5,000 SQ.FT. MINIMUM
 MAXIMUM HEIGHT - 50 FEET
 FRONT YARD - 50 FEET

SIDE		REAR
ABUTTING NONRESIDENTIAL	10 FEET	10 FEET
ABUTTING RESIDENTIAL	50 FEET	60 FEET
ABUTTING EX. RESIDENTIAL	20 FEET	20 FEET

SOURCE: BUILDING DEPT. TOWN OF CHEEKTOWAGA
 3301 BROADWAY
 CHEEKTOWAGA, NY 14227
 (716) 686-3470

FLOOD ZONE DESIGNATION
 COMMUNITY PANEL NUMBER 360231 0005 E
 ZONE C - AREAS OF MINIMAL FLOODING

PARKING SPACES
 96 REGULAR SPACES
 4 HANDICAP SPACES

LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 3, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:
 BEGINNING at a point in the southerly boundary of Walden Avenue, said point being 405.14 feet distant easterly measured along said southerly boundary from its intersection with the west line of said Lot No. 3, said intersection being 915.33 feet distant northerly measured along the west line of Lot No. 3 from a stone monument at the intersection of said west line of Lot No. 3 and the northerly line of the New York Central Railroad; thence easterly along said southerly boundary of Walden Avenue, 321.78 feet to the west line of lands devised by Victor Reinstein to American Radiator and Standard Sanitary Corporation by deed recorded in Erie County Clerk's Office in Liber 6051 of Deeds at page 138; thence southerly along the west line of lands so conveyed to American Radiator and Standard Sanitary Corporation by the aforesaid deed, 916.24 feet to its intersection with the northerly line of the New York Central Railroad; thence southwesterly along said northerly line of New York Central Railroad 51.05 feet to the westerly line of lands conveyed by Charles S. Hunt and Nathan Rowner to General Electric Realty Corporation by deed recorded in Erie County Clerk's Office in Liber 6266 of Deeds at page 468; running thence northwesterly along the westerly line of lands so conveyed to General Electric Realty Corporation by the aforesaid deed, 79.67 feet to a point of curve; thence continuing northwesterly along the westerly line of lands so conveyed to General Electric Realty Corporation by the aforesaid deed, being along a curve to the right having a radius of 358.66 feet on an arc distance of 400 feet; thence continuing northerly along the westerly line of lands so conveyed to the General Electric Realty Corporation by the aforesaid deed, said line being tangent with the last described curved line, 506.75 feet to the southerly line of Walden Avenue at the point or place of beginning.

TOGETHER WITH AND SUBJECT TO the terms of the certain Easement Agreement between Ryter Truck Rental, Inc. and Buffalo Depot, LLC dated July 20, 2001 and recorded in the Erie County Clerk's Office on October 5, 2001 in Liber 10990 of Deeds at 623.

CERTIFICATION

To: KeyBank National Association, its successors and/or assigns
 Titor Title Insurance Company
 Shulman Curtin Grundner & Regan, P.C.
 Buffalo Depot, LLC

This map or plat and the survey on which it is based were made in accordance with laws regulating surveying in the State of New York and with the "Minimum Standard Detail Requirements for ALTA/ACSM Land Title Surveys," jointly established and adopted by ALTA and NSPS in 2005 and includes items 1,2,3,4,6,7(b)(1),8,10 AND 11(a) in Table A contained therein. Pursuant to the Accuracy Standards as adopted by ALTA and NSPS and in effect on the date of this certification, the undersigned further certifies that in my professional opinion, as a land surveyor registered in the State of New York, the Relative Positional Accuracy of this survey does not exceed that which is specified therein. Utilities (water, gas, telephone and sewer) are available and service the Property and all utility lines enter the premises through adjoining public streets or through appurtenant easements which are shown on the Survey.

Date: 11-17-07
 Deborah A. Naybor, PLS, PC
 Registration Number: 49459

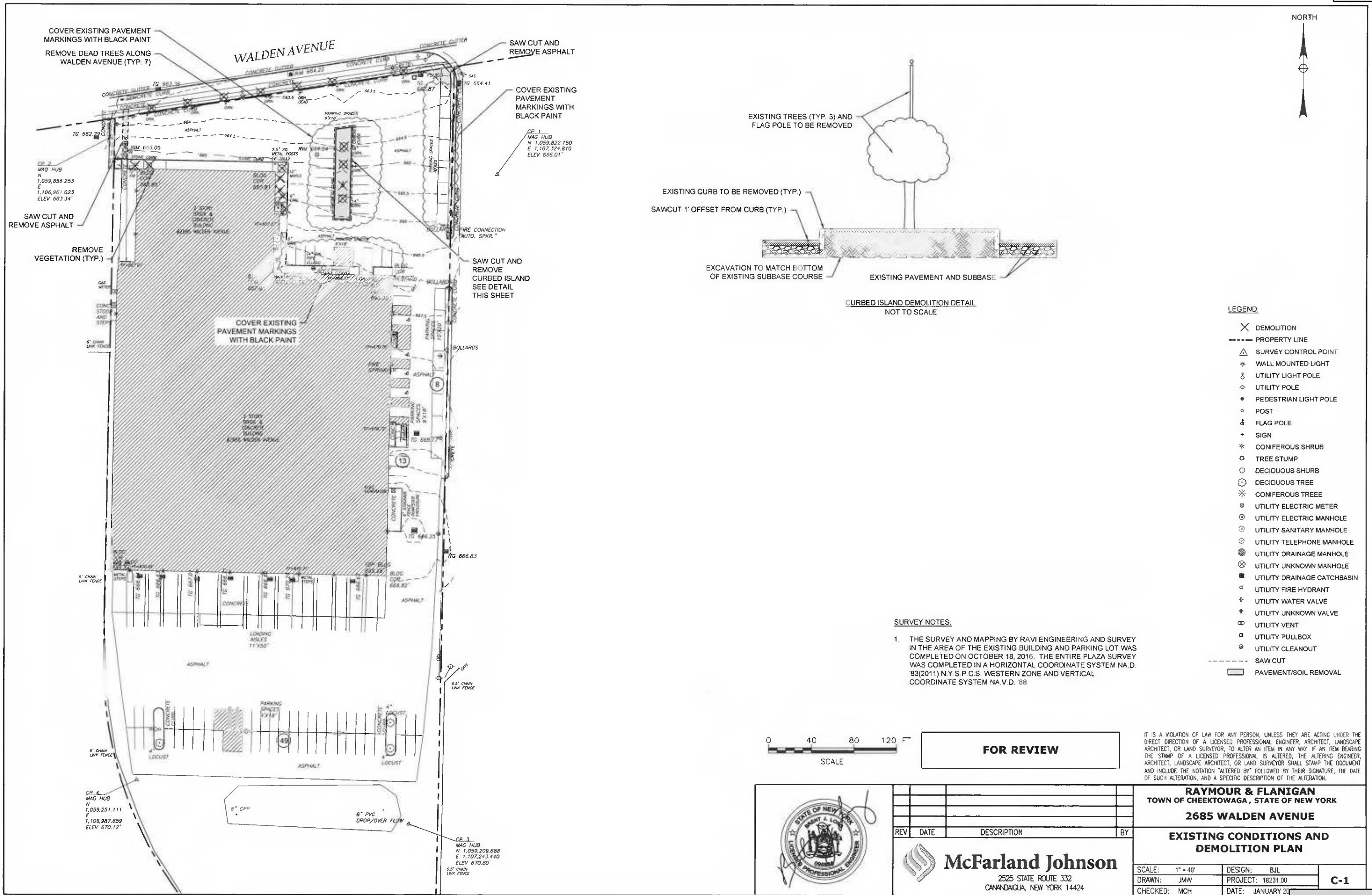
DATE OF SURVEY	DATE OF REVISION	COMMENT	INT.
10/8/2007		UPDATED TO ALTA/ACSM SURVEY	DMS
10/8/2007	11/9/2007	UPDATED EASEMENTS & LEGAL DESCOR.	DMN

ALTA/ACSM LAND TITLE SURVEY
 PART OF LOT 3, TOWNSHIP 11, RANGE 7
 TOWN OF CHEEKTOWAGA
 COUNTY OF ERIE
 STATE OF NEW YORK

DEBORAH A. NAYBOR PLS, PC.
 LAND SURVEYING & LAND PLANNING
 1490 CHURCH STREET
 ALDEN, NEW YORK 14004
 (716) 937-9448

DATE: 10/8/09 SHEET: 1 OF 1 DWN BY: DMS
 JOB NO.: 99235 SCALE: 1" = 30'

Attachment: Site Plans (RES-2017-225 : Accept Site Plan-2685 Walden Avenue)



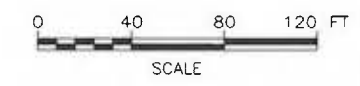
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IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS THEY ARE ACTING UNDER THE DIRECT DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR, TO ALTER AN ITEM IN ANY WAY IF AN ITEM BEARING THE STAMP OF A LICENSED PROFESSIONAL IS ALTERED, THE ALTERING ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT, OR LAND SURVEYOR SHALL STAMP THE DOCUMENT AND INCLUDE THE NOTATION "ALTERED BY" FOLLOWED BY THEIR SIGNATURE, THE DATE OF SUCH ALTERATION, AND A SPECIFIC DESCRIPTION OF THE ALTERATION.

RAYMOUR & FLANIGAN TOWN OF CHEEKTOWAGA, STATE OF NEW YORK	
2685 WALDEN AVENUE	
EXISTING CONDITIONS AND DEMOLITION PLAN	
SCALE: 1" = 40'	DESIGN: B.J.L.
DRAWN: J.M.W.	PROJECT: 18231.00
CHECKED: M.C.H.	DATE: JANUARY 2018
C-1	

SURVEY NOTES:

- THE SURVEY AND MAPPING BY RAVI ENGINEERING AND SURVEY IN THE AREA OF THE EXISTING BUILDING AND PARKING LOT WAS COMPLETED ON OCTOBER 18, 2016. THE ENTIRE PLAZA SURVEY WAS COMPLETED IN A HORIZONTAL COORDINATE SYSTEM NA.D. '83(2011) N.Y.S.P.C.S. WESTERN ZONE AND VERTICAL COORDINATE SYSTEM NA.V.D. '88.

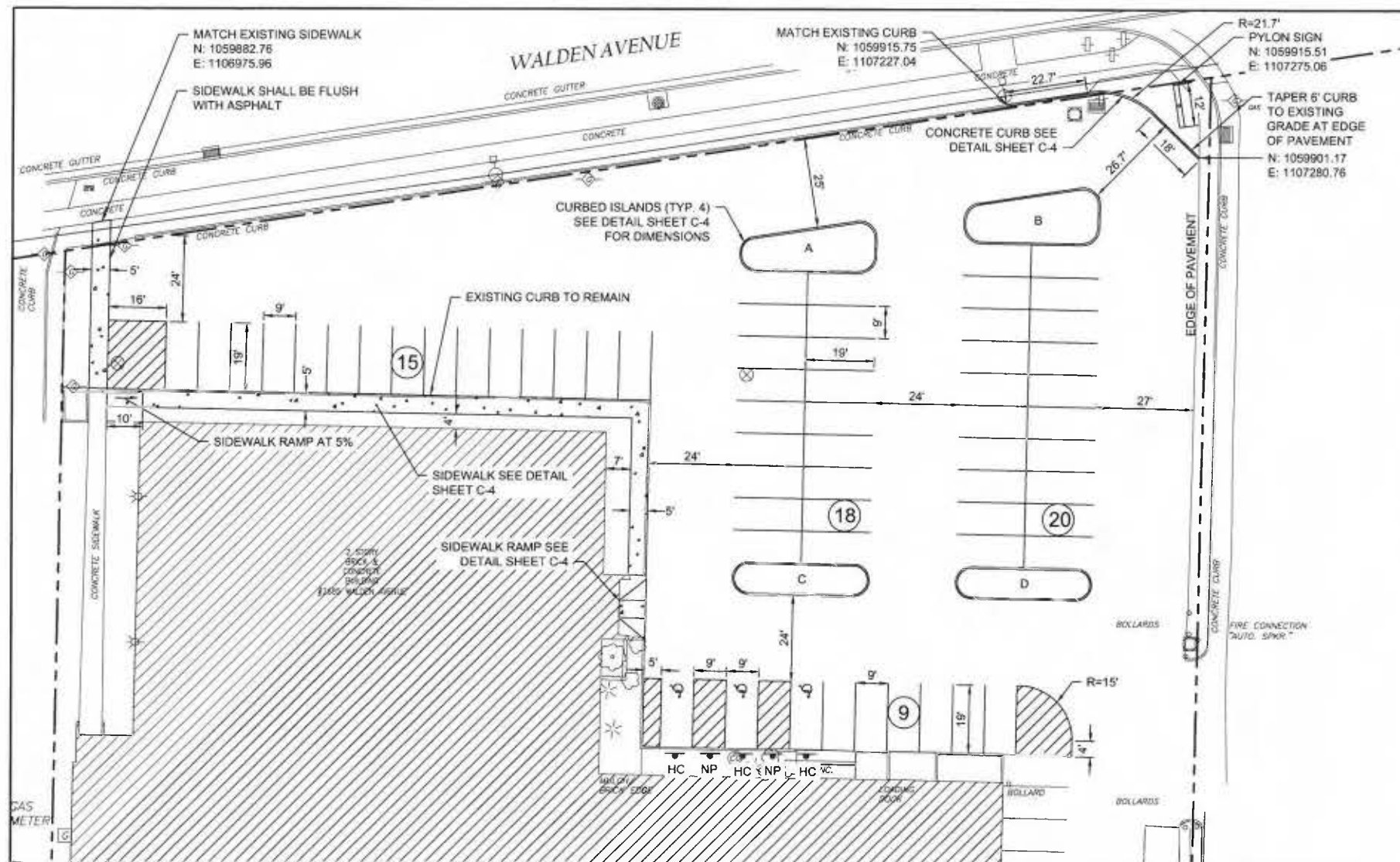


FOR REVIEW





McFarland Johnson
2525 STATE ROUTE 332
CANANDAIGUA, NEW YORK 14424



GENERAL NOTES:

1. ALL IMPROVEMENTS SHALL BE IN ACCORDANCE WITH THE MOST RECENT STANDARDS AND SPECIFICATION OF THE TOWN OF CHEEKTOWAGA.
2. THE CONTRACTOR SHALL BE RESPONSIBLE TO SECURE ALL PERMITS AND PROVIDE ALL BONDS REQUIRED FOR THIS WORK.
3. ALL DEBRIS AND SOILS DERIVED FROM THE CONTRACTORS OPERATIONS FOUND IN THE PUBLIC RIGHT-OF-WAY (ROW) OR CAUSING NUISANCE TO OPERATIONS, SHALL BE CLEANED AND REMOVED ON A DAILY BASIS OR WHEN NOTIFIED BY AN OWNERS REPRESENTATIVE.
4. THE CONTRACTOR SHALL LOCATE, MAKE, SAFEGUARD AND PRESERVE ALL SURVEY CONTROL MONUMENTS AND ROW MONUMENTS IN THE AREAS OF CONSTRUCTION.
5. THE DRAWINGS ARE INTENDED TO REQUIRE AND INCLUDE ALL LABOR, MATERIAL AND EQUIPMENT PROPER FOR THE WORK.
6. THE CONTRACTOR SHALL BE HELD RESPONSIBLE FOR CONSTRUCTION MEANS, METHODS, TECHNIQUES, SEQUENCES AND SAFETY PROCEDURES. THE OWNER AND/OR ARCHITECT/ENGINEER SHALL NOT BE RESPONSIBLE FOR THE ACTS OR OMISSIONS OF THE CONTRACTOR, SUB CONTRACTOR OR THEIR AGENTS, EMPLOYEES OR ANY OTHER PERSON PERFORMING ANY OF THE WORK.
7. OBSERVE ALL OSHA AND OTHER APPLICABLE SAFETY REQUIREMENTS. THE CONTRACTOR SHALL ASSUME THE RESPONSIBILITY FOR CONSTRUCTION SAFETY AT ALL TIMES
8. IT SHALL BE THE CONTRACTORS RESPONSIBILITY TO REPAIR ANY DAMAGE DONE TO EXISTING FEATURES AS A RESULT OF THIS WORK, DAMAGED ITEMS SHALL BE REPLACED IN KIND AND AT NO COST TO THE OWNER.
9. IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO REVIEW ALL OF THE DRAWINGS AND SPECIFICATION ASSOCIATED WITH THIS PROJECT WORK SCOPE PRIOR TO THE INITIATION OF CONSTRUCTION. SHOULD THE CONTRACTOR FIND A CONFLICT WITH THE DOCUMENTS RELATIVE TO THE SPECIFICATION OR APPLICABLE CODES, IT IS THE CONTRACTORS RESPONSIBILITY TO NOTIFY THE OWNERS REP. IN WRITING PRIOR TO THE START OF CONSTRUCTION. FAILURE BY THE CONTRACTOR TO NOTIFY THE OWNERS REP. SHALL CONSTITUTE ACCEPTANCE OF FULL RESPONSIBILITY BY THE CONTRACTOR TO COMPLETE THE SCOPE OF WORK AS DEFINED BY THE DRAWINGS IN FULL CONFORMANCE WITH LOCAL REGULATIONS AND CODES.
10. THE PLANS SHOW SUBSURFACE STRUCTURES, ABOVE-GROUND STRUCTURES AND/OR UTILITIES FROM FIELD LOCATION AND RECORD MAPPING, EXACT LOCATION OF WHICH MAY VARY FROM THE LOCATIONS INDICATED. CALL DIG SAFELY NEW YORK 72 HOURS BEFORE YOU DIG, DRILL, OR BLAST.



SIGN SCHEDULE

TEXT	KEY	DESCRIPTION	TYPE OF MOUNT	HEIGHT	POST QUANTITY	SIGN QUANTITY
	HC	12"X18"	POST MOUNT	7'-0"	3	3
	NP	12"X18" BLACK ON WHITE	POST MOUNT	7'-0"	2	2

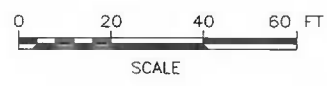
LEGEND

- PROPERTY LINE
- SIDEWALK
- SIGN
- PARKING COUNT
- ISLAND IDENTIFICATION LETTER

EXISTING PARKING EAST AND SOUTH OF BUILDING: 70 SPACES
 PROPOSED PARKING NORTH OF BUILDING: 62 SPACES
 TOTAL PARKING: 132 SPACES
 REQUIRED PARKING PER TOWN CODE: 129 SPACES

FURNITURE OUTLET:
 AREA: 27,575 SF
 EMPLOYEES: 8
 1 SPACE PER 700 SF = 40 SPACES
 1 SPACE PER EMPLOYEE = 8 SPACES
TOTAL = 48 SPACES

WAREHOUSE:
 EMPLOYEES: 54
 1.5 SPACES PER EMPLOYEE = 81 SPACES
TOTAL = 81 SPACES

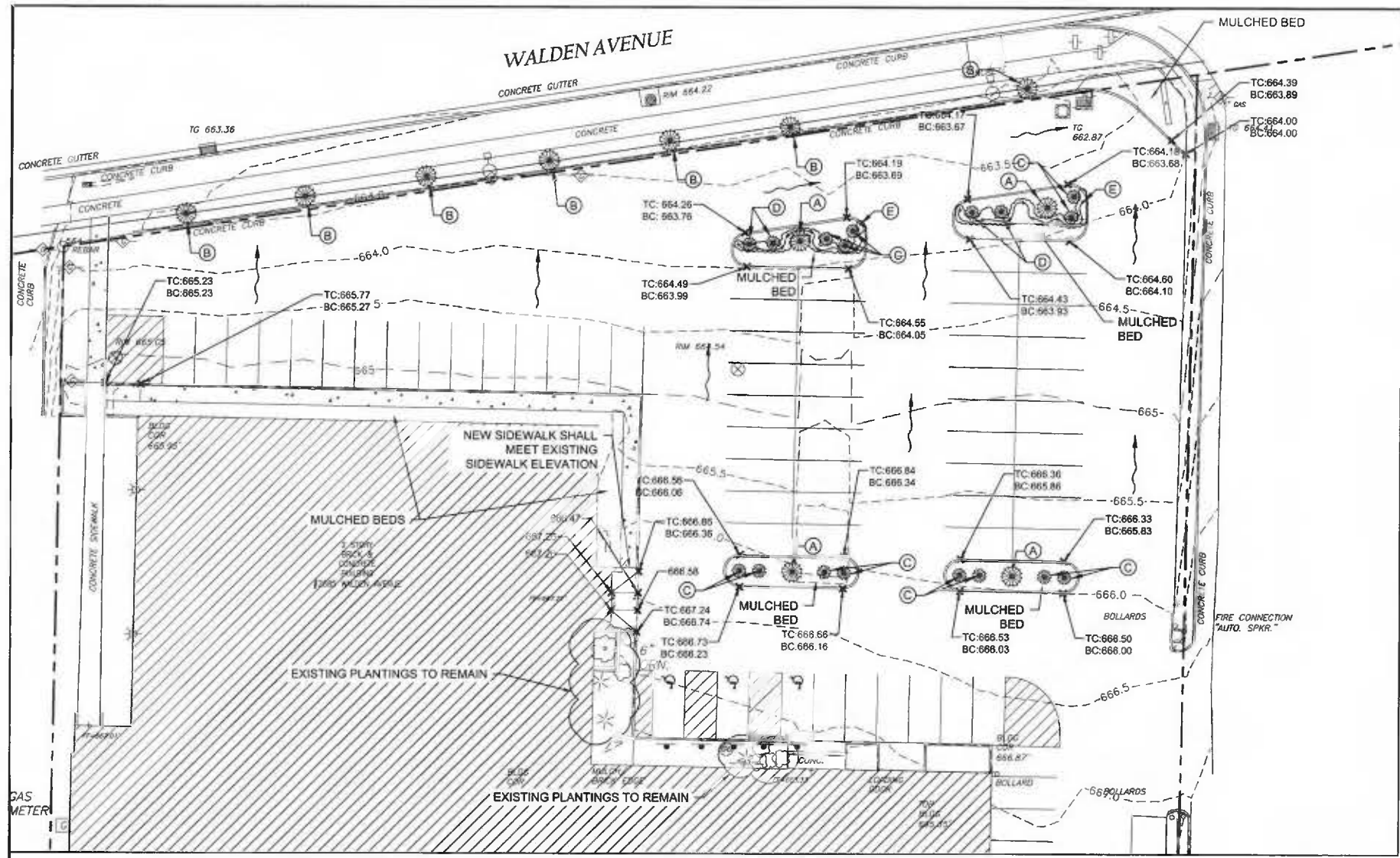


FOR REVIEW

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	<p>RAYMOUR & FLANIGAN TOWN OF CHEEKTOWAGA, STATE OF NEW YORK 2685 WALDEN AVENUE</p>
	<p>LAYOUT PLAN</p>
<p>McFarland Johnson 2525 STATE ROUTE 332 CANANDAIGUA, NEW YORK 14424</p>	<p>SCALE: 1" = 20' DRAWN: JMW CHECKED: MCH</p>
<p>DESIGN: B.J.L. PROJECT: 18231.00 DATE: JANUARY 20</p>	<p>C-2</p>

Attachment: Site Plans (RES-2017-225 : Accept Site Plan-2685 Walden Avenue)



LANDSCAPING NOTES:

- ALL PLANTS SHALL MEET OR EXCEED THE MINIMUM REQUIREMENTS IN THE LATEST EDITION OF THE AMERICAN STANDARD FOR NURSERY STOCK BY AMERICAN NURSERY AND LANDSCAPE ASSOCIATION, ANSI Z60.1.
- THE CONTRACTOR SHALL BE RESPONSIBLE FOR HIS OWN QUANTITY TAKEOFFS.
- THE CONTRACTOR SHALL STAKEOUT PLANTINGS FOR THE OWNER'S REPRESENTATIVE'S APPROVAL PRIOR TO BEGINNING WORK.
- SHOULD LOCATION OF TREES BE WITHIN 5' OF UNDERGROUND UTILITIES, RELOCATE SAID TREE A MINIMUM OF 5' FROM BALL TO UTILITIES.
- SHOULD LARGE DECIDUOUS TREES BE WITHIN 20' OF OVERHEAD WIRES, RELOCATE SAID TREE A MINIMUM OF 20' FROM WIRES.
- PLANTING BACKFILL MIXTURE: 4 PARTS TOPSOIL; 1 PART PEAT MOSS; 10 LBS. 5-10-5 PLANTING FERTILIZER PER CUBIC YARD THOROUGHLY MIXED.
- MULCH BEDS WITH 3" DEPTH, SHREDDED HARDWOOD BARK MIXTURE AND WEED BARRIER.
- UPON COMPLETION AND ACCEPTANCE OF THE LANDSCAPING, A ONE (1) YEAR MAINTENANCE GUARANTEE IS REQUIRED.
- SEED MIXTURES (APPLY TO AREAS NOT PAVED OR PLANTED) TO BE APPLIED AT A RATE OF 5LBS./1,000 SF. USING THE FOLLOWING:
 34% BLEND OF KOKOMO II, PARAGON GLR & PIZZAZ PERENNIAL RYEGRASS
 33% BOREAL CREEPING RED FESCUE
 33% KIEN BLUE KENTUCKY BLUE-GRASS

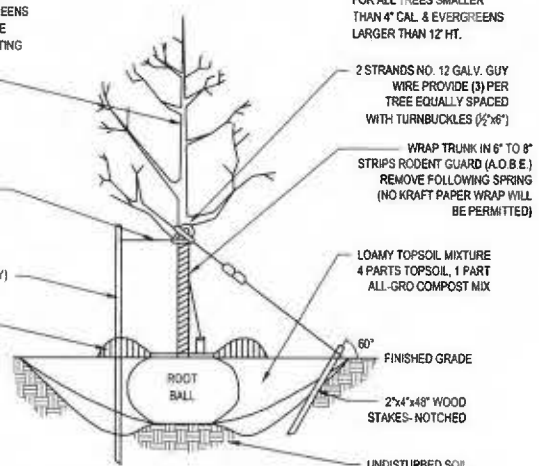
STAKING:

FOR ALL TREES SMALLER THAN 4" CAL. & EVERGREENS 5'-12' HT. REMOVE STAKE ONE YEAR AFTER PLANTING

GUYING:

FOR ALL TREES SMALLER THAN 4" CAL. & EVERGREENS LARGER THAN 12' HT.

SET TRUNK PLUMB LEAN SLIGHTLY INTO PREVAILING WIND
 2 STRANDS NO. 12 GALV. PLIABLE STEEL WIRE (TWIST TO TIGHTEN NOT OVERTIGHTEN, ALLOW FOR SOME SWAY)
 2"x2" STAKE (THREE WAY)
 3" MULCH (TYP.) SEE NOTE 3



NOTES:

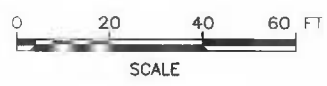
- USE 8" STAKES. DRIVE 48" BELOW GROUND.
- ROOT COLLAR TO BE SLIGHTLY ABOVE SURROUNDING GRADE.
- MULCH SHALL BE PULLED AWAY FROM THE BASE OF TREE EXTENDING OUT AT LEAST 6" FROM THE BARK, THEN IT CAN BE THICKENED.

PLANTING SCHEDULE

	SYMBOL	BOTANICAL NAME	COMMON NAME	PLANTED SIZE	MATURE SIZE	ROOT	SPACING	QUANTITY
TREES	A	AMELANCHIER X GRANDIFOLIA TREE FORM	SERVICEBERRY 'AUTUMN BRILLIANCE'	2" CALIPER 10' HT.	15' HT.	BALLED & BURLAPPED	AS SHOWN	4
	B	SYRINGA RETICULATA	JAPANESE TREE LILAC	2" CALIPER 10' HT.	15' HT.	BALLED & BURLAPPED	AS SHOWN	7
SHRUBS	C	SPIREA JAPONICA 'GOLDFLAME'	GOLDFLAME SPIREA	2' HT.	4' HT.	2 GAL. PAIL	4' O.C.	13
	D	SPIREA BUMULDA 'ANTHONY WATERER'	ANTHONY WATERER SPIREA	2' HT.	4' HT.	2 GAL. PAIL	4' O.C.	4
GROUND COVER	E	JUNIPERUS CHINENSIS 'KALLEYS COMPACT'	KALLEYS COMPACT JUNIPER	24" SPREAD 6" MIN HT.	GROUND COVER	2 GAL. PAIL	4' O.C.	17

LEGEND:

- PROPOSED PLANTING
- PLANTING SYMBOL
- FLOW ARROW
- EXISTING CONTOUR -665-
- PROPOSED SPOT ELEVATION TC:
BC:



FOR REVIEW

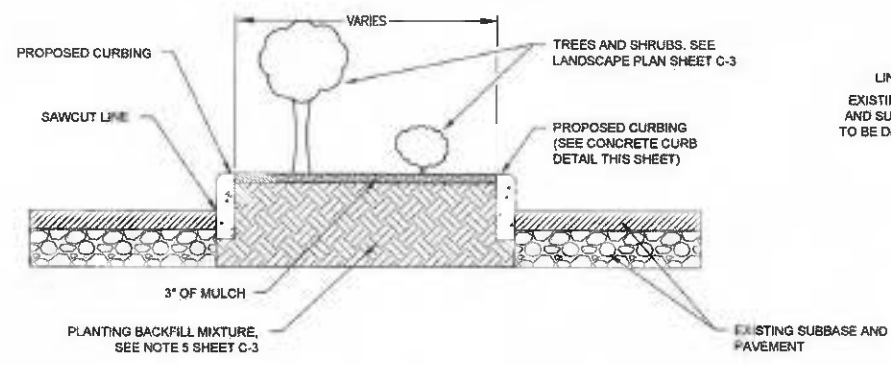
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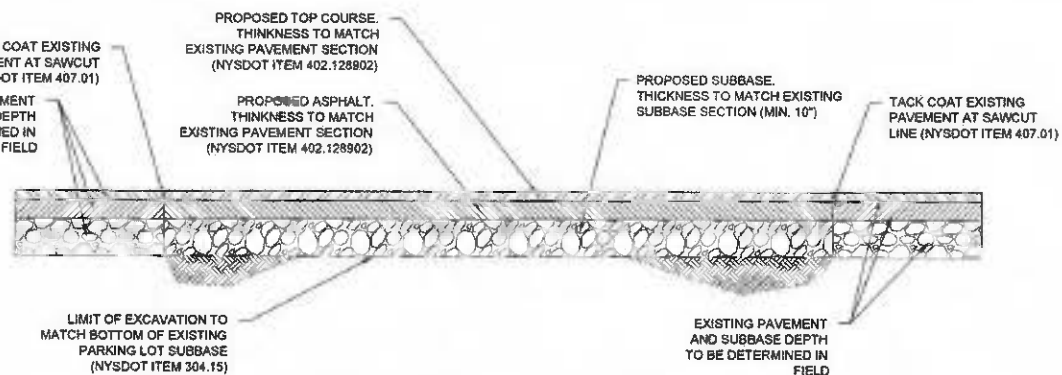
McFarland Johnson
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RAYMOUR & FLANIGAN	
TOWN OF CHEEKTOWAGA, STATE OF NEW YORK	
2685 WALDEN AVENUE	
GRADING & LANDSCAPE PLAN	
SCALE: 1" = 20'	DESIGN: B.J.L.
DRAWN: J.M.V.	PROJECT: 18231.00
CHECKED: M.C.H.	DATE: JANUARY 20

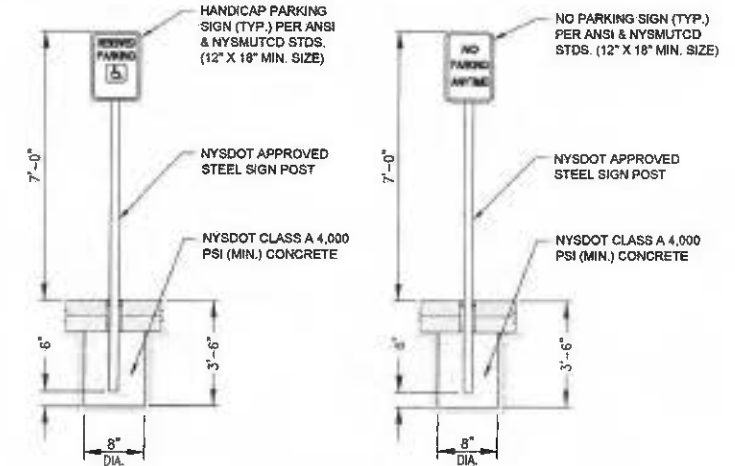
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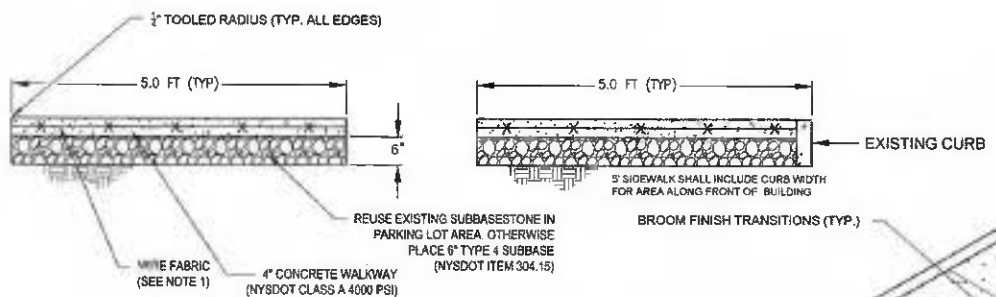
CURBED ISLAND DETAIL
NOT TO SCALE



PAVEMENT REHAB DETAIL (AREA WHERE EXISTING CURBED ISLAND IS REMOVED)
NOT TO SCALE

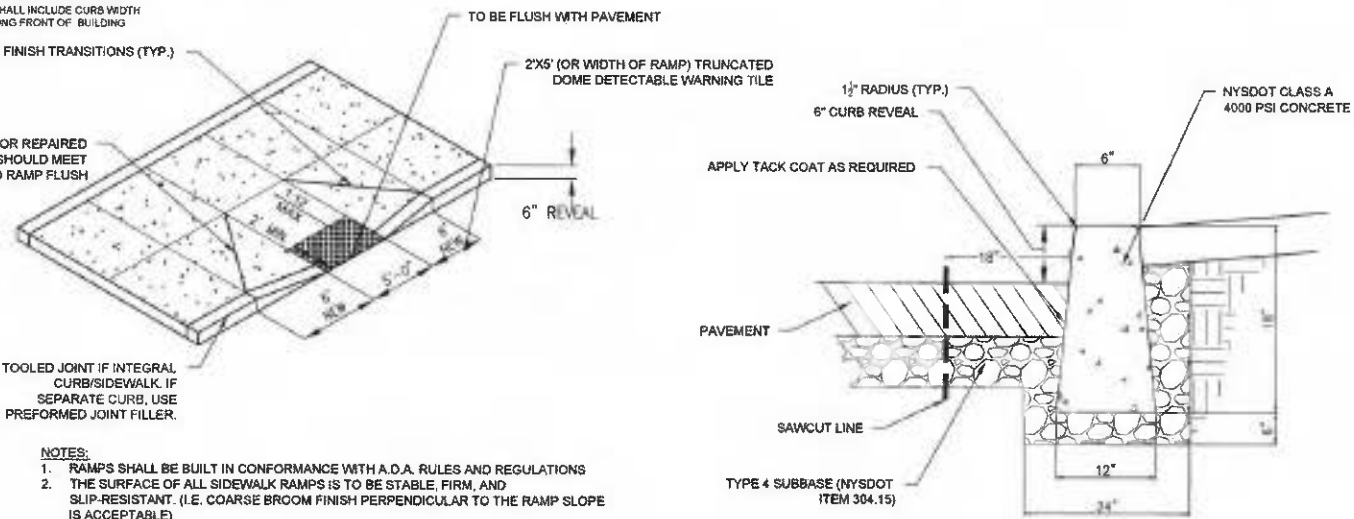


TYPICAL HANDICAP/ NO PARKING SIGN DETAIL
NOT TO SCALE



CONCRETE WALKWAY DETAIL
NOT TO SCALE

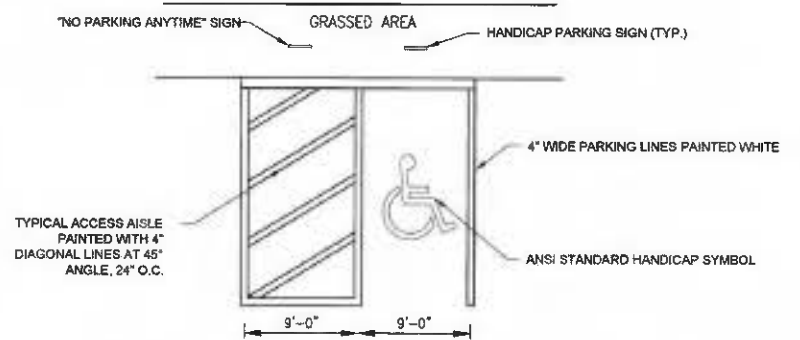
- NOTES:**
1. WIRE FABRIC FOR CONCRETE REINFORCEMENT SHALL CONSIST OF W3 OR W4 WIRE AT 6" CENTERS TRANSVERSELY AND LONGITUDINALLY EMBEDDED AT MID-DEPTH IN THE SLAB INCLUDED IN ITEM 608.0101
 2. SIDEWALK SHALL BE BROOM FINISHED A.O.B.E
 3. PROVIDE TOOLED CONSTRUCTION JOINTS AT 5' MAX. INTERVALS, EACH DIRECTION.
 4. PROVIDE FULL DEPTH TRANSVERSE CONSTRUCTION JOINTS AT 20' MAX. INTERVALS.



CAST-IN-PLACE CONCRETE CURB DETAIL
NOT TO SCALE

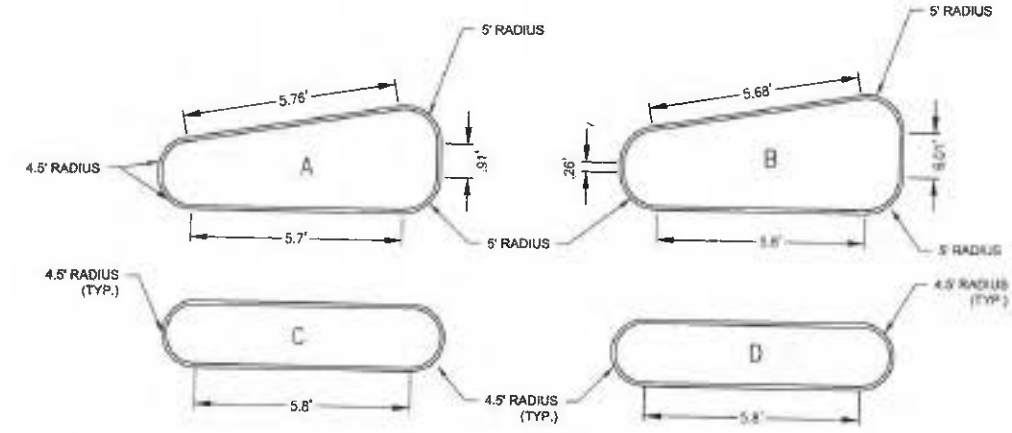
- NOTES:**
1. RAMP SHALL BE BUILT IN CONFORMANCE WITH A.D.A. RULES AND REGULATIONS
 2. THE SURFACE OF ALL SIDEWALK RAMP IS TO BE STABLE, FIRM, AND SLIP-RESISTANT. (I.E. COARSE BROOM FINISH PERPENDICULAR TO THE RAMP SLOPE IS ACCEPTABLE)

- NOTES:**
1. ALL SPECIFIED CURB ITEMS SHALL BE SUPPLIED AND INSTALLED IN ACCORDANCE WITH NYSDOT STANDARD SPECIFICATIONS - CONVENTIONALLY FORMED CURB AND CURBS & GUTTER, SECTION 609-3.04-A.

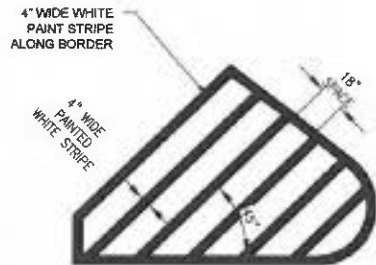


TYPICAL HANDICAP PARKING MARKING DETAIL
NOT TO SCALE

- NOTES:**
1. MAXIMUM SLOPE WITHIN HANDICAPPED PARKING SPACE AND/OR NO PARKING AISLE SHALL NOT EXCEED 1:50 IN ALL DIRECTIONS.
 2. SIGNS SHALL BE PERMANENTLY INSTALLED AT A MIN. CLEAR HEIGHT OF 64" ABOVE WALKWAY SURFACE AND SHALL NOT INTERFERE WITH AN ACCESSIBLE ROUTE FROM AN ACCESS AISLE.
 3. SIGNS SHALL MEET THE LATEST REQUIREMENTS FOR RETROREFLECTIVITY



CURBED ISLAND DIMENSIONS DETAIL
NOT TO SCALE



'NO PARKING' PAVEMENT MARKING DETAIL
NOT TO SCALE

- NOTES:**
1. PAINT SHALL BE WATERBORNE PAINT MEETING THE REQUIREMENTS OF FEDERAL SPECIFICATIONS TT-P-1952E

FOR REVIEW



Mcfarland Johnson
2525 STATE ROUTE 332
CANANDAIGUA, NEW YORK 14424

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RAYMOUR & FLANIGAN
TOWN OF CHEEKTOWAGA, STATE OF NEW YORK
2685 WALDEN AVENUE

DETAIL PLAN

SCALE: NTS	DESIGN: B.J.L.
DRAWN: J.M.W.	PROJECT: 18231.00
CHECKED: M.C.H.	DATE: JANUARY 20

C-4



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RENOVATIONS FOR
RAYMOUR & FLANIGAN FURNITURE
2685 WALDEN AVENUE
BUFFALO, NEW YORK 14225

LEGEND

- ⊕ ELEC. OUTLET
- ⊕ D DEDICATED ELEC. OUTLET (NOT TO BE CONTROLLED BY ENERGY MANAGEMENT)
- ⊕ QD QUAD. FLOOR OUTLET (BRUSHED BRASS FINISH)
- ▶ PHONE
- ▶ DATA
- ▶ POS W/PHONE, DATA & DEDICATED ELECTRIC OUTLET IN SINGLE RECEPTACLE/COVER PLATE, MTD @ 36" AFF UNO
- ⊕ JUNCTION BOX FOR WALL SCIENCE OR BOX LIGHT, SEE DETAIL FOR MOUNTING HEIGHT

CONDITION 'A'

CONDITION 'B'

NOTES:

- ALL OUTLETS TO BE 18" AFF UNLESS NOTED OTHERWISE.
- OUTLETS ON LOW PARTITION WALLS TO BE EITHER:
 - 'A' - 2'-0" FROM FACE OF COLUMN OR CORNERS
 - 'B' - CENTERED BETWEEN COLUMNS OR ON WALL

INTERIOR PARTITION TYPES

- 1. ALL NEW PARTITIONS TO BE 3-5/8" CMF @ 14" OC WITH 1 LAYER 5/8" GWB EACH SIDE, 4 7/8" TOTAL THICKNESS, 8'-0" HIGH WALL (UNLESS OTHERWISE NOTED, SEE KEY NOTES) TIE INTO STRUCTURE ABOVE AS REQUIRED. WATER RESISTANT OVER AT COLLECT ROOMS.
- 2. SIMILAR TO PTN TYPE 1 EXCEPT TAKE FRAMING TO UNDER SIDE OF DECK, SEE STUDS FOR REFLECTION CRITERIA.
- 3. (2) 3-5/8" CMF STUDS @ 18" OC WITH 1 LAYER WATER RESISTANT 5/8" GWB EACH SIDE, 3 1/2" AIR SPACE BETWEEN STUDS, HEIGHT AS SHOWN ON INT ELEVATIONS (ASQ, AS.1), 1 1/2" TOTAL THICKNESS.

NOTE:

1. ALL WALLS ARE WALL TYPE 1 UNLESS OTHERWISE NOTED.
2. LIMIT WALL DEFLECTION TO L/240, INCLUDE THE REQUIREMENTS OF ICC-ES AC808 FOR CMF WALLS.
3. WALL AT DEMISING LINE TO BE INSULATED TO 6" ABOVE ACT CLG.

GENERAL PLAN NOTES:

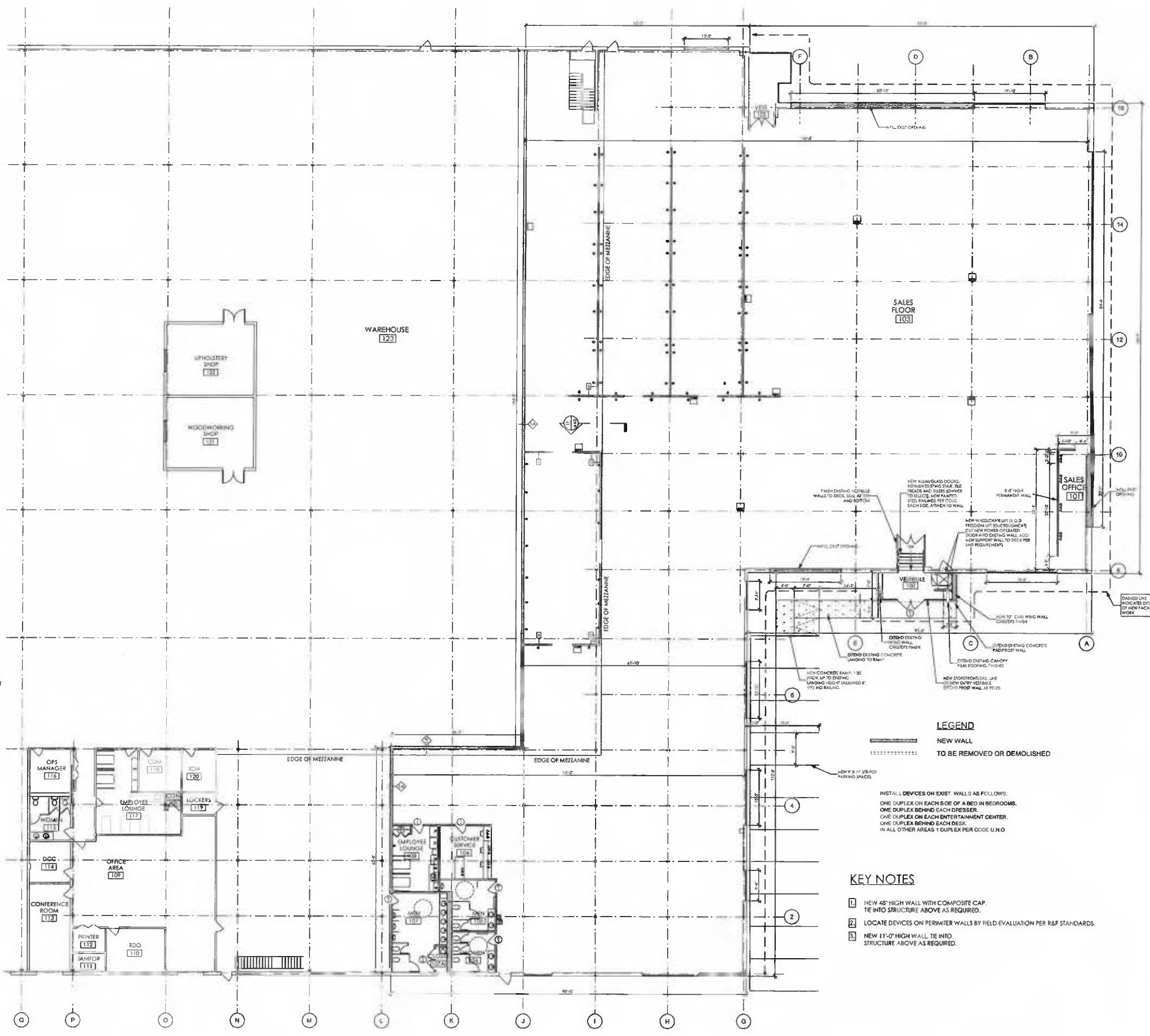
1. ALL ELECTRICAL OUTLETS LOCATED IN THE SALES & CUSTOMER SERVICE OFFICES TO BE ON SEPARATE CIRCUITS, NOT TO BE CONTROLLED BY ENERGY MANAGEMENT.
2. ALL POINT OF SALE (POS) STANDS SHALL HAVE AN ELECTRICAL OUTLET ON SEPARATE CIRCUIT, NOT TO BE CONTROLLED BY ENERGY MANAGEMENT.
3. ALL OTHER REMAINING SHOWROOM ELECTRICAL OUTLETS TO BE CONTROLLED BY THE ENERGY MANAGEMENT SYSTEM.
4. ALL FLOOR ELECTRICAL OUTLETS TO BE FLUSH WITH FLOOR. (BRUSHED BRASS FINISH)
5. ALL OUTLETS TO BE 18" AFF UNLESS NOTED OTHERWISE.
6. INSTALL 2" CONTIGR BOOTH (2 @ 101059) CONTIGR BECHES WITH WILSONART D50-60 TONAKI BROWN LAMINATE SEAT FACE AND BLACK BACK, #20050 BLACK WALL STYLE FRAME, #28059 SELF EDGE TABLETOP WITH WILSONART BUTCHERBLOCK MAPLE 2042-58 LAMINATE. CONTRACTOR TO PREORDER DUE TO LONG LEAD TIME, GENHARZ EQUIPMENT: 315 463 0837 - JOHN DELONG.
7. OUTLETS ON LOW PARTITION WALLS TO BE EITHER 2'-0" FROM FACE OF COLUMN OR CORNERS OR CENTERED BETWEEN COLUMNS OR ON WALL AS SHOWN.
8. ALL COLUMN DIMENSIONS TO BE VERIFIED IN FIELD, ALL PLUMBING DROPS TO BE LOCATED IN FIELD.
9. ELECTRICAL CONTRACTOR WILL SUPPLY ALL ELECTRICAL COMPONENTS WITH THE EXCEPTION OF 2 X 2 AND 2 X 4 LIGHT FIXTURES, ITEMS INSTALLED W/O SUBMITTALS ARE SOLE RESPONSIBILITY OF THE C.
10. ALL EXTERIOR DIMENSIONS SHOWN ON THIS PLAN ARE APPROXIMATE BASED ON FIELD CONDITIONS AND ARE SHOWN FOR REFERENCE ONLY.
11. ALL INTERIOR DIMS. ARE TAKEN FROM THE PROPOSED FINISHED WALL OF PERIMETER WALLS TO CENTERLINE OF PARTITIONS, AND PARTITION CENTERLINE TO PARTITION CENTERLINE.

CABLING:

- TELEPHONE CATEGORY 5e (CAT5e) PHONE EXTENSIONS/ FAX/TIME/CLOCK/ENERGY MANAGEMENT SYSTEM.
- DATA CATEGORY 5e (CAT5e) ONE LINE PER DATA JACK.
- ALL LINES TERMINATE AT THE COMPUTER ROOM. (TO BE FIELD LOCATED). WE CURRENTLY A ROUTER/CSU-DSU AND PBX (TOSHIBA) FOR PHONES, MUZAK AND FOR MUSIC ON HO10/PAGING.

PAINT:

PAINT TO LEVEL FOUR FINISH, QW005 TO PROVIDE PAINT SCHEDULE



LEGEND

- NEW WALL
- - - - - TO BE REMOVED OR DEMOLISHED

INSTALL DEVICES ON EXIST. WALLS AS FOLLOWS:

- ONE DUPLEX ON EACH SIDE OF A BED IN BEDROOMS.
- ONE DUPLEX BEHIND EACH DRESSER.
- ONE DUPLEX ON EACH ENTERTAINMENT CENTER.
- ONE DUPLEX BEHIND EACH DESK.
- IN ALL OTHER AREAS 1 DUPLEX PER CODE U.N.O.

KEY NOTES

1. NEW 48" HIGH WALL WITH COMPOSITE CAP. TIE INTO STRUCTURE ABOVE AS REQUIRED.
2. LOCATE DEVICES ON PERIMETER WALLS BY FIELD EVALUATION PER R&F STANDARDS.
3. NEW 11'-0" HIGH WALL, TIE INTO STRUCTURE ABOVE AS REQUIRED.

REVISIONS:

DRAWN BY: GAN
CHECKED BY: AMC

FLOOR PLAN

SCALE: AS NOTED
PROJECT NO: 2018-20

1 FLOOR PLAN
3/32" = 1'-0"

A2.1



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RENOVATIONS FOR
RAYMOUR & FLANIGAN FURNITURE
2685 WALDEN AVENUE
BUFFALO, NEW YORK 14225

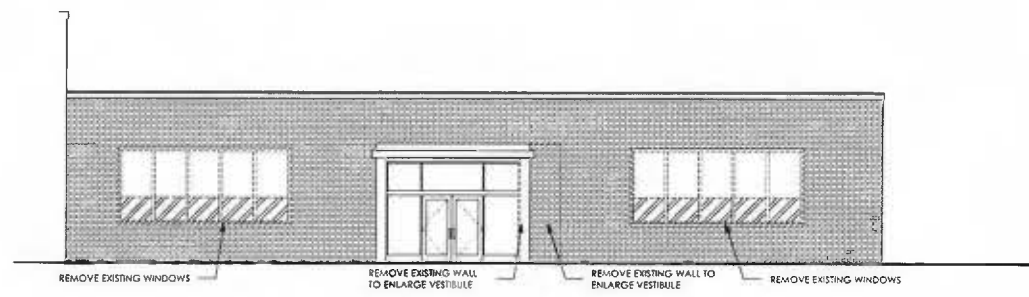
REVISIONS:

DRAWN BY: CAH
CHECKED BY: AMC

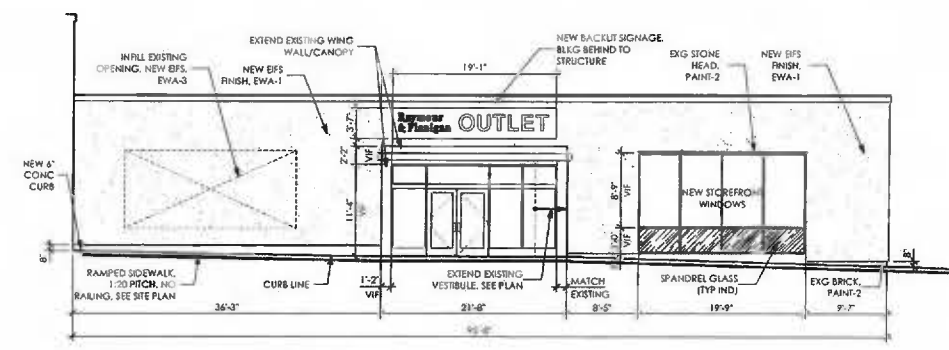
EXTERIOR ELEVATIONS

SCALE: AS NOTED
PROJECT NO.: 2015-20

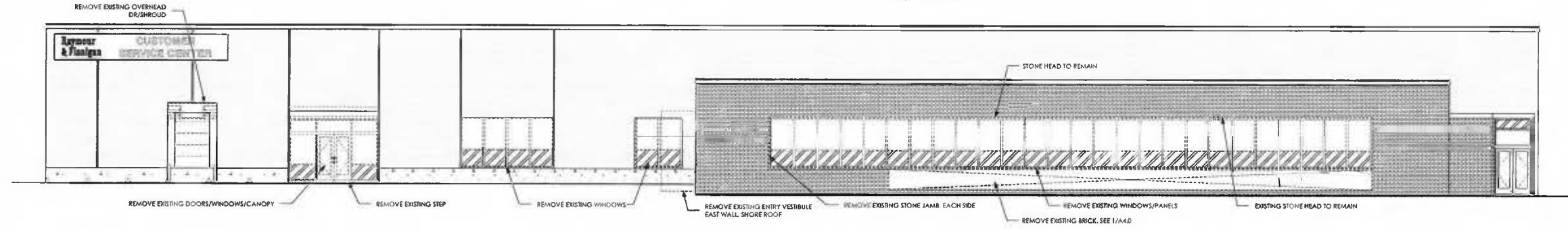
A2.6



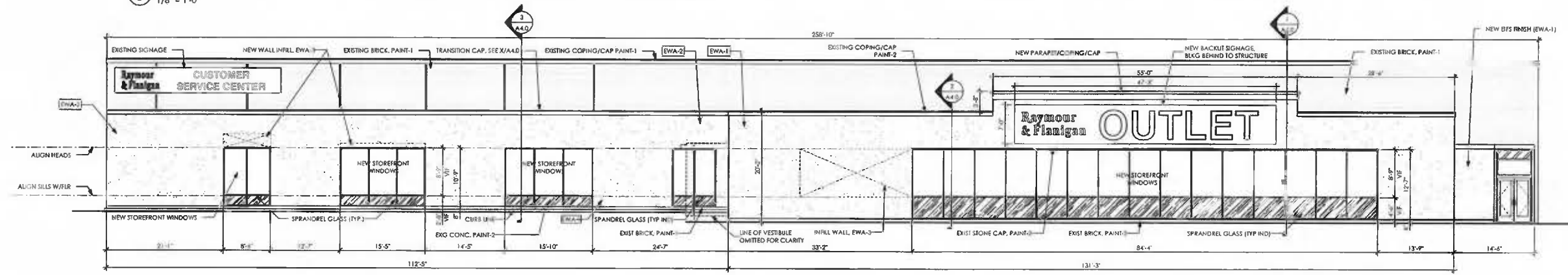
1 EXISTING SIDE ENTRANCE ELEVATION
1/8" = 1'-0"



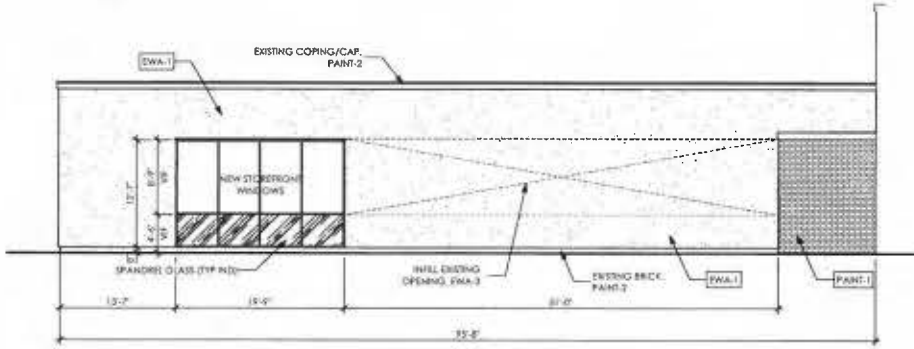
2 PROPOSED SIDE ENTRANCE ELEVATION
1/8" = 1'-0"



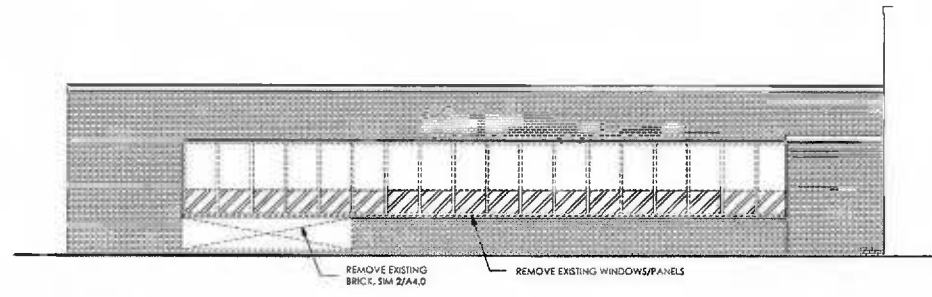
3 EXISTING FRONT ENTRANCE ELEVATION
1/8" = 1'-0"



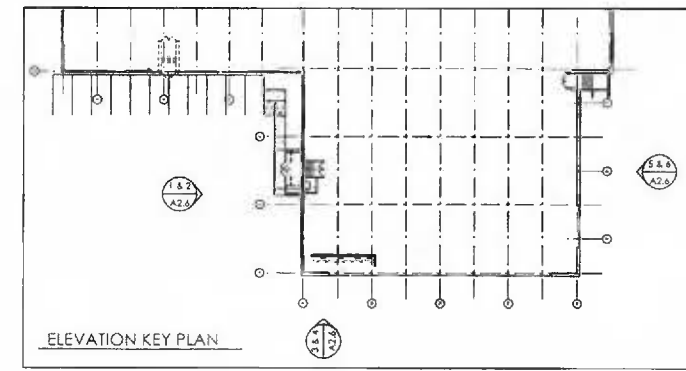
4 PROPOSED FRONT ENTRANCE ELEVATION
1/8" = 1'-0"



6 PROPOSED SIDE ELEVATION
1/8" = 1'-0"



5 EXISTING SIDE ELEVATION
1/8" = 1'-0"



ELEVATION KEY PLAN



Attachment: Site Plans (RES-2017-225 : Accept Site Plan-2685 Walden Avenue)

Raymour & Flanigan

2685 Walden Ave.
Cheektowaga, NY 14623

Sign Design & Fabrication Package
10/26/16
Revision 1



Permitted Signage Info

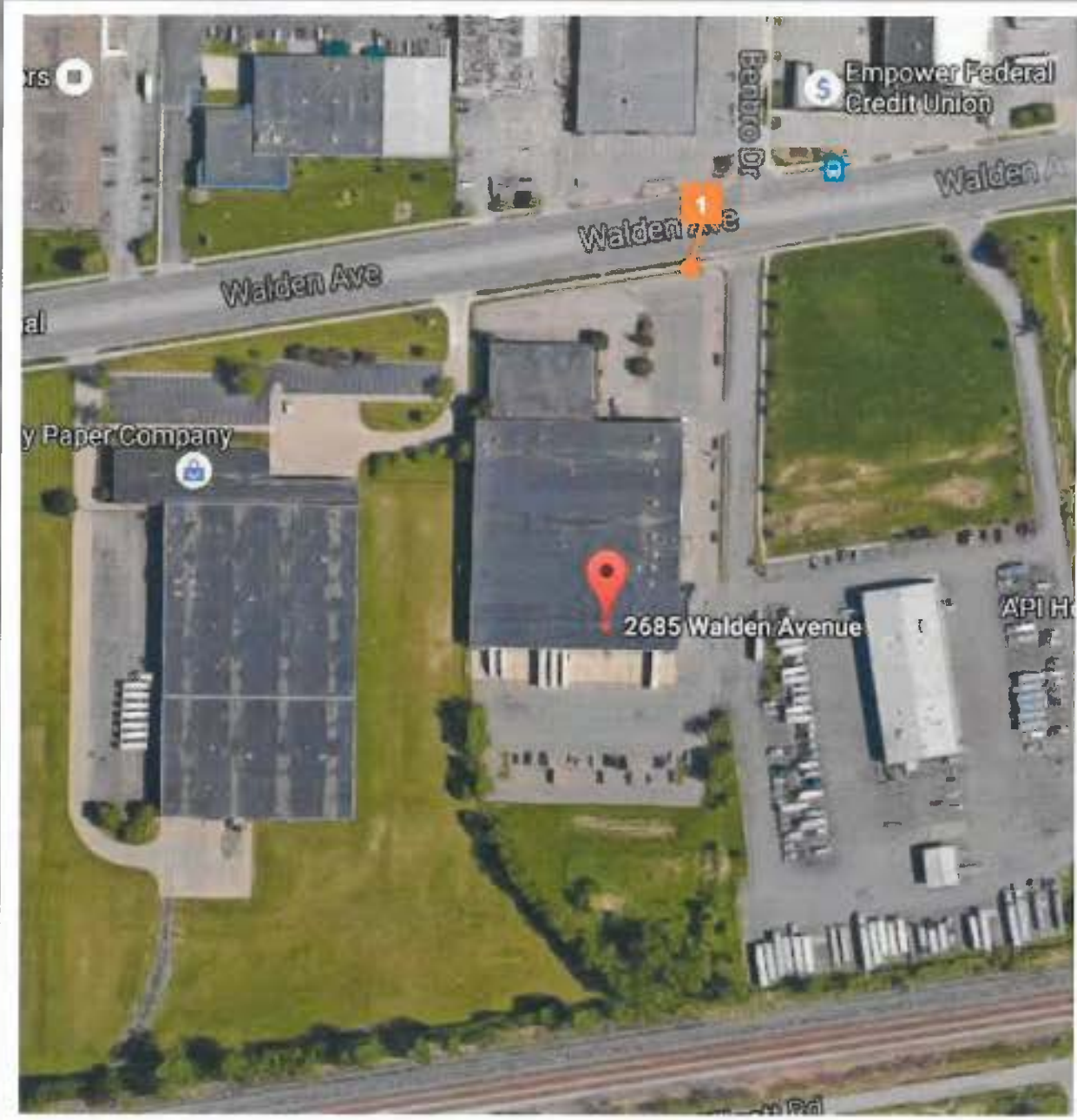
Freestanding

Maximum Sign Area
(1) Sign w/ Maximum 80 S.F.

Attachment: Site Plans (RES-2017-225 : Accept Site Plan-2685 Walden Avenue)

Symbols Key		By Cima	By G.C.
	120 Volt Junction Box		X
	277 Volt Junction Box		N/A
	Neon Transformer	N/A	
	Whip - 1/2" Greenfield leave 6'-0" length available		X
	LED Power Supply	X	
	Wood Blocking		X
	Additional Structure Req'd.		X
	Special Condition Applies		X
	Access Panel - field cut		X
	*Access Panel - field cut, see notes		X
	Blocking Req'd.		X
	Additional Information Req'd.		X

Plotted Site Plan



Notes

1. General Contractor & Raymour responsible to supply updated drawings as they are released.
2. All electrical work to conform to NEC Standards
3. All U.L. listing labels to be placed as required by local and national code requirements
4. IF there are any drawing inconsistencies or any questions concerning clarification on electrical or blocking locations...

Please contact:
 Bill Mottin, Cima Network
 210A Progress Dr.
 Montgomeryville, PA 18936
 856-381-2825
wmottin@cimanetwork.com

Sign Information Overview

Sign Schedule	Qty	Sht #	Elec. Req'd.	Voltage	Amps	Blocking Req'd.	Est. Weight	Special Instructions
1 PYLON	1	3	Y	X	X	X	X	X

CIMANETWORK
 signage & environmental branding

210A Progress Drive
 Montgomeryville, PA 18936
 office: 267.308.0575
 fax: 267.308.0577
www.cimanetwork.com

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Raymour & Flannigan
 FURNITURE

Raymour & Flannigan
 2685 Walden Ave.
 Cheektowaga, NY 14623

DATE	5074	ST	ADJUST GRAPHIC SIGN
DATE	10/26/16	ST	ADJUST GRAPHIC SIGN
DATE	ST	ST	ADJUST GRAPHIC SIGN

SHEET	REVISION
2	1

Attachment: Site Plans (RES-2017-225 : Accept Site Plan-2685 Walden Avenue)



1 Pylon - Elevation
3 SCALE: 1/2" = 1'-0"



3 Pylon - Perspective
3 SCALE: NTS



2 Pylon - Perspective
3 SCALE: 3/16" = 1'-0"

Sign Details

- ① SignComp D/F Wide Body w/ Dual Frame & Dual Frame Cover 17" Painted Black
- ② Flex Face with Applied Double Layer of UC900-560-T
- ③ Illuminated with White LEDs
- ④ 8" Wide Pole Painted Black

Sign Specifications
 Electrical
 Volts: 120
 Total Amps: N/A
 Total Circuits Req'd: (1) 20A 120V
 Area
 Area of Signage: 80.0 Sq.Ft.

UC900-560-T
 Translucent Vinyl
 Double Layer

Black - Paint
 White - Flex

REV #	DATE	REVISIONS
5074	10/26/16	

DATE	REVISION #

SHEET	REVISION
3	1



LIGHTING FIXTURE SCHEDULE									
LABEL	MOUNTING HEIGHT	DELIVERED LUMENS	LLF	MANUFACTURER	CATALOG NUMBER	MOUNTING	VOLTAGE	SYSTEM WATTAGE	DESCRIPTION
A	22'-0" AFG	11,996	0.75	PHILIPS GARDCO	ED-7-3-1024-48-140-147-148	POLE	120/277V	158W	TYPE 3 LED CUTOFF PERFORMANCE LUMINAIRE WITHOUT SIDE SHIELD
B	22'-0" AFG	15,896	0.75	PHILIPS GARDCO	ED-7-4-1024-48-140-147-148	POLE	120/277V	158W	TYPE 4 LED CUTOFF PERFORMANCE LUMINAIRE
C	22'-0" AFG	15,110	0.75	PHILIPS GARDCO	ED-7-5-1024-48-140-147-148	POLE	120/277V	158W	TYPE 5 LED CUTOFF PERFORMANCE LUMINAIRE

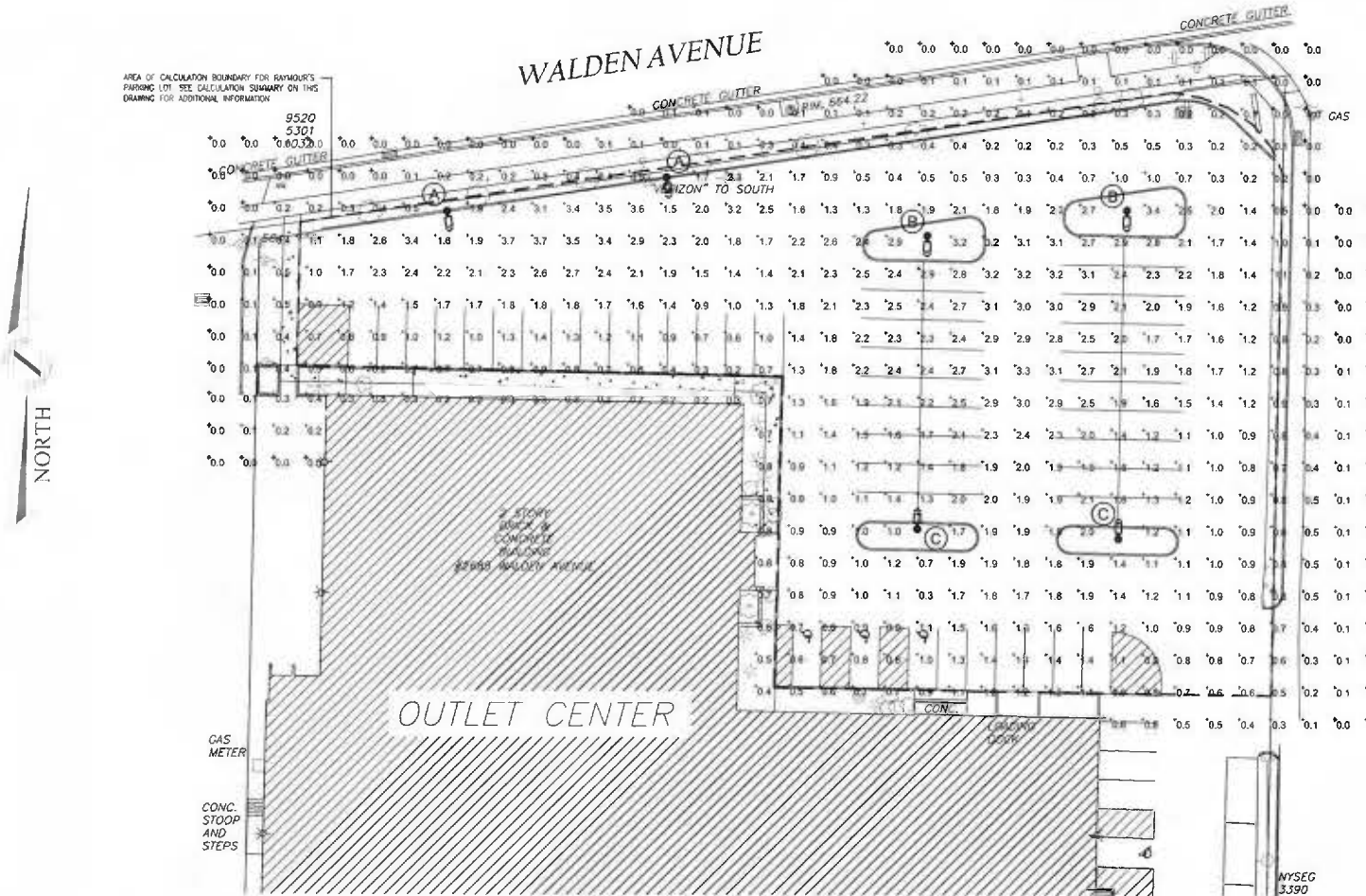
NOTE:
 1. E.C. SHALL COORDINATE FIXTURE SELECTIONS, COLOR TEMPERATURE, COLOR RENDERING INDEX (CRI), AND COLOR OF HOUSINGS w/ ARCHITECT AND OWNER PRIOR TO ORDERING.
 2. FUTURE SUBSTITUTIONS MUST BE APPROVED BY THIS ENGINEER FOR DESIGN COMPLIANCE AND OWNER FOR AESTHETIC REASON.

CALCULATION SUMMARY						
USE/TASK	CALC TYPE	UNITS		AVG	MAX	MIN
NONRESIDENTIAL PARKING LOT	ILLUMINANCE	FC	REQUIRED	10.0	10	0.2
			ACTUAL	14.4	3.8	0.2

* CALCULATION SUMMARY REPRESENTS THE PORTION OF ILLUMINATION FALLING IN RAYMOUR'S PARKING LOT. PHOTOMETRIC GRID HAS BEEN EXTENDED ON PLAN TO SHOW EXTENT OF LIGHT SPILL.



Project Name
Raymour & Flanigan
 Site Lighting
 2685 Walden Avenue
 Buffalo, NY 14225



1 PARKING LOT LIGHTING - PHOTOMETRIC MODELING CALCULATIONS
 E1.0 SCALE: 1" = 20'-0"

- NOTES:**
- SEE CIVIL PLANS FOR FURTHER DETAILS.
 - EXTERIOR LIGHTING TO BE CONTROLLED VIA BUILDING MANAGEMENT SYSTEM PROGRAMMING BY INSTALL E.C. TO BE COMPLIANT WITH TOWN OF CHESTERFIELD LIGHTING ORDINANCE ((260-48 SITE LIGHTING) & RFP REPRESENTATIVE.



Revisions		
#	Date	Description
0	12-22-16	Issue for Permit

Drawn by	HTL
Checked by	HTL
Date	12-22-16
Scale	As Noted
Project Number	RWF 16239
Drawing Title	

PARKING LOT LIGHTING - PHOTOMETRIC MODELING CALCULATIONS

Drawing Number
ESP1.0

Attachment: Site Plans (RES-2017-225 : Accept Site Plan-2685 Walden Avenue)



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, April 25, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on April 25, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Jillian Gorman-King, Executive Director - Youth Board
Brian Krause, Director of Finance and Administration
Kerry Peek, Senior Services Director
Melissa Reese, Deputy Town Attorney
Mark Wegner, Highway Superintendent
David Zack, Chief of Police

V. Recognition

VI. Approve Minutes

Motion by Councilmember Hammer, Seconded by Councilmember Kaminski to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Rezoning Request - Part of 142 French Road

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

2. Local Law Intro No. 2017-5 of 2017 - A Local Law to Repeal the Sex Offenders Law

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Alice Magierski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Presentation

X. From the Table



1. RESOLUTION 2017-236

Authorize Supervisor to Execute Agreement with Wendel, P.C. for Development and Implementation of a Public GIS Web Mapping Application

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, the Town previously engaged the firm of Wendel to provide professional services to develop and support a web based GIS System, including asset management and mapping tools for the Town's storm and sanitary sewer infrastructure, for use by the Town Engineering, Sewer Maintenance and Highway Departments, AND

WHEREAS, Town of Cheektowaga Planner Daniel Ulatowski has requested a quote for a Basic GIS Web Mapping Application (WMA) that can be accessed by Town residents and Town staff, and

WHEREAS, Wendel WD Architecture, Engineering, Surveying & Landscape Architecture P.C. has submitted a proposal and agreement for the development and implementation of a Public GIS Web Mapping Application for the Town of Cheektowaga, and

WHEREAS, the Public GIS Web Mapping Application is necessary to improve the efficiencies within the Town of Cheektowaga Building and Plumbing Department as well as other Town departments, and

WHEREAS, the Public GIS Web Mapping Application will aid in economic development for those seeking to invest in the Town of Cheektowaga, and

WHEREAS, the Town Attorney's Office has reviewed the aforementioned agreement, and,

RESOLVED, that Wendel be and hereby is retained to provide the above-referenced professional services at a cost not to exceed \$4,500.00, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to execute the professional services proposal with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture P.C. for the above services, AND, BE IT FURTHER.

RESOLVED, that monies for said services shall be appropriated from an account to be determined by Brian Krause, Town of Cheektowaga Director of Administration and Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Resolutions



1. RESOLUTION 2017-255

Transfer of Funds-2016

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1415.4001	Contractual Services	\$49,146.00
	100.1415.2000	Equipment	0.51
	100.9499.5124	HUD Reimbursement	82,779.00
	100.9010.8111	Police Retirement	362,498.00
	100.9010.8101	Employees Retirement	165,098.00
	100.7140.1971	PT Regular	9,272.00
	100.7140.1971.1646	PT Regular	4.00
	100.7310.1971	PT Regular	2,883.00
TO:	100.1415.3500	State Aid Archive Grant	\$49,146.51
	100.9010.5992	Allocated FICA	22,854.00
	100.9010.5995	Allocated Fringes	146,400.00
	100.9010.8143	Retiree's Medical Insurance	37,060.00
	100.9010.8975	Retirement Buyout	199,595.00
	100.9903.8141	Medical Insurance	39,368.00
	100.1680.1901	Regular Payroll	19,944.00
	100.1680.1902	Overtime Payroll	24,056.00
	100.1680.1911	Longevity	1,950.00
	100.1680.1914	Shift Differential	320.00
	100.1680.1990	Other Pay	1,618.00
	100.1680.2204	Computer Equipment	62,938.00
	100.1680.4088	Travel, Training & Conference	100.00
	100.1680.4202	Telephone Town Wide	1,041.00
	100.1680.4203	Cellular Phones	5,038.00
	100.1680.4434	Software Maintenance	8,013.00
	100.1910.4706	Real Property Taxes	40,080.00
	100.7140.1971.1611	PT Regular	3,019.00
	100.7140.1971.1632	PT Regular	61.00
	100.7140.1971.1633	PT Regular	246.00
	100.7140.1971.1639	PT Regular	474.00
	100.7140.1971.1640	PT Regular	427.00
	100.7140.1971.1664	PT Regular	5,048.00
	100.7310.1971.1803	PT Regular	1,887.00
	100.7310.1971.1804	PT Regular	600.00
	100.7310.1971.1814	PT Regular	397.00

SPECIAL DISTRICTS

FROM:	150.9903.8143	Retiree's Medical Insurance	\$34,330.00
	255.9903.8143.8125	Medical Insurance Retirees	5,485.00
	255.9903.8141.8135	Medical Insurance Employees	15,115.00
	255.8135.2512	Building Improvements	3,487.00
TO:	150.9903.8141	Medical Insurance	\$34,330.00

	255.9903.8141.8125	Medical Insurance Employee	5,485.00
	255.9903.8143.8135	Medical Insurance Employee	18,602.00
HIGHWAY			
FROM:	300.9010.8101	Employee Retirement	\$7,821.00
	300.9010.8143	Retiree's Medical Insurance	8,222.00
	300.9010.8141	Medical Insurance Employees	1,250.00
	300.9903.8143	Retiree's Medical Insurance	69,227.00
	300.1910.2799	Appropriated Fund Balance	39,684.00
TO:	300.9010.8121	Social Security	\$21,641.00
	300.9010.8975	Retirement Buyout	80,445.00
	300.9903.8141	Medical Insurance Employee	24,118.00

RESULT: ADOPTED [UNANIMOUS]

MOVER: Timothy J. Meyers, Councilmember

SECONDER: Diane Benczkowski, Supervisor

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-256

Transfer of Funds-2017

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1910.2680	Insurance Recoveries	\$607.91
	100.1910.2680	Insurance Recoveries	675.10
TO:	100.1640.4447	Collision Repairs	\$607.91
	100.1640.4447	Collision Repairs	675.10

CDBG

FROM:	700.1014.0600	Housing Rehab.-Single Family	\$205,777.45
	700.1014.0601	Housing Rehab.-Multi Family	80,900.00
	700.1014.0680	Domestic Violence Investigation	18,000.00
	700.1014.0727	Neighborhood Planning	15,000.00
	700.1014.0729	Contaminated Site Cleanup	25,000.00
	700.1014.0731	Cedargrove Public Services	5,000.00
	700.1014.0733	Concentrated Code Enforcement	5,000.00
	700.1015.0600	Housing Rehab.- Single Family	21.75
	700.1015.0601	Housing Rehab.- Multi Family	100,300.00
	700.1015.0731	Cedargrove Public Services	30,000.00
	700.1010.0600	Housing Rehab.	0.80
TO:	700.1014.0500	Sidewalk Replacement	\$320,000.00
	700.1014.0662	Drainage & Sewer Improvements	34,678.25
	700.1015.0662	Drainage & Sewer Improvements	130,321.75

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-257

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to April 25, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$4,600,204.90
RISK RETENTION FUND	1,163,694.92
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	0.00
SPECIAL DISTRICTS FUND	1,848,463.71
HIGHWAY FUND	1,220,381.41
CAPITAL FUND	61,897.13
TRUST & AGENCY FUND	3,703.75
HUD CDBG FUND	493.14
PART TOWN FUND	173,398.85
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$9,072,237.81

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-258

Award of Bid - Town Wide Tree Removal (Bid #2017-21)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, as a result of advertisement, bids were received on April 19, 2017 for Town Wide Tree Removal in the Town of Cheektowaga, AND

WHEREAS, said bids were received and referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for Town Wide Tree Removal in the Town of Cheektowaga be awarded to:

Tree Care of New York
11493 Broadway
Alden, New York 14004

for submission of the lowest bid meeting the specifications in the amount of \$57,575.00, AND, BE IT FURTHER

RESOLVED, that funding for said Town Wide Tree Removal shall be appropriated from a budget line from the Director of Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-259

Award of Bid - Pool Maintenance Chemicals 2017 (Bid #2017-23)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, sealed bids were received for Pool Maintenance Chemicals on April 12, 2017 at a meeting held for said purpose, AND

WHEREAS, said bids have been reviewed for in compliance under the terms of the specifications, NOW THEREFORE BE IT

RESOLVED, that the Cheektowaga Town Board hereby award said Bid for Pool Maintenance Chemicals to:

Amrex Chemical Co., Inc.
391 Exchange Street
Buffalo, NY 14204

for

Category I	Bromine	\$2.62 per lb.
Category II	Diatomaceous Earth-	\$.45 per lb.
Category III	Sodium Bicarbonate	\$.36 per lb.
Category IV	Soda Ash	\$.35 per lb.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-260

Award of Bid - Furnishing & Installation of Trees (Bid #2017-24)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a Notice to Bidders was published for the receipt of bids for the Furnishing and Installation of Trees along Town Highways within the Town of Cheektowaga, which bids were duly received and opened on April 19, 2017, AND

WHEREAS, said bids were referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the Furnishing and Installation of Trees along Town Highways be awarded to:

Diversified Landscape Construction LLC
8519 Ertman Road
Lockport, New York 14094

for the bid price of \$118,900.00, said being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is authorized and directed to execute a contract with Diversified Landscape Construction LLC, AND, BE IT FURTHER

RESOLVED, that funding for said project shall be appropriated from a budget line established by the Director of Administration and Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-261

Award of Contract for the Removal of Dangerous Conditions at 1783 Kensington Avenue, Cheektowaga NY 14225

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga Law for the Administration and Enforcement of the Codes of New York State; and the Property Maintenance Code of New York State require that all vacant structures and premises thereof or vacant land shall be maintained in clean, safe, secure and sanitary condition so as not to cause a blighting problem or adversely affect the public health or safety and all nuisances abated, AND

WHEREAS, the Town of Cheektowaga has received notification of an unsafe tree on the premises located at 1783 Kensington Avenue, Cheektowaga, New York SBL# 80.69-1-4 that is a danger to the safety of others, and records kept by the Assessor's Office identify Ms. Deborah J. Frank, 4253 Bailey Avenue, Amherst, New York 14226, as the owner AND

WHEREAS, an inspection of such premises was conducted at 1783 Kensington Avenue by the Housing and Neighborhood Preservation Office, AND

WHEREAS, such inspection found the premises to be a hazard, and a danger to the safety and wellbeing of others, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office properly notified the property owner in accordance with the Town of Cheektowaga Law for the Administration and Enforcement of the Codes of New York State, and the owner failed to take actions to safeguard the premises, AND

WHEREAS, these conditions require the Town of Cheektowaga Housing and Neighborhood Preservation Office to take immediate steps to safeguard the premises to protect the health and safety of others and abate all nuisances and that pursuant to Section 70-31D and Section 70 of the Town of Cheektowaga Law for the Administration and Enforcement of the Codes of New York State that the property yard be kept clean and free of hazards. Where the presence of a dead, dying, diseased and/or distressed tree(s) are apparent, they shall be removed and the land brought back to a safe condition and insure that the premises be safeguarded and all nuisances abated; and all costs incurred be assessed against the property hereinbefore described, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office issued a Request for Proposals to nine (9) professional tree removal companies for tree removal at 1783 Kensington Avenue, AND

WHEREAS, two (2) proposals were received, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office reviewed the proposals, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office has recommended that The Davey Tree Expert Company be retained based on its proposal of

\$4,670.00, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of The Davey Tree Expert Company, 1200 Commerce Parkway, Lancaster, NY 14086 for tree removal services at 1783 Kensington Avenue be hereby approved and accepted; AND BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign any contract or other document that may be necessary for said work to proceed, subject, however, to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-262

Accept Proposal for Masonry Restoration Work at Town Hall

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, brick chimney and parapet walls at the Cheektowaga Town Hall, located at 3301 Broadway, are in need of repair and repointing, AND

WHEREAS, two (2) masonry restoration contractors have submitted proposals to perform said work at this facility, NOW, THEREFORE, BE IT

RESOLVED, that Morris Masonry Restorations, LLC, 441 Bailey Avenue, Buffalo, New York, the lowest responsible bidder, has submitted a proposal to perform said repair and repointing to the brick at the Cheektowaga Town Hall as further described in their proposal dated March 14, 2017 for a price not to exceed \$11,950.00, AND, BE IT FURTHER

RESOLVED, that funding for said masonry restoration shall be chargeable to Account #500-1910-2520-5329, specifically established for Town Hall brick repointing.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-263

Call for Public Hearing Proposed Urban Forestry Management Plan

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, in February of 2015 the Town of Cheektowaga, with a \$50,000 grant from the New York State Department of Environmental Conservation retained Wendel Companies to assist in the preparation of a long range plan for managing its urban forest resources, AND

WHEREAS, a working committee of Town Staff and resident representatives was formed to assist in the preparation of a draft plan so that it could then be shared with the public for further input, AND

WHEREAS, a draft written plan is now available for public review and comment and can be found on the Town's Web site at www.TOCNY.org or for viewing in the Town Clerk's Office at 3301 Broadway, AND

WHEREAS, the Town would like to present the plan to the Public by holding public hearings to obtain the views of Town residents, business owners, public agencies and other interested parties, so that such views may be expressed in the plan before its adoption as a policy document by the Town Board NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on May 9, 2017 at 7:00 P.M. at Cheektowaga Town Hall, 3301 Broadway at Union Road, 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 Bee on Thursday, April 27, 2017 and again on May 4, 2017



Notice of Public Hearing Town of Cheektowaga Proposed Urban Forestry Management Plan

A Public Hearing will be held on Tuesday, May 9, 2017, at 7:00 P.M. at Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, regarding a proposed Urban Forestry Management Plan.

The Town of Cheektowaga has retained Wendel Companies with a grant from the New York State Department of Environmental Conservation to assist in the preparation of a long range plan to manage the Town's Urban Forest Resources. All trees within a municipality or community, both on public and private lands comprise the urban forest. The draft plan identifies the current condition of the Town's Urban Forest and strives to establish goals for protecting and enhancing this important community asset. The community is invited to review the draft plan which is available on the Town's website at www.tocny.org and participate in the public hearing, wherein, questions about the plan will be answered and community input will be received.

BY ORDER OF THE TOWN BOARD, TOWN OF CHEEKTOWAGA, NY

Vickie L. Dankowski

Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-264

Accept Site Plan- 240 French Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Tony Copani /Bernard Seigel submitted a development review application for the conversion of an existing warehouse to a dog kennel/dog training facility at 240 French Road, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of April 13, 2017 and have recommended approval thereof, AND

WHEREAS, an area variance application is currently pending before the Cheektowaga Zoning Board of Appeals to permit an accessory outdoor dog run and the principal land use to be closer than 500 feet to a residential use or residential zoning district line, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Cheektowaga Zoning Board of Appeals granting the necessary area variance to permit the accessory outdoor dog run and the proximity of the proposed land use, being less than 500 feet from a residential zoning district line/residential land use.

Attachments:

SITE PLAN 3-15-17 (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-265

Notice to Bidders - Brentwood Drive Bridge Repair (Bid #2017-26)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for the Brentwood Drive Bridge Repair in the Town of Cheektowaga, AND

WHEREAS, the Engineering Department has prepared drawings and 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 Brentwood Drive Bridge Repair, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 17th day of May, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on May 17, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the Brentwood Drive Bridge Repair, B.I.N. 2260300, in the Town of Cheektowaga.

Information for bidders and specifications may be examined at the Town Clerk's Office, Town Hall, 3301 Broadway, Cheektowaga, New York 14227. Copies may be purchased from the Town Clerk's Office upon payment of \$50.00 in the form of one (1) check made payable to the Town of Cheektowaga for each copy requested. Any bidder returning such specifications in good condition within ten (10) business days following the bid opening will be refunded the full amount of the deposit. The deposit will not be refunded for non-bidders. Material suppliers and anyone returning the specifications before the bid opening will be classified as non-bidders. Any bidders requesting more than one (1) set of specifications may purchase the excess, but it is understood that these are non-refundable.

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Brentwood Drive Bridge Repair, B.I.N. 2260300" and submitted to the Town Clerk prior to bid opening.

The work shall be completed within one hundred fifty (150) calendar days, to begin five (5) days after the "Notice to Proceed" has been issued.

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

The Town Board reserves the right to 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.

Vickie Dankowski
Town Clerk

DATED: April 25, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-266

Approve Cultural Group Funding for Cheektowaga Historical Association

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, the Town, in its 2017 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreement(s) between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organization(s) listed below have completed and returned signed agreement(s) and their accounting report(s) from the 2016 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves agreement(s) with the cultural and not-for-profit organization(s) listed below for the amount(s) listed, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute agreement(s) with the following referenced cultural and not-for-profit organization(s) for the following respective amount(s):

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Historical Association	\$4,050.00

, and BE IT FURTHER

RESOLVED that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization(s) out of the respective cultural group budget line item(s) in the 2017 Town budget, subject to audit and approval of a properly signed Town voucher.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-267

Establish Rental Rates and Fee Schedule for Towing of Vehicles

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated April 18, 2016, this Town Board adopted Local Law No. 3 of the Year 2016, entitled "A Local Law to Amend a Local Law Relating to Vehicles, Removal and Storage", and

WHEREAS, pursuant to said local law, Section 241-3.1.B of the Town Code was amended to provide that rental rates would be established from time to time by Town Board resolution, and

WHEREAS, Section 241-15 was also amended to provide that the Fee schedule (fees to be charged by authorized Town towers) would also be established by the Town Board by resolution from time to time, NOW, THEREFORE, BE IT

RESOLVED, that the rental rates to be established under Section 241-3.1.B. Emergency Services of the Town Code be and hereby are established as follows:

RENTAL RATES (to be paid by Town)

Wrecker/flatbed (incl operator) for vehicle up to 10,000 lbs	\$150/hr
Wrecker (incl operator) for vehicle 10,001-25,999 lbs	\$195/hr
Wrecker (incl operator) for vehicle 26,000-80,000 lbs	\$295/hr
Extra person on Wrecker	\$95/hr

, and BE IT FURTHER

RESOLVED, that the Fee schedule authorized pursuant to Section 241-15 Fee Schedule of the Town Code be and hereby is established as follows:

A. PASSENGER VEHICLES & LIGHT TRUCKS (vehicles up to 10,000 lbs) [also to include motorcycles, snowmobile's, ATV's and other such motorized vehicles]:

Standard tow (dolly wheels, etc.) or flatbed service	\$170
Additional fees for labor, recovery and winching:	
- Truck with driver, ¼ hour increments	\$40
- Truck with driver (full hour)	\$160
- Administrative fee (letter fee)	\$30
- Storage (per 24-hr day)	\$40

B. MEDIUM DUTY TOW (10,001 - 25,999 lbs)

Hourly rate	\$195
Additional laborer(s) (hourly per person)	\$95

Storage (per 24-hour day)	\$60
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C. HEAVY-DUTY TOW (26,000 lbs & Up)

Hourly rate	\$295
Additional laborer(s) hourly per person	\$95
Storage (per v24-hr day)	\$60

D. CLEAN UP DEBRIS FROM ROADWAY FOR ACCIDENTS

Labor (per ½ hr)	\$40
Speedy dry/Dry-all (per bag)	\$11.95
Disposal of contaminated material (exceeding 3 bags)	20% above market price

E. AFTER HOUR RELEASE

Releasing after 5 p.m. weekdays or other than required Business hours on Saturday, Sunday & Holidays	\$95
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, and BE IT FURTHER

RESOLVED, that the above referenced rental rates and fee schedule shall be effective immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-268

Accept I/I Removal Moneys for Hatch Court

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, as part of the development of property owned by Sun Communities Operating LP, known as Hatch Court, located on Genesee Street, the development's design sewer loading exceeds the 2,500 gallons per day threshold for new residential developments established by NYSDEC Regulations and Guidelines, AND

WHEREAS, said rules and guidelines require the Developer to provide 4 gallons of inflow and infiltration (I & I) removal for each gallon of new wastewater flow, AND

WHEREAS, the reduction of I & I is achieved by repairing or replacing existing sewer system components based on contribution removal values established by the Erie County Department of Sewage Management, or the Town Board can accept moneys from the developer for the purpose of town wide I & I removal, AND

WHEREAS, with respect to the aforementioned property, sufficient facilities to correct or repair do not exist to satisfy the amount of I & I removal required, AND

WHEREAS, the Town has met with the developer of the aforementioned development and has agreed on an amount of money to be paid by the developer to the Town in lieu of making corrections or repairs to existing sewer system components, NOW, THEREFORE BE IT

RESOLVED, that in lieu of directing corrections or repairs to the existing sewer system components on the aforementioned property, this Town Board hereby agrees to accept \$6,000 from the developer, with said monies to be deposited into a dedicated account established by the Town's Director of Administration and Finance for the purpose of town wide I & I removal.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-269

SPECIAL EVENT - Buick Club of America-Niagara Frontier Chapter Annual Car Show

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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 Buick Club of America-Niagara Frontier Chapter, has made application to hold its Annual Car Show on Sunday, July 23rd, 2017, from 9:00 a.m to 3:00 p.m. in Cheektowaga Town Park (parking lot); and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Highway Department, Facilities Department and Department of Youth and Recreational Services, 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 Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the application of the Buick Club of America-Niagara Frontier Chapter, to hold its Annual Buick Car Show on Sunday, July 23rd, 2017 from 9:00 a.m. to 3:00 p.m. in Cheektowaga Town Park.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-270

SPECIAL EVENT - Southline Little League Baseball Parade

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

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 Southline Little League Association has made application to hold its annual "Baseball Parade" on Monday, May 29, 2017, commencing at 8:00 A.M.; said parade route to start at the Garden Village Plaza, down French Road to Towers Boulevard, then to North Seine Drive, and ending at the Southline Little League baseball diamonds; and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Town Board on behalf of the Police Department, the Department of Youth and Recreation, Highway Department and 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 Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the application of Southline Little League Association for the aforementioned "Baseball Parade", to be held on Monday, May 29, 2017; and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-271

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

JUSTICE COURT Clerk \$15.00/hour effective 5/2/17
Heather M. Kleinfelder, Cheektowaga, New York

POLICE DEPARTMENT Police Attendant \$17.35/hour
Robert J. Janik, Cheektowaga, New York effective 5/10/17
David M. Pocobello, Cheektowaga, New York effective 5/1/17

SENIOR SERVICES Van Driver \$9.70/hour effective 4/26/17
Jerome G. Schnettler, Depew, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT
Michael A. Scanzuso effective 5/4/17
Kevin P. Schmitt effective 4/27/17

FACILITIES DEPARTMENT (Parks Division)
Christopher D. O'Neill effective 3/30/17

JUSTICE COURT
Alayna Robbins effective 3/29/17

SANITATION DEPARTMENT (Temporary Clerk)
Darryl J. Howard effective 3/21/17

Motion by Councilmember Meyers, Seconded by Councilmember Rogowski to waive the reading of names for the following Resolution: 2017-271. Motion Carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-272

Appointment of Equitable Business Opportunity Responsible Local Official

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the New York State Department of Transportation (NYSDOT) has implemented a web based reporting system called Equitable Business Opportunities (EBO) to streamline and satisfy the Title VI Civil Rights reporting requirements for Federal-Aid locally sponsored contracts, AND

WHEREAS, NYSDOT requires each local municipality, as a sub-recipient to the NYSDOT of Federal funds and sponsor of Federal-Aid Contracts, to identify a single primary user in order to access and use the system for Title VI compliance reporting requirements, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board identifies Peter A. Johnston, P.E., Assistant Town Engineer, as the Town's Responsible Local Official authorized to access the EBO system, effective immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-273

Appointment of Acting Detective Timothy A. Turnbull

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a vacancy exists in the position of Detective in the Police Department; AND

WHEREAS, Police Officers assigned to the Detective Bureau must fulfill a six (6) month probationary period and complete an Intern Program; NOW, THEREFORE, BE IT

RESOLVED, that Timothy A. Turnbull of Cheektowaga, New York, be and hereby is assigned to the rank of Acting Detective in the Police Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Police Club effective April 26, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-274

Appointment of Junior Planner (Competitive/Permanent) Office of Economic and Community Development/Dale Marie Parks

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the title of Junior Planner in the Office of Economic and Community Development; AND

WHEREAS, the Town of Cheektowaga Employees Association has agreed to waive the posting of said vacancy; AND

WHEREAS, said title is in the competitive class of civil service; AND

WHEREAS, a current civil service list exists; AND

WHEREAS, Dale Marie Parks, currently an Assistant Code Enforcement Officer in the Building and Plumbing Department, appears on said list and is eligible for appointment to said vacancy; NOW, THEREFORE, BE IT

RESOLVED, that Dale Marie Parks of Cheektowaga, New York, be and hereby is appointed to the title of Junior Planner in the Office of Economic and Community Development in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective April 26, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-275

Appointment of Assistant Code Enforcement Officer (Competitive/Permanent) Building and Plumbing Department/Donald C. Bielefeld, Jr.

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Assistant Code Enforcement Officer in the Building and Plumbing 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, such job title is in the competitive class of Civil Service; AND

WHEREAS, Donald C. Bielefeld, Jr., currently employed as an Assistant Code Enforcement Officer in the Office of Economic and Community Development, bid on said vacancy and is eligible for transfer to the Building and Plumbing Department; NOW, THEREFORE, BE IT

RESOLVED, that Donald C. Bielefeld, Jr., of Depew, New York, be and hereby is appointed to the position of Assistant Code Enforcement Officer in the Building and Plumbing Department, in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective April 26, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-276

Appointment of Laborer (Labor/Permanent) Facilities Department - Parks Division/Randy J. Walker, Jr.

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Laborer in the Facilities Department (Parks Division); 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, Randy J. Walker, Jr., applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Randy J. Walker, Jr., of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective April 26, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-277

Authorization of Student Intern (Engineering Department)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, Andrew T. Krause, a student at the Cheektowaga Central School District's Harkness Career Center, has requested to participate as a student intern at the Engineering Department; AND

WHEREAS, this individual has been interviewed by the Engineering Department and the Department is willing to afford him the opportunity to intern in the Engineering Department; NOW, THEREFORE, BE IT

RESOLVED, that Andrew T. Krause of Cheektowaga, New York, be and hereby is authorized to participate as an unpaid intern in the Engineering Department, subject to his execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that Andrew T. Krause's internship be and hereby is effective May 8, 2017, through May 26, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate this student internship in the Engineering Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-278

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the 2017 Crisis Intervention Team International (CIT) Conference is being held August 16, 2017 through August 18, 2017, in Fort Lauderdale, Florida; AND

WHEREAS, Police Lieutenant Brian Gould has been recommended to attend said conference; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,575.20; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Lieutenant Brian Gould be and hereby is authorized to attend the 2017 Crisis Intervention Team International (CIT) Conference being held August 16, 2017 through August 18, 2017, in Fort Lauderdale, Florida.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-279

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the North East International Association of Auto Theft Investigators (NE IAATI) Annual Training Seminar is being held May 15, 2017 through May 18, 2017, in Portland, Maine; AND

WHEREAS, Detective Christopher Chojnacki has been recommended to attend said training seminar; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,197.66; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Detective Christopher Chojnacki be and hereby is authorized to attend the North East International Association of Auto Theft Investigators (NE IAATI) Annual Training Seminar being held May 15, 2017 through May 18, 2017, in Portland, Maine.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-280

Travel Authorization Community Development

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a Community Development Block Grant for Entitlement and State Grants Seminar is being held May 1, 2017, through May 4, 2017, in Atlanta, Georgia; AND

WHEREAS, Director of Community Development Richard Willis has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,205; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Director of Community Development Richard Willis, be and hereby is authorized to attend the Community Development Block Grant for Entitlement and State Grants Seminar being held May 1, 2017, through May 4, 2017, in Atlanta, Georgia.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-281

Travel Authorization Youth and Recreation

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Association of New York State Youth Bureaus and Boards Directors Training is being held May 24, 2017 through May 25, 2017, in Saratoga Springs, New York; AND

WHEREAS, Executive Director Jillian Gorman-King has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$50; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Executive Director Jillian Gorman-King, be and hereby is authorized to attend the Association of New York State Youth Bureaus and Boards Directors Training being held May 24, 2017 through May 25, 2017, in Saratoga Springs, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XII. Suspension of Rules

Motion by Councilmember Hammer, Seconded by Councilmember Kaminski to waive the rules to include the following Resolutions: 2017-282, 2017-283. Motion Carried
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1. RESOLUTION 2017-282

Adopting Standardized Solar Permit Process for the Town of Cheektowaga

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) is offering financial incentives to municipalities that adopt a uniform New York State solar permit process, AND

WHEREAS, the Town of Cheektowaga Supervising Code Enforcement Officer has advised the Town Board of the Town of Cheektowaga that the New York State uniform process is consistent and compatible with the Town of Cheektowaga Zoning Code and permitting practices, AND

WHEREAS, the Town Board supports the use of solar energy as a renewable energy source, NOW THEREFORE, BE IT

RESOLVED that the Town of Cheektowaga hereby fully and formally adopts the New York State Unified Solar Permit process for NY - Sun Solar Powering New York, and establishes the permit fee at \$100.00; AND BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign and execute such, other and additional documents as may be required for to perfect the resolutions herein.

Attachments:

NYS Unified Solar Permit (PDF)

Unified-Residential-SolarPV-Permitting-application (DOCX)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-283

Award of Bid - Two (2) New and Unused 2017 Chevrolet 3500 Regular Cab 4X4's with Dump Bodies with Coal Chutes (Bid #2017-18)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for the furnishing of two (2) new and unused 2017 Chevrolet 3500 Regular Cab 4X4's with Dump Bodies with Coal Chutes for the Sewer Maintenance Department, which bids were duly received and opened at a public bid opening on March 28, 2017, AND

WHEREAS, said bids were referred to the Engineering Department and Sewer Maintenance Department for analysis, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of two (2) new and unused 2017 Chevrolet 3500 Regular Cab 4X4's with Dump Bodies with Coal Chutes be awarded to:

Cappellino Chevrolet
9000 Boston State Road
Boston, New York 14025

for their total bid in the amount of \$77,346.30, said bid being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that funds are available in Account #255-8125-2550.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XIII. Communications

A. Departmental Communications

1. **Minutes: Cheektowaga Planning Board - April 13, 2017**
2. **Minutes: Cheektowaga Traffic Safety Commission - April 18, 2017**

B. General Communications

1. Notice of Claim: Timothy Williams vs. Town of Cheektowaga

XIV. Comments***A. Supervisor's Comments******B. Councilmember's Comments******C. Public Comments***

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XV. Adjournment

Motion by Supervisor Benczkowski, Seconded by Councilmember Meyers to adjourn the meeting at 8:15PM.

Daniel Gniewecki

Deputy Town Clerk

PERMIT APPLICATION

NY State Unified Solar Permit

Unified solar permitting is available statewide for eligible solar photovoltaic (PV) installations. Municipal authorities that adopt the unified permit streamline their process while providing consistent and thorough review of solar PV permitting applications and installations. Upon approval of this application and supporting documentation, the authority having jurisdiction (AHJ) will issue a building and/or electrical permit for the solar PV installation described herein.

PROJECT ELIGIBILITY FOR UNIFIED PERMITTING PROCESS

By submitting this application, the applicant attests that the proposed project meets the established eligibility criteria for the unified permitting process (subject to verification by the AHJ). The proposed solar PV system installation:

- | | | |
|------------------------------|-----------------------------|---|
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 1. Has a rated DC capacity of 25 kW or less. |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 2. Is not subject to review by an Architectural or Historical Review Board. (If review has already been issued answer YES and attach a copy) |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 3. Does not need a zoning variance or special use permit.
(If variance or permit has already been issued answer YES and attach a copy) |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 4. Is mounted on a permitted roof structure, on a legal accessory structure, or ground mounted on the applicant's property. If on a legal accessory structure, a diagram showing existing electrical connection to structure is attached. |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 5. The Solar Installation Contractor complies with all licensing and other requirements of the jurisdiction and the State. |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 6. If the structure is a sloped roof, solar panels are mounted parallel to the roof surface. |

For solar PV systems not meeting these eligibility criteria, the applicant is not eligible for the Unified Solar Permit and must submit conventional permit applications. Permit applications may be downloaded here: [BUILDING DEPARTMENT WEBSITE] or obtained in person at [BUILDING DEPARTMENT ADDRESS] during business hours [INDICATE BUSINESS HOURS].

SUBMITTAL INSTRUCTIONS

For projects meeting the eligibility criteria, this application and the following attachments will constitute the Unified Solar Permitting package.

- This application form, with all fields completed and bearing relevant signatures.
- Permitting fee of \$[ENTER FEE HERE], payable by [ENTER VALID PAYMENT METHODS, If checks are allowed INCLUDING WHO CHECKS SHOULD BE MADE PAYABLE TO]
- Required Construction Documents for the solar PV system type being installed, including required attachments.

Completed permit applications can be submitted electronically to [EMAIL ADDRESS] or in person at [BUILDING DEPARTMENT ADDRESS] during business hours [INDICATE BUSINESS HOURS].

APPLICATION REVIEW TIMELINE

Permit determinations will be issued within [TIMELINE] calendar days upon receipt of complete and accurate applications. The municipality will provide feedback within [TIMELINE] calendar days of receiving incomplete or inaccurate applications.

FOR FURTHER INFORMATION

Questions about this permitting process may be directed to [MUNICIPAL CONTACT INFORMATION].

PROPERTY OWNER

Property Owner's First Name Last Name Title

Property Address

City State Zip

Section Block Lot Number

EXISTING USE

Single Family 2-4 Family Commercial Other

PROVIDE THE TOTAL SYSTEM CAPACITY RATING (SUM OF ALL PANELS)

Solar PV System: _____ kW DC

SELECT SYSTEM CONFIGURATION

Make sure your selection matches the Construction Documents included with this application.

- Supply side connection with microinverters Load side connection with DC optimizers
 Supply side connection with DC optimizers Load side connection with microinverters
 Supply side connection with string inverter Load side connection with string inverter

SOLAR INSTALLATION CONTRACTOR

Contractor Business Name

Contractor Business Address City State Zip

Contractor Contact Name Phone Number

Contractor License Number(s) Contractor Email

Electrician Business Name

Electrician Business Address City State Zip

Electrician Contact Name Phone Number

Electrician License Number(s) Electrician Email

Please sign below to affirm that all answers are correct and that you have met all the conditions and requirements to submit a unified solar permit.

Property Owner's Signature Date

Solar Installation Company Representative Signature Date

SUBMITTAL REQUIREMENTS SOLAR PV 25KW OR LESS (ATTACHMENTS)

NY State Unified Solar Permit

This information bulletin is published to guide applicants through the unified solar PV permitting process for solar photovoltaic (PV) projects 25 kW in size or smaller. This bulletin provides information about submittal requirements for plan review, required fees, and inspections.

Note: Language in [ALL CAPS] below indicates where local jurisdictions need to provide information specific to the jurisdiction. Language in italics indicates explanatory notes from the authors of this document that may be deleted from the distributed version.

PERMITS AND APPROVALS REQUIRED

The following permits are required to install a solar PV system with a nameplate DC power output of 25 kW or less:

- a) Unified Solar Permit
- b) [LIST TYPE OF PERMIT(S) REQUIRED BY THE LOCAL JURISDICTION, i.e., ELECTRICAL OR BUILDING PERMIT].

Planning review [IS/IS NOT] required for solar PV installations of this size.

Fire Department approval [IS/IS NOT] required for solar PV installations of this size.

SUBMITTAL REQUIREMENTS

In order to submit a complete permit application for a new solar PV system, the applicant must include:

- a) Completed Standard Permit Application form which includes confirmed eligibility for the Unified Solar Permitting process. This permit application form can be downloaded at [WEBSITE ADDRESS].
- b) Construction Documents, with listed attachments [SAMPLES ARE AVAILABLE IN Understanding Solar PV Permitting and Inspecting in New York State AT WEBSITE ADDRESS]. Construction Documents must be stamped and signed by a New York State Registered Architect or New York State Licensed Professional Engineer.

[MUNICIPALITY NAME], through adopting the Unified Solar Permitting process, requires contractors to provide construction documents, such as the examples included in the Understanding Solar PV Permitting and Inspecting in New York State document. Should the applicant wish to submit Construction Documents in another format, ensure that the submittal includes the following information:

- Manufacturer/model number/quantity of solar PV modules and inverter(s).
- String configuration for solar PV array, clearly indicating the number of modules in series and strings in parallel (if applicable).
- Combiner boxes: Manufacturer, model number, NEMA rating.
- From array to the point of interconnection with existing (or new) electrical distribution equipment: identification of all raceways (conduit, boxes, fittings, etc.), conductors and cable assemblies, including size and type of raceways, conductors, and cable assemblies.
- Sizing and location of the EGC (equipment grounding conductor).
- Sizing and location of GEC (grounding electrode conductor, if applicable).
- Disconnecting means of both AC and DC including indication of voltage, ampere, and NEMA rating.
- Interconnection type/location (supply side or load side connection)
- For supply side connections only, indication that breaker or disconnect meets or exceeds available utility fault current rating kAIC (amps interrupting capacity in thousands).
- Ratings of service entrance conductors (size insulation type AL or CU), proposed service disconnect, and overcurrent protection device for new supply side connected solar PV system (reference NEC 230.82, 230.70).
- Rapid shutdown device location/method and relevant labeling.

c) (For Roof Mounted Systems) A roof plan showing roof layout, solar PV panels and the following fire safety items: approximate location of roof access point, location of code-compliant access pathways, code exemptions, solar PV system fire classification, and the locations of all required labels and markings.

d) Provide construction drawings with the following information:

- The type of roof covering and the number of roof coverings installed.
- Type of roof framing, size of members, and spacing.
- Weight of panels, support locations, and method of attachment.
- Framing plan and details for any work necessary to strengthen the existing roof structure.
- Site-specific structural calculations.

e) Where an approved racking system is used, provide documentation showing manufacturer of the racking system, maximum allowable weight the system can support, attachment method to roof or ground, and product evaluation information or structural design for the rack.

PLAN REVIEW

Permit applications can be submitted to [DEPARTMENT NAME] in person at [ADDRESS] and [IF APPLICABLE] electronically through: [WEBSITE/EMAIL/FAX].

FEES

[PROVIDE CLEAR FEE SCHEDULE]

INSPECTIONS

Once all permits to construct the solar PV installation have been issued and the system has been installed, it must be inspected before final approval is granted for the solar PV system. On-site inspections can be scheduled by contacting [DEPARTMENT] by telephone at [PHONE NUMBER] or electronically at [WEBSITE OR EMAIL ADDRESS].

Inspection requests received within business hours are typically scheduled for the next business day. If next business day is not available, inspection should happen within a five-day window. [IF MUNICIPALITY ACCEPTS THIRD PARTY INSPECTIONS, INDICATE THIS AND PROVIDE A LIST OF APPROVED INSPECTORS].

In order to receive final approval, the following inspections are required:

Delete Rough/Final inspection descriptions if not applicable in your jurisdiction

[ROUGH INSPECTION, IF REQUIRED] During a rough inspection, the applicant must demonstrate that the work in progress complies with relevant codes and standards. The purpose of the rough inspection is to allow the inspector to view aspects of the system that may be concealed once the system is complete, such as:

- Wiring concealed by new construction.
- Portions of the system that are contained in trenches or foundations that will be buried upon completion of the system.

It is the responsibility of the applicant to notify [ENTER CONTACT INFORMATION] before the components are buried or concealed and to provide safe access (including necessary climbing and fall arrest equipment) to the inspector.

The inspector will attempt, if possible, to accommodate requests for rough inspections in a timely manner.

[FINAL INSPECTION] The applicant must contact [INSERT CONTACT INFORMATION] when ready for a final inspection.

During this inspection, the inspector will review the complete installation to ensure compliance with codes and standards, as well as confirming that the installation matches the records included with the permit application. The applicant must have ready, at the time of inspection, the following materials and make them available to the inspector:

- Copies of as-built drawings and equipment specifications, if different than the materials provided with the application.
- Photographs of key hard to access equipment, including;
 - Example of array attachment point and flashing/sealing methods used.
 - Opened rooftop enclosures, combiners, and junction boxes.
 - Bonding point with premises grounding electrode system.
 - Supply side connection tap method/device.
 - Module and microinverter/DC optimizer nameplates.
 - Microinverter/DC optimizer attachment.

[MUNICIPALITY NAME] has adopted a standardized inspection checklist, which can be found in the Understanding Solar PV Permitting and Inspecting in New York State document, found here: [WEBSITE ADDRESS].

The inspection checklist provides an overview of common points of inspection that the applicant should be prepared to show compliance. If not available, common checks include the following:

- Number of solar PV modules and model number match plans and specification sheets number match plans and specification sheets.
- Array conductors and components are installed in a neat and workman-like manner.
- Solar PV array is properly grounded.
- Electrical boxes and connections are suitable for environment.
- Array is fastened and sealed according to attachment detail.
- Conductor's ratings and sizes match plans.
- Appropriate signs are property constructed, installed and displayed, including the following:
 - Sign identifying PV power source system attributes at DC disconnect.
 - Sign identifying AC point of connection.
 - Rapid shutdown device meets applicable requirements of NEC 690.12.
- Equipment ratings are consistent with application and installed signs on the installation, including the following:
 - Inverter has a rating as high as max voltage on PV power source sign.
 - DC-side overcurrent circuit protection devices (OCPDs) are DC rated at least as high as max voltage on sign.
 - Inverter is rated for the site AC voltage supplied and shown on the AC point of connection sign.
 - OCPD connected to the AC output of the inverter is rated at least 125% of maximum current on sign and is no larger than the maximum OCPD on the inverter listing label.
 - Sum of the main OCPD and the inverter OCPD is rated for not more than 120% of the buss bar rating.

UNIFIED SOLAR PERMITTING RESOURCES

The jurisdiction has adopted the following documents from the New York Unified Solar Permit process: Delete any documents not adopted by the jurisdiction.

- Standard Application [WEB ADDRESS]
- Understanding Solar PV Permitting and Inspecting in New York State document, which includes sample construction documents, inspection checklist, design review checklist, and labelling guide [WEB ADDRESS]

DEPARTMENTAL CONTACT INFORMATION

For additional information regarding this permit process, please consult our departmental website at [WEBSITE] or contact [DIVISION NAME] at [PHONE NUMBER].

PERMIT APPLICATION

NY State Unified Solar Permit

Unified solar permitting is available statewide for eligible solar photovoltaic (PV) installations. Municipal authorities that adopt the unified permit streamline their process while providing consistent and thorough review of solar PV permitting applications and installations. Upon approval of this application and supporting documentation, the authority having jurisdiction (AHJ) will issue a building and/or electrical permit for the solar PV installation described herein.

PROJECT ELIGIBILITY FOR UNIFIED PERMITTING PROCESS

By submitting this application, the applicant attests that the proposed project meets the established eligibility criteria for the unified permitting process (subject to verification by the AHJ). The proposed solar PV system installation:

- | | | |
|------------------------------|-----------------------------|---|
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 1. Has a rated DC capacity of 25 kW or less. |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 2. Is not subject to review by an Architectural or Historical Review Board. (If review has already been issued answer YES and attach a copy) |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 3. Does not need a zoning variance or special use permit. (If variance or permit has already been issued answer YES and attach a copy) |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 4. Is mounted on a permitted roof structure, on a legal accessory structure, or ground mounted on the applicant's property. If on a legal accessory structure, a diagram showing existing electrical connection to structure is attached. |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 5. The Solar Installation Contractor complies with all licensing and other requirements of the jurisdiction and the State. |
| <input type="checkbox"/> Yes | <input type="checkbox"/> No | 6. If the structure is a sloped roof, solar panels are mounted parallel to the roof surface. |

For solar PV systems not meeting these eligibility criteria, the applicant is not eligible for the Unified Solar Permit and must submit conventional permit applications. Permit applications may be obtained in person at 275 Alexander Avenue, Cheektowaga 14211 during business hours 9:00 am to 4:30 pm.

SUBMITTAL INSTRUCTIONS

For projects meeting the eligibility criteria, this application and the following attachments will constitute the Unified Solar Permitting package.

- This application form, with all fields completed and bearing relevant signatures.
- Permitting fee of \$100.00 payable by Cash, Credit Card or Check made out to the Town of Cheektowaga.
- Required Construction Documents for the solar PV system type being installed, including required attachments.

Completed permit applications can be submitted in person at 275 Alexander Avenue, Cheektowaga 14211 during business hours 9:00 am to 4:30 pm.

APPLICATION REVIEW TIMELINE

Permit determinations will be issued within ten (10) calendar days upon receipt of complete and accurate applications. The municipality will provide feedback within five (5) calendar days of receiving incomplete or inaccurate applications.

FOR FURTHER INFORMATION

Questions about this permitting process may be directed to the Town of Cheektowaga Building & Plumbing Department.

PROPERTY OWNER

Property Owner's First Name Last Name Title

Property Address

City State Zip

Section Block Lot Number

EXISTING USE

- Single Family 2-4 Family Commercial Other

PROVIDE THE TOTAL SYSTEM CAPACITY RATING (SUM OF ALL PANELS)

Solar PV System: _____ kW DC

SELECT SYSTEM CONFIGURATION

Make sure your selection matches the Construction Documents included with this application.

- Supply side connection with microinverters Load side connection with DC optimizers
- Supply side connection with DC optimizers Load side connection with microinverters
- Supply side connection with string inverter Load side connection with string inverter

SOLAR INSTALLATION CONTRACTOR

Contractor Business Name

Contractor Business Address City State Zip

Contractor Contact Name Phone Number

Contractor License Number(s) Contractor Email

Electrician Business Name

Electrician Business Address City State Zip

Electrician Contact Name Phone Number

Electrician License Number(s) Electrician Email

Please sign below to affirm that all answers are correct and that you have met all the conditions and requirements to submit a unified solar permit.

Property Owner's Signature Date

Solar Installation Company Representative Signature Date

Attachment: Unified-Residential-SolarPV-Permitting-application (RES-2017-282 : Adopting Standardized Solar Permit Process)

SUBMITTAL REQUIREMENTS SOLAR PV 25KW OR LESS (ATTACHMENTS)

NY State Unified Solar Permit

This information bulletin is published to guide applicants through the unified solar PV permitting process for solar photovoltaic (PV) projects 25 kW in size or smaller. This bulletin provides information about submittal requirements for plan review, required fees, and inspections.

PERMITS AND APPROVALS REQUIRED

The following permits are required to install a solar PV system with a nameplate DC power output of 25 kW or less:

- a) Unified Solar Permit
- b) Electrical Permit from approved third-party inspectors.

Planning review IS NOT required for solar PV installations of this size.

Fire Department approval IS NOT required for solar PV installations of this size.

SUBMITTAL REQUIREMENTS

In order to submit a complete permit application for a new solar PV system, the applicant must include:

- a) Completed Standard Permit Application form which includes confirmed eligibility for the Unified Solar Permitting process. This permit application form can be obtained at 275 Alexander Avenue, Cheektowaga 14211.
- b) Construction Documents, with listed attachments (see Understanding Solar PV Permitting and Inspecting in New York State at www.nyserda.ny.gov/solarguidebook). Construction Documents must be by stamped and signed by a New York State Registered Architect or New York State Licensed Professional Engineer.

The Town of Cheektowaga, through adopting the Unified Solar Permitting process, requires contractors to provide construction documents, such as the examples included in the Understanding Solar PV Permitting and Inspecting in New York State document. Should the applicant wish to submit Construction Documents in another format, ensure that the submittal includes the following information:

- Manufacturer/model number/quantity of solar PV modules and inverter(s).
- String configuration for solar PV array, clearly indicating the number of modules in series and strings in parallel (if applicable).
- Combiner boxes: Manufacturer, model number, NEMA rating.
- From array to the point of interconnection with existing (or new) electrical distribution equipment: identification of all raceways (conduit, boxes, fittings, etc.), conductors and cable assemblies, including size and type of raceways, conductors, and cable assemblies.
- Sizing and location of the EGC (equipment grounding conductor).
- Sizing and location of GEC (grounding electrode conductor, if applicable).
- Disconnecting means of both AC and DC including indication of voltage, ampere, and NEMA rating.
- Interconnection type/location (supply side or load side connection)
- For supply side connections only, indication that breaker or disconnect meets or exceeds available utility fault current rating kAIC (amps interrupting capacity in thousands).
- Ratings of service entrance conductors (size insulation type AL or CU), proposed service disconnect, and overcurrent protection device for new supply side connected solar PV system (reference NEC 230.82, 230.70).
- Rapid shutdown device location/method and relevant labeling.

c) (For Roof Mounted Systems) A roof plan showing roof layout, solar PV panels and the following fire safety items: approximate location of roof access point, location of code-compliant access pathways, code exemptions, solar PV system fire classification, and the locations of all required labels and markings.

d) Provide construction drawings with the following information:

- The type of roof covering and the number of roof coverings installed.
- Type of roof framing, size of members, and spacing.
- Weight of panels, support locations, and method of attachment.
- Framing plan and details for any work necessary to strengthen the existing roof structure.
- Site-specific structural calculations.

e) Where an approved racking system is used, provide documentation showing manufacturer of the racking system, maximum allowable weight the system can support, attachment method to roof or ground, and product evaluation information or structural design for the rack.

PLAN REVIEW

Permit applications can be submitted to The Town of Cheektowaga Building & Plumbing Department in person at 275 Alexander Avenue, Cheektowaga 14211.

FEES

New York State Unified Solar Permit - \$100.00

INSPECTIONS

Once all permits to construct the solar PV installation have been issued and the system has been installed, it must be inspected before final approval is granted for the solar PV system. On-site inspections can be scheduled by contacting the Town of Cheektowaga building & Plumbing Department by telephone at (716) 686-3490.

Inspection requests received within business hours are typically scheduled for the next business day. If next business day is not available, inspection should happen within a five-day window. Electrical Inspections are performed by an approved third-party inspection agency. The following are approved third-party electrical inspection service agencies:

- Commonwealth Electrical Inspection Service, Inc. – (716) 207-0422 or (716) 868-1062
- Atlantic-Inland, Inc. – (716) 731-4748
- Niagara Frontier inspection Agency – (716) 276-1200

In order to receive final approval, the following inspections are required:

ELECTRICAL INSPECTION – Final electrical inspection certificate must be received by the Town of Cheektowaga Building & Plumbing Department. See approved third-party inspection services above.

FINAL INSPECTION - The applicant must contact the Town of Cheektowaga building & Plumbing Department when ready for a final inspection. During this inspection, the inspector will review the complete installation to ensure compliance with codes and standards, as well as confirming that the installation matches the records included with the permit application. The applicant must have ready, at the time of inspection, the following materials and make them available to the inspector:

- Copies of as-built drawings and equipment specifications, if different than the materials provided with the application.
- Photographs of key hard to access equipment, including;
 - Example of array attachment point and flashing/sealing methods used.
 - Opened rooftop enclosures, combiners, and junction boxes.
 - Bonding point with premises grounding electrode system.
 - Supply side connection tap method/device.
 - Module and microinverter/DC optimizer nameplates.
 - Microinverter/DC optimizer attachment.

The Town of Cheektowaga has adopted a standardized inspection checklist, which can be found in the Understanding Solar PV Permitting and Inspecting in New York State document, found here: www.nyserda.ny.gov/solarguidebook.

The inspection checklist provides an overview of common points of inspection that the applicant should be prepared to show compliance. If not available, common checks include the following:

- Number of solar PV modules and model number match plans and specification sheets number match plans and specification sheets.
- Array conductors and components are installed in a neat and workman-like manner.
- Solar PV array is properly grounded.
- Electrical boxes and connections are suitable for environment.
- Array is fastened and sealed according to attachment detail.
- Conductor's ratings and sizes match plans.
- Appropriate signs are property constructed, installed and displayed, including the following:
 - Sign identifying PV power source system attributes at DC disconnect.
 - Sign identifying AC point of connection.
 - Rapid shutdown device meets applicable requirements of NEC 690.12.
- Equipment ratings are consistent with application and installed signs on the installation, including the following:
 - Inverter has a rating as high as max voltage on PV power source sign.
 - DC-side overcurrent circuit protection devices (OCPDs) are DC rated at least as high as max voltage on sign.
 - Inverter is rated for the site AC voltage supplied and shown on the AC point of connection sign.
 - OCPD connected to the AC output of the inverter is rated at least 125% of maximum current on sign and is no larger than the maximum OCPD on the inverter listing label.
 - Sum of the main OCPD and the inverter OCPD is rated for not more than 120% of the buss bar rating.

UNIFIED SOLAR PERMITTING RESOURCES

The jurisdiction has adopted the following documents from the New York Unified Solar Permit process:

- Standard Application (Available at 275 Alexander Avenue, Cheektowaga 14211)
- Understanding Solar PV Permitting and Inspecting in New York State document, which includes sample construction documents, inspection checklist, design review checklist, and labelling guide www.nyserda.ny.gov/solarguidebook

DEPARTMENTAL CONTACT INFORMATION

For additional information regarding this permit process, please consult our departmental website at www.tocny.org or contact The Town of Cheektowaga Building & Plumbing Department at (716) 686-3490.



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, May 9, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on May 9, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Kevin Schenk, Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Magierski to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15

minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Proposed Urban Forestry Management Plan

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]

MOVER: James P. Rogowski, Councilmember

SECONDER: Timothy J. Meyers, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Presentation

X. Resolutions



1. RESOLUTION 2017-284

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to May 9, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$2,887,544.51
RISK RETENTION FUND	1,183,834.95
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	13,245.00
SPECIAL DISTRICTS FUND	1,821,645.43
HIGHWAY FUND	503,985.82
CAPITAL FUND	119,093.50
TRUST & AGENCY FUND	5,526.66
HUD CDBG FUND	111,429.52
PART TOWN FUND	109,461.13
NYS AFFORDABLE HOUSING	37,525.00
	<hr/>
	\$6,793,291.52

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-285

Call for Public Hearing - Special Use Permit Request 3735 Union Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless has made application with the permission of the land owner, Union Consumer Improvements, LLC, and is requesting a special use permit to erect a micro cell antenna on the building roof of an existing retail plaza at 3735 Union Road, AND

WHEREAS, the proposed micro cell antenna will have a mounting height of approximately (6.0) six feet in height above the roof of the subject building, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on May 23, 2017 at 7:00 o'clock P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on May 23, 2017 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Bell Atlantic Mobile Systems of Allentown, Inc., d/b/a Verizon Wireless

for a special use permit to erect a micro cell antenna on the building roof of an existing retail plaza at 3735 Union Road.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI
TOWN CLERK



ALL THAT CERTAIN tract or parcel of land, with the buildings and improvements thereon erected, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots 11 and 12, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point at the intersection of the easterly line of Union Road as established by Notice of Appropriation recorded in Liber 3861 of Deeds at Page 432 with the southerly line of

Lot No. 12;

RUNNING THENCE northerly along the easterly line of Union Road as monumented by deed aforesaid North 0 degrees 45 minutes 20 seconds East, a distance of 259.38 feet to the northerly line of lands conveyed to Edward Stotler by deed recorded in Liber 4607 of Deeds at Page 423;

THENCE easterly along the northerly line of said land conveyed to Edward Statler by aforesaid deed, said line being parallel with the South line of said Lot 12, South 89 degrees 23 minutes 14 seconds East, a distance of 541.57 feet to the West line of lands conveyed to the Town of Cheektowaga by deed recorded in Liber 6950 of Deeds at Page 373;

THENCE southerly along the West line of said lands conveyed to the Town of Cheektowaga by aforesaid deed, South 0 degrees 07 minutes 55 seconds West, a distance of 159.38 feet to the North line of lands conveyed to New York State Electric & Gas Corporation by deed recorded in Liber 5378 of Deeds at Page 248;

THENCE easterly along the northerly line of lands conveyed to New York State Electric & Gas Corporation by aforesaid deed, said line being parallel with the south line of Lot 12 and distant 100.0 feet northerly therefrom, South 89 degrees 23 minutes 14 seconds East, a distance of 800.57 feet to the westerly line of Ellsworth Drive;

THENCE southerly along the westerly line of Ellsworth Drive, South 7 degrees 55 minutes 19 seconds West, a distance of 100.82 feet to the southerly line of said Lot 12;

THENCE westerly along the southerly line of Lot 12, North 89 degrees 23 minutes 14 seconds West, a distance of 156.58 feet;

THENCE southerly along a line parallel with the westerly line of Lot 11, South 0 degrees 32 minutes 46 seconds West, a distance of 1134.97 feet;

THENCE westerly and parallel to the North line of Lot 11, North 89 degrees 23 minutes 14 seconds West, a distance of 936.21 feet to the Southeast corner of a 2-1/2 acre parcel of land excepted in a deed recorded in Liber 4597 of Deeds at Page 199;

THENCE northerly parallel to the West line of Lot 11 and along the East line of said 2-1/2 acre parcel of land, North 0 degrees 45 minutes 20 seconds East, a distance of 435.60 feet to the Northeast corner of said 2-1/2 acre parcel of land;

THENCE westerly parallel to the North line of Lot 11 and along the northerly line of said 2-1/2 acre parcel of land, North 89 degrees 23 minutes 14 seconds West, a distance of 252.66 feet to the Northwest corner of said 2-1/2 acre parcel of land, which is also a point on the East line of Union Road;

THENCE northerly along the East line of Union Road, North 0 degrees 45 minutes 20 seconds East, a distance of 247.37 feet to a point, said point being 452 feet South of the North line of Lot 11;

THENCE easterly and parallel to the North line of Lot 11, South 89 degrees 23 minutes 14 seconds East, a distance of 430.15 feet to a point;

THENCE southerly at right angles, South 0 degrees 36 minutes 46 seconds West, a distance of 15.00 feet to a point;

THENCE easterly at right angles, South 89 degrees 23 minutes 14 seconds East, a distance of 140.00 feet to a point;

THENCE northerly at right angles, North 0 degrees 36 minutes 46 seconds East, a distance of 15.00 feet to a point;

THENCE easterly at right angles, South 89 degrees 23 minutes 14 seconds East, a distance of 15.70 feet to a point;

THENCE northerly parallel to the West line of Lot 11, North 0 degrees 36 minutes 46 seconds East, a distance of 200.00 feet to a point;

THENCE westerly parallel with the North line of Lot 11, North 89 degrees 23 minutes 14 seconds West, a distance of 275.00 feet to a point;

THENCE southerly parallel with the West line of Lot 11, South 0 degrees 36 minutes 46 seconds West, a distance of 50.00 feet to a point;

THENCE westerly parallel with the North line of Lot 11, North 89 degrees 23 minutes 14 seconds West, a distance of 67.74 feet to a point;

THENCE on a curve to the left with a radius of 30.00 feet and an arc length of 47.58 feet and a chord bearing North 46 degrees 57 minutes 31 seconds East, a distance of 42.10 feet to a point;

THENCE northerly bearing North 0 degrees 02 minutes 58 seconds East, a distance of 31.18 feet to a point;

THENCE northeasterly on a curve to the right having a radius of 18.50 feet and an arc length of 19.22 feet and a chord bearing North 23 degrees 21 minutes 04 seconds East, a distance of 18.37 feet to a point;

THENCE northeasterly bearing North 46 degrees 01 minute 34 seconds East, a distance of 77.26 feet to a point;

THENCE northerly along a curve to the left having a radius of 20.00 feet and an arc length of 23.61 feet and a chord bearing North 18 degrees 54 minutes 18 seconds East, a distance of 22.26 feet to a point;

THENCE northerly bearing North 0 degrees 41 minutes 22 seconds East, a distance of 149.45 feet to a point on the North line of Lot 11;

THENCE westerly bearing North 89 degrees 23 minutes 14 seconds West, along the North line of Lot 11, a distance of 331.45 feet to the point or place of BEGINNING.

TOGETHER with the rights under a Reciprocal Easement and Operating Agreement made by Aero Drive-In, Inc. with Holiday-Union Associates, L.P. dated 6/29/1995 and recorded 6/30/1995 in Liber 10887 of Deeds at page 9258, as amended by First Amendment to Amended Reciprocal Easement and Operation Agreement made between Aero Drive-In, Inc., and DDR MDT Union Consumer Square LLC dated as of 7/15/2005 and recorded 8/8/2005 in Liber 11099 of Deeds at page 2404

EXCEPTING therefrom the lands appropriated by the People of the State of New York by Notice of Appropriation recorded 10/2/2003 in Liber 11058 of deeds at page 3032 for Map No. 153, Parcel No. 173.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-286

Amend Resolution 2016-235 Establishing Rental Rates and Fee Schedule for Towing of Vehicles

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by resolution dated April 18, 2016, this Town Board adopted Local Law No. 3 of the Year 2016, entitled "A Local Law to Amend a Local Law Relating to Vehicles, Removal and Storage", and

WHEREAS, pursuant to said local law, Section 241-3.1.B of the Town Code was amended to provide that rental rates would be established from time to time by Town Board resolution, and

WHEREAS, Section 241-15 was also amended to provide that the Fee schedule (fees to be charged by authorized Town towers) would also be established by the Town Board by resolution from time to time, NOW, THEREFORE, BE IT

RESOLVED, that the rental rates to be established under Section 241-3.1.B of the Town Code be and hereby are amended as follows:

B. MEDIUM DUTY TOW (10,001 - 25,999 pounds)

Hourly rate	All hourly towing rates shall be based on a portal to portal basis and a 2 hour minimum
Additional laborer(s) (hourly per person)	\$84
Storage (per 24-hour day)	\$60

,and BE IT FURTHER

RESOLVED, that the above referenced amended rental rates and fee schedule shall be effective immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-287

Award of Bid for Asbestos Survey and Air Monitoring Services for Property Located at 17 Yvette Drive (Bid No. 2017-25 (LAW))

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, pursuant to the Unsafe Buildings Law of the Town of Cheektowaga, this Town Board can require that unsafe buildings be either repaired or demolished; and

WHEREAS, the structures on property located at **17 Yvette Drive** have experienced extensive deterioration and damage, and the Town's Supervising Code Inspector has determined that said structures are unsafe and recommended that they be demolished and removed; and

WHEREAS, by resolution adopted **March 14, 2017**, this Town Board ordered that the structures on said property be either repaired or demolished, and directed that the respective owner(s) or others responsible for the building on said property commence said repair or demolition work within 30 days; and

WHEREAS, more than 30 days have expired and no work has been commenced with respect to said property; and

WHEREAS, pursuant to the Unsafe Buildings Law, this Town Board can provide for the demolition of an unsafe building and assess the cost of same against the property; and

WHEREAS, prior to the demolition of said property, the Town needs to retain a firm to perform an asbestos survey and asbestos abatement specifications for same; and

WHEREAS, on April 11, 2017, this Town Board issued a Notice to Bidders (Bid 2017-25 LAW) to various asbestos abatement firms and based on proposals submitted, the Town Attorney has recommended that this Town Board retain **Aurora Environmental, LLC** to perform said asbestos survey, specifications and project monitoring work for the sum of \$2,943.00 and if required, a further sum of \$239.00 per day and \$8.00 per sample for additional air monitoring and sampling at the site, said proposal being the lowest responsible bid submitted; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby retains **Aurora Environmental, LLC, 1850 Davis Road, West Falls, New York, 14170**, to perform said asbestos survey and abatement work (if necessary) for 17 Yvette Drive, Cheektowaga, New York, 14227, for the sum of \$2,943.00, and if required, a further sum of \$239.00 per day and \$8.00 per sample for additional air monitoring and sampling at the site; and BE IT FURTHER

RESOLVED, that the Supervisor is authorized and hereby is directed to execute an agreement with **Aurora Environmental, LLC** for said services; and BE IT FURTHER

RESOLVED, that monies for said services shall be appropriated from budget line item number 0800-800-0440.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Linda Hammer, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-288

Award of Bid - Phase II of Sanitary Sewer Manhole Rehabilitation for Sanitary Sewer Shed #5 (Bid #2017-14)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for Phase II of Sanitary Sewer Manhole Rehabilitation for Sanitary Sewer Shed #5, which bids were duly received and opened on April 5, 2017, AND

WHEREAS, said bids were referred to the Engineering Department for analysis, tabulation and report, which analysis, tabulation and report is contained in the award package prepared by the Town Engineer and approved by the New York State Environmental Facilities Corporation on April 20, 2017, AND

WHEREAS, the Town Engineer has recommended that the bid be awarded to National Water Main Cleaning Company based on their submission of the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the bid for Phase II of Sanitary Sewer Manhole Rehabilitation for Sanitary Sewer Shed #5 be and hereby is awarded to:

National Water Main Cleaning Company
25 Marshall Street
Canton, MA 02021

for the base bid price of \$792,352.20, being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign any and all agreements for the aforesaid contract on behalf of this Town Board, AND, BE IT FURTHER

RESOLVED, that funding for said Phase II of Sanitary Sewer Manhole Rehabilitation for Sanitary Sewer Shed #5 shall be chargeable to Account No. 500-1440-4438-5725 with said project being eligible for Grant Funds awarded to the Town through the Clean Water State Revolving Fund ("CWSRF") and New York Water Grant administered by the New York State Environmental Facilities Corporation in accordance with Minority Women Business Enterprises ("MWBE") requirements with are included in the New York State Revolving Fund Program, AND, BE IT FURTHER

RESOLVED, that said bid award is contingent upon National Water Main Cleaning Company meeting the Clean Water State Revolving Fund ("CWSRF") and New York Water Grant requirements for Minority Women Business Enterprises ("MWBE") requirements or receiving the necessary waiver from said requirements.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-289

Award of Bid - Phase III of Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured in Place Pipe (CIPP) for Sewer Shed # 3 (Bid No. 2017-13)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for Phase III of Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured in Place Pipe (CIPP) for Sewer Shed #3, which bids were duly received and opened on April 5, 2017, AND

WHEREAS, said bids were referred to the Engineering Department for analysis, tabulation and report, which analysis, tabulation and report is contained in the award package prepared by the Town Engineer and approved by the New York State Environmental Facilities Corporation on April 20, 2017, AND

WHEREAS, the Town Engineer has recommended that the bid be awarded to Insituform Technologies LLC based on their submission of the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the bid for Phase III of Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured in Place Pipe (CIPP) for Sewer Shed #3 be and hereby is awarded to:

Insituform Technologies LLC
17988 Edison Avenue
Chesterfield, MO 63005

for the base bid price of \$3,665,304.10, being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign any and all agreements for the aforesaid contract on behalf of this Town Board, AND, BE IT FURTHER

RESOLVED, that funding for said Phase III of Cleaning, Televising and Rehabilitation of Sanitary Sewer Facilities thru Cured in Place Pipe (CIPP) for Sewer Shed #3 shall be chargeable to Account No. 500-1440-4438-5725 with said project being eligible for grant funds awarded to the Town through the Clean Water State Revolving Fund ("CWSRF") and New York Water Grant administered by the New York State Environmental Facilities Corporation in accordance with Minority Women Business Enterprises ("MWBE") requirements which are included in the New York State Revolving Fund Program, AND, BE IT FURTHER

RESOLVED, that said bid award is contingent upon Insituform Technologies LLC meeting the Clean Water State Revolving Fund ("CWSRF") and New York Water Grant requirements for Minority Women Business Enterprises ("MWBE") requirements or receiving the necessary waiver from said requirements.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-290

Accept Proposal for Masonry Restoration Work at the Alexander Community Center

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the brick chimney at the Alexander Community Center, located at 275 Alexander Avenue, is in need of repair and repointing, AND

WHEREAS, with the upcoming bids for the replacement of the roof and HVAC equipment, it was deemed necessary to repair said chimney prior to the upcoming renovations, AND

WHEREAS, two (2) masonry restoration contractors have submitted proposals to perform said work at this facility, NOW, THEREFORE, BE IT

RESOLVED, that Morris Masonry Restorations, LLC, 441 Bailey Avenue, Buffalo, New York, the lowest responsible bidder, has submitted a proposal to perform said repair and repointing to the brick at the Alexander Community Center as further described in their proposal dated April 21, 2017 for a price not to exceed \$8,985.00, AND, BE IT FURTHER

RESOLVED, that funding for said masonry restoration shall be chargeable to Account No. 500-1910-2520-5728.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-291

Order Replacement of Sidewalks

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, Chapter 210 of the Code of the Town of Cheektowaga (Streets and Sidewalks) sets forth the specifications for the construction of sidewalks in the Town of Cheektowaga, and

WHEREAS, Section 200-a of the Town Law of the State of New York authorizes a town board to adopt a local law to apportion the expense of building, relaying and repairing sidewalks in towns between the town and property owners, and

WHEREAS, this Town Board, by Local Law No. 4 of the Year 1991 and Local Law No. 5 of the Year 2008 (amended by Local Law No. 3 of the Year 2013), adopted provisions to apportion the cost of relaying or repairing sidewalks in the Town of Cheektowaga between the Town and property owners, and

WHEREAS, the Supervising Code Enforcement Officer has supplied this Town Board with the attached list of sidewalks in the Town which are in need of repair or replacement, NOW, THEREFORE, BE IT

ORDERED, that the owners of properties on the attached list be and hereby are directed to repair/replace the sidewalks abutting such properties on or before August 8, 2017, in accordance with the Town's Streets and Sidewalks Law, and BE IT FURTHER

ORDERED, that, should such property owners neglect to or choose to not repair/replace their sidewalks as so notified before August 8, 2017, the Town will cause such sidewalks to be repaired/replaced; will pay \$49.60 - \$50.80 for each 5-foot linear block repaired/replaced; and will assess/charge the property owner the balance over a period of five (5) years on the County/Town tax bill, with interest at the rate of 6.00 % as authorized by State law; or, at the property owner's option, payment may be made in one lump sum before November 1, 2017, and BE IT FURTHER

ORDERED, that the Town Clerk be and hereby is directed to notify the owners of properties identified on the attached list of the adoption of this Order by sending the attached Notice via certified mail to each owner at his/her/their address as it appears on the Town Assessment Roll.

NOTICE OF ADOPTION OF ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

TAKE NOTICE THAT, pursuant to a resolution adopted by the Town Board of the Town of Cheektowaga on May 9, 2017,

YOU ARE HEREBY ORDERED to repair the sidewalk in front of your property.

Such work must be completed on or before August 8, 2017.

In the event you neglect or choose not to perform this work before the specified date, be advised that the Town of Cheektowaga shall cause such work to be done. The Town will audit and pay **\$49.60 - \$50.80** for each 5-foot linear block replaced; and will assess the remaining expense thereof (including interest at the rate of 6.00%) against your property in five (5) annual installments; this amount will be added to your town tax bills for the next five (5) years and shall become a lien on your property. In the alternative, you may pay your share of the cost directly to the Town provided you do so on or before **November 1, 2017**. You will be notified of the amount you owe for sidewalk repairs.

If the Town performs the work, it is estimated that your cost for sidewalk repair will be approximately **\$74.40 - \$76.20** per 5-foot linear block of sidewalk.

If you choose to perform the work yourself or have a contractor perform such work, be advised that you will be responsible for paying 100% of the cost of the sidewalk work **(the Town will not pay anything towards your cost)**.

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

DATED: May 9, 2017

VICKIE L DANKOWSKI
Town Clerk

Attachments:

2017 Sidewalk Replacement list (XLSX)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-292

Establish Accounts for Consolidated Local Streets and Highway Improvement Program (CHIPS)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, in 1991, the State Legislature restructured the Consolidated Local Street and Highway Improvement Program (CHIPS), creating a new payment mechanism for the capital project portions of the program, AND

WHEREAS, before the Town can avail itself of the CHIPS funding for capital project portion the Town must first spend the money and then seek reimbursement for CHIPS, AND

WHEREAS, a capital account must be established, moneys must be transferred into such account, and then money from such account will be spent, to be reimbursed later,
NOW THEREFORE BE IT

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

#500.5132.0002.5714 - \$426,202.70

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-293

Establish Account for Rehabilitation and Reconstruction of Local Highway (PAVE-NY)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the State Legislature provided \$100 million in enhanced State assistance to local governments for the rehabilitation and reconstruction of local highways, AND

WHEREAS, the Town of Cheektowaga has been notified by the State that it has relieved and apportionment of \$97,285.01, AND

WHEREAS, before the Town can avail itself of the PAVE-NY funding for capital project portion the Town must first spend the money and then seek reimbursement for PAVE-NY, AND

WHEREAS, a capital account must be established, moneys must be transferred into such account and then money from such account will be spent, to be reimbursed later, NOW THEREFORE BE IT

RESOLVED, that the Director of Administration and Finance is hereby ordered to create said Capital Account for which PAVE-NY funds will be spent.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-294

Establish Accounts for Winter Recovery Program

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, due to the extreme weather conditions of past winter seasons, New York State has approved a \$65 million Extreme Winter Recovery fund for the repair of roadways,
AND

WHEREAS, the Town has received notification that New York State has appropriated \$81,587.94 of said fund to the Town, AND

WHEREAS, New York State Department of Transportation (NYSDOT) has been deemed the administering office for New York State, AND

WHEREAS, before the Town can avail itself to said funding for the repair of roadways, the Town must first spend the money and seek reimbursement from (NYSDOT),
AND

WHEREAS, a capital account must be established, moneys must be transferred into such account, and then money from such account will be spent, to be reimbursed later,
NOW
THEREFORE BE IT

RESOLVED, that the Director of Administration and Finance is hereby ordered to create said Capital Account for which Extreme Winter Recovery funds will be spent.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-295

Amend Authorization for Supervisor to Execute Contracts for the 2017 Independence Day Celebration

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated February 14, 2017 (Resolution 2017-96), this Town Board authorized the Supervisor to execute contracts, agreements and other documents for vendors/licenses for the Independence Day Celebration to be held on July 4, 2017, and

WHEREAS, it has been decided that the Town of Cheektowaga will also celebrate Independence Day on July 3, 2017, NOW, THEREFORE, BE IT

RESOLVED, that the Resolution 2017-96 be and hereby is amended to authorize the Supervisor to execute contracts, agreements, and any other documents that may be required between the Town of Cheektowaga and contractors/performers and vendors/licensees for the 2017 Independence Day Celebration, to be held on July 3rd, 2017 and July 4th, 2017, subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-296

Authorize Supervisor to Execute License Agreement with Tree Care Of New York

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga awarded a contract to Tree Care of New York, LLC for the removal of dead trees in public locations by Resolution 2017-258, and

WHEREAS, as part of such contract, Tree Care of New York, LLC has requested permission from the Town to utilize a portion of the Highway Department yard at 3145 Union Road for the purpose of staging two of its vehicles, and

WHEREAS, there is room at the Highway Department yard for such purpose, and

WHEREAS, the Town Attorney has prepared a License Agreement for the 2017 season for same, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforementioned License Agreement with Tree Care of New York, LLC.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-297

Approve Purchase of Two (2) New and Unused 2017 Caterpillar 938K Wheel Loaders

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town Board authorized the Purchase of two (2) new and unused 2016 Caterpillar 938K Wheel Loaders from Milton Cat, 4610 East Saile Drive, Batavia, New York 14020, as specified under New York State OGS Contract PC66988 at a regular board meeting on February 16, 2016, AND

WHEREAS, said New York State OGS Contract PC 66988 runs through May 18, 2019, AND

WHEREAS, Milton Cat offers a one year trade-in program for said equipment as long as the New York State OGS Contract remains in effect, AND

WHEREAS, said trade-in program is based on the hours of use of equipment and any price increase in the New York State OGS Contract, AND

WHEREAS, the Highway Department has requested authorization to Trade-in two (2) 2016 Milton Cat 938K Caterpillar Wheel Loaders for two (2) new and unused 2017 Caterpillar 938K Wheel Loaders as specified under the terms of the Milton Cat's trade-in program and New York State OGS Contract PC66988, AND

WHEREAS, funds for said purchase have been budgeted and are available under account number 300.5130.2407, NOW THEREFORE BE IT,

RESOLVED, that the Town Board hereby authorized to trade-in two (2) Milton Cat 938K Caterpillar Wheel Loaders for two (2) new and unused 2017 Caterpillar 938K Wheel Loaders in the amount of \$24,856.00 from:

Milton Cat
4610 East Saile Drive
Batavia, New York 14020

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-298

Authorize Supervisor to Execute Service and Supply Agreement With Eagle Systems, Inc.

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Eagle Systems, Inc., presently provides service and supplies for copy machines located in the following Town Departments:

MODEL	SERIAL NUMBER	ID #	DEPARTMENT
TOSHIBA ESTUD104540C	CMK224232	E0456	TRAFFIC COURT
TOSHIBA ESTUDI0453	C1L737805	E4263	COUNCIL
TOSHIBA ESTUD104540C	CMK224302	E0460	CRIMINAL COURT
TOSHIBA ESTUDI05540C	CBC215970	E0341	YOUTH RECREATION
TOSHIBA ESTUDI02830C	CXI026925	E0034	SEWER
TOSHIBA ESTUDI03540C	CQH114261	E0283	PARKS LOSSON ROAD
TOSHIBA ESTUDI0355	CPJ917020	E4786	SENIOR CENTER
SAMSUNG 5935	2P3BJIC400080	E0468	CRIMINAL COURT
SAMSUNG 5935	P3BJIC400082	E0650	COURT

and,

WHEREAS, the current Service and Supply Maintenance Agreement expired as of March 24, 2017; and

WHEREAS, Eagle Systems, Inc., 2421 Harlem Road, Cheektowaga, New York, has submitted a proposal to renew the service and supply agreement for the above copy machines for a one (1) year period from March 25, 2017 to March 24, 2018, said agreement covering travel, labor, parts, drums & toner cartridges (excluding paper and staples) at a 5% or less increase in the per-copy cost for the new term; and

WHEREAS, the Town Director of Information Technology and the Town Attorney recommend that the Town accept Eagle's new proposal; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board accepts the proposal of Eagle Systems, Inc., to provide annual service and supplies for the copy machines above set forth for the period March 25, 2017 to March 24, 2018, at the following rates: black and white pages billed quarterly at .011 per page, color pages billed quarterly at .0833 per page, said cost to include travel, labor, parts, drums and toners for said copiers; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with Eagle Systems, Inc., for said services.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-299

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individual be and hereby is hired as a **PART-TIME EMPLOYEE** in the department listed, not to exceed nineteen (19) hours on a weekly basis, in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

POLICE DEPARTMENT Police Attendant \$17.35/hour effective 5/10/17
Robert J. Janik, Cheektowaga, New York

BE IT RESOLVED, that the following individuals be and hereby are hired as **SEASONAL EMPLOYEES**, not to exceed five (5) months in a calendar year, in the various departments listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 5/10/17
Ryan T. Baczkiewicz, Cheektowaga, New York
Edward V. Pozdyn, Jr., Cheektowaga, New York

SEWER MAINTENANCE Laborer \$9.70/hour effective 5/15/17
Sean F. Ross, Cheektowaga, New York
Daniel M. Wierzba, Sloan, New York
Eric R. Cartenuto, Cheektowaga, New York
Paul A. Nazzarett, III, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT
Brad J. Bauman effective 5/21/17

SANITATION DEPARTMENT
Linda A. Winnicki effective 4/18/17

ACCOUNTING DEPARTMENT
Lorraine M. Lewandowski effective 5/4/16

BE IT RESOLVED, that the following employee's name be amended:

SANITATION DEPARTMENT
Darryl J. Howard to Darryll J. Howard, Cheektowaga, New York

WHEREAS, the following employee's name submitted on her job application and resume was, in fact, not her legal name; AND,

WHEREAS, her name must be amended; NOW, THEREFORE, BE IT

RESOLVED, that Ms. Olivieri's name appearing on that of the Town Board Meeting of April 11, 2017 hiring her effective April 12, 2017, be amended to that of her legal name, and that her effective date of hire be amended as well:

JUSTICE COURT Clerk \$9.70/hour effective 4/24/17
From Linda Oliveri to Zelinda Olivieri, Cheektowaga, New York

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to waive the reading of names for the following Resolutions: 2017-299, 2017-300, 2017-301, 2017-302. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-300

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are terminated in the Department of Youth & Recreational Services effective as indicated:

Ann Marie Heide	7/18/16	14225
Shannon Kelly	8/16/16	14227
Adam Skowron	9/30/16	14227
Theresa Tripi	3/25/17	14227

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-301

Youth & Recreation Transfers

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred as indicated:

Lifeguard "Head Lifeguard Trainee" - Regular Part-time to Lifeguard "Head Lifeguard Trainee" - Part-time - 7180.1903 - \$10.60 - Effective immediately

Ariana D'Agostino

Recreation Aide to Recreation Attendant - 7140.1640 - \$9.70 - Regular Part-time - Effective Immediately

Tyler Donahue

Recreation Aide to Recreation Attendant - 7140.1640 - \$9.70 - Regular Part-time - Effective 6/27/17

Austin Dzimian

Lifeguard "Level II" - Regular Part-time to Recreation Attendant - Regular Part-time - 7140.1611 - \$10.33 - Effective Immediately

James Rogers

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-302

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Recreation Attendant - 7140.1646 - \$9.70 - Regular Part-time

Eric Green 14225

Recreation Instructor - 7140.1646 - \$10.00 - Regular Part-time

Josh Strzelec 14211

Recreation Aide - 7310.1801 - \$9.70 - Part-time

Zachary Fox 14227

Travis Hay 14215

Melissa Wood 14227

Recreation Attendant - 7310.1801 - \$9.70 - Seasonal

Evan Astran 14225

Grace Dalton 14227

Rebecca Cervi 14043

Miranda Florek 14227

Paige Jaworowicz 14212

Julie Karpinski 14225

Brianna Poules 14227

Robert Pulkownik 14227

Alexis Schrader 14225

Taylor Wilson 14227

Recreation Attendant - 7310.1801 - \$9.70 - Seasonal - Effective 7/7/17

Madison Heide 14225

Recreation Attendant - 7140.1632 - \$9.70 - Seasonal

Meghan Gosciak 14225

Recreation Instructor "Arts & Crafts Director"- 7310.1801 - \$10.00 - Seasonal

Nicole Cervi 14225

Lifeguard "Head Lifeguard Trainee" - 7180.1903 - \$11.13 - Regular Part-time

Natalie Lane 14215

Lifeguard "Senior Lifeguard" - 7180.1903 - \$10.91 - Regular Part-time

Jessie Cecere 14225

Shelby Gennocro 14225

Robert Love 14225

Alyssa Reesor 14211

Benjamin Sullivan 14225

Lifeguard - 7180.1903 - \$10.70 - Regular Part-time

Nicole Frigioni	14225
Dante Peters	14225

Lifeguard "Head Lifeguard Trainee" - 7180.1903 - \$11.13 - Seasonal

Ross Bauman	14227
Justin Brackna	14225
Lennon Cavanaugh-Gordon	14215
Katie Gramlich	14225
Zachary Hermanski	14225
Amanda Kiripolsky	14215

Lifeguard "Senior Lifeguard" - 7180.1903 - \$10.91 - Seasonal

Morgan Blake	14225
Shannon Borowiak	14227
Domonique Ector	14225
Emma Eisenhardt	14211
Lilly Eisenhardt	14211
Nicholas Hahn	14225
Connor Karek	14225
Kevin Lopez Rodriguez	14225

Lifeguard - 7180.1903 - \$10.70 - Seasonal

Sydney Gennocro	14225
Leann Jacobs	14215
Zachary Jones	14225
Elizabeth Olear	14043
Caremine Seemueller	14215

Lifeguard "Head Lifeguard Trainee" - 7180.1903 - \$11.13 - Regular Part-time - Effective 5/22/17

Brad Bauman

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-303

Appointment of Public Safety Dispatcher (Competitive/Permanent) Police Department/Lauren M. Sieber

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a vacancy exists in the position of Public Safety Dispatcher in the Police Department; AND

WHEREAS, said vacancy is in the competitive class of civil service; AND

WHEREAS, Lauren M. Sieber of Cheektowaga, New York, appears on said civil service list and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Lauren M. Sieber of Cheektowaga, New York, be and hereby is appointed to the position of Public Safety Dispatcher in the Police Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Public Safety Dispatchers Association effective May 10, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-304

Appointment of Senior Sewer Maintenance Worker (Non-Competitive/Permanent) Justin P. Borowski

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, Justin P. Borowski was appointed by this Town Board to the position of Sewer Maintenance Worker effective November 17, 2015; AND

WHEREAS, Mr. Borowski has successfully completed eighteen (18) months in the title and is eligible to be promoted to the position of Senior Sewer Maintenance Worker; NOW, THEREFORE, BE IT

RESOLVED, that Justin P. Borowski of Cheektowaga, New York be and hereby is appointed to the position of Senior Sewer Maintenance Worker in the Sewer Maintenance Department under the terms and conditions of the bargaining agreement between the Town and the Town of Cheektowaga Employees Association effective May 17, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-305

Appointment of Senior Sewer Maintenance Worker (Non-Competitive/Permanent) James R. Siejak

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, James R. Siejak was appointed by this Town Board to the position of Sewer Maintenance Worker effective November 17, 2015; AND

WHEREAS, Mr. Siejak has successfully completed eighteen (18) months in the title and is eligible to be promoted to the position of Senior Sewer Maintenance Worker; NOW, THEREFORE, BE IT

RESOLVED, that James R. Siejak of Cheektowaga, New York be and hereby is appointed to the position of Senior Sewer Maintenance Worker in the Sewer Maintenance Department under the terms and conditions of the bargaining agreement between the Town and the Town of Cheektowaga Employees Association effective May 17, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-306

Appointment of Motor Equipment Operator - B (Non-Competitive/Temporary) Sanitation Department/Marc P. Beang

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, a temporary vacancy exists in the title of Motor Equipment Operator - B in the Sanitation Department; AND

WHEREAS, notice of said 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, no full-time bargaining unit member bid on said vacancy; AND

WHEREAS, Marc P. Beang, of Cheektowaga, New York, currently a part-time Laborer in the Sanitation Department, applied for said position and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Marc P. Beang of Cheektowaga, New York, be and hereby is appointed to the temporary position of Motor Equipment Operator - B in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 10, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-307

Appointment of Laborer (Labor/Permanent) Sewer Maintenance Department - Kobe J. Walenka

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, a vacancy exists in the title of Laborer in the Sewer Maintenance Department; AND

WHEREAS, the position falls within the Town of Cheektowaga Employees Association; AND

WHEREAS, the Town of Cheektowaga has entered into a Memorandum of Agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, Kobe J. Walenka, currently employed as a Laborer in the Facilities Department (Parks Division), is eligible for transfer to the position of Laborer in the Sewer Maintenance Department; NOW, THEREFORE, BE IT

RESOLVED, that Kobe J. Walenka of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Sewer Maintenance Department, in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 10, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-308

Appointment of Court Officer (Competitive/Permanent) Thomas G. Dryja

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a part-time vacancy exists in the title of Court Officer in the Police Department; AND

WHEREAS, said title is part of the Town of Cheektowaga Employees Association; AND

WHEREAS, the Town of Cheektowaga Employees Association has agreed to waive the posting of said vacancy; AND

WHEREAS, Thomas G. Dryja, of Cheektowaga, New York, applied for said position and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Thomas G. Dryja of Cheektowaga, New York, be and hereby is appointed to the part-time position of Court Officer in the Police Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 10, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-309

Appointment of Student Intern (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Daniella Diati, a student at Hilbert College, has requested to participate in the student internship program at the Police Department; AND

WHEREAS, this individual has been interviewed by the Police Department and the Department is willing to afford her the opportunity to intern in the Police Department; NOW, THEREFORE, BE IT

RESOLVED, that Daniella Diati of Buffalo, New York be and hereby is authorized to participate as an unpaid intern in the Police Department, subject to her execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that Ms. Diati's internship be and hereby is effective May 3, 2017, through June 30, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate this student internship in the Police Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-310

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, an Excellence in Policing Symposium is being held June 1, 2017, through June 2, 2017, in Saratoga Springs, New York; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner to attend said symposium; AND

WHEREAS, the total cost to the Town shall not exceed \$136; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Chief David Zack be and hereby is authorized to attend the Excellence in Policing Symposium being held June 1, 2017, through June 2, 2017, in Saratoga Springs, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Suspension of Rules

Motion by Councilmember Adamczyk, Seconded by Councilmember Rogowski to waive the rules to include the following Resolutions: 2017-311, 2017-312, 2017-313. Motion Carried.



1. RESOLUTION 2017-311

Appointment of Laborer (Labor/Permanent) Sanitation Department/Joseph J. Alba

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, a vacancy exists in the title of Laborer in the Sanitation Department; AND

WHEREAS, notice of said 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, Joseph J. Alba, of Cheektowaga, New York, currently a Pump Operator in the Main Pump Station, bid on said position and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Joseph J. Alba of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 16, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-312

Appointment of Motor Equipment Operator - B (Non-Competitive/Permanent) Sanitation Department/Robert W. Fissler

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, a vacancy exists in the title of Motor Equipment Operator - B in the Sanitation Department; AND

WHEREAS, notice of said 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, Robert W. Fissler, of Sloan, New York, currently a Tree Trimmer in the Highway Department, bid on said position and eligible for transfer; NOW, THEREFORE, BE IT

RESOLVED, that Robert W. Fissler of Sloan, New York, be and hereby is appointed to the position of Motor Equipment Operator - B in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 30, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-313

Appointment of Motor Equipment Operator - B (Non-Competitive/Permanent) Sanitation Department/Gregory S. Gaczewski

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, a vacancy exists in the title of Motor Equipment Operator-B in the Sanitation Department; AND

WHEREAS, the Department was canvassed internally in accordance with an agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, Gregory S. Gaczewski, currently employed as a Laborer in the Sanitation Department, meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Gregory S. Gaczewski of Cheektowaga, New York, be and hereby is appointed to the position of Motor Equipment Operator-B in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 16, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XII. Communications

A. Departmental Communications

1. **Drescher & Malecki LLP: Annual Financial Report Update Document for the Town of Cheektowaga, County of Erie for the Fiscal Year Ended 12/31/2016**

Notice is hereby given that the New York State Annual Update Document of the Town of Cheektowaga for the period beginning on January 1, 2016 and ending on December 31, 2016, has been compiled by Drescher & Malecki, LLP, and that the document has been filed in my office where it is available as a public record for inspection by all interested persons. Pursuant to section thirty-five of the General Municipal Law, the governing board of the Town of Cheektowaga may, in its discretion, prepare a written response to the document and file any such response in my office as a public record for inspection by all interested persons not later than July 28, 2017.

B. General Communications

1. **Notice of Motion: Deutsche Bank National Trust Company vs. Jose Antonio Davila, as Administrator of The Estate of Susan Lopez, TheTown of Cheektowaga, Etal Premises: 69 Bernice Dr.**
2. **Notice of Claim: Ann Zwick vs. Town of Cheektowaga**

XIII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an oppurtunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIV. Adjournment

Motion by Councilmember Hammer, Seconded by Councilmember Kaminski to adjourn the meeting at 8:26 PM. Motion Carried.

	A	B	C	D	E	F	G	J	K	L	N	P	Q	R
1	SBL #	Loc. St. No.	Loc. Prefix	Loc. St. Name	Loc. Mail St. Suff.	Loc. Post Suffix	Blocks (walk) 4" SW Sections	Owner Name	2nd Owner Name	Attention of:	Address	City	State	Zip
2	113.69-3-9	108		Alaska	St.		7	Lawrence R. Wroblewski	Patricia Wroblewski		2340 Union Rd.	Chktg.	NY	14227
3	113.69-4-23	141		Alaska	St.		6	Robert D. & Cynthia Chmielewski	Cynthia A.		141 Alaska St.	Chktg.	NY	14206-2530
4	101.36-1-3	53		Alpine	Pl.		3	Reuben K. Owens, Jr.			53 Alpine Pl.	Chktg.	NY	14225
5	101.36-1-4	57		Alpine	Pl.		8	Carlos Spencer	Cecelia Spencer		57 Alpine Pl.	Chktg.	NY	14225
6	101.28-12-21.1	34-36		Alpine	Pl.		6	Cassandra F. Barnes			106 Hazelwood Ln.	Grand Island	NY	14072
7	90.84-4-23	79		Andrews	Ave.		4	Joan Smart			79 Andrews Ave.	Chktg.	NY	14225-2814
8	114.20-1-23	74		Armond	Ln.		4	Susan Subjeck			74 Armond Ln.	Depew	NY	14043
9	114.20-8-12	75		Armond	Ln.		6	Sara Brucz			75 Armond Ln.	Depew	NY	14043
10	125.10-1-29	11		Audet	Dr.		6	Margaret A. Wood			11 Audet Dr.	Chktg.	NY	14227-3005
11	125.10-2-39	52		Audet	Dr.		8	Picciano, Denise L.			52 Audet Dr.	Chktg.	NY	14227-3006
12	103.09-11-2	56		Bahama	Ln.		11	Bradley L. Looney	Christine M. Looney		56 Bahama Ln.	Chktg.	NY	14225-4804
13	103.05-11-1	4		Betty Lou	Ln.		4	Joseph J. Donohue	Heather A. Donohue		4 Betty Lou Ln.	Chktg.	NY	14225-4436
14	80.17-7-7	24		Briarcliff	Rd.		4	Bethanne B. Stancl			24 Briarcliff Rd.	Chktg.	NY	14225-1502
15	79.20-3-8	18		Calderwood	Dr.		2	Lakita T. Middlebrook			18 Calderwood Dr.	Chktg.	NY	14215
16	91.07-10-7	39		Carolyn	Ct.		4	Kathleen Summers	Patricia Bona		85 Princeton Ct.	Chktg.	NY	14225-2236
17	79.20-1-16	104		Century	Rd.		10	Eugene L. Tytko	Christine A. Tytko		104 Century Rd.	Chktg.	NY	14215-1357
18	92.17-2-15	247		Chapel	Ave.		8	Margaret S. Meyer			247 Chapel Ave.	Chktg.	NY	14225-3559
19	91.52-2-1	81		Chardon	Dr.		4	Aida I. Rivera			81 Chardon Dr.	Chktg.	NY	14225
20	91.15-14-19	68		Colden	Ct.		3	Christopher J. Santora			5735 Newhouse Rd.	East Amherst	NY	14051
21	113.50-3-1	52		Constance	Ln.		10	Douglas S. Gurr	Laurie A. Pitzonka		52 Constance Ln.	Chktg.	NY	14227
22	92.14-2-8	78		Crandon	Blvd.		7	Dale G. Miller			78 Crandon Blvd.	Chktg.	NY	14225-3619
23	114.02-6-42	120		Cromwell	Dr.		2	James & Karen Ziomek			120 Cromwell Dr.	Depew	NY	14043-4462
24	102.21-7-8	73		David	Ave.		5	Kevin Quinn	Sandra D. Quinn		14 Church St.	Lancaster	NY	14086-2604
25	92.19-5-5	170		Dean	Rd.		8	Ronald P. Januchowski	Frances Januchowski		170 Dean Rd.	Depew	NY	14043-1308
26	92.15-4-40	259		Dean	Rd.		6	Frank P. Chalupka	Kathleen Chalupka		259 Dean Rd.	Depew	NY	14043-1309
27	80.19-4-16	37		Delmar	Ave.		4	Andrew Krause			37 Delmar Ave.	Chktg.	NY	14225
28	125.10-9-28	11		Delphi	Dr.		4	Barbara Ann Kalinowski			11 Delphi Dr.	Chktg.	NY	14227-3605
29	92.18-11-42	58		Diane	Dr.		4	Nicholas J. Krzyzanowski	Andrea L. Krzyzanowski		58 Diane Dr.	Chktg.	NY	14225
30	92.18-10-27	107		Diane	Dr.		12	Joel E. Kopp	Heather M. Kopp		107 Diane Dr.	Chktg.	NY	14225-3601
31	91.79-2-22	171	E.	Grand	Blvd.		6	Molly A. Roach			171 E Grand Blvd.	Chktg.	NY	14225
32	125.06-3-40	12	E.	Rouen	Dr.		5	James F. Wasielewski	Susanne Mozdziak		12 E. Rouen Dr.	Chktg.	NY	14227-3124
33	125.06-4-5	95	E.	Rouen	Dr.		5	Donald J. Bucheker	Ann Marie Bucheker		95 E. Rouen Dr.	Chktg.	NY	14227
34	125.06-6-11	47	E.	Toulon	Dr.		7	Kenneth F. & Mary E. Rompala	Joint Revocable Trust	Mary E. Rompala	47 E. Toulon Dr.	Chktg.	NY	14227
35	113.72-2-3	34		Edmund	St.		2	Thomas G. Swenson			34 Edmund St.	Chktg.	NY	14227-1802
36	90.12-5-47	325		Eggert	Rd.		4	Wright James			325 Eggert Rd.	Chktg.	NY	14215-2941
37	102.08-9-18	49		Ellsworth	Dr.		5	Ronald F. Santillo			49 Ellsworth Dr.	Chktg.	NY	14225-4303

Attachment: 2017 Sidewalk Replacement list (RES-2017-291 : Order Replacement of Sidewalks)

	A	B	C	D	E	F	G	J	K	L	N	P	Q	R
1	SBL #	Loc. St. No.	Loc. Prefix	Loc. St. Name	Loc. Mail St. Suff.	Loc. Post Suffix	<u>BLOCKS</u> (walk) 4" SW Sections	Owner_Name	2nd Owner_Name	Attention of:	Address	City	State	Zip
38	113.34-3-4	118		Fairelm	Ln.		3	Judith A. Little			118 Fairelm Ln.	Chktg.	NY	14227-1364
39	80.19-7-31	39		Flora	Rd.		3	Darien Rufus	Linda Rufus		39 Flora Rd.	Chktg.	NY	14225-1732
40	91.05-1-23	151		Fontaine	Dr.		4	Nancy K. Lomas			151 Fontaine Dr.	Buffalo	NY	14215-2039
41	125.09-2-1	64		Fradine	Dr.		2	Karen Nowak			64 Fradine Dr.	Chktg.	NY	14227-3035
42	113.63-6-10	44		Frederick	St.		5	Robet W. Summers, II	Kim Summers		44 Frederick St.	Chktg.	NY	14227
43	125.09-14-31	75		Gabrielle	Dr.		2	William M. Woerner & W			75 Gabrielle Dr.	Chktg.	NY	14227-3454
44	114.18-8-33	47		Garnet	Dr.		5	R. Bruce McKee	Jennifer E. McKee		47 Garnet Dr.	Chktg.	NY	14227
45	125.12-2-16	34		Gary	Ln.		5	Jennifer Kutas			52 Eastwood Pkwy.	Lancaster	NY	14086
46	125.12-2-22	78		Gary	Ln.		7	James F. Bonn	Patricia Bonn		78 Gary Ln.	Chktg.	NY	14227-3235
47	125.12-1-24	79		Gary	Ln.		3	Stephen J. Ura			79 Gary Ln.	Chktg.	NY	14227-3234
48	125.10-8-39	45		Grand Prix	Dr.		7	Jeffrey P. Nowak	Danielle L. Nowak		45 Grand Prix Dr.	Chktg.	NY	14227
49	92.17-10-27	50		Harris	Ct.		8	Gerald E. Bernacki	Annette M. Bernacki		50 Harris Ct.	Chktg.	NY	14225-3812
50	113.64-2-25	35		Henry	St.		3	Barbara A. Dudley			212 Northwood Dr.	Williamsville	NY	14221
51	125.07-12-26	10		Hillwood	Dr		3	Edward Szekely			10 Hillwood Dr.	Chktg.	NY	14227-3218
52	92.17-8-6	50		Homeworth	Pkwy.		4	David J. Sever			52 Wedgewood Dr.	West Seneca	NY	14224-3624
53	92.18-9-59	57		Homeworth	Pkwy.		3	Sharon Fronckowiak	English Wright		57 Homeworth Pkwy.	Chktg.	NY	14225-3637
54	92.17-7-10	62		Homeworth	Pkwy.		10	Sandra Kawecki			62 Homeworth Pkwy.	Chktg.	NY	14225
55	92.18-10-59	67		Homeworth	Pkwy.		7	Bhavani Associates, LLC			16 Silverbell Cir.	Orchard Park	NY	14127
56	92.17-7-8	70		Homeworth	Pkwy.		10	William W. Knoof	Grace E. Knoof		70 Homeworth Pkwy.	Chktg.	NY	14225-3622
57	92.18-11-1	93		Homeworth	Pkwy.		6	John R. Empl	Roswitha Empl		93 Homeworth Pkwy.	Chktg.	NY	14225-3626
58	92.17-5-21	102		Homeworth	Pkwy.		3	Joseph P. Hahn	Laura M. Hahn		102 Homeworth Pkwy.	Chktg.	NY	14225
59	103.09-9-12	8		Honduras	Ln.		6	Rita Szablewski	Linda L. Capan		8 Honduras Ln.	Chktg.	NY	14225-4808
60	91.06-21-12	60		Huth	Rd.		12	Joan M. Nedopak			67 Constance Ln.	Chktg.	NY	14227
61	80.18-4-12	449		Huxley	Dr.		5	Debra A. Morrison			449 Huxley Dr.	Chktg.	NY	14225-1064
62	90.68-2-17	102		Ivanhoe	Rd.		5	Kimberly M. Adams			102 Ivanhoe Rd.	Chktg.	NY	14215
63	90.68-3-32	135		Ivanhoe	Rd.		5	Frodouard Nsengumuremyi			135 Ivanhoe Rd.	Chktg.	NY	14215
64	114.19-1-83	15		Jerome	Dr.		5	Russell Ciraolo, Jr.			15 Jerome Dr.	Chktg.	NY	14227-2507
65	126.05-2-11	62		Jessica	Ln.		4	Daniel J. Buil	Mary Ann Buil		62 Jessica Ln.	Depew	NY	14043
66	90.08-4-9	35		Kendale	Rd.		3	Chavon Goins			35 Kendale Rd.	Chktg.	NY	14215-1832
67	91.79-4-6	152		Kilbourne	Rd.		6	Mehret Estezia	Tigist M. Belachew		152 Kilbourne Rd.	Chktg.	NY	14225-3125
68	91.19-2-7	26		Laurentian	Dr.		4	Michael Mistretta	Alana DePoint		26 Laurentian Dr.	Chktg.	NY	14225
69	103.05-8-36	46		Leni	Ln.		4	Peter A. Filippi	Maria Filippi		46 Leni Ln.	Chktg.	NY	14225-4420
70	103.05-8-32	62		Leni	Ln.		7	Frederick J. Flick			62 Leni Ln.	Chktg.	NY	14225
71	125.06-15-39	47		Lille	Ln.		6	Mark J. Minnuto	& Jack Joseph Tontillo		47 Lille Ln.	Chktg.	NY	14225
72	125.10-16-4	12		Lois	Dr.		6	Richard E. Hoellig			12 Lois Dr.	Chktg.	NY	14227-3509
73	91.09-1-3	15		Loretto	Dr.		10	James E. Ejbisz	& Linda R. Napierski		15 Loretto Dr.	Chktg.	NY	14225-2024

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1	SBL #	Loc. St. No.	Loc. Prefix	Loc. St. Name	Loc. Mail St. Suff.	Loc. Post Suffix	Blocks (walk) 4" SW Sections	Owner Name	2nd Owner Name	Attention of:	Address	City	State	Zip
74	92.19-3-7	98		Lou Ann	Dr.		9	Denise J. Stanton			98 Lou Ann Dr.	Depew	NY	14043-1212
75	92.15-2-16	215		Lou Ann	Dr.		3	Eric A. Hess	Erin L. Hess		215 Lou Ann Dr.	Depew	NY	14043
76	125.10-2-6	19		Lucerne	Ct.		6	Ronald C. Mazur	Elizabeth Mazur		19 Lucerne Ct.	Chktg.	NY	14227-3009
77	125.10-2-10	35		Lucerne	Ct.		3	James V. Cronin, Jr.	Diane M. Cronin		35 Lucerne Ct.	Chktg.	NY	14227-3009
78	125.10-14-6	38		Maria	Ln.		4	Katherine A. Riedy			38 Maria Ln.	Chktg.	NY	14227-3557
79	125.10-13-21	65		Maria	Ln.		5	Linda Farruggio			65 Maria Ln.	Chktg.	NY	14227-3535
80	90.76-4-50	49		Marne	Rd.		5	Anthony A. Matthews	Marjorie Matthews		49 Marne Rd.	Chktg.	NY	14215-3611
81	114.07-3-13	116		Marywood	Dr.		15	Karen A. Pfalzer			116 Marywood Dr.	Depew	NY	14043-4230
82	125.09-3-10	24		Mayberry	Drive	East	5	Jennifer A. Weber			24 Mayberry Drive East	Chktg.	NY	14227
83	123.28-2-7	110		Meadowbrook	Pkwy.		4	Randall Bortz			110 Meadowbrook Pkwy	Chktg.	NY	14206
84	91.19-10-15	60		Melcourt	Drive	West	2	Charles A. Horey & W			60 Melcourt Drive West	Chktg.	NY	14225-3229
85	91.19-9-39	85		Melcourt	Drive	West	2	Gretchen M. Kronbeck			85 Melcourt Drive West	Chktg.	NY	14225-3228
86	102.22-4-6	84		Midland	Dr.		6	Kathleen H. Mendez			84 Midland Dr.	Chktg.	NY	14225-3032
87	102.22-4-2	100		Midland	Dr.		3	Jodi L. Christ			100 Midland Dr.	Chktg.	NY	14225
88	91.18-7-38	141		Mildred	Dr.		6	Natalie S. Mages	Robert M. Mages		141 Mildred Dr.	Chktg.	NY	14225-3260
89	80.20-10-17	15		Montfort	Dr.		6	Stacey DiPaolo			15 Montfort Dr.	Chktg.	NY	14225-1335
90	92.14-3-5	17		Moorman	Dr.		4	James R. McCarthy	Tammy L. McCarthy		17 Moorman Dr.	Chktg.	NY	14225-3709
91	103.09-3-23	136		Nantucket	Drive	East	6	Marie LaMonte	Lewis LaMonte		136 Nantucket Drive East	Chktg.	NY	14225-4843
92	103.09-3-24	140		Nantucket	Drive	East	5	Susan M. Mankowski			140 Nantucket Drive East	Chktg.	NY	14225
93	103.09-11-26	23		Nassau	Ln.		4	Teluk Roman & Maria V.			23 Nassau Ln.	Chktg.	NY	14225-4815
94	112.67-5-9	324	N.	Pleasant	Pkwy.		3	Richard Czosnyka	Jo Ann Czosnyka		324 N. Pleasant Pkwy.	Chktg.	NY	14206-2429
95	125.12-6-8	73	N.	Prince	Dr.		8	Edmund J. Hynes	Cynthia P. Hynes		73 N. Prince Dr.	Depew	NY	14043-4749
96	114.13-2-26	20	N.	Rushford	Ln.		2	Geraldine Matuszewski			20 N. Rushford Ln.	Chktg.	NY	14227
97	125.12-11-10	158	N.	Transithill	Dr.		4	Bryan C. Koronowski			158 N. Transithill Dr.	Depew	NY	14043
98	125.12-11-8	166	N.	Transithill	Dr.		5	John S. Lesinski			83 Lyndale Rd.	West Seneca	NY	14224
99	114.07-1-15	4		Old Farm	Ct.		3	Janice Lynn Thurston			4 Old Farm Ct.	Depew	NY	14043
100	114.07-4-20	67		Old Stone	Rd.		6	Bridget A. Szymanski			67 Old Stone Rd.	Depew	NY	14043-4232
101	103.09-7-11	10		Panama	Ln.		6	Ludwig Grotter	Hildegard Grotter		10 Panama Ln.	Chktg.	NY	14225-4818
102	113.71-8-1	285		Parker	St.		4	Michael Wolentarski			285 Parker Ave.	Chktg.	NY	14206
103	102.21-4-1	34		Pendennis	Pl.		3	Chad J. Everett			34 Pendennis Pl.	Chktg.	NY	14225-2926
104	91.77-2-13	36		Pendennis	Pl.		2	Diane M. Boyd			36 Pendennis Pl.	Chktg.	NY	14225-2926
105	101.52-2-14	101		Pine Ridge	Rd.		7	Victor Dudek			101 Pine Ridge Rd.	Chktg.	NY	14211-2711
106	123.28-6-14	91		Pleasant	Pkwy.		5	Kevin Melnyk			96 Spann St.	Buffalo	NY	14206
107	92.18-12-8	29		Poinciana	Pkwy.		5	Sara M. Graham			29 Poinciana Pkwy.	Chktg.	NY	14225-3610
108	90.76-4-15	54		Preston	Rd.		6	Cynthia A. Johnson			54 Preston Rd.	Chktg.	NY	14215-3614
109	91.07-9-9	48		Robert	Ct.		2	Robert T. Price	Helena Price		48 Robert Ct.	Chktg.	NY	14225-2253

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1	SBL #	Loc. St. No.	Loc. Prefix	Loc. St. Name	Loc. Mail St. Suff.	Loc. Post Suffix	^{BLOCKS} (walk) 4" SW Sections	Owner_Name	2nd Owner_Name	Attention of:	Address	City	State	Zip
110	92.09-6-11	105		Rogers	Dr.		5	Michael C .Bull & W			105 Rogers Dr.	Chktg.	NY	14225-2327
111	91.78-6-12	205		Rosewood	Ter.		10	Alec Jones	Ashley Jones		205 Rosewood Ter.	Chktg.	NY	14225
112	102.08-5-9	191		Santin	Dr.		2	Ivorite A. Coleman	Lynda J. Coleman		191 Santin Dr.	Chktg.	NY	14225
113	123.27-8-11	129		Shanley	St.		2	Gerald J. Niedziela			129 Shanley St.	Chktg.	NY	14206-3339
114	113.78-1-7	23	S.	Glidden	St.		6	Gary Bakowski			23 S. Glidden St.	Chktg.	NY	14206
115	113.70-9-6	72	S.	Glidden	St.		5	Nancy A. Nowak			72 S. Glidden St.	Chktg.	NY	14206
116	125.12-12-34	58	S.	Transithill	Dr.		4	Malcolm Walker			58 S. Transithill Dr.	Depew	NY	14043
117	125.16-2-14	109	S.	Transithill	Dr.		5	Melissa Kowalczyk			109 S. Transithill Dr.	Depew	NY	14043-4809
118	126.13-3-18	51	S.	View	Dr.		6	Katelyn M. O'Neill			51 S. View Dr.	Depew	NY	14043
119	125.11-3-21	84		Sprucewood	Dr.		7	Jeremy M. Frey			84 Sprucewood Dr.	Chktg.	NY	14227-3224
120	125.11-4-22	87		Sprucewood	Dr.		7	Robert Schweers & W			87 Sprucewood Dr.	Chktg.	NY	14227-3223
121	125.11-3-23	92		Sprucewood	Dr.		5	Colleen M. Arnold			92 Sprucewood Dr.	Chktg.	NY	14227-3224
122	102.06-3-4	94		St. Boniface	Rd.		4	Roman R. Czaplicki	Barbara A. Czaplicki		94 St. Boniface Rd.	Chktg.	NY	14225-4618
123	113.48-4-5	105		Starlite	Ave.		8	Richard M. Dziekan, Jr.	Jamie L. Dziekan		105 Starlite Ave.	Chktg.	NY	14227-1237
124	125.11-15-19	30		Steven	Dr.		5	Candace L. Schlager			30 Steven Dr.	Chktg.	NY	14227
125	125.11-13-2	43		Steven	Dr.		10	Joshua T. Donovan	Heather L. Donovan		43 Steven Dr.	Chktg.	NY	14227
126	102.37-4-28	202		Straley	Ave.		6	Jameeka L. Cade			202 Straley Ave.	Chktg.	NY	14211-2815
127	102.37-4-27	214		Straley	Ave.		5	Robert L. Hawkins	Annette T. Hawkins		5519 Highway 72 W.	Calhoun Falls	SC	29628
128	113.16-4-4	36		Sunset	Rd.		7	Joseph S. Peinkofer	Eleanor A. Peinkofer		36 Sunset Rd.	Chktg.	NY	14227-2204
129	92.14-6-1	55		Surfside	Pkwy.		8	David G. Martin			55 Surfside Pkwy.	Chktg.	NY	14225-3731
130	92.18-5-24	223		Temple	Dr.		5	Mark Gerasimowicz	Maria R. Gerasimowicz		223 Temple Dr.	Chktg.	NY	14225-5208
131	125.10-6-40	15		Towers	Blvd.		5	Jessica M. St. John	Jeremy E. Newman		15 Towers Blvd.	Chktg.	NY	14227
132	125.06-10-51	97		Towers	Blvd.		3	Lawrence Borowski			97 Towers Blvd.	Chktg.	NY	14227
133	101.28-10-9	32		Vera	Ave.		2	Tammy L. Baker			32 Vera Ave.	Chktg.	NY	14225
134	125.06-18-33	24	W.	Rouen	Dr.		4	Gary Benson	Scott G. Benson		24 W. Rouen Dr.	Chktg.	NY	14227
135	102.53-1-4	66		Woodell	Ave.		4	James V. Gajewski	Christine E. Gajewski		66 Woodell Ave.	Chktg.	NY	14211-2735
136	125.07-15-50	44		Woodgate	Dr.		6	Rayne Kristi Thoman			44 Woodgate Dr.	Chktg.	NY	14227
137	91.18-11-22	22		Woodrow	Pl.		10	Salvatore Spinuzza	Anna Spinuzza		34 Hillside Pkwy.	Lancaster	NY	14086
138	125.09-17-24	61		Yvette	Dr.		5	Frances Wood			61 Yvette Dr.	Chktg.	NY	14227-3417

Attachment: 2017 Sidewalk Replacement list (RES-2017-291) : Order Replacement of Sidewalks



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, May 23, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on May 23, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Jillian Gorman-King, Executive Director - Youth Board
John Jaroszewski, General Crew Chief, Parks Division
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Melissa Reese, Deputy Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Rogowski to approve minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the

Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Special Use Permit Request - 3735 Union Road

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT:	CLOSED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Presentation

X. Resolutions



1. RESOLUTION 2017-314

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to May 23, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$2,849,290.80
RISK RETENTION FUND	1,152,936.30
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	0.00
SPECIAL DISTRICTS FUND	950,324.21
HIGHWAY FUND	439,173.85
CAPITAL FUND	106,190.80
TRUST & AGENCY FUND	4,971.86
HUD CDBG FUND	242.93
PART TOWN FUND	124,043.57
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$5,627,174.32

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-315

Award of Bid - Brentwood Drive Bridge Repair (Bid #2017-26)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, a Notice to Bidders was published for the receipt of bids for the Brentwood Drive Bridge Repair in the Town of Cheektowaga, which bids were duly received and opened on May 17, 2017, AND

WHEREAS, said bids were referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the Brentwood Drive Bridge Repair be awarded to:

Edbauer Construction
2790 Clinton Street
West Seneca, NY 14224

for their bid price of \$88,500.00, said being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is authorized and directed to execute a contract with Edbauer Construction, AND, BE IT FURTHER

RESOLVED, that funds have been budgeted in Account #500-5141-9919-5631 for said bridge repair work.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-316

Award Summer Camp Busing 2017

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, in accordance with the policies and procedures adopted by the Cheektowaga Town Board for the procurement of goods and services, the Department of Youth and Recreational Services solicited proposals for transportation for its 2017 summer camp programs, AND

WHEREAS, proposals were received for the provision of said bus transportation services, AND

WHEREAS, Fisher Bus Service has submitted the lowest responsible quotation for the provision of bus transportation services, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby awards the contract for the provision of bus transportation at a cost of \$7,985.00 for the Department of Youth & Recreational Services' day camp programs to:

--Fisher Bus Service
5175 Southwestern Blvd.
Hamburg, New York 14075

Line Item Nos.: 7140.4517
7140.4518

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-317

Accept Proposal for Masonry Restoration Work at the Town Records Center

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the existing brick at the Town Records Center, located at 735 Maryvale Drive, is in need of repair and repointing, AND

WHEREAS, three (3) masonry restoration contractors have submitted written proposals to perform said work at this facility, NOW, THEREFORE, BE IT

RESOLVED, that FSR Contracting, Inc., 3737 Lakeshore Road, Blasdell, New York 14219, the lowest responsible bidder, has submitted a proposal to perform said repair and repointing to various sections of brick at the Town Records Center as further described in their proposal dated April 19, 2017 for a price not to exceed \$20,860.00, AND, BE IT FURTHER

RESOLVED, that the proposal of FSR Contracting, Inc. is hereby approved and accepted, AND, BE IT FURTHER

RESOLVED, that funding for said masonry restoration shall be chargeable to Account No. 500-1910-2520-5728.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-318

Accept Proposal for Controls Installation at the Roycroft Pump Station

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the contract for the Roycroft Pump Station Storm Pump Improvements was awarded by Town Board Resolution dated May 16, 2016 in the amount of \$352,400.00, AND

WHEREAS, with the modification to the existing pumps, it became essential to update the pump override controls, AND

WHEREAS, two (2) bidders have submitted competitive bids to perform the controls installation, of which Xylem Water Solutions, Inc. is the lowest responsible bidder, NOW, THEREFORE, BE IT

RESOLVED, that the bid submitted by Xylem Water Solutions, Inc., 600 Mile Crossing Boulevard, Suite 3, Rochester, New York 14624 be and hereby is accepted for an amount not to exceed \$12,264.09, AND, BE IT FURTHER

RESOLVED, that funding for said controls installation shall be chargeable to Account No. 500-1440-4438-5531.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-319

Amend Resolution 2017-286 - Establishing Rental Rates and Fee Schedule for Towing of Vehicles

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by Resolution dated April 18, 2016, this Town Board adopted Local Law No. 3 of the year 2016, entitled "Adopt Local Law No. 3 of the Year 2016 - A Local Law to Amend a Local Law Relating to Vehicles, Removal and Storage" (now known as Chapter 241 of the Code of the Town of Cheektowaga); and

WHEREAS, said Resolution 2017-286 incorrectly amended Resolution 2016-235, and must be corrected; NOW, THEREFORE, BE IT

RESOLVED, that Resolution 2017-286, adopted May 9, 2017, be and hereby is amended to read in its entirety as follows:

"AMEND RESOLUTION 2017-267 ESTABLISHING RENTAL RATES AND FEE SCHEDULE FOR TOWING OF VEHICLES"

WHEREAS, by resolution adopted the Town Board of the Town of Cheektowaga adopted Local Law No. 3 of the Year 2016, entitled "A Local Law to Amend a Local Law Relating to Vehicles, Removal and Storage"; and

WHEREAS, pursuant to said local law, Section 241-3.1.B of the Town Code was amended to provide that rental rates would be established from time to time by Town Board resolution, and

WHEREAS, Section 241-15 was also amended to provide that the Fee schedule (fees to be charged by authorized Town towers) would also be established by the Town Board by resolution from time to time, NOW, THEREFORE, BE IT

RESOLVED, that the rental rates to be established under Section 241-3.1.B of the Town Code be and hereby are amended as follows:

B. MEDIUM DUTY TOW (10,001 - 25,999 pounds)

Hourly rate	All hourly towing rates shall be based on a portal to portal basis and a 2 hour minimum
Additional laborer(s) (hourly per person)	\$84
Storage (per 24-hour day)	\$60

,and BE IT FURTHER

RESOLVED, that the above referenced amended rental rates and fee schedule shall be effective immediately."

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Christine Adamczyk, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-320

Call for Public Hearing - Special Use Permit Request 294 North Seine Drive

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Up State Tower, Co., LLC and Buffalo-Lake Erie Wireless Systems has made application with the permission of the land owner, Southline Athletic Association and is requesting a special use permit to erect a 135 foot tall cellular communications tower on an existing private athletic field at 294 North Seine Drive, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on June 13, 2017 at 7:00 o'clock P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on June 13, 2017 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Up State Tower, Co., LLC and Buffalo-Lake Erie Wireless Systems

for a special use permit to erect a 135 foot tall cellular communications tower on an existing private athletic field at 294 North Seine Drive.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI
TOWN CLERK



ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 97, Township 10 and Range 7 of the Buffalo Creek Reservation and described as follows:

BEGINNING at a point in the center line of a proposed street running westward from Dartwood Drive seventy -five (75) feet westerly from the west line of Dartwood Drive: thence westerly along the center line of said proposed street one hundred eighty-four and forty-six hundredths (184.46) feet to the west line of lands conveyed to John

Monnin by deed recorded in Erie County Clerk's Office in Liber 644 of Deeds, page 476: thence northerly along the west line of said lands conveyed to John Monnin by said deed seven hundred forty-five (745) feet: thence easterly parallel with the center line of said proposed street one-hundred forty-one and thirty five hundredths (141.35) feet to the west line of lands shown under cover 2212:thence southerly along said west line of cover 2212, six hundred (600) feet; thence easterly along the south line of Cover No. 2212, thirty-seven and forty-three hundredths (37.43) feet thence southerly along the west line of Cover No. 2212, one hundred forty-five (145) feet.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-321

Accept Site Plan- 4499 Genesee Street Enterprise Rent-A-Car

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Michael Berger representing the land owner, Enterprise Holdings submitted a development review application and site plan for the construction of a 1,294 s.f. building addition to an existing car rental maintenance facility at 4499 Genesee Street, AND

WHEREAS, the proposed building addition is necessary to accommodate a second car wash bay for maintenance of rental cars, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of May 11, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the grading/drainage plan.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-322

Accept Site Plan- 4822 Genesee Street MP Carroll Design Center

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Michael Carroll submitted a development review application and site plan for the construction of a 3,000 s.f building addition to an existing retail/warehouse building at 4822 Genesee Street, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of February 9, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the grading/drainage plan.

Attachments:
site plan (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-324

Authorize Town Clerk to Issue New/Renewal Ambulance Vehicle License

Sponsored By: Councilmember Rogowski, Councilmember Kaminski

WHEREAS, on the 7th day of May, 1984, the 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 attached list of vehicles and, BE IT FURTHER

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

<u>VEHICLE MAKE & YEAR</u>	<u>LICENSE NO.</u>	<u>CALL NO.</u>
Chevrolet 2013	12525EV	215
Mercedes 2015	12548EV	217
Mercedes 2015	13200EV	218
Mercedes 2014	13201EV	219
Mercedes 2014	13204EV	220
Mercedes 2015	13202EV	221
Mercedes 2015	13203EV	222
Mercedes 2012	12547EV	223
Mercedes 2015	13248EV	225
Mercedes 2015	13246EV	226
Mercedes 2015	13247EV	227
Mercedes 2015	13233EV	228
Mercedes 2015	13231EV	229
Mercedes 2015	13232EV	230
Mercedes 2016	13234EV	231
Mercedes 2015	13238EV	232
Mercedes 2015	13237EV	233
Mercedes 2016	13235EV	234
Mercedes 2016	13236EV	235
Chevrolet 2014	12529EV	257
GMC 2013	10274EV	258
Chevrolet 2010	12518ET	259
Chevrolet 2010	12519ET	260
Chevrolet 2010	12517ET	261
Chevrolet 2010	12793ET	262
Chevrolet 2010	12776ET	264
Chevrolet 2010	12775ET	265

GMC 2011	10202EV	266
GMC 2011	10201EV	267
GMC 2011	10204EV	269
GMC 2011	10205EV	270
Ford 2010	10243EV	273
Chevrolet 2011	10255EV	277
Ford 2004	10250EV	280
Ford 2006	10246EV	500
Ford 2006	10209EV	502
Ford 2008	10664ET	506
Chevrolet 2008	12528EV	507
Chevrolet 2008	12500ET	508
GMC 2011	12543EV	510
GMC 2011	12542EV	511
Ford 2008	12532EV	534
GMC 2012	10265EV	537
GMC 2012	10249EV	539
GMC 2008	10248EV	540
Chevrolet 2007	12541EV	541
Chevrolet 2007	12540EV	542
Ford 1999	10268EV	548
Chevrolet 2010	13225EV	549
Ford 2006	13227EV	550
Chevrolet 2013	13229EV	551
Chevrolet 2013	13228EV	552
Chevrolet 2012	13226EV	553
Chevrolet 2012	10269EV	554
Chevrolet 2013	10270EV	556
Chevrolet 2013	10272EV	557
Chevrolet 2010	10210EV	558
GMC 2010	10211EV	559
Chevrolet 2013	10273EV	560
Ford 2016	14910EV	561
Ford 2014	13240EV	562
Ford 2014	13239EV	563
Ford 2014	13244EV	564
Ford 2013	13241EV	565
Ford 2012	13242EV	566
Ford 2013	13243EV	567
Ford 2013	13245EV	568
Ford 2005	12549EV	569
Chevrolet 2012	13207EV	570
Chevrolet 2012	13221EV	571
Chevrolet 2012	13219EV	572
Chevrolet 2012	13224EV	573
Chevrolet 2012	13222EV	574
Chevrolet 2013	13205EV	575
Chevrolet 2012	13208EV	576
Chevrolet 2012	13223EV	578
Chevrolet 2012	13206EV	579
Chevrolet 2012	13220EV	580

RESULT: ADOPTED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Gerald Kaminski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-325

Authorize Supervisor to Sign Agreement with Greenman-Pedersen, Inc. for General Services During Construction

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, by resolution dated May 23, 2017 this Town Board awarded a contract for bridge repair work at the Brentwood Drive Bridge, AND

WHEREAS, the Town Engineer has recommended that Greenman-Pedersen, Inc., the project design consultant, be retained to perform construction phase services as outlined in a proposal dated May 18, 2017, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Greenman-Pedersen, Inc., 4950 Genesee Street, Suite 100, Buffalo, New York 14225, as submitted to the Town Engineer for general services during construction, is accepted and approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is directed and authorized to sign said agreement with Greenman-Pedersen, Inc. for the provision of general services during construction, AND, BE IT FURTHER

RESOLVED, that the cost of said professional services in an amount not to exceed \$14,660.00 shall be chargeable to Account #500-5141-9919-5631.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-326

Authorize Supervisor to Sign Agreement with Nussbaumer & Clarke, Inc. for Professional Services

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, as part of the operation and maintenance responsibilities associated with the Town's Consolidated Sanitary Sewer District Facilities, Town buildings, various Town-wide infrastructure and major drainage systems, the Town must occasionally rely on engineering consultant technical assistance to resolve problems as they may occur, and has found it beneficial to conduct preventative maintenance inspections to insure efficient facilities operation, AND

WHEREAS, there is need to continue to obtain specialized technical assistance in order to assure continuous uninterrupted efficient operation of sanitary sewer system facilities, Town facilities and infrastructure components, AND

WHEREAS, said services are essential in assisting the Town with long term stormwater and drainage system improvement initiatives, management and regulatory compliance associated with the operation and maintenance of Town sanitary sewer districts, and in securing grant monies available through various State and Federal programs, AND

WHEREAS, the engineering consulting firm of Nussbaumer & Clarke, Inc. has been found qualified to perform such services and has vast knowledge and experience in the operation of the Town's infrastructure, NOW, THEREFORE, BE IT

RESOLVED, that the agreement for general technical services for calendar years 2017 through 2019, as submitted by the consulting firm of Nussbaumer & Clarke, Inc. and as recommended by the Town Engineer and reviewed by the Town Attorney, 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 the Consolidated Sanitary Sewer District, Town-Wide Drainage District or other appropriate departmental accounts as budgeted and when authorized by the Town Engineer or Departmental Supervisor, 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 14219-1494.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-327

NYSDEC Year 14 Annual Report

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, a SPDES General Permit for Stormwater Discharges from Municipal Separate Stormwater Sewer Systems (MS4's) was issued to the Town of Cheektowaga by the New York State Department of Environmental Conservation (NYSDEC), which permit requires the Town to conduct a Stormwater Management Program designed to reduce the discharge of pollutants from storm sewer systems, AND

WHEREAS, the Year 14 Annual Report of activities completed to achieve measurable goals is required to be submitted to the NYSDEC following the receipt of public comment not later than June 1, 2017, AND

WHEREAS, the Annual Report has been prepared by the Town Engineer and is available for review and comment in the Office of the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED, that public comment on the subject Annual Report shall be received until May 26, 2017 for inclusion in the final report to be submitted to the NYSDEC, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to execute the Municipal Compliance Certification Form for submission to the NYSDEC with the Year 14 Annual Report.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-328

Approve Cultural Group Funding for Cheektowaga Garden Club

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, the Town, in its 2017 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreement(s) between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organization(s) listed below have completed and returned signed agreement(s) and their accounting report(s) from the 2016 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to reduce the requirement that officers of the cultural organization be comprised of at least 80% Town residents; the officers of this organization are comprised of 66.7% Town residents, and BE IT FURTHER

RESOLVED that this Town Board hereby approves agreement(s) with the cultural and not-for-profit organization(s) listed below for the amount(s) listed, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute agreement(s) with the following referenced cultural and not-for-profit organization(s) for the following respective amount(s):

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Garden Club	\$625.00

and BE IT FURTHER

RESOLVED that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization(s) out of the respective cultural group budget line item(s) in the 2017 Town budget, subject to audit and approval of a properly signed Town voucher.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-329

Home Rule Request for Parkland Alienation

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga is the owner in fee of park lands located on the north side of Losson Road known as John C. Stiglmeier Park, and

WHEREAS, a small telecommunications tower presently exists in John C. Stiglmeier Park behind the James J. Matecki Center at 500 Losson Road, and

WHEREAS, a telecommunications company has expressed an interest in locating its telecommunications tower at this site in Stiglmeier Park, and

WHEREAS, after construction of said telecommunications tower, the Town of Cheektowaga will install its antennas on said tower in addition to antennas of the telecommunications company, and

WHEREAS, since the aforementioned land is considered dedicated parkland, special State legislation must be submitted and approved before the Town can enter into any license or easement agreement on this matter, and

WHEREAS, bills have been introduced in the State Assembly (A.7889-A) and Senate (S.6330-A) to authorize the Town to execute a lease with the telecommunications tower and grant necessary access and utility easements for said tower, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby requests the State Assembly and Senate to enact Assembly Bill No. A.7889-A and Senate Bill No. S.6330-A, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to execute the Home Rule request forms for the aforementioned Assembly and Senate bills, and to forward same to the Home Rule Counsels for the Assembly and Senate, with copies to Assemblymember Monica P. Wallace and Senator Timothy M. Kennedy.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-331

SPECIAL EVENT - Southline Little League Baseball Parade

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by resolution dated May 1, 1995, the 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 Southline Little League Association has made application to hold its annual "Baseball Parade" on Monday, May 29, 2017, commencing at 8:00 A.M.; said parade route to start at Scrivner Drive, down French Road to Towers Boulevard, then to North Seine Drive, and ending at the Southline Little League baseball diamonds; and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Town Board on behalf of the Police Department, the Department of Youth and Recreation, Highway Department and 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 Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the application of Southline Little League Association for the aforementioned "Baseball Parade", to be held on Monday, May 29, 2017; and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-332

SPECIAL EVENT - NCAAAA Parade

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by resolution dated May 1, 1995, the 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 North Cheektowaga Amateur Athletic Association (NCAAA) has made application to hold its Baseball Parade on Saturday, June 3rd, 2017, at 12:00 p.m., said parade to begin on Nagel Drive, to George Urban Boulevard through Tops parking lot, proceeding to ball diamonds ; and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, the Department of Youth and Recreation, and 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 Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the application of North Cheektowaga Amateur Athletic Association (NCAAA) for the aforementioned Parade, to be held on Saturday, June 3rd, 2017 at 12:00 p.m.; BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-333

SPECIAL EVENT - War of 1812 Cemetery Commemoration

Sponsored By: Councilmember Rogowski, Councilmember Kaminski

WHEREAS, by resolution dated May 1, 1995, the 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 War of 1812 Cemetery Committee has made application to hold a War of 1812 Cemetery Commemoration Ceremony on Sunday, June 11th, 2017 beginning at 12:00 P.M. at the War of 1812 Cemetery on Aero Drive;, AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, Facilities Department and Highway 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. Submittal of Security Plan;
4. Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the War of 1812 Cemetery Committee for the aforementioned Ceremony to be held on Sunday, June 11th, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-334

SPECIAL EVENT - Firefighters Recognition Day

Sponsored By: Councilmember Adamczyk, Councilmember Magierski

WHEREAS, by resolution dated May 1, 1995, the 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, Councilmember Christine Adamczyk has made application to hold the annual Firefighters Recognition Day in the Town of Cheektowaga on Sunday, June 25th, 2017; and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Facilities Department, Police Department, Highway Department and the Department of Recreation & Youth Services, and has no objection to same; and

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

- Submittal of plan for sanitary facilities;
- Submittal of site plan;
- Submittal of Security Plan;
- Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of Councilmember Christine Adamczyk for the aforementioned annual Firefighters Recognition Day in the Town of Cheektowaga to be held on Sunday, June 25, 2017, at Cheektowaga Town Park from dawn to dusk; and, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to sign vendor contracts with respect to equipment rental if necessary for said Volunteer Firefighters Recognition Day.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-335

Fitness in the Park - YMCA

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Department of Youth and Recreational Services is desirous of holding a "Fitness in the Park" program in partnership with the YMCA Buffalo Niagara from June 6th thru August 24th, 2017 and

WHEREAS, said program will be held in Cheektowaga Town Park each Tuesday and Thursday during the summer for people of all ages and at no cost to the Town, NOW,
THEREFORE BE IT

RESOLVED, that upon approval by the Town Attorney, the Supervisor be and hereby is authorized and directed to execute an agreement with the YMCA Buffalo Niagara.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-336

Youth & Recreation Termination

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and herby are terminated in the Department of Youth & Recreational Services effective as indicated:

Paige Jaworowicz	Never worked	14212
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Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the reading of names for the following Resolutions: 2017-336, 2017-337, 2017-338, 2017-339. Motion Carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-337

Youth & Recreation Transfers

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individual be transferred as indicated:

Recreation Aide to Recreation Attendant - 7140.1611 & 7310.1816 - \$9.70 - Regular Part-time - Effective 6/29/17

Joseph Leonarczyk III

Recreation Attendant to Laborer "Youth Participant" - 7310.1816 - \$9.70 - Seasonal - Effective immediately

Evan Astran

Lifeguard to Recreation Instructor "Town Park Pool Head Lifeguard 1st Shift" - \$11.66 - Regular Part-time - Effective 5/22/17

Bryce Bielani

Lifeguard "Senior Lifeguard" to Recreation Instructor "Town Park Pool Head Lifeguard 2nd Shift" - \$11.66 - Seasonal - Effective 5/22/17

Katie Gramlich

Recreation Instructor "Head Lifeguard" to Recreation Instructor "Town Park Pool Supervisor 2nd Shift - Regular Part-time - \$12.44 - Effective 5/22/17

Timothy Petranchuk

Recreation Instructor "Head Lifeguard" to Recreation Instructor "Dingens Pool Supervisor - Regular Part-time - \$12.14 - Effective 5/22/17

Michael Keller

Recreation Instructor "Head Lifeguard" to Recreation Instructor "Head Lifeguard Maryvale Pool" - Regular Part-time - \$11.43 - Effective 5/22/17

Samuel Alfonso

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-338

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Recreation Attendant - 7310.1801 - \$9.70 - Seasonal

Katlyn Kicak 14225

Recreation Specialist - 7310.1811 - \$15.00 - Regular Part-time

Andrew Samer 14227

Recreation Aide - 7140.1636 - \$9.70 - Part-time

Matthew Wilson 14043

Recreation Attendant - 7140.1630 - \$9.70 - Seasonal

Kellie Kaminski 14043

Recreation Attendant - 7140.1648 - \$9.70 - Seasonal

Zoe Obstarczyk 14211

Recreation Attendant - 7140.1642 - \$9.70 - Seasonal

Sara Keller 14043

Recreation Aide - 7310.1801 - \$9.70 - Part-time

Emily Adamczak 14043

Peyton Barker 14215

Alexis Jaworowicz 14212

Recreation Attendant - 7140.1632 - \$9.70 - Seasonal

Jessica Beutler 14227

Recreation Attendant - 7310.1801 - \$9.70 - Seasonal

Victoria Cooke 14225

Allison Hinshaw 14225

Jamie Kuwik 14212

Anthone' Proctor 14225

Mariah Wilson 14225

Recreation Instructor "Camp Events Activity Director" - 7310.1801 - \$11.00 - Seasonal

Sandra Schrader 14225

Lifeguard - 7180.1903 - \$10.70 - Seasonal

Rachel Blake 14225

Ryan Blake 14225

Andrew Bloom 14225

Bailey Boyer 14212

Frederick Drzewiecki 14225

Rebekah Frank	14227
Charlotte Foxe	14225
Tyler Giglio	14225
Anthony Goodman	14225
Kyle McGill	14211
Jacob Osswald	14215
Haley Robinson	14225
Sarah Wierzba	14212

Lifeguard - 7180.1903 - \$10.70 - Seasonal - Effective 6/20/17

Aaron Wahler	14215
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Lifeguard - 7180.1903 - \$10.70 - Regular Part-time

Maelynn Johnson	14215
Angela Lesser	14225
Arianna Nentarz	14225
Madison Pawarski	14225
Mora Sullivan	14225

Lifeguard "Head Lifeguard Trainee" - 7180.1903 - \$11.13 - Regular Part-time

Alexandria Wnuk	14043
Stanley Zolnowski	14225

Laborer "Youth Participant" - 7310.1816 - \$9.70 - Seasonal

Andrew Bauer	14043
Adam Bellaus	14211
Emily Benthien	14225
Britney Benthien	14225
Spencer Bruno	14227
Matthew Hencinski	14227
Thomas Isbrandt	14206
John J. Jaroszewski, III	14043
Evan Lenhard	14227
Andrew Matulich	14225
Hayden Monnin	14043
Carter Post	14043
Adam Serio	14227
Justin Siejak	14227
Parker Sprada	14206
Drew Stachewicz	14227
Sydney Stradtman	14227
Tyler Suchan	14227
James Urshel	14043
Jacob Warden	14227
Michael Wierzbicki	14227

Laborer "Crew Supervisor" - 7310.1816 - \$13.50 - Seasonal

Matthew Eckle	14225
Alex Lenhard	14227
Chris Suchan	14227
Ronald Jerozal	14227

Recreation Instructor "Town Park Pool Supervisor 1st Shift" - 7180.1902 - \$12.44 Seasonal

Katelyn Petranchuk 14227

Recreation Instructor “Maryvale Pool Supervisor” - 7180.1902 - \$12.14
Seasonal

Allison Musial 14225

Recreation Instructor “Dingens Pool Head Lifeguard” - 7180.1902 - \$11.43
Seasonal

Samantha Johnston 14227

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-339

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individual be and hereby is hired as a **PART-TIME EMPLOYEE** in the department listed, not to exceed nineteen (19) hours on a weekly basis, in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 5/24/17
Michael J. Cristina, Depew, NY

BE IT RESOLVED, that the following individuals be and hereby are hired as **SEASONAL EMPLOYEES**, not to exceed five (5) months in a calendar year, in the various departments listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 5/24/17
Jaret S. Pawarski, Cheektowaga, NY
Justin L. Struzik, Sloan, NY

FACILITIES DEPARTMENT (Parks Division) \$9.70/hour effective 5/24/17
Alexander E. Wodarczyk, Cheektowaga, NY
Tyler D. Petroski, Cheektowaga, NY

FACILITIES DEPARTMENT (Parks Division) \$9.70/hour effective 5/30/17
Tyler M. Measer, Cheektowaga, NY

BE IT RESOLVED, that the following employee be terminated:

OFFICE OF THE TOWN CLERK
Tammy J. Ciskal effective 5/22/17

BE IT RESOLVED, that the following effective date of termination be amended:

FACILITIES DEPARTMENT (Parks Division)
Christopher D. O'Neill effective 3/28/17

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-340

Amend Appointment Date of Motor Equipment Operator - B (Non-Competitive Temporary) Sanitation Department/Marc P. Beang

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, Marc P. Beang was appointed to the temporary position of Motor Equipment Operator - B in the Sanitation Department at the Town Board Meeting of May 9, 2017; AND

WHEREAS, the effective date of appointment on the resolution making this appointment was May 10, 2017; AND

WHEREAS, this date of appointment must be amended; NOW, THEREFORE, BE IT

RESOLVED, that Marc P. Beang, be and hereby is appointed to the temporary position of Motor Equipment Operator - B in the Sanitation Department effective May 18, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-341

Appointment of Two (2) Laborers (Labor/Temp)/Sanitation Department (Nicholas M. Snyder and Walter W. Szafraniec)

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, two (2) temporary vacancies exist in the title of Laborer in the Sanitation Department; AND

WHEREAS, notice of said vacancies have been posted in accordance with the provisions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, no bargaining unit member bid on said vacancies; AND

WHEREAS, Nicholas M. Snyder and Walter W. Szafraniec, bid on said positions and meet the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Nicholas M. Snyder of Cheektowaga, New York, and Walter W. Szafraniec of Cheektowaga, New York, be and hereby are appointed to the temporary positions of Laborer in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective May 24, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-342

Travel Authorization Building and Plumbing Department

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, New York State Code Enforcement Basic Training is being held May 25, 2017, in Montour Falls, New York; AND

WHEREAS, Assistant Code Enforcement Officer (Part Time) Walter Weishaupt must attend said training for required certification; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$175; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Assistant Code Enforcement Officer (Part Time) Walter Weishaupt be and hereby is authorized to attend New York State Code Enforcement Basic Training being held May, 25, 2017, in Montour Falls, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Suspension of Rules

Motion by Councilmember Adamczyk, Seconded by Councilmember Magierski to waive the rules to include the following Resolutions: 2017-343, 2017-344, 2017-345, 2017-346.
Motion Carried.



1. RESOLUTION 2017-343

Approve Agreement with Lawley Insurance for Loss Control Services and Claims Management Services

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town's existing Loss Control Services and Claims Management Services agreement expired on December 31, 2016 and

WHEREAS, Lawley Insurance has submitted a proposal to provide loss control and claims management services to the Town of Cheektowaga for calendar year 2017 at a cost of \$1,600 per month (\$19,200 per annum), and

WHEREAS, Lawley Insurance has done a good job at performing these services for the Town and merits renewal of its agreement

RESOLVED, that this Town Board hereby agrees to retain the services of Lawley Insurance for Loss Control Services Agreement for calendar year 2017 at a cost of \$1,600 per month (\$19,200 per annum), and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with Lawley Insurance for these services.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-344

Expansion of Fiber Optic Communications Network

Sponsored By: Councilmember Meyers, Councilmember Hammer

WHEREAS, the Town of Cheektowaga is interested in expanding our Wide Area Network; and

WHEREAS, Lighttower Fiber Networks, formerly Fibertech Networks, was awarded a New York State contract (OGS Contract # PS64720), through the Office of General Services to supply comprehensive Fiber Optic Communication Network services to local governments in New York State; and

WHEREAS, the Town has met with representatives of Lighttower Fiber Networks and they have submitted a proposal to the Town to provide the expansion of the Fiber Optic Communications Network and to provide service for same, all as more fully set forth in the Master Facilities Agreement; and

WHEREAS, it is advantageous to the Town to enter into an agreement with Lighttower Fiber Networks for the above services; NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor shall have power to execute the necessary documents, and hereby is authorized to make any changes, insertions and omissions as agreed upon by Lighttower Fiber Networks and the Town; and BE IT FURTHER

RESOLVED, that this Town Board hereby authorizes the Supervisor to execute the necessary contracts and all other necessary documents with Lighttower Fiber Networks for the aforementioned Fiber Optic Communication Network services subject to review and approval by the Town Attorney, at a cost not to exceed \$800.00 per month for sixty (60) months; and BE IT FURTHER

RESOLVED, that funds for this expansion with Lighttower Fiber Networks shall be appropriated through budget line item number 255-8125-4453 and 255-8135-2512.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-345

Engage Construction Services Consultant for the Cheektowaga Safe Crossings Transportation Alternatives Program

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, a Project for the Cheektowaga Safe Crossings TAP 2014, PIN 5761.10 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs for such program to be borne at the ratio of 80% federal funds and 20% non-federal funds, AND

WHEREAS, by resolution dated March 16, 2015 this Town Board authorized the Town Supervisor to execute a Federal Aid Local Project Agreement for the Preliminary Engineering (Design I-VI) phase of said project with the apportionment cost of this project to be at the ratio of 80% federal funds and 20% non-federal funds, AND

WHEREAS, by resolution dated April 11, 2017 this Town Board awarded a contract for the construction of the Safe Crossings Transportation Alternatives Program, AND

WHEREAS, the Town Engineer has recommended that Watts Architecture & Engineering, 95 Perry Street, Buffalo, New York 14203, the project design consultant, be retained to perform construction services as outlined in Attachment B of the proposal dated May 22, 2017, Sections 8 & 9, for the subject federally and locally funded project, AND

WHEREAS, under the Procedures for Locally Administered Federal Aid Projects, the Town is required to retain a consultant for construction services on the project, NOW, THEREFORE, BE IT

RESOLVED, that the professional services proposal of Watts Architecture & Engineering, as submitted to the Town Engineer for construction services associated with the Safe Crossings Project, as outlined in an Engineering Consultant Agreement is approved subject to review and approval by the Town Attorney, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby directed and authorized to sign said agreement with Watts Architecture & Engineering, AND, BE IT FURTHER

RESOLVED, that the cost of said professional services in an amount not to exceed \$34,978.00 shall be chargeable to Account #500-1440-4830-5429, of which 80% is eligible for federal grant funded reimbursement.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-346

Acceptance by Town Board of Town of Cheektowaga Supervisory Unit Collective Bargaining Agreement

Sponsored By: Benczkowski, Rogowski, Kaminski, Adamczyk, Meyers, Hammer, Magierski

WHEREAS, the collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Supervisory Unit expired on December 31, 2015; AND

WHEREAS, negotiators for the Town and the Supervisory Unit have reached tentative agreement on a successor collective bargaining agreement; AND

WHEREAS, the Town has received notice from the Supervisory Unit that its unit members have ratified the tentative agreement; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the tentative agreement, as presented, for a successor collective bargaining agreement with the Town of Cheektowaga Supervisory Unit for the period January 1, 2016 through December 31, 2020; AND, BE IT FURTHER

RESOLVED, that the Town Supervisor be and hereby is authorized to execute the successor collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Supervisory Unit for the period January 1, 2016 through December 31, 2020.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XII. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: February 2017**
2. **Supervisor's Statement of Funds: March 2017**
3. **Minutes: Cheektowaga Planning Board - May 11, 2017**
4. **Minutes: Cheektowaga Traffic Safety Commission - May 16, 2017**

B. General Communications

1. Notice of Claim: Evelyn Matthews vs. Town of Cheektowaga
2. Notice of Claim: Roger Dulski vs. Town of Cheektowaga
3. Notice of Claim: NYCM Insurance a/s/o Loni B. Mazur vs. Town of Cheektowaga
4. Notice of Claim: Amie Zimmer vs. Town of Cheektowaga
5. Summons: Citizens Bank, N.A. f/k/a RBS Citizens, N.A. vs. Martha M. Booker, Town of Cheektowaga etal Premises: 33 Nadine Drive

XIII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIV. Adjournment

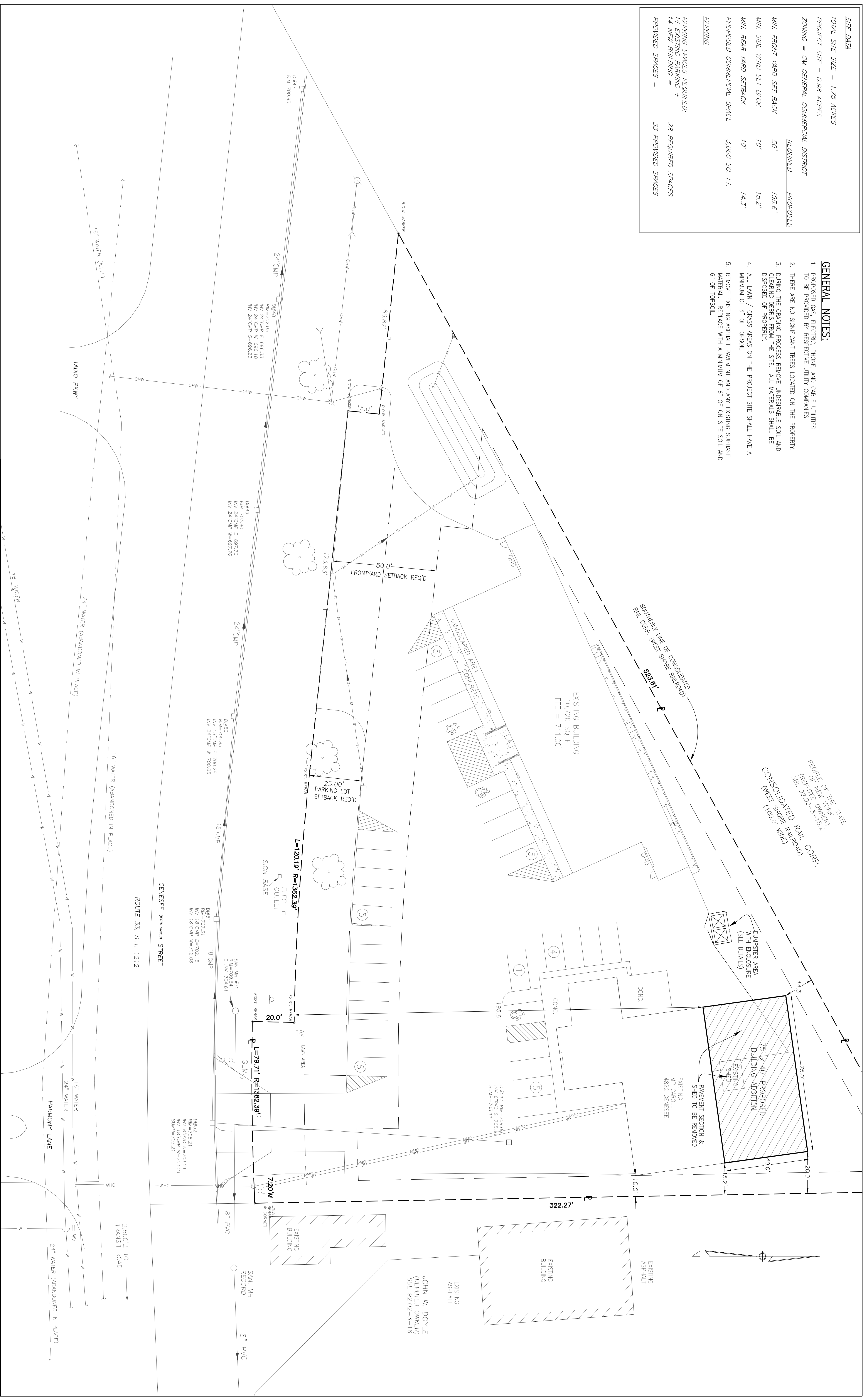
Motion by Councilmember Adamczyk, Seconded by Councilmember Kaminski to Enter Into Executive Session at 8:07 PM. Motion Carried.

Vickie L. Dankowski

Town Clerk

SIZE DATA	
TOTAL SITE SIZE = 1.75 ACRES	
PROJECT SITE = 0.98 ACRES	
ZONING = CM GENERAL COMMERCIAL DISTRICT	
	REQUIRED
MIN. FRONT YARD SET BACK	50'
MIN. SIDE YARD SET BACK	10'
MIN. REAR YARD SETBACK	10'
PROPOSED COMMERCIAL SPACE	3,000 SQ. FT.
PARKING	
PARKING SPACES REQUIRED:	28 REQUIRED SPACES
14 EXISTING PARKING +	14 NEW BUILDING =
PROVIDED SPACES =	33 PROVIDED SPACES

- GENERAL NOTES:**
1. PROPOSED GAS, ELECTRIC, PHONE, AND CABLE UTILITIES TO BE PROVIDED BY RESPECTIVE UTILITY COMPANIES.
 2. THERE ARE NO SIGNIFICANT TREES LOCATED ON THE PROPERTY.
 3. DURING THE GRADING PROCESS REMOVE UNDESIRABLE SOIL AND DISPOSED OF PROPERLY.
 4. ALL LAWN / GRASS AREAS ON THE PROJECT SITE SHALL HAVE A MINIMUM OF 6" OF TOPSOIL.
 5. REMOVE EXISTING ASPHALT PAVEMENT AND ANY EXISTING SUBBASE MATERIAL. REPLACE WITH A MINIMUM OF 6" OF ON SITE SOIL AND 6" OF TOPSOIL.



PEOPLE OF THE STATE
(REPUTED OWNER)
SBL 92-02-3-15/2
CONSOLIDATED RAIL CORP.
(WEST SHORE RAILROAD)
100.0' WIDE

SOUTHERLY LINE OF CONSOLIDATED
RAIL CORP. (WEST SHORE RAILROAD)
923.61'

EXISTING BUILDING
10,720 SQ. FT.
FEE = 711.00'

PAVEMENT SECTION &
SHED TO BE REMOVED
EXISTING
WP-COROLL
4622 ORDNESSE

75' X 40' PROPOSED
BUILDING-ADDITION
EXISTING
SHED

JOHN W. DOYLE
(REPUTED OWNER)
SBL 92-02-3-16



© 2016 Metzger Civil Engineering

NOTES

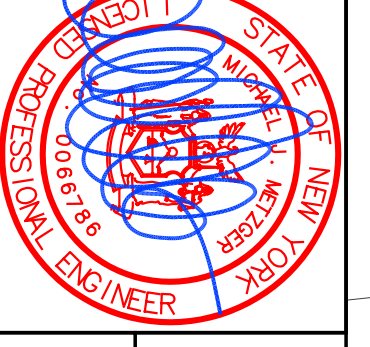
- 1) AROUNDARY INFORMATION PROVIDED BY SURVEY DATED 03.28.16 BY DEBORAH WARBOK, PLS.
- 2) THIS IS NOT A PROPERTY SURVEY.

Designed By:	JCM
Drawn By:	JCM
Checked By:	JCM
Code File:	M 1020

TOWN COMMENTS	01.06.17	JCM/ASH
BUILDING ADDITION	12.27.16	JCM/ASH
ECM COMMENTS	08.16.16	JCM/ASH
INSPOOT COMMENTS	07.07.16	JCM/ASH
TOWN COMMENTS	06.28.16	JCM/ASH
REVISIONS		BY/CHK

MEITZGER CIVIL ENGINEERING, PLLC

8560 MAIN ST.
WILLIAMSVILLE, NY 14221
PH: 716-633-2601
FAX: 716-633-2704



M.P. CARROLL DESIGN CENTER

4822 GENESEE STREET
TOWN OF CHEKTOWAGA, ERIE COUNTY, NEW YORK

SCALE	1"=20'
DATE	April 25, 2016
JOB NO.	M-1020
SHEET NO.	SP - 1



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, June 13, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Robert Brandon, Zoning Board Chairman
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Jill Oxley, Assessor
Kerry Peek, Senior Services Director
Kevin Schenk, Town Attorney
Richard Willis, Director of Community Development

V. Recognition

VI. Approve Minutes

Motion by Councilmember Meyers, Seconded by Councilmember Magierski to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Resolution



1. RESOLUTION 2017-347

Cancel Public Hearing - Special Use Permit Request 294 North Seine Drive

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, by Resolution 2017-320 approved on May 23, 2017, this Town Board scheduled a Public Hearing for June 13, 2017 on the application of Up State Tower, Co., LLC and Buffalo-Lake Erie Wireless Systems for a special use permit to erect a 135 foot tall cellular communications tower on an existing private athletic field at 294 North Seine Drive, and

WHEREAS, this Town Board desires to cancel this public hearing at this time, and

WHEREAS, notice on the cancellation of this public hearing was published in the Cheektowaga Bee and was mailed to residents within 500 feet of the special permit area, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing regarding said special permit application be and hereby is cancelled.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Public Hearings

1. Special Use Permit Request - 294 North Seine Drive

COMMENTS - Current Meeting:

Meeting Cancelled - Resolution 2017-347

RESULT:	CLOSED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Presentation

XI. Resolutions



1. RESOLUTION 2017-348

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;
HIGHWAY

FROM:	300.1910.2680	Insurance Recoveries	\$69.75
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TO:	300.5130.4462	Parts & Supplies	\$69.75
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RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Diane Benczkowski, Supervisor

SECONDER: Timothy J. Meyers, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-349

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to June 13, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$3,822,415.00
RISK RETENTION FUND	74,327.07
NYS HOME PROGRAM	0.00
DEBT	1,176,779.50
HUD HOUSING REHABILITATION FUND	26,430.81
SPECIAL DISTRICTS FUND	1,125,902.69
HIGHWAY FUND	652,507.71
CAPITAL FUND	261,820.53
TRUST & AGENCY FUND	476,717.11
HUD CDBG FUND	1,537.13
PART TOWN FUND	122,555.73
NYS AFFORDABLE HOUSING	2,060.00
	<hr/>
	\$7,743,053.28

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-350

Amend Resolution #2016-498 - Direct the Supervisor to Sign the Public Utility Work Agreement HC-140 for Sanitary Manhole Adjustment/Alterations on Walden Avenue at Galleria Drive/Anderson Road

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, this Town Board approved Resolution #2016-498 on September 6, 2016, which must be corrected to include a post-construction maintenance clause, as required by the New York State Department of Transportation (NYSDOT), NOW, THEREFORE, BE IT

RESOLVED, that Resolution #2016-498; adopted September 6, 2016, be and hereby is amended to read in its entirety as follows:

"Amended Resolution #2016-498 - Direct the Supervisor to Sign the Public Utility Work Agreement HC-140 for Sanitary Manhole Adjustment/Alterations on Walden Avenue at Galleria Drive/Anderson Road"

WHEREAS, the New York State Department of Transportation proposes intersection safety improvements and minor reconstruction of Walden Avenue at Galleria Drive/Anderson Road, identified as PIN 5811.06, AND

WHEREAS, as part of said highway rehabilitation project there is a need to perform adjustment/alteration of Town-owned sanitary manhole castings, cover(s) and structures located within the State highway right-of-way, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, in its capacity as the Board of Managers for the Town Consolidated Sanitary Sewer District, hereby grants permission to the NYSDOT to perform the necessary modifications to sanitary sewer district manhole frames and covers located within the pavement, providing that such modifications meet the approval of the Town Engineer, and that the Town will maintain or cause to be maintained the adjusted sewer district facilities performed as above stated and as shown on the contract plans, AND, BE IT FURTHER

RESOLVED, that all costs associated with the adjustment and modification to sewer district facilities are to be borne by the NYSDOT as an integral part of the highway reconstruction project, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed, on behalf of this Town Board, to sign the Public Utility Work Agreement HV-140, submitted by the New York State Department of Transportation, which provides for sanitary sewer district facilities modification and adjustment, AND, BE IT FURTHER

RESOLVED, that the Town Clerk is hereby directed to provide four (4) certified copies of the foregoing resolution to the NYSDOT.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-351

Approve Amendment To Annual Action Plan

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Town is required to amend its Annual Plans on the use of Community Development Block Grant Funds, and

WHEREAS, a Public Comment Period was held beginning April 27, 2017 through May 27, 2017 at which time citizens and interested parties were provided the opportunity to comment on the proposed amendment pursuant to the Citizen Participation Plan previously adopted by the Town Board, and

WHEREAS, the Director of Community Development recommends approval of the proposed amendment as attached, NOW THEREFORE BE IT

RESOLVED, that the Town Board hereby amends the Town of Cheektowaga's Annual Plans on the use of Community Development Block Grant Funds for the 2014, 2015, and 2016 program year pursuant to the attached Community Development Block Grant Annual Plan Amendment and hereby authorizes submission of said changes to the Department of Housing and Urban Development.

Town of Cheektowaga
Community Development Block Grant Program
Annual Plan Amendment #2

The following activities will be canceled and modified, the remaining funds, which are no longer required for the stated activity will be transferred to Drainage & Road Improvements & Sidewalk Replacement as outlined below.

Item	Activity to be Cancelled	Year	Amount
1	Housing Rehabilitation - Single Family	2015	\$ (2,693.99)
2	First Time Home Buyer Assistance	2015	(10,000.00)
3	Housing Rehabilitation - Single Family	2016	(13,089.00)
4	Housing Rehabilitation - Sump Pump Grant	2016	(12,000.00)
5	Housing Rehabilitation - Inflow & Infiltration Grant	2016	(99,000.00)
6	Housing Rehabilitation - Emergency Program	2016	(54,000.00)
7	Housing Rehabilitation - Handicap Accessibility	2016	(6,000.00)
8	First Time Home Buyer Assistance	2016	(10,000.00)
9	Rehabilitation Activity Delivery Costs	2016	(223,869.00)
	TOTAL		\$(430,651.99)
	Activity to be Modified		
1	Environmental Hazard Testing	2014	\$ (9,913.12)
2	Public Information	2014	(9,585.30)
3	Housing Rehabilitation - Sump Pump Grant	2015	(11,500.00)
4	Housing Rehabilitation - Emergency Program	2015	(40,667.00)
5	Housing Rehabilitation - Handicap Accessibility	2015	(2,700.00)
6	Rehabilitation Activity Delivery Costs	2016	(5,116.02)

7	Administration	2016	(48,251.19)
8	Housing Counseling	2016	(5,409.10)
9	Weatherization	2016	(7,788.76)
10	Depew - Drainage & Sewer Improvements	2014	(3,373.52)
11	Depew - Senior Center Carpeting	2015	(44.00)
	TOTAL		\$(144,348.01)
	Activity to be Added		
1	Drainage & Road Improvements	2014	\$ 22,871.94
2	Drainage & Road Improvements	2015	72,721.01
3	Drainage & Road Improvements	2016	10,407.05
4	Sidewalk Replacement	2016	460,000.00
	TOTAL		\$575,000.00

RESULT: ADOPTED [UNANIMOUS]

MOVER: Diane Benczkowski, Supervisor

SECONDER: Linda Hammer, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-352

Approval of Change Order No. 1 - Roycroft Pump Station Storm Pump Improvements

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the contract for the Roycroft Pump Station Storm Pump Improvements was awarded by Town Board Resolution dated May 16, 2016 to STC Construction, Inc., 63 Zoar Valley Road, Springville, New York 14141 in the amount of \$352,400.00, AND

WHEREAS, the project engineer, Nussbaumer & Clarke, Inc., and the Town Engineer have recommended the approval of Change Order No. 1 which provides for a permanent gas detection system for both wet wells and complete painting of all interior walls, floors, ceilings, railings, stairs and piping as further described in the Change Order documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 for the Roycroft Pump Station Storm Pump Improvements, as an ADDITION to the contract in the amount of \$40,334.00, a portion of which was offset by the remaining contract contingency, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 document on behalf of this Town Board, chargeable to the remaining funds in Account #500-1440-4438-5531.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-353

Approval of Change Orders No. 2 & No. 3 (Final) Cheektowaga Town Ice Rink

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the contract for ice rink work at the Cheektowaga Town Ice Rink was awarded by Town Board Resolution dated May 7, 2016 to Mollenberg-Betz, Inc., 300 Scott Street, Buffalo, New York 14204 in the amount of \$1,479,500.00, AND

WHEREAS, the Project Architect, DiDonato Associates, and the Town Engineer have recommended the approval of Change Order No. 2 and Change Order No. 3 (Final) which provide for various additions and a substantial credit as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Orders No. 2 and No. 3 (Final) for ice rink work for the Cheektowaga Town Ice Rink Floor and Bleacher Replacement, as an ADD in the amount of \$12,561.00 (Change Order No. 2) and a deduct in the amount of \$158,000.00 (Change Order No. 3) resulting in a net CREDIT in the amount of \$147,181.00 be and hereby are approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 2 and Change Order No. 3 (Final) documents on behalf of this Town Board.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-354

Call for Public Hearing on a Local Law Intro 2017-6 of the Year 2017 - Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 or 3 Family Residences

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, Chapter 220 of the Code of the Town of Cheektowaga presently permits certain Persons with Disabilities, certain Senior Citizens, certain Veterans, certain Converted Condominiums and certain Cold War veterans to obtain partial tax exemptions and exclusions from real property they own in the Town of Cheektowaga, and

WHEREAS, the New York Legislature enacted Section 421-f of the Real Property Tax Law to authorize an exemption from taxation and special ad valorem levies under certain conditions to owners of 1, 2 or 3 family residential buildings reconstructed, altered or improved, and

WHEREAS, this Board feels that owners of such residential properties deserve to have such exemptions on their Town taxes, and

WHEREAS, the Town Attorney's Office has drafted a local law to permit such an exemption from Town taxes, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 27th day of June, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting Local Law Intro No. 2017-6 of the Year 2017 "A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 or 3 Family Residences", and, BE IT FURTHER

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



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 27th day of June, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro. No. 2017-6 of the Year of 2017 entitled "A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 or 3 Family Residences". Following is a synopsis of the proposed Local Law Intro. No. 2017-6 of the Year 2017:

Local Law Intro. No. 2017-6 of the Year 2017

A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 or 3 Family Residences

This law authorizes a partial exemption from real property taxation of the increase in assessed value attributable to reconstruction, alterations or improvements made to residential property:

1. The property for which exemption is sought must be a one, two or three family residence;
2. The greater portion of the residence (as measured by square footage) after the capital improvement must be at least five years old;
3. The capital improvement must be commenced after the date the local law or resolution is enacted;
4. Unless limited by local law, the exemption applies to reconstruction, alterations or improvements; it does not apply to ordinary maintenance or repairs;
5. The value of such reconstruction, alteration or improvement must exceed the sum of \$10,000.00.
6. A qualified reconstruction, alteration or improvement shall have increased the assessed value of the real property by at least \$10,000.00, with a maximum permitted exemption not to exceed \$150,000.00.

A copy of the entire text of this proposed local law is on file in the Town Clerk's office where the same may be viewed during regular business hours.

Dated: June 13, 2017

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

VICKIE L. DANKOWSKI

Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-355

Call for a Public Hearing on Local Law Intro No. 2017-7 of the Year 2017 To Amend the Taxicabs Law

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, Chapter 23 of the Code of the Town of Cheektowaga, entitled "Taxicabs" was adopted by the Town Board on October 21, 1985, and

WHEREAS, said law requires anyone who operates a taxicab or similar vehicle-for-hire to obtain a permit from the Town Clerk and to otherwise comply with the other provisions of said law, and

WHEREAS, by Local Law No. 4 of the Year 2016, this Town Board made changes to said law, and

WHEREAS, the Town Clerk and Police Department have recommended that an amendment to this revised law be enacted, NOW, THEREFORE, BE IT

RESOLVED, that, in accordance with the provisions of the Town Law/Municipal Home Rule Law of the State of New York, a public hearing shall be held on the 27th day of June, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York, at which hearing all interested parties will be given an opportunity to be heard and at which time and place it may be determined by the Town Board whether Local Law Intro No. 2017-7 of the Year 2017 entitled "A Local Law to Amend the Taxicabs Law" should be enacted, and BE IT FURTHER

RESOLVED, that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA BEE, the official Town newspaper.



LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall, 3301 Broadway, Cheektowaga, New York, on the 27th day of June, 2017 at 7:00 P.M. on said day for the purpose of considering the adoption of Local Law Intro No. 2017-7 of the Year 2017, entitled "A Local Law to Amend the Taxicabs Law". A summary of such Local Law is as follows:

LOCAL LAW INTRO NO. 2017-7 OF THE YEAR 2017

A LOCAL LAW TO AMEND THE TAXICABS LAW

This local law would amend the existing Taxicabs Law (Chapter 223 of the Town Code) as follows:

1. **Section 223-4. Permit Requirement** of the Town Code ("Taxicabs Law") shall be amended to read as follows:

A. It shall be unlawful for any owner, driver or employees of any taxicab and/or livery to engage in the business of transporting persons whether for hire, personal or other use in a taxicab or livery from, to, or within the Town without having first obtained and having then in force an owner's permit, as hereinafter provided.

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

Dated: June 13, 2017

VICKIE L. DANKOWSKI
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-356

Negative SEQR Declaration - 142 French Road Lutz Lazer Car Wash

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, an application was submitted by Jim Lutz for the rezoning of part of 142 French Road from M1- Light Manufacturing to MS- Motor Service for the conversion of an existing vacant retail building into a two bay, self-operated car wash, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the rezoning request and site plan at their meeting of March 9, 2017, AND

WHEREAS, the Town of Cheektowaga Traffic Safety Commission has reviewed the subject project and has offered its review comments, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on May 31, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-357

Negative SEQR Declaration - 3735 Union Road Verizon Wireless

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, a Special Use Permit application was submitted by Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a/ Verizon Wireless for the construction of a Micro Cell Antenna on the roof of an existing retail building at 3735 Union Road, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the Special Use Permit at their meeting of April 13, 2017, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on April 26, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-358

Accept Site Plan- 142 French Road Lutz Lazer Car Wash

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Jim Lutz submitted a development review application for the conversion of an existing vacant retail building to a (2) two bay self-service car wash at 142 French Road, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of March 9, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the drainage grading plan.
2. The Town Planner reviewing/approving the final landscaping plan and photometric plan for exterior lighting.
3. The applicant committing to installing a public walk along French Road at a future point in time when the Town Board creates a plan for walk connectivity and directs such adjacent land owners to install such public walk, pursuant to section 200-A of NYS Town Law.

Attachments:
site plan C-101 (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-359

Accept Site Plan- 511 Como Park Boulevard Bellevue Fire Department

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Joseph Marinaccio, R.A. representing the land owner, Bellevue Fire District submitted a development review application and site plan for the construction of a 2,400 s.f. detached storage building/garage which will be accessory to an existing fire department facility at 511 Como Park Boulevard, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of May 11, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the grading/drainage plan.

Withdrawn by Councilmember Rogowski.

Attachments:
Site Plan (PDF)

RESULT: WITHDRAWN



13. RESOLUTION 2017-360

Accept Site Plan- 1685 Walden Avenue Aldi, Inc.

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, APD Engineering and Architecture submitted a development review application for a 1,392 s.f. building addition to an existing grocery store, loading area at 1685 Walden Avenue, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of March 9, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the drainage grading plan.
2. The Town Planner reviewing/approving the final landscaping plan and photometric plan for exterior lighting.

Attachments:

Site Plan (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-361

Approval of Rezoning - Part of 142 French Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Jim Lutz/Lutz Lazer Car Wash petitioned for a rezoning from M1-Light Manufacturing District to MS-Motor Services District for property owned by STZ Corporation and identified as part of 142 French Road, Cheektowaga, New York, which property is described in the attached legal description, to permit the conversion of an existing retail building to a self-service car wash, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 25th day of April, 2017 at 7:00 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, this Town Board previously issued a Negative Declaration under SEQRA and the Town Environmental Impact Review Ordinance for this rezoning, NOW, THEREFORE, BE IT

RESOLVED, that the application of Jim Lutz/Lutz Lazer Car Wash for the rezoning from M1-Light Manufacturing District to MS-Motor Services District of the property described in the attached legal description for the conversion of an existing retail building to a self-service car wash be and the same is hereby approved, and BE IT FURTHER

RESOLVED, that any future additions to the development or site plan must be resubmitted to the Town Board to determine whether the addition is substantially in agreement with the intent of this rezoning and site plan approval, and BE IT FURTHER

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



LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 89, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

COMMENCING at the intersection of the north line of French Road (66 feet wide) with the east line of Azalea Drive (80 feet wide); thence easterly along the north line of French Road a distance of 113.12 feet to the TRUE AND PRINCIPAL POINT OF BEGINNING; thence continuing easterly along the north line of French Road, a distance of 60.38 feet; thence northerly at right angles to the north line of French Road and along the easterly line of lands

conveyed to S.T.Z. Corporation by deed recorded in liber 7753 of Deeds at page 573, a distance of 283.59 feet to the southerly line of Industrial Parkway (60 feet wide); thence southwesterly along the southerly line of Industrial Parkway a distance of 100 feet; thence southerly parallel with the easterly line of said lands of S.T.Z. Corporation, a distance of 88 feet; thence easterly at right angles to the last described course a distance of 32.60 feet; thence southerly at right angles to the last described course and parallel with the easterly line of said lands of S.T.Z. Corporation, a distance of 158.94 feet to the true and principal point of beginning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-362

Approve Special Use Permit for Micro Cellular Antenna - 3735 Union Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless has applied for a Special Use Permit to locate a micro cellular antenna on the roof of an existing retail building at 3735 Union Road, Cheektowaga, New York, pursuant to Sections 260-47 of the Code of the Town of Cheektowaga ("Zoning Law"), and Chapter 255 of the Town Code ("Wireless Telecommunications Facilities"); and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 23th day of May 2017 at 7:00 P.M. of said day for the purpose of considering said application for a Special Permit, after publication and service of the notices required by the provisions of the Zoning 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 recommended approval of this Special Permit; and

WHEREAS, this Town Board previously issued a Negative Declaration under SEQRA for this project; NOW, THEREFORE BE IT

RESOLVED, that the aforesaid Special Use Permit for establishing a micro cellular antenna on an existing retail building at 3735 Union Road be and hereby is granted subject to :

1. The applicant camouflaging the antenna and any coaxial cable runs by painting the antenna, supports and cable runs to match the roof/building colors.



LEGAL DESCRIPTION FOR SPECIAL PERMIT

ALL THAT CERTAIN tract or parcel of land, with the buildings and improvements thereon erected, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots 11 and 12, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point at the intersection of the easterly line of Union Road as established by Notice of Appropriation recorded in Liber 3861 of Deeds at Page 432 with the southerly line of Lot No. 12;

RUNNING THENCE northerly along the easterly line of Union Road as monumented by deed aforesaid North 0 degrees 45 minutes 20 seconds East, a distance of 259.38 feet to the northerly line of lands conveyed to Edward Stotler by deed recorded in Liber 4607 of Deeds at Page 423;

THENCE easterly along the northerly line of said land conveyed to Edward Statler by aforesaid deed, said line being parallel with the South line of said Lot 12, South 89 degrees 23 minutes 14 seconds East, a distance of 541.57 feet to the West line of lands conveyed to the Town of Cheektowaga by deed recorded in Liber 6950 of Deeds at Page 373;

THENCE southerly along the West line of said lands conveyed to the Town of Cheektowaga by aforesaid deed, South 0 degrees 07 minutes 55 seconds West, a distance of 159.38 feet to the North line of lands conveyed to New York State Electric & Gas Corporation by deed recorded in Liber 5378 of Deeds at Page 248;

THENCE easterly along the northerly line of lands conveyed to New York State Electric & Gas Corporation by aforesaid deed, said line being parallel with the south line of Lot 12 and distant 100.0 feet northerly therefrom, South 89 degrees 23 minutes 14 seconds East, a distance of 800.57 feet to the westerly line of Ellsworth Drive;

THENCE southerly along the westerly line of Ellsworth Drive, South 7 degrees 55 minutes 19 seconds West, a distance of 100.82 feet to the southerly line of said Lot 12;

THENCE westerly along the southerly line of Lot 12, North 89 degrees 23 minutes 14 seconds West, a distance of 156.58 feet;

THENCE southerly along a line parallel with the westerly line of Lot 11, South 0 degrees 32 minutes 46 seconds West, a distance of 1134.97 feet;

THENCE westerly and parallel to the North line of Lot 11, North 89 degrees 23 minutes 14 seconds West, a distance of 936.21 feet to the Southeast corner of a 2-1/2 acre parcel of land excepted in a deed recorded in Liber 4597 of Deeds at Page 199;

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-363

Authorize Supervisor to Sign Proposal from Greenman-Pedersen, Inc.

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, there is need for a boundary survey of Plant #3 at Harlem Road and Clinton Street, AND

WHEREAS, the engineering consulting firm of Greenman-Pedersen, Inc. has submitted a proposal to perform said boundary survey, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Greenman-Pedersen, Inc., 4950 Genesee Street, Suite 100, Buffalo, New York 14225 as submitted to the Assistant Town Engineer for survey services is accepted and approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is directed and authorized to sign said proposal with Greenman-Pedersen, Inc. for the provision of survey services, AND, BE IT FURTHER

RESOLVED, that the cost of said professional services in an amount not to exceed \$1,975.00 shall be chargeable to Account No. 255-8135-4581.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-364

Authorize Supervisor to Execute Agreement with Energetics Incorporated

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the New York State Energy Research and Development Authority ("NYSERDA") operates the Clean Energies Communities Program to encourage local governments to take action to improve the environment and reduce energy consumption, and

WHEREAS, NYSERDA has identified ten high-impact actions that local governments can take to save money, foster a vibrant economy and improve the environment; by completing four of the ten high-impact actions, a local government can earn the Clean Energy Community designation as well as become eligible for a grant up to \$250,000 per municipality, and

WHEREAS, the Town of Cheektowaga is interested in obtaining the Clean Energy Community designation, and obtaining grant funds through NYSERDA, and

WHEREAS, Energetics Incorporated has partnered with Clean Communities of Western New York and Plug-In-Stations Online to make electric vehicle charging stations available to eligible municipalities, and

WHEREAS, this Town Board wishes to accept an electric vehicle charging station from Energetics Incorporated to assist us in becoming a Clean Energy Community, and

WHEREAS, Energetics Incorporated has submitted an Electric Vehicle Charging Station Host Site Agreement to the Town for approval. NOW, THEREFORE, BE IT

RESOLVED, that this Town Board desires to accept an electric vehicle charging station from Energetics Incorporated, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Electric Vehicle Charging Station Host Site Agreement with Energetics Incorporated.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-365

Approve Health Insurance Stop Loss Contract

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga is self insuring its health insurance, and

WHEREAS, stop loss insurance is utilized in this process, and

WHEREAS, Lawley insurance, the Town's health brokers, has solicited bids and recommended that BlueCross BlueShield of Western New York's proposal is most advantageous to the Town's self insurance plan, NOW THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the contents of the one (1) year stop loss contract with BlueCross BlueShield of Western New York, and BE IT FURTHER

RESOLVED, the this contract shall be effective as of August 1, 2017 and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the contract with BlueCross BlueShield of Western New York, and any and all other documents necessary to effectuate the insurance coverage called for under such contract.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-366

Authorize Supervisor to Execute Agreement with VeriPic Law Enforcement Digital Photographic Software System

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, in May of 2007, the Cheektowaga Police Department converted from using 35mm cameras to VeriPic Law Enforcement Digital Photographic Software System for its Scientific Investigation Unit, AND

WHEREAS, the Software System certifies the integrity of the chain of custody and photographic evidence for court proceedings and exhibits, AND

WHEREAS, the time has come to renew the VeriPic Maintenance Agreement, which offers hardware, software, technical and camera driver supports, training, as well as updates and upgrades, AND

WHEREAS, there would be a five (5) year savings to the Town of Cheektowaga of \$7,590.00 if we renew the maintenance contract for five (5) years versus one (1) year at a time, for a total five (5) year cost of \$17,710.00; NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Maintenance Agreement renewal with VeriPic and issue payment under the following schedule:

Software License Maintenance Agreement Period	Pay
8/1/2017-7/31/2020	\$10,626.00
8/1/2020-7/31/2022	\$ 7,084.00

AND,

BE IT FURTHER RESOLVED, that payment will be issued from budget line 100-3020-4022, AND,

BE IT FURTHER RESOLVED, that the Agreement is subject to review and approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-367

Approve License Agreement with Cheektowaga Soccer Club

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Cheektowaga Soccer Club ("CSC") has requested permission to utilize the soccer fields and utility building located at Rehm Road Park for its Club sporting events, as well as storage of its equipment and supplies and the operation of a concession stand; and

WHEREAS, in exchange for the use of said soccer fields and utility building for a term of three (3) years, CSC has agreed to remit payment to the Town of Cheektowaga in the amount of \$3,000.00 to cover the rental of the fields and utility building; and

WHEREAS, said fields and utility building are presently not used by the Town and are not anticipated to be utilized for any Town purpose; and

WHEREAS, the Town Attorney has prepared a License Agreement for the use of said soccer fields and utility building; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby authorizes and directs the Supervisor to execute said License Agreement on behalf of the Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-368

Approve Cultural Group Funding for Cheektowaga Cultural Society and Cheektowaga Art Guild

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, the Town, in its 2017 budget, allocated moneys to certain cultural and not-for-profit organizations which are involved in activities which benefit the Town, and

WHEREAS, agreement(s) between the Town and these cultural and not-for-profit organizations have been prepared and forwarded to such groups, and

WHEREAS, the organization(s) listed below have completed and returned signed agreement(s) and their accounting report(s) from the 2016 funding to the Town, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby approves agreement(s) with the cultural and not-for-profit organization(s) listed below for the amount(s) listed, and BE IT FURTHER

RESOLVED that the Supervisor be and hereby is authorized and directed to execute agreement(s) with the following referenced cultural and not-for-profit organization(s) for the following respective amount(s):

<u>Cultural/Not-For-Profit Organization</u>	<u>Funding Approved</u>
Cheektowaga Cultural Society	\$ 4,000.00
Cheektowaga Art Guild	\$ 2,200.00

and BE IT FURTHER

RESOLVED that the aforementioned moneys shall be paid to the respective cultural/not-for-profit organization(s) out of the respective cultural group budget line item(s) in the 2017 Town budget, subject to audit and approval of a properly signed Town voucher.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-369

Home Rule Request for Parkland Alienation

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga is the owner in fee of park lands located on the north side of Losson Road known as John C. Stiglmeier Park, and

WHEREAS, a small telecommunications tower presently exists in John C. Stiglmeier Park behind the James J. Matecki Center at 500 Losson Road, and

WHEREAS, a telecommunications company has expressed an interest in locating its telecommunications tower at this site in Stiglmeier Park, and

WHEREAS, after construction of said telecommunications tower, the Town of Cheektowaga will install its antennas on said tower in addition to antennas of the telecommunications company, and

WHEREAS, since the aforementioned land is considered dedicated parkland, special State legislation must be submitted and approved before the Town can enter into any license or easement agreement on this matter, and

WHEREAS, bills have been introduced in the State Assembly (A.7889-A) and Senate (S.6330-A) to authorize the Town to execute a lease with the telecommunications tower and grant necessary access and utility easements for said tower, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby requests the State Assembly and Senate to enact Assembly Bill No. A.7889-A and Senate Bill No. S.6330-A, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to execute the Home Rule request forms for the aforementioned Assembly and Senate bills, and to forward same to the Home Rule Counsels for the Assembly and Senate, with copies to Assemblymember Monica P. Wallace and Senator Timothy M. Kennedy.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-370

Settlement of Litigation - CTS v. Town of Cheektowaga

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, an action was commenced against the Town of Cheektowaga in the New York State Supreme Court (CTS Contracting, Inc., f/k/a Custom Topsoil, Inc. v. Town of Cheektowaga, Index No. I-2011-604161); and

WHEREAS, the law firm of Chelus, Herdzik, Speyer & Monte, P.C. (Kevin E. Loftus, Esq.) was retained to represent the Town; has vigorously defended the interests of the Town with regard to this claim; and

WHEREAS, Kevin E. Loftus, Esq. has recommended that the Town of Cheektowaga settle this matter, and

WHEREAS, settlement of this litigation is in the best interest of the Town of Cheektowaga; NOW THEREFORE, BE IT

RESOLVED, that the Town Board approves of the above settlement with the Stipulation of Discontinuance and Settlement Agreement and Release being signed by the plaintiff; and the Supervisor, Town Attorney and/or Chelus, Herdzik, Speyer & Monte, P.C. be and hereby are authorized to execute and procure all papers necessary to effectuate said settlement and compromise of the above mentioned claim in accordance with the terms of the Settlement Agreement and Release and Stipulation of Discontinuance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-371

Accept I/I Removal Moneys from LA Fitness

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) has mandated that new developments that contribute more than 2,500 GPD of wastewater to a public sewer system that is known to experience bypasses or surcharges (SSO's) are required to remove four (4) gallons of infiltration and inflow (I/I) for every gallon of new wastewater they contribute, AND

WHEREAS, as part of the development of property owned by Bisonmax Holdings, LLC, known as LA Fitness, located at 3757 Union Road, this new development will contribute more than 2,500 GPD of new wastewater to the Town sewer system requiring them to comply with the NYSDEC mandate, AND

WHEREAS, the removal of I/I can be achieved by directing the property owner to repair or rehabilitate existing sewer system components elsewhere in the district, or, by receiving an in-kind monetary contribution that is equivalent to making such repairs based on contribution values established by the Erie County Department of Sewerage Management, AND

WHEREAS, there is a formula established to calculate the equivalent monetary contribution that is based on the NYSDEC mandate and the Erie County Department of Sewerage Management contribution removal values, AND

WHEREAS, the Town has met with the property owner of the aforementioned development and has agreed on an equivalent monetary contribution to be paid by the property owner to achieve the I/I removal requirement, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby agrees to accept \$9,000.00 from the property owner, with said moneys to be deposited into a dedicated account established by the Town's Director of Administration and Finance for the purpose of Town wide I/I removal.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-372

Accept Tree Replacement Monies for 5050 Transit Road

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, as part of the development of property located at 5050 Transit Road in the Town of Cheektowaga, the developer needs to remove a number of trees on the site; and

WHEREAS, under the Town's Tree Preservation Law, the developer must either make provision for new trees to be planted on the site, or else the Town Board can accept moneys from the developer for the purpose of town-wide tree reforestation; and

WHEREAS, with respect to the aforementioned property, physical limitations prevent the replacement of trees on a one-for-one basis; and

WHEREAS, Town representatives have met with the developer of the aforementioned property and has agreed on an amount of money to be paid by the developer to the Town in lieu of replacement trees on-site; NOW, THEREFORE, BE IT

RESOLVED, that, in lieu of replacement trees on the aforementioned property, this Town Board hereby agrees to accept the sum of \$7,735.00 from Vern Properties/9000 Boston State Road LLC; and BE IT FURTHER

RESOLVED, that said moneys shall be placed in a trust and agency account to be used by the Town to plants trees within the Town.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-373

Purchase Zamboni 546

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Director of the Facilities Department is in need of a Zamboni 546 for use at the ice rink at the Kenneth J. Meyers Town of Cheektowaga Recreation Center, and

WHEREAS, moneys have been appropriated in the Facilities Department, Parks Division budget for the purchase said line 100-7110-2304, and

WHEREAS, pursuant to Section 103(16) of the General Municipal Law of the State of New York, the Town of Cheektowaga can purchase equipment through the use of contract let by an agency of any state if said agency let its contract to the lowest responsible bidder or on the basis of best value consistent with the NYS General Municipal Law, and

WHEREAS, the National Joint Powers Alliance, an agency created by Minnesota State Law, let a contract for the purchase of a Zamboni 546 to Frank J. Zamboni & Co., Inc., and

WHEREAS, said contract was let to the lowest responsible bidder, and included in said contract was a section providing that said equipment was made available to the other governmental entities, including the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that the Town Board hereby approves the purchase of One (1) Zamboni 546 for use by the Facilities Department, Parks Division as per the terms of National Joint Power Alliance at the cost of \$85,973.95, which includes trade in of the existing Zamboni, HOWEVER if the Town sells the existing Zamboni in another manner the price will increase to \$102,473.95.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-374

SPECIAL EVENT - Crabapple Festival

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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, Supervisor Diane Benczkowski has made application to hold the Town's annual Crabapple Festival on June 10th and 11th, 2017 and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Facilities Department, Police Department and the Department of Recreation & Youth Services, and has no objection to same; and

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

- Submittal of plan for sanitary facilities;
- Submittal of site plan;
- Submittal of Security Plan;
- Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of Supervisor Diane Benczkowski for the aforementioned Crabapple Festival to be held on June 10th & 11th, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



28. RESOLUTION 2017-375

SPECIAL EVENT - Independence Day Celebration

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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, Supervisor Diane Benczkowski, on behalf of this Town Board, has made application to hold a Freedom Fest on Monday, July 3rd, 2017 at Cheektowaga Town Park from 6:00 p.m. - 9:00 p.m.; and the Independence Day Parade on Tuesday, July 4th, 2017 starting at 12:00 p.m., beginning on Walden Avenue to Harlem Road and ending at Town Park; and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Highway Department, Building Department and 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:

Submittal of plan for sanitary facilities;
 Submittal of site plan;
 Submittal of Security Plan;
 Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of Supervisor Diane Benczkowski, on behalf of this Town Board, for said Freedom Fest and Independence Day Parade to be held on Monday, July 3rd and Tuesday, July 4th, 2017 ; and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



29. RESOLUTION 2017-376

SPECIAL EVENT - Polish Festival

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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 Cheektowaga Polish-American Arts Festival Committee has made application to hold its annual Polish-American Cultural Festival in Cheektowaga Town Park on July 13th, 14th & 15th, 2017; and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Facilities Department, the Department of Recreation & Youth Services, Police Department, Highway Department and has no objection to same, and

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

Submittal of plan for sanitary facilities;
 Submittal of site plan;
 Requirement that application be made at least 60 days prior to the date of the special event;
 Submittal of Security Plan;
 Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Polish-American Arts Festival Committee for the aforementioned Polish-American Cultural Festival to be held in Cheektowaga Town Park on July 13th, 14th & 15th, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



30. RESOLUTION 2017-377

Youth & Recreation Termination

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and herby are terminated in the Department of Youth & Recreational Services effective as indicated:

Ashley Krywcun	8/19/16	14211
Keri Murphy	4/01/16	14227

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to waive the reading of names for the following Resolutions: 2017-377, 2017-378, 2017-379, 2017-380. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



31. RESOLUTION 2017-378

Youth & Recreation Transfers

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred effective immediately:

Lifeguard - 7180.1903 - \$10.70 - Regular Part-time

Felicia Magnuszewski
James Purpura
David Steiner

Lifeguard "Head Lifeguard in Training" - 7180.1903 - \$11.13 - Regular Part-time

Kelsey Wiegert

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



32. RESOLUTION 2017-379

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Laborer "Bathhouse Attendant" - 7180.1901 - \$9.70 - Seasonal

Mason Albright	14225
Jamie Brundo	14225
Kayla Cecere	14225
James Chmurzynski	14225
Jared Dietl	14225
Mitchell Dietl	14225
Erika DiFonzo	14227
Haley Graczyk	14225
Nadia Gray	14227
Niyah Green	14211
Athena Kozlowski	14225
Eric Kubiak	14211
Jason A. Leonarczyk	14227
Jamie Millace	14211
A'Moniee Morrison	14225
Samantha Peitzak	14227
Madeline Pike	14206
Dominic Prusiecki	14225
Zachary Ratcliff	14225
Noelle Rautenstrauch	14225
Rhyan Riggs	14227
Emily Rohauer	14211

Laborer - "Youth Participant"- 7310.1816 - \$9.70 - Seasonal

Tyler Piwowarski	14043
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Recreation Attendant - 7140.1632 - \$9.70 - Seasonal

Jordan Badura	14212
Marissa Busiello	14225
Khoa Le	14225

Recreation Attendant - 7310.1814 - \$9.70 - Seasonal

Tailynn Thompson	14225
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Recreation Attendant - 7310.1801 - \$9.70 - Seasonal

Madisyn Bernas	14225
DeVon Menefee	14225
Cassidy Okon	14225

Recreation Instructor "Dartwood Camp Site Director" - 7140.1632 - \$11.00 - Seasonal

Alexis Whelan	14225
---------------	-------

<u>Recreation Aide - 7140.1645 - \$9.70 - Part-time</u> Abigail Kaczmarczyk	14225
<u>Recreation Aide - 7140.1642 - \$9.70 - Part-time</u> Brianna Smith	14227
<u>Recreation Aide - 7140.1630 - \$9.70 - Part-time</u> Athena Mackowski	14225
<u>Lifeguard - 7180.1903 - \$10.70 - Seasonal</u> Samir Alhemyari	14225

BE IT FURTHER RESOLVED that the employee information be amended as follows (correcting spelling of first name):

Recreation Instructor "Town Park Pool Supervisor 1st Shift" - 7180.1902 - \$12.44 - Seasonal
Katelin Petranckuck

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



33. RESOLUTION 2017-380

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individual be and hereby is hired as a **REGULAR PART-TIME EMPLOYEE** in the department listed, not to exceed thirty-nine (39) hours on a weekly basis, in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

OFFICE OF THE TOWN CLERK (Tax Office) Clerk \$16.00/hour effective 5/22/17
Margaret M. Brezowski, Cheektowaga, New York

BE IT RESOLVED, that the following individual be and hereby is hired as a **SEASONAL EMPLOYEE**, not to exceed five (5) months in a calendar year, in the department listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 6/14/17
Patrick Santoro, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

FACILITIES DEPARTMENT
Michael P. Tomczak effective 5/27/17

OFFICE OF COMMUNITY DEVELOPMENT
Mary E. Bonarowski effective 2/24/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



34. RESOLUTION 2017-381

Appointment of Pump Operator (Provisional) Main Pump Station/Joseph Gasiewicz

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, a vacancy exists in the position of Pump Operator in the Main Pump Station; AND

WHEREAS, notice of said 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, no full-time employee bid on said vacancy; AND

WHEREAS, said job title is in the competitive class of civil service; AND

WHEREAS, a current civil service list is not in existence for said title; AND

WHEREAS, Joseph Gasiewicz applied for said vacancy and meets all the necessary qualifications for provisional appointment; NOW, THEREFORE, BE IT

RESOLVED, that Joseph Gasiewicz of Depew, New York, be and hereby is appointed to the provisional position of Pump Operator in the Main Pump Station in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective June 26, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



35. RESOLUTION 2017-382

Appointment of Assistant Code Enforcement Officer (Competitive/Permanent) Building & Plumbing Department/Kyle Henrikson

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Assistant Code Enforcement Officer in the Building and Plumbing 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, such job title is in the competitive class of Civil Service; AND

WHEREAS, Kyle Henrikson appears on the Assistant Code Enforcement Officer civil service list and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Kyle Henrikson of Cheektowaga, New York, be and hereby is appointed to the position of Assistant Code Enforcement Officer in the Building and Plumbing Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective June 16, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



36. RESOLUTION 2017-383

Appointment of Assistant Code Enforcement Officer (Competitive/Permanent) Office of Community Development/Christopher D. Krajewski

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Assistant Code Enforcement Officer in the Office of Community Development; 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, such job title is in the competitive class of Civil Service; AND

WHEREAS, Christopher D. Krajewski, appears on the Assistant Code Enforcement Officer civil service list and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Christopher D. Krajewski of Cheektowaga, New York, be and hereby is appointed to the position of Assistant Code Enforcement Officer in the Office of Community Development in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective June 16, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



37. RESOLUTION 2017-384

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a Fire Investigation Training Program is being held June 12, 2017 through June 23, 2017 in Montour Falls, New York; AND

WHEREAS, Detective Michael Striejewske has been recommended to attend said program; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,596.51; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Detective Michael Striejewske be and hereby is authorized to attend the Fire Investigation Training Program being held June 12, 2017 through June 23, 2017 in Montour Falls, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XII. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Hammer to Waive the Rules to include the following Resolutions: 2017-385, 2017-386. Motion Carried.



1. RESOLUTION 2017-385

Satisfaction of Mortgage - Accept Settlement Proposal

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, on February 6, 1987 Leonard and Florence Ignatowski (Mortgagor) of 206 Crisfield Avenue, Cheektowaga, NY executed a mortgage in favor of the Town of Cheektowaga (Morgagee) in the amount of \$6,011.00; and

WHEREAS, the interest rate on this deferred-payment loan is 0.0% while the loan is deferred; and

WHEREAS, said mortgage became due and payable in the event of the sale of said premises, foreclosure, or any transfer of title to the premises; and

WHEREAS, both Mortgagor's are now deceased and Kathleen Landon, Executor of the Estate of Florence Landon, through her attorney Jonathan D. Estoff has represented to the Town of Cheektowaga that due to the severely dilapidated state of the premises she is unable to sell the property to cover all outstanding liens; and

WHEREAS, the Estate of Florence Ignatowski, through their attorney Jonathan D. Estoff, has offered the Town of Cheektowaga the sum of \$3,000.00 toward full satisfaction of said mortgage to be paid directly out of the proceeds of the sale; and

WHEREAS, Town of Cheektowaga Deputy Attorney Melissa A. Reese, Esq.. has recommended that the Town of Cheektowaga settle this matter, and

WHEREAS, this settlement is in the best interest of the Town of Cheektowaga; NOW THEREFORE, BE IT

RESOLVED, that the Town Board accepts the above settlement proposal and the Supervisor be and hereby is authorized to execute and procure all papers necessary to effectuate said payment of the above mentioned mortgage.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-386

Appointment of General Crew Chief (Non-Competitive/Permanent) Sanitation Department/Scott Kowal

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, a vacancy exists in the title of General Crew Chief in the Sanitation 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 Supervisory Unit; AND

WHEREAS, Scott Kowal, currently employed as a General Foreman in the Highway Department, bid on said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE BE IT

RESOLVED, that Scott Kowal, of Cheektowaga, New York, be and hereby is appointed to the position of General Crew Chief in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Supervisory Unit effective June 19, 2017.

Motion to amend Resolution Sponsors from Councilmember Adamczyk and Councilmember Kaminski to Councilmember Meyers and Councilmember Kaminski.

RESULT:	ADOPTED AS AMENDED [6 TO 1]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
NAYS:	Christine Adamczyk

XIII. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: April 2017**

B. General Communications

1. **Notice of Claim: Ashley Bove vs. Town of Cheektowaga**

2. Notice of Claim: Alafias O. Satcher vs. Town of Cheektowaga
3. Notice of Claim: Virginia Zulatowski vs. Town of Cheektowaga
4. Summons: M&T Bank vs. Suzanne Adamski, Town of Cheektowaga, Etal Premises: 17 Dennis Lane

XIV. Comments

A. Supervisor's Comments

B. Councilmember's Comments

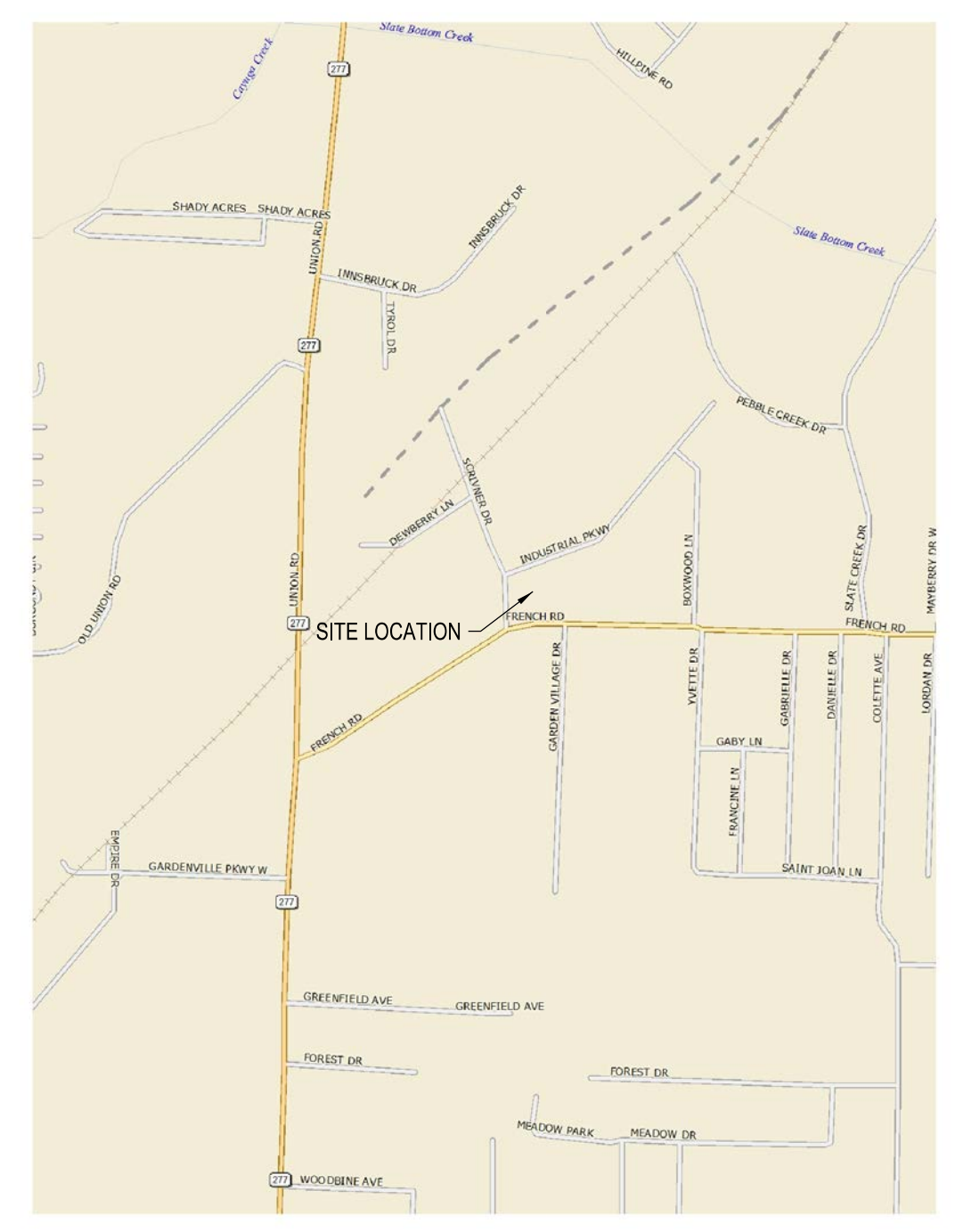
C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XV. Adjournment

Meeting adjourned at 7:50 PM in Memory of Andrew Godfrey, Coach of Cheektowaga Girls Fast Pitch Softball, and Cheektowaga resident Ethel Van Patten who passed away at the age of 102.

Motion by Councilmember Kaminski, Seconded by Councilmember Magierski to enter into Executive Session.



SITE LOCATION MAP NTS

GENERAL NOTES

- 1. SURVEY INFORMATION WAS PROVIDED BY MACINTOSH & MACINTOSH DATED 11-9-2016. GAS ENGINEERS, INC. ASSUMES NO RESPONSIBILITY FOR ITS ACCURACY.
2. CONTRACTOR TO VERIFY ALL FIELD CONDITIONS AND UTILITY LOCATIONS PRIOR TO THE START OF CONSTRUCTION. CONTACT THE ENGINEER WITH ANY DISCREPANCIES FOUND IN THE FIELD.
3. ALL DIMENSIONS FROM PROPERTY LINES ARE 90° FROM PROPERTY LINE UNLESS OTHERWISE NOTED.
4. ALL DIMENSIONS ARE FROM FACE OF CURB UNLESS OTHERWISE NOTED.
5. COORDINATE EXACT LOCATION OF SIDEWALKS AT DOORWAYS WITH ARCHITECTURAL PLANS.

PROPOSED LEGEND

- PROPERTY LINE
PROPOSED SIGN
PROPOSED CONCRETE PAVEMENT/SIDEWALK
PROPOSED CURB
NUMBER OF PARKING SPACES
DOOR LOCATION
EDGE OF PAVEMENT
LIGHTING FIXTURES
SAW CUT LINE
NEW ASPHALT PAVEMENT

NOTE LEGEND

- 4" TOPSOIL & SEED IF NO PLANTINGS-SEE LANDSCAPING PLAN.
MATCH EXISTING CURB OR RUN OUT IN 4'-0"
4" WIDE PAINTED WHITE PAVEMENT STRIPES
4" WIDE PAINTED WHITE PAVEMENT STRIPES @ 45° AND 2'-0" O.C.

DETAIL LEGEND

- STANDARD DUTY ASPHALT
CONCRETE CURB
CONCRETE SLAB ON GRADE
ACCESSIBLE SIGNS & MARKINGS
SIGN POST
LIGHT POLE FOUNDATION
PAINTED TRAFFIC ARROWS
BOLLARD

PROJECT DESCRIPTION:

THE RE-PURPOSE OF AN EXISTING STRUCTURE TO HOUSE A CAR WASH OPERATION. THE INSTALLATION OF A NEW ASPHALT DRIVE FROM INDUSTRIAL PARKWAY, WITH SITE LIGHTING AS SHOWN.

SITE DATA

TOTAL SITE ACREAGE: 1.04± ACRES
CURRENT ZONING: M1
PROPOSED 144 PARCEL: 0.45± ACRES
PROPOSED ZONING: M3
PARKING: 3 SPACES (INCLUDES HANDICAP)



NOTICE
This document, the property of, prepared and issued by the architect, is submitted for the specific project named... and the recipient by accepting this document assumes custody and agrees that this document will not be copied or reproduced in part or in whole...



Lutz Lazer Carwash

Cheektowaga, NY

ISSUE:

SA PROJECT TEAM: PRINCIPAL P. Silvestri
PROJ. ARCH. DRAFTER
JOB CAPT. INTERIORS

SEAL:

TITLE:

SITE PLAN



SILVESTRI ARCHITECTS PC
1321 MILLERSPORT HWY PH. 716.691.0900
AMHERST, NY 14221 FAX 716.691.4773

SA JOB #: 16062-01
DATE: 03-09-17

DRAWING #: C-101

Attachment: site plan C-101 (RES-2017-399 - Accept Site Plan - 142 French Road)

PROJECT INFORMATION

BELLEVUE FIRE DEPARTMENT 5111 COMO PARK BOULEVARD CHEEKTOWAGA NEW YORK

POLE BARN

INDEX OF DRAWINGS

DWG. #	DRAWING NAME	REVISION	DATE
A0.0	COVER SHEET	PERMIT/BID	4-10-17
A0.1	GENERAL NOTES & LEGENDS	PERMIT/BID	4-10-17
CIVIL			
C3.0	DEMOLITION, EROSION CONTROL PLAN	PERMIT/BID	03-21-17
C3.1	DEMOLITION, EROSION CONTROL DETAILS	PERMIT/BID	03-21-17
C4.0	SITE/GRADING PLAN	PERMIT/BID	03-21-17
C5.0	UTILITY PLAN	PERMIT/BID	03-21-17
C6.0	CONSTRUCTION AND UTILITY DETAILS	PERMIT/BID	03-21-17
ARCHITECTURAL:			
A1.0	FLOOR PLAN, LIFE SAFETY, CEILING PLAN	PERMIT/BID	4-10-17
A1.1	ENLARGED RESTROOM PLAN & DETAILS	PERMIT/BID	4-10-17
A1.2	WALL TYPES & DOOR SCHEDULES, DETAILS	PERMIT/BID	4-10-17
A2.0	ELEVATIONS	PERMIT/BID	4-10-17
A3.0	WALL SECTIONS	PERMIT/BID	4-10-17
A3.1	WALL SECTIONS	PERMIT/BID	4-10-17
A4.0	ROOF PLAN	PERMIT/BID	4-10-17
STRUCTURAL			
S1.0	FOUNDATION, ROOF FRAMING PLAN	PERMIT/BID	4-10-17
MECHANICAL:			
M1.0	FLOOR PLAN, NOTES, DETAILS	PERMIT/BID	4-10-17
ELECTRICAL:			
E1.0	POWER AND LIGHTING FLOOR PLANS, DETAILS	PERMIT/BID	4-10-17
E2.0	SPECIFICATIONS, SCHEDULES & LEGENDS, ELECTRICAL RISER	PERMIT/BID	4-10-17
PLUMBING:			
P1.0	FLOOR PLAN, DETAILS SCHEDULES & SPECIFICATIONS	PERMIT/BID	4-10-17
P1.1	PLUMBING PLANS	PERMIT/BID	4-10-17

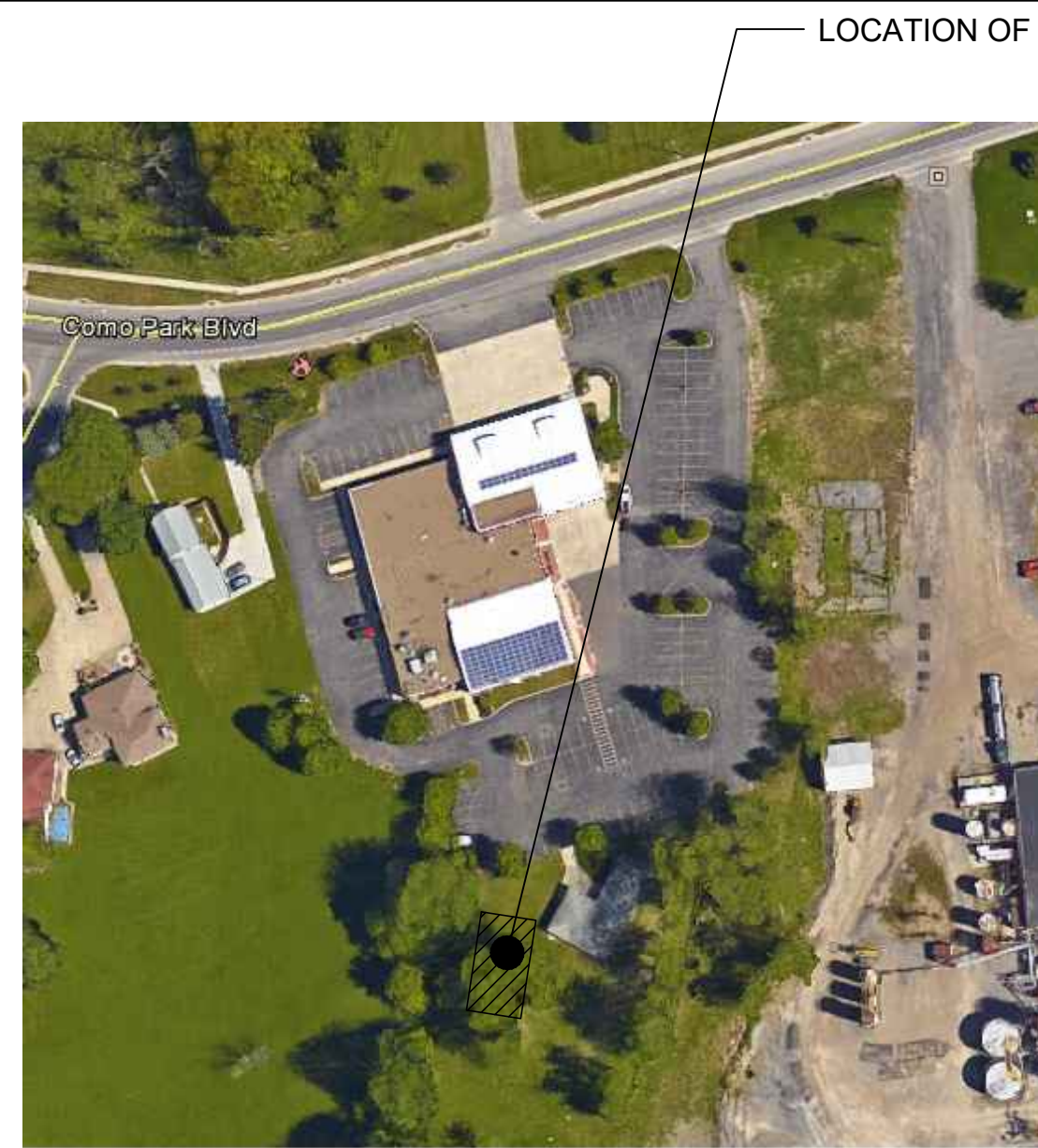
DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

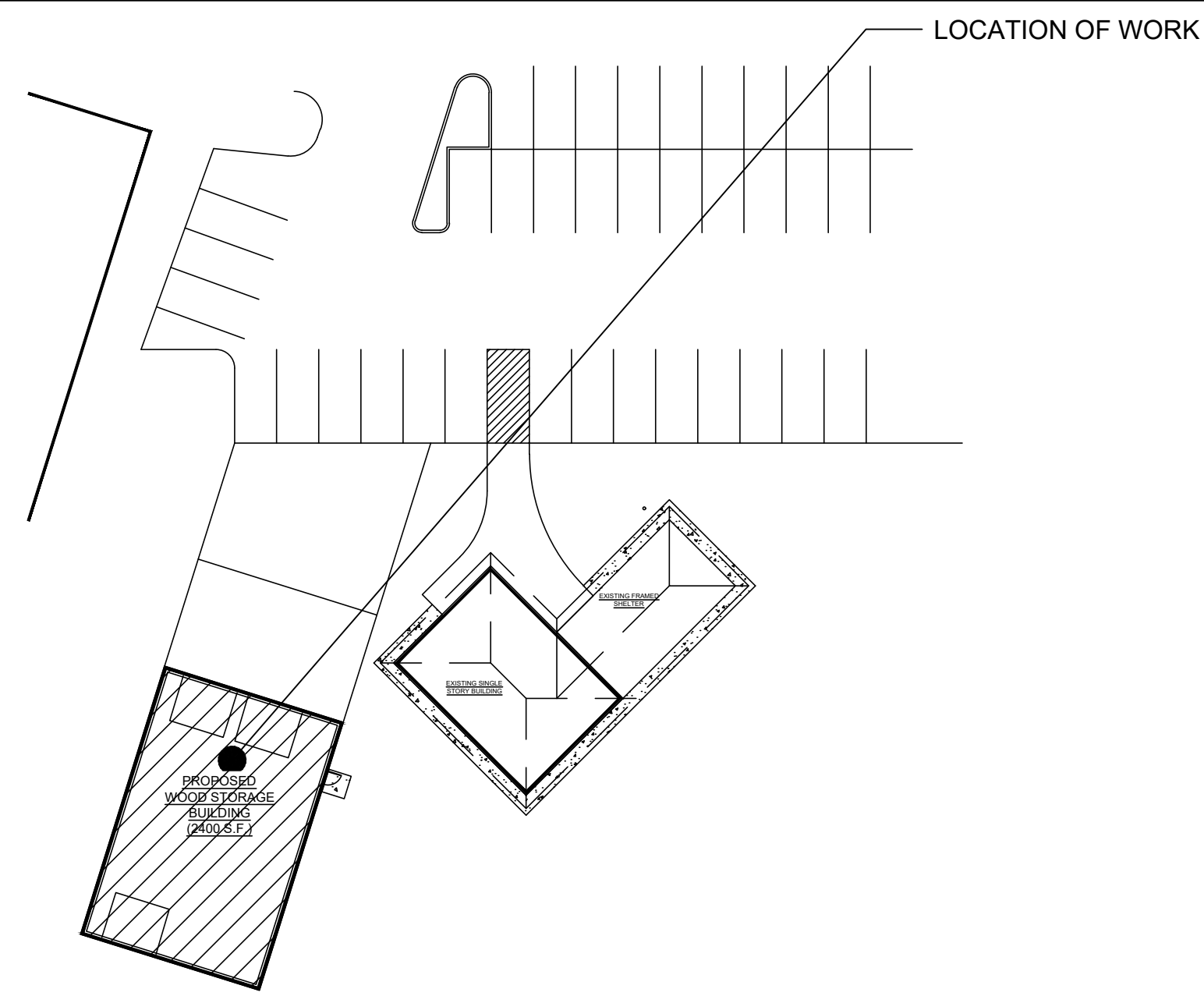
SPECIAL INFORMATION:
THIS DRAWING PREPARED FOR TENANT IMPROVEMENTS TO AN EXISTING BUILDING OR BUILDING CONSTRUCTED BY OTHERS IT IS UNDERSTOOD THAT ANY WARRANTY INFORMATION CONCERNING EQUIPMENT INSTALLED MUST BE FORWARDED TO THE OWNER AND THAT ANY AND ALL CONTRACTORS SHALL GUARANTEE THEIR WORK FOR A PERIOD OF ONE YEAR FROM THE DATE OF OWNERS ACCEPTANCE.

NOTICE
UNAUTHORIZED ALTERATIONS OF THIS DOCUMENT ARE IN VIOLATION OF SECTION #7209 OF THE STATE EDUCATION LAW.

SITE LOCATION MAP



BUILDING SITE PLAN



AREA
2,400 SF

**BELLEVUE FIRE DEPARTMENT
5111 COMO PARK BOULEVARD
CHEEKTOWAGA NY**

POLE BARN

PROJECT CONTACTS

LANDLORD	PROJECT ARCHITECT
BELLEVUE FIRE DEPARTMENT 5111 COMO PARK BOULEVARD CHEEKTOWAGA NEW YORK	JOSEPH MARINACCIO 3999 KNOLL DR #9 HAMBURG NY, 14075 P: 716-574-6549 E: JMARINACCI@AOL.COM

BUILDING CODE ANALYSIS

BUILDING CODE: 2015 NEW YORK STATE BUILDING CODE
 FIRE CODE: 2015 NEW YORK STATE FIRE CODE
 PLUMBING CODE: 2015 NEW YORK STATE PLUMBING CODE
 ACCESSIBILITY: 2003 ICC/ANSI A117.1

CONSTRUCTION TYPE: III B CONSTRUCTION

CLASSIFICATION OF WORK: POLE BARN / INTERIOR BUILD OUT

OCCUPANCY CLASSIFICATION: 'S2' OCCUPANCY POLE BARN
 BUILDING FLOOR AREA: TENANT = 2,400 SF

ALLOWABLE FIRE AREA: 9,500 SF

BUILDING FIRE AREA: NA

ACTUAL BUILDING HEIGHT: EXISTING

FIRE PROTECTION/SPRINKLER: NOT SPRINKLERED

TRAVEL DISTANCE TO EXIT: ALLOWABLE = 200' MAX. ACTUAL = 55'-60" MAX.
 2400 / 300 = 8

EGRESS WIDTH REQ'D: 8 OCCUPANTS x .20" = 1.6" MIN.

EGRESS WIDTH ACTUAL: 72" PROVIDED, (2) 3'-0" DOORS

INCIDENTAL USE SEPARATION: NA

ACCESSORY USE SEPARATION: NA

OCCUPANCY SEPARATION: NA

PROJECT NOTES

- THESE "LESSOR'S WORK DOCUMENTS" ARE INTENDED FOR THE WORK REQUIRED TO BE COMPLETED BY THE LANDLORD. ADDITIONAL TENANT BUILDOUT CONSTRUCTION DOCUMENTS MAY BE PREPARED, BY OTHERS, UNDER SEPARATE COVER.
- REFER TO ARCHITECTURAL DRAWINGS FOR WRITTEN DESCRIPTION OF 'LESSOR'S WORK'
- CONSTRUCTION DRAWINGS MAY NEED TO BE MODIFIED DUE TO EXISTING SITE CONDITIONS. CONTRACTOR TO BE RESPONSIBLE FOR NOTIFYING PROJECT MANAGER/PROJECT DESIGNER OF ANY DISCREPANCIES THAT MAY OCCUR BETWEEN THE CONSTRUCTION DOCUMENTS AND EXISTING FIELD CONDITIONS.

CONSULTANT:

JOSEPH MARINACCIO
ARCHITECT
PREPARED FOR

BELLEVUE FIRE DEPARTMENT
5111 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

SEAL

TITLE:
COVER SHEET

DRAWN BY: JM
 CHECKED BY: JM
 DATE: 4-10-17

DRAWING NO.
A0.0

GENERAL REQUIREMENTS

- 1. SCOPE OF WORK
2. GUARANTEE OF WORK
3. SUPERVISION & CONSTRUCTION PROCEDURES
4. LABOR & MATERIALS
5. WARRANTY
6. PERMIT, FEES & NOTICES
10. PARTITIONS
11. GENERAL NOTES & FINISHES
12. FIRE STOP SPECIFICATION
EXT. METAL PAINT SPEC.
NEW YORK STATE REQUIREMENTS

CONSTRUCTION NOTES

- 1. CONTRACTOR SHALL INSURE ALL WORK IS IN CONFORMANCE WITH ALL APPLICABLE BUILDING CODES. WORK SHALL BE COMPLETED IN STRICT ACCORDANCE WITH THE LATEST EDITIONS OF THE N.Y.S. UNIFORM FIRE PREVENTION AND BUILDING CODE, N.Y.S. ENERGY CONSERVATION CODE, N.Y.S. PLUMBING CODE, NATIONAL ELECTRIC CODE, AND ALL OTHER FEDERAL, STATE AND LOCAL AGENCY REGULATIONS HAVING JURISDICTION OVER THIS PROJECT.
2. ALL WORK SHALL COMPLY WITH THE STANDARDS OF THE NATIONAL BOARD OF FIRE UNDERWRITERS (NBFI), INDUSTRIAL RISK INSURANCE UNDERWRITERS (IRI), FACTORY MUTUAL (FM), OR THE APPLICABLE RATING BUREAU...
3. CONTRACTOR (AND HIS SUBCONTRACTORS) SHALL BE LICENSED BY THE STATE IN WHICH THE PROJECT IS LOCATED AND APPROVED IN ADVANCE BY THE OWNER.
4. ALL WORK IS TO BE COORDINATED WITH THE OWNER. THE CONTRACTOR IS TO MEET WITH THE OWNER PRIOR TO STARTING CONSTRUCTION.
5. CONTRACTOR SHALL PROVIDE ANY NECESSARY MEASURES TO PROTECT THE WORKERS AND OTHER PERSONS DURING CONSTRUCTION.
6. CHECK WITH THE OWNER FOR COORDINATION OF THE WORK UNDER THIS CONTRACT WITH WORK OF OTHER TRADES. OWNER'S REGULATIONS GOVERN ALL ASPECTS OF OUTSIDE CONTRACTORS WORKING ON THE PROPERTY.
7. CONTRACTOR SHALL KEEP THE JOB FREE OF DEBRIS AND MAKE FINAL CLEANUP TO THE SATISFACTION OF THE OWNER. CONTRACTOR SHALL BE RESPONSIBLE FOR REMOVAL OF ALL CONSTRUCTION DEBRIS FROM PROJECT SITE AND SHALL PROVIDE DUMPSTERS ETC. AS REQUIRED. REMOVE ALL DEBRIS ON A DAILY BASIS.
8. CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING BUILDINGS AND OTHER INSTALLATIONS THAT ARE TO REMAIN INTACT WHILE PERFORMING THE SPECIFIED WORK. PROVIDE AND MAINTAIN FIRE EXTINGUISHERS ON PROJECT SITE DURING CONSTRUCTION.
9. UNLESS INDICATED OTHERWISE, ALL MATERIAL FURNISHED AND INCORPORATED INTO THE WORK SHALL BE NEW, UNUSED AND OF QUALITY STANDARD TO THE INDUSTRY FOR FIRST CLASS WORK OF SIMILAR NATURE AND CHARACTER. INSTALL ALL MATERIALS TO THE MANUFACTURER'S RECOMMENDATIONS AND BEST STANDARD OF THE TRADES INVOLVED.
10. CONTRACTOR SHALL FIELD VERIFY ALL DIMENSIONS IN FIELD PRIOR CONSTRUCTION. NOTIFY ARCHITECT OF ANY DISCREPANCIES ON DRAWINGS.
11. VISIT THE SITE TO VERIFY EXISTING CONDITIONS. EXISTING CONCEALED CONDITIONS AND CONNECTIONS ARE BASED UPON INFORMATION TAKEN FROM LIMITED FIELD INVESTIGATIONS. CONTRACTOR SHALL MAKE REQUIRED ADJUSTMENTS TO SYSTEM COMPONENTS AS NECESSITATED BY ACTUAL FIELD CONDITIONS AT NO ADDITIONAL COST TO OWNER OR ARCHITECT. REPORT ANY DISCREPANCIES BETWEEN THE DRAWINGS AND ACTUAL FIELD CONDITIONS TO THE ARCHITECT BEFORE CONSTRUCTION BEGINS.
12. UNLESS OTHERWISE INDICATED ALL INTERIOR FINISHES SHALL BE AS DIRECTED BY THE OWNER.
13. CONTRACTOR TO OBTAIN AND PROVIDE OWNER WITH COLOR SAMPLES FOR PROPER COLOR SELECTION AND FINAL APPROVAL OF ALL FINISHES PRIOR TO INSTALLATION.
14. ALL GYPSUM BOARD WORK SHALL BE DONE IN ACCORDANCE WITH THE DRYWALL CONSTRUCTION HANDBOOK, LATEST EDITION, PREPARED BY UNITED STATES GYPSUM. ALL JOINTS AND SEAMS SHALL BE TAPED AND FINISHED IN ACCORDANCE WITH MANUFACTURER'S INSTALLATION RECOMMENDATIONS.
15. PAINTING FOR GYPSUM BOARD AND WOOD CONSTRUCTION - PROVIDE TWO (2) FINISH COATS OF PREMIUM GRADE PAINT OVER SINGLE COAT OF COMPATIBLE PRIMER, PROMAR 200 SERIES BY SHERWIN WILLIAMS, CLEVELAND, OHIO OR APPROVED EQUAL. ALL PAINT BY SINGLE MANUFACTURER.
16. CONTRACTOR & MEP CONTRACTOR SHALL VERIFY LOCATION OF ROOF MOUNTED EQUIPMENT AND PENETRATIONS OF ANY CONSTRUCTION THRU ROOF. NOTIFY ARCHITECT OF DISCREPANCIES.

ABBREVIATIONS

Table with 2 columns: Abbreviation and Full Name. Includes terms like AB ANCHOR BOLT, AFF ABOVE FINISH FLOOR, ATCO ACETIC TILE CEILING, AC ACCESS COVER, A/C AIR CONDITIONING, ADJ ADJUSTABLE, AL ALUMINUM BOARD, ALT ALTERNATE, APPROX APPROXIMATE(LY), ARCH ARCHITECT(URAL), AV AUDIO VISUAL, AWG AMERICAN WIRE GAUGE, BO BOARD, BO BOTTOM OF, BIT BITUMINOUS, BLDG BUILDING, CLG CEILING, CM CEILING MOUNTED, CT CERAMIC TILE, CO CLEAN OUT, CW COLD WATER, COL COLUMN, CONC CONCRETE, CMU CONCRETE MASONRY UNIT, D/C DATA/TELEPHONE, DET DETAIL, DIM DIMENSION, DIR DIRECT, DR DRAIN, DWG DRAWING, EA EACH, EC ELECTRICAL CONTRACTOR, ELEC ELECTRICAL, EL ELEVATION, EQ EQUAL, EXIST EXISTING, EXP EXPANSION, EXT EXTERIOR, FOF FACE OF FINISH, FOS FACE OF STUD, FT FEET, FRP FIBERGLASS REINFORCED, FIN FINISH, FLR FLOOR, FF FINISH FLOOR, FD FLOOR DRAIN, FS FLOOR SINK, GALV GALVANIZED, GC GENERAL CONTRACTOR, GB GRAB BAR, GPF GALLONS PER FLUSH, GAL GALLON, GPM GALLONS PER MINUTE, GWB GYPSUM WALL BOARD, HDW HARDWARE, HTG HEATING, HVAC HEATING, VENTILATION, AIR CONDITIONING, HB HOSE BIB, HC HANDICAPPED, HR HOUR, HGT HEIGHT, HM HOLLOW METAL, HORIZ HORIZONTAL, HW HOT WATER, HYD HYDRANT, IN INCH, INC INCLUDING, INCLUDED, INSUL INSULATION(ING, ED), INT INTERIOR, INV INVERT, IP IRON PIPE, ID INSIDE DIAMETER, JT JOINT, LAM LAMINATE(D), LAV LAVATORY, MATL MATERIAL, MC MECHANICAL CONTRACTOR, MECH MECHANICAL, MFGR MANUFACTURER, MIN MINIMUM, MIR MIRROR, MISC MISCELLANEOUS, NIC NOT IN CONTRACT, NTS NOT TO SCALE, NO NUMBER, OC ON CENTER, OP OPENING, PC PLUMBING CONTRACTOR, PNL PANEL, PR PAIR, PLAM PLASTIC LAMINATE, PWD PLYWOOD, QTY QUANTITY, R RADIUS, REF REFERENCE, RET RETURN, RA RETURN AIR, RM ROOM, UNO UNLESS NOTED OTHERWISE, UR URINAL, VCT VINYL COMPOSIT TILE, VT VENT, VERT VERTICAL, VB VINYL BASE, WC WATER CLOSET, WP WATER PROOF, W WIDE (WIDTH), WITH WITH, W/O WITHOUT, WD WOOD, WWF WELDED WIRE FABRIC, SCHED SCHEDULE, SECT SECTION, SEL SELECT, SHT SHEET, SIM SIMILAR, SCW SOLID CORE WOOD, SPKR SPEAKER, SPEC SPECIFICATION(S), SQ SQUARE, STD STANDARD, STL STEEL, ST STORAGE, STR STRUCTURAL, SU STUB UP, SUP SUPPLY, SA SUPPLY AIR, TEL TELEPHONE, THK THICK(NESS), TILE TILE, TO TOP OF, TYP TYPICAL, VTR VENT THRU ROOF, VCT VINYL COMPOSITION TILE

DRAWING REVISIONS: Table with columns No., DATE, BY, REMARKS. Row 1: 1, 4-10-17, JM, ISSUED FOR BID PERMIT

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AREA: 2,400 SF

BELLEVUE FIRE DEPARTMENT
511 COMO PARK BOULEVARD
CHEEKTOWAGA NY
POLE BARN

CONSULTANT:

JOSEPH MARINACCIO ARCHITECT

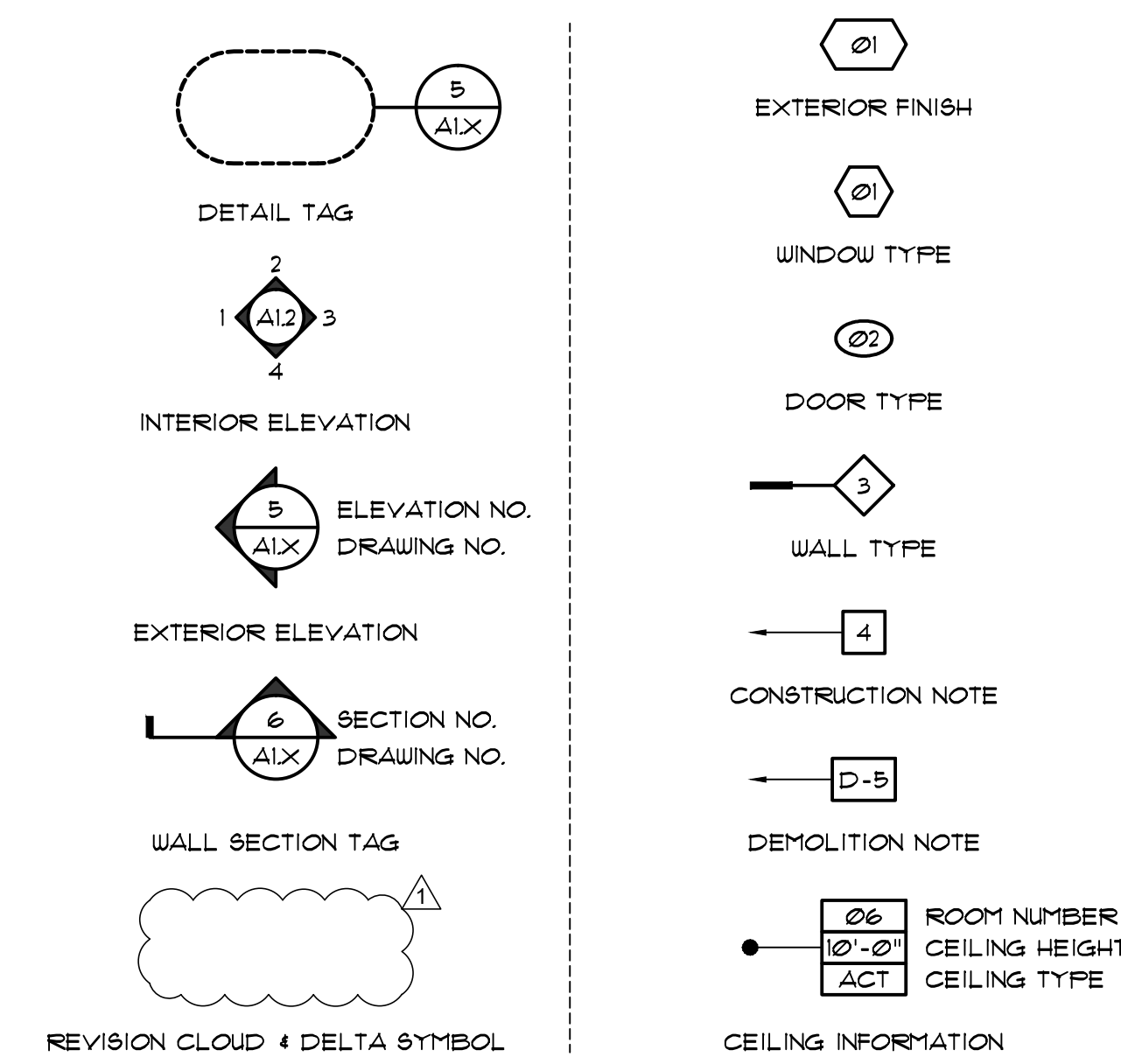
BELLEVUE FIRE DEPARTMENT
511 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

SEAL

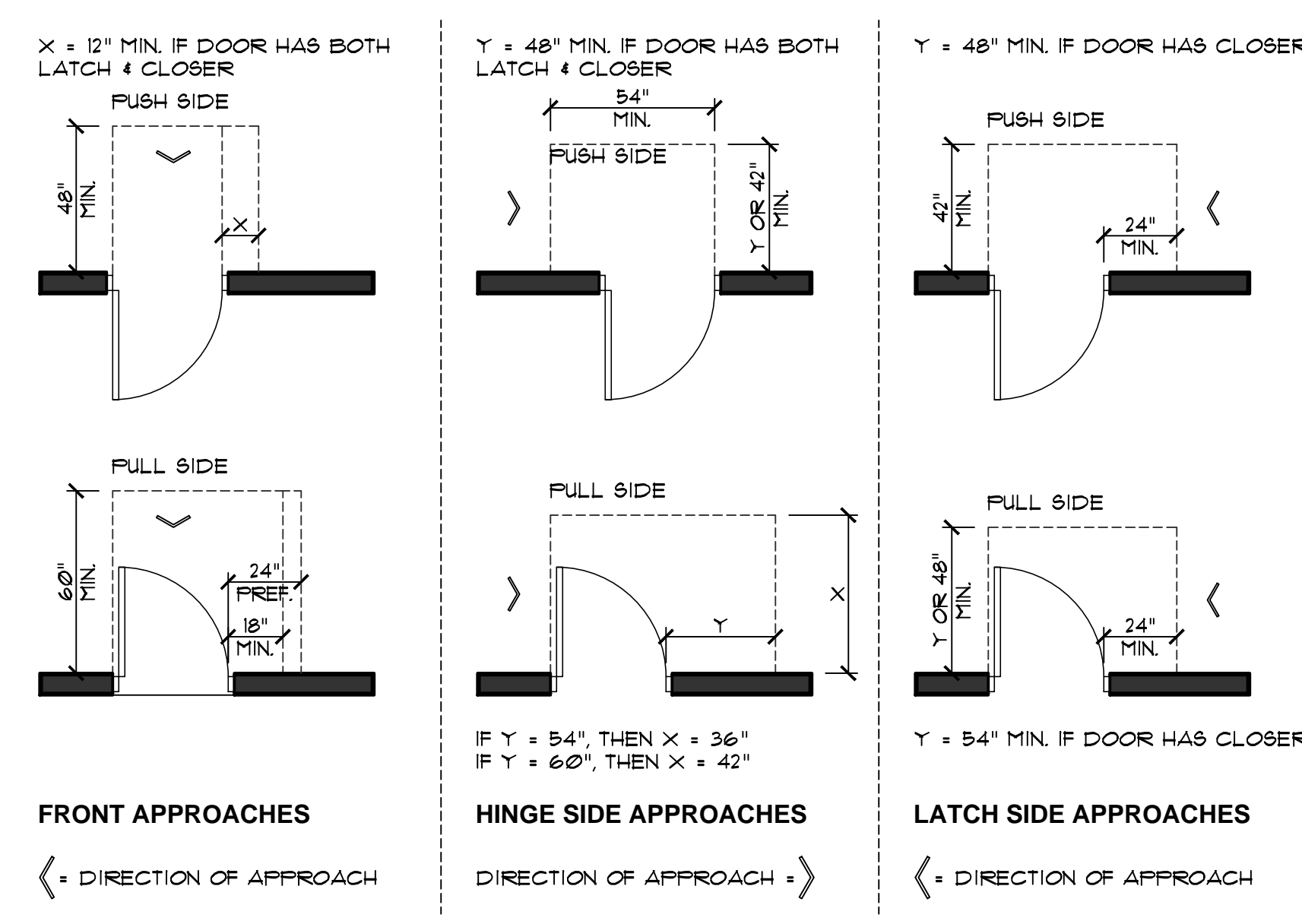
GENERAL NOTES & LEGENDS

DRAWN BY: JM CHECKED BY: JM DATE: 4-10-17 DRAWING NO. A0.1

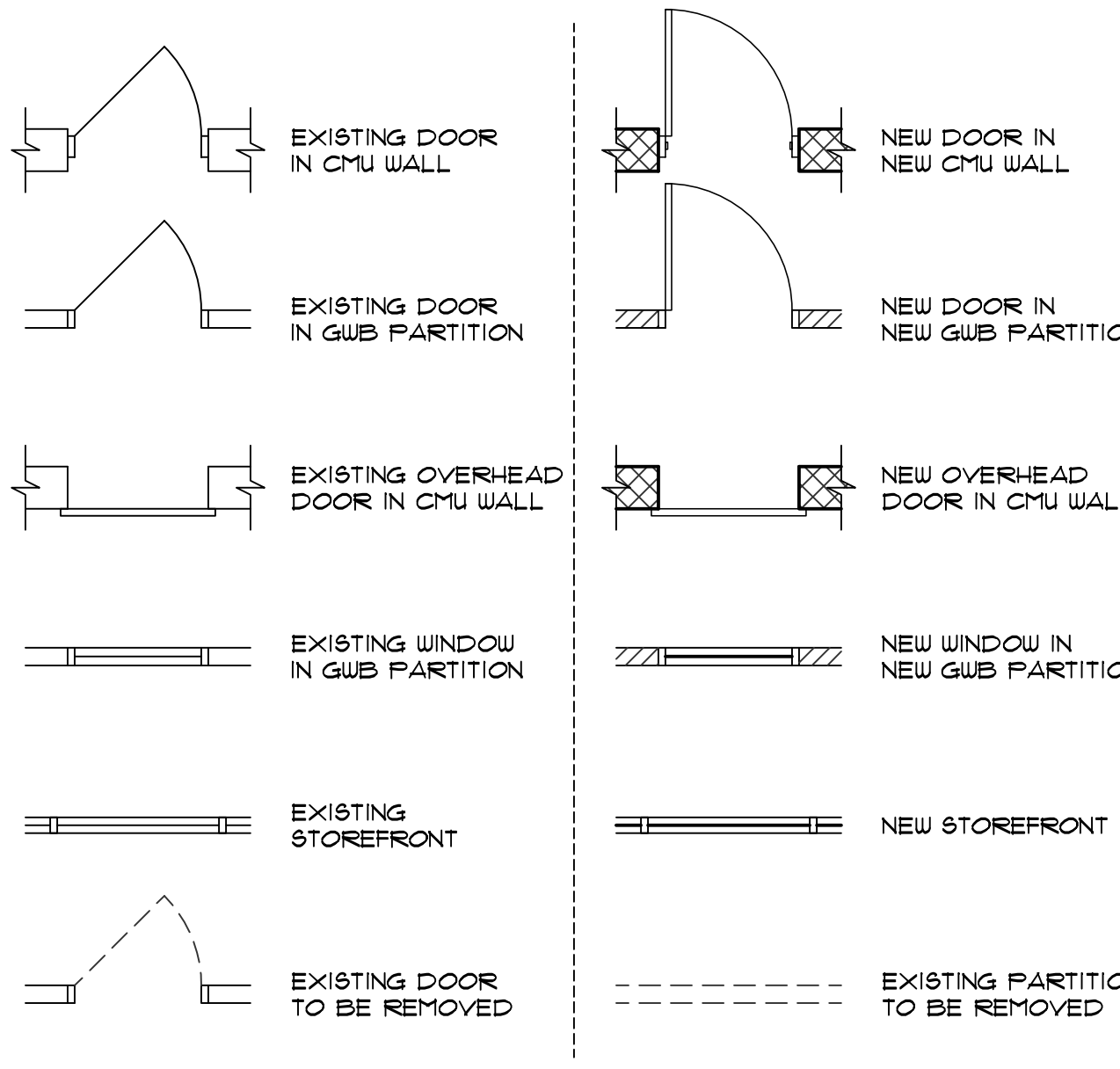
SYMBOL LEGEND



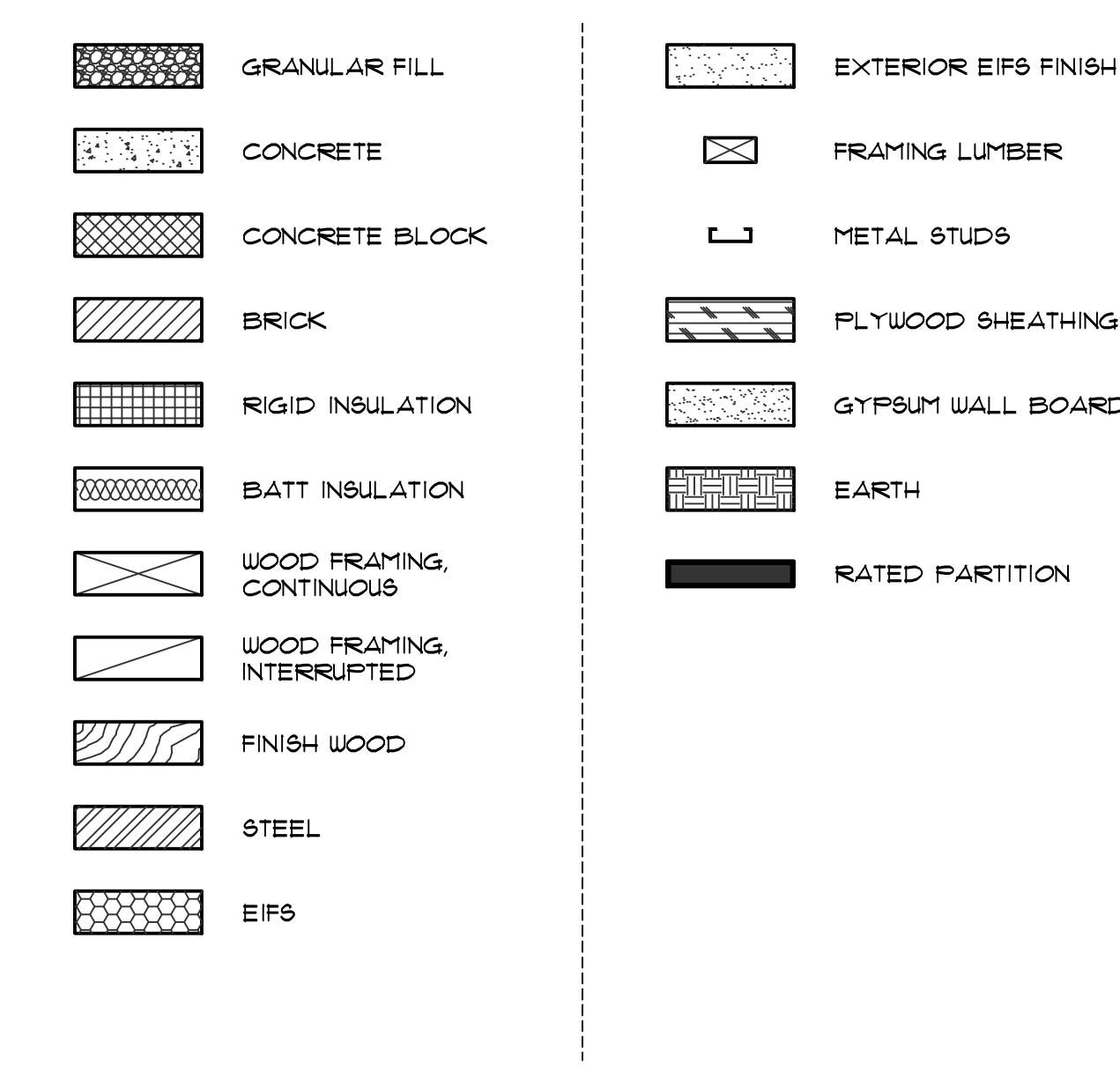
ANSI DOOR CLEARANCES



DOOR SYMBOLS



MATERIAL LEGEND



DRAWING REVISIONS:

No.	DATE	BY	REMARKS

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PROPERTY NUMBER: # 001 AREA: 2,400 S.F.

**BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY**

POLE BARN

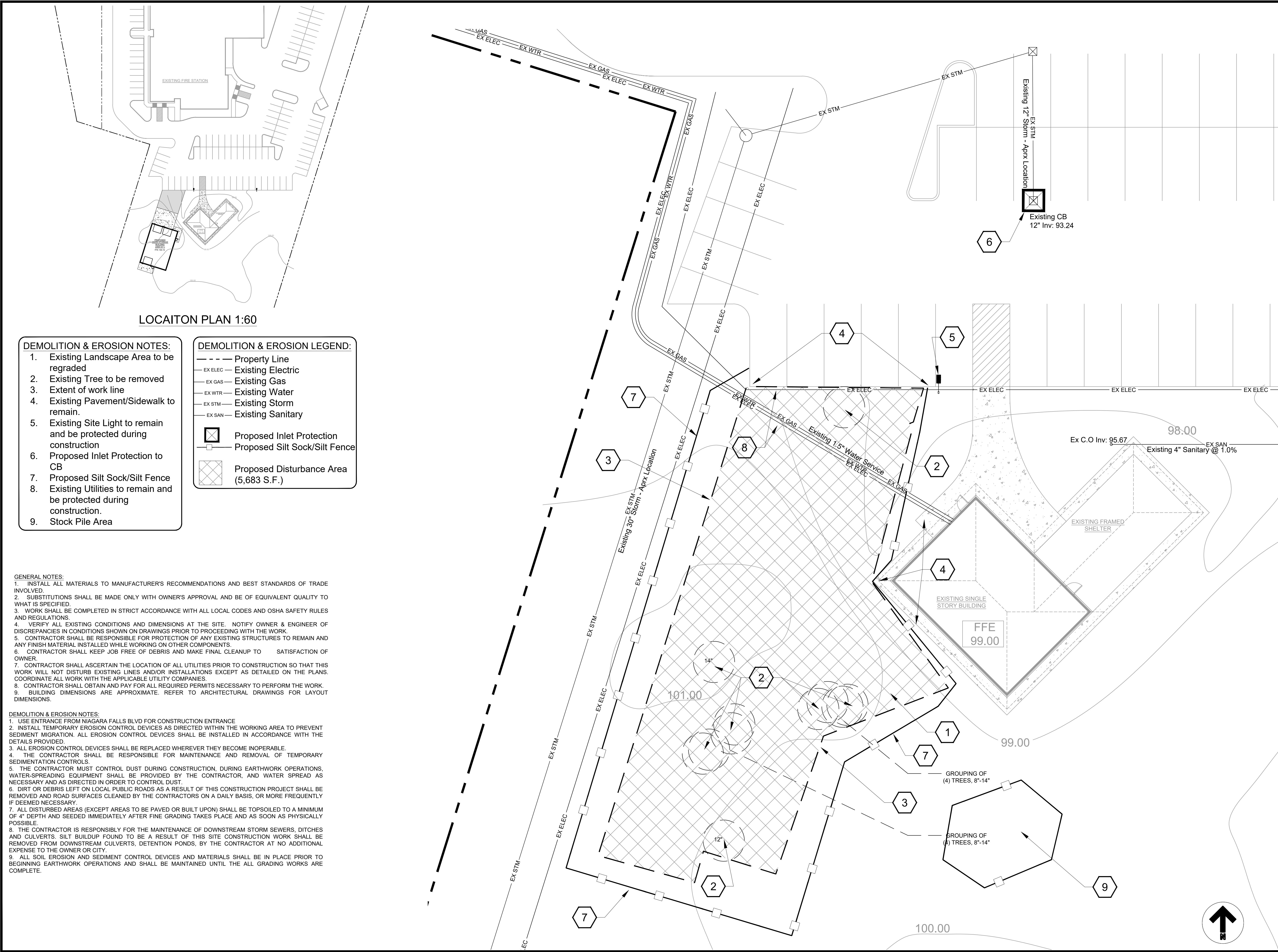
JOSEPH MARINACCIO
 ARCHITECT
 PREPARED FOR

BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

TITLE:
**DEMOLITION &
 EROSION
 CONTROL PLAN**

SCALE: 1:10
 DRAWN BY: JJB DRAWING NO. C3.0
 CHECKED BY: JM
 DATE: 03.21.17



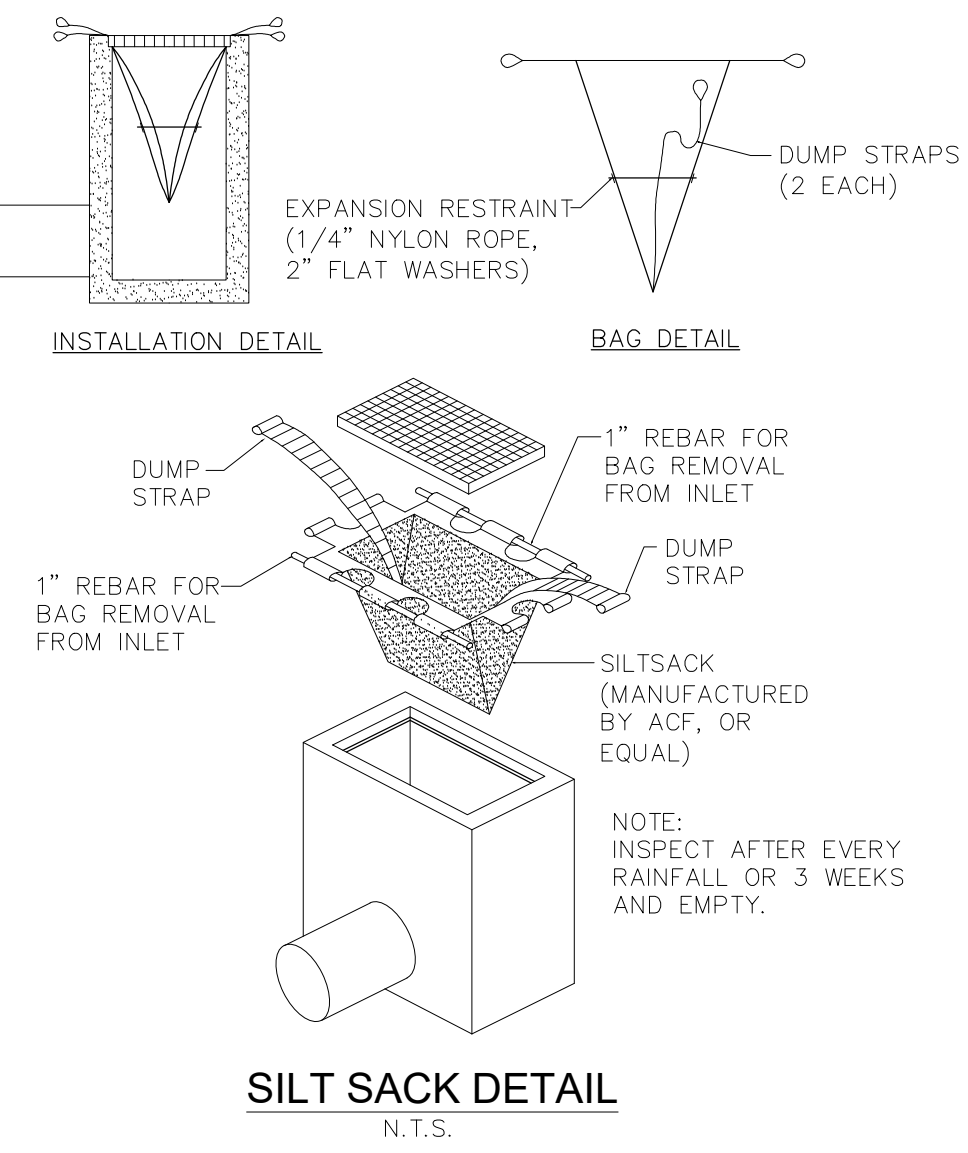
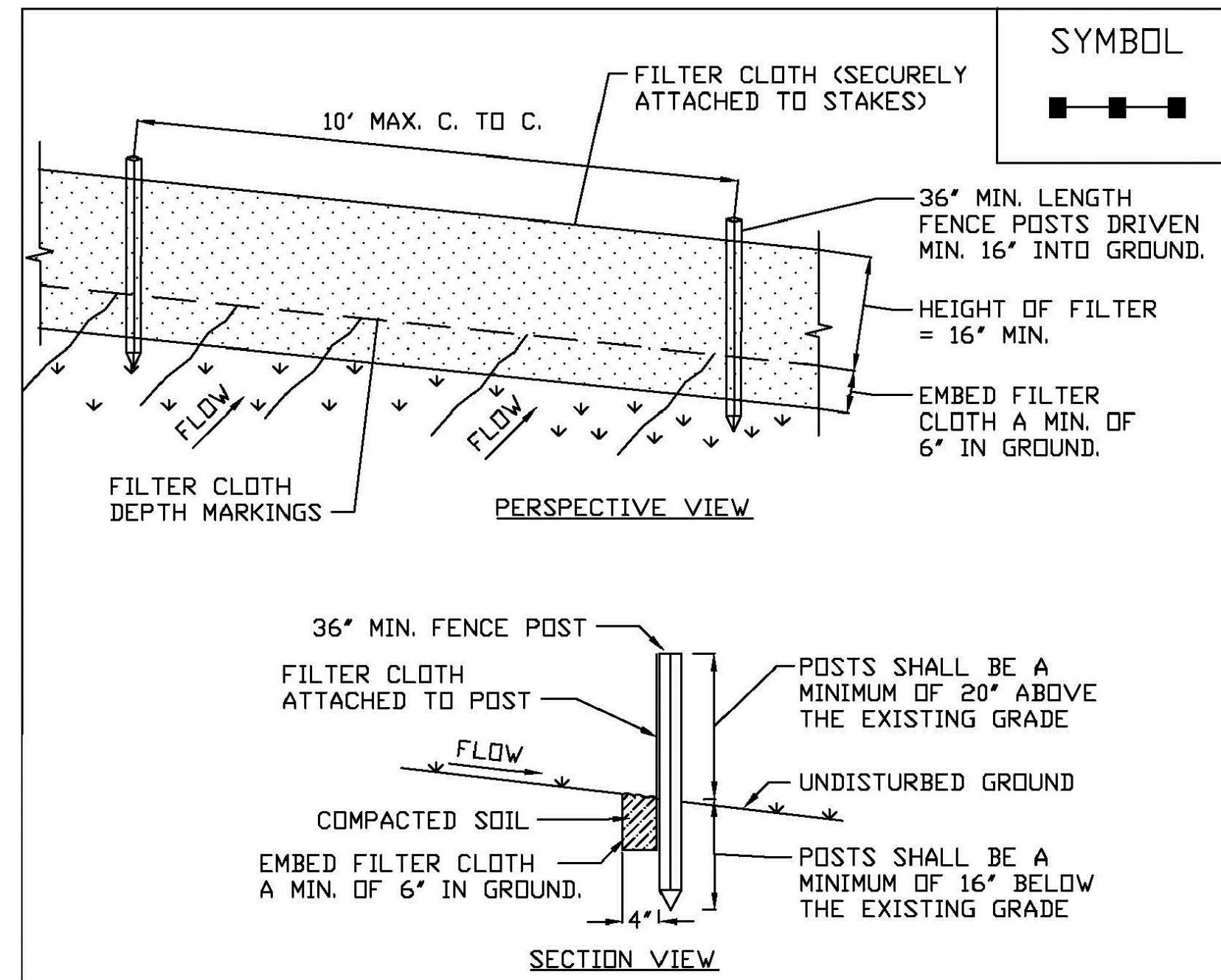
LOCAITON PLAN 1:60

- DEMOLITION & EROSION NOTES:**
- Existing Landscape Area to be regraded
 - Existing Tree to be removed
 - Extent of work line
 - Existing Pavement/Sidewalk to remain.
 - Existing Site Light to remain and be protected during construction
 - Proposed Inlet Protection to CB
 - Proposed Silt Sock/Silt Fence
 - Existing Utilities to remain and be protected during construction.
 - Stock Pile Area

- DEMOLITION & EROSION LEGEND:**
- Property Line
 - EX ELEC --- Existing Electric
 - EX GAS --- Existing Gas
 - EX WTR --- Existing Water
 - EX STM --- Existing Storm
 - EX SAN --- Existing Sanitary
 - ☒ Proposed Inlet Protection
 - ☐ Proposed Silt Sock/Silt Fence
 - ▨ Proposed Disturbance Area (5,683 S.F.)

- GENERAL NOTES:**
- INSTALL ALL MATERIALS TO MANUFACTURER'S RECOMMENDATIONS AND BEST STANDARDS OF TRADE INVOLVED.
 - SUBSTITUTIONS SHALL BE MADE ONLY WITH OWNER'S APPROVAL AND BE OF EQUIVALENT QUALITY TO WHAT IS SPECIFIED.
 - WORK SHALL BE COMPLETED IN STRICT ACCORDANCE WITH ALL LOCAL CODES AND OSHA SAFETY RULES AND REGULATIONS.
 - VERIFY ALL EXISTING CONDITIONS AND DIMENSIONS AT THE SITE. NOTIFY OWNER & ENGINEER OF DISCREPANCIES IN CONDITIONS SHOWN ON DRAWINGS PRIOR TO PROCEEDING WITH THE WORK.
 - CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTION OF ANY EXISTING STRUCTURES TO REMAIN AND ANY FINISH MATERIAL INSTALLED WHILE WORKING ON OTHER COMPONENTS.
 - CONTRACTOR SHALL KEEP JOB FREE OF DEBRIS AND MAKE FINAL CLEANUP TO SATISFACTION OF OWNER.
 - CONTRACTOR SHALL ASCERTAIN THE LOCATION OF ALL UTILITIES PRIOR TO CONSTRUCTION SO THAT THIS WORK WILL NOT DISTURB EXISTING LINES AND/OR INSTALLATIONS EXCEPT AS DETAILED ON THE PLANS. COORDINATE ALL WORK WITH THE APPLICABLE UTILITY COMPANIES.
 - CONTRACTOR SHALL OBTAIN AND PAY FOR ALL REQUIRED PERMITS NECESSARY TO PERFORM THE WORK.
 - BUILDING DIMENSIONS ARE APPROXIMATE. REFER TO ARCHITECTURAL DRAWINGS FOR LAYOUT DIMENSIONS.

- DEMOLITION & EROSION NOTES:**
- USE ENTRANCE FROM NIAGARA FALLS BLVD FOR CONSTRUCTION ENTRANCE
 - INSTALL TEMPORARY EROSION CONTROL DEVICES AS DIRECTED WITHIN THE WORKING AREA TO PREVENT SEDIMENT MIGRATION. ALL EROSION CONTROL DEVICES SHALL BE INSTALLED IN ACCORDANCE WITH THE DETAILS PROVIDED.
 - ALL EROSION CONTROL DEVICES SHALL BE REPLACED WHEREVER THEY BECOME INOPERABLE.
 - THE CONTRACTOR SHALL BE RESPONSIBLE FOR MAINTENANCE AND REMOVAL OF TEMPORARY SEDIMENTATION CONTROLS.
 - THE CONTRACTOR MUST CONTROL DUST DURING CONSTRUCTION, DURING EARTHWORK OPERATIONS, WATER-SPREADING EQUIPMENT SHALL BE PROVIDED BY THE CONTRACTOR, AND WATER SPREAD AS NECESSARY AND AS DIRECTED IN ORDER TO CONTROL DUST.
 - DIRT OR DEBRIS LEFT ON LOCAL PUBLIC ROADS AS A RESULT OF THIS CONSTRUCTION PROJECT SHALL BE REMOVED AND ROAD SURFACES CLEANED BY THE CONTRACTORS ON A DAILY BASIS, OR MORE FREQUENTLY IF DEEMED NECESSARY.
 - ALL DISTURBED AREAS (EXCEPT AREAS TO BE PAVED OR BUILT UPON) SHALL BE TOPSOILED TO A MINIMUM OF 4" DEPTH AND SEEDED IMMEDIATELY AFTER FINE GRADING TAKES PLACE AND AS SOON AS PHYSICALLY POSSIBLE.
 - THE CONTRACTOR IS RESPONSIBLY FOR THE MAINTENANCE OF DOWNSTREAM STORM SEWERS, DITCHES AND CULVERTS. SILT BUILDUP FOUND TO BE A RESULT OF THIS SITE CONSTRUCTION WORK SHALL BE REMOVED FROM DOWNSTREAM CULVERTS, DETENTION PONDS, BY THE CONTRACTOR AT NO ADDITIONAL EXPENSE TO THE OWNER OR CITY.
 - ALL SOIL EROSION AND SEDIMENT CONTROL DEVICES AND MATERIALS SHALL BE IN PLACE PRIOR TO BEGINNING EARTHWORK OPERATIONS AND SHALL BE MAINTAINED UNTIL THE ALL GRADING WORKS ARE COMPLETE.

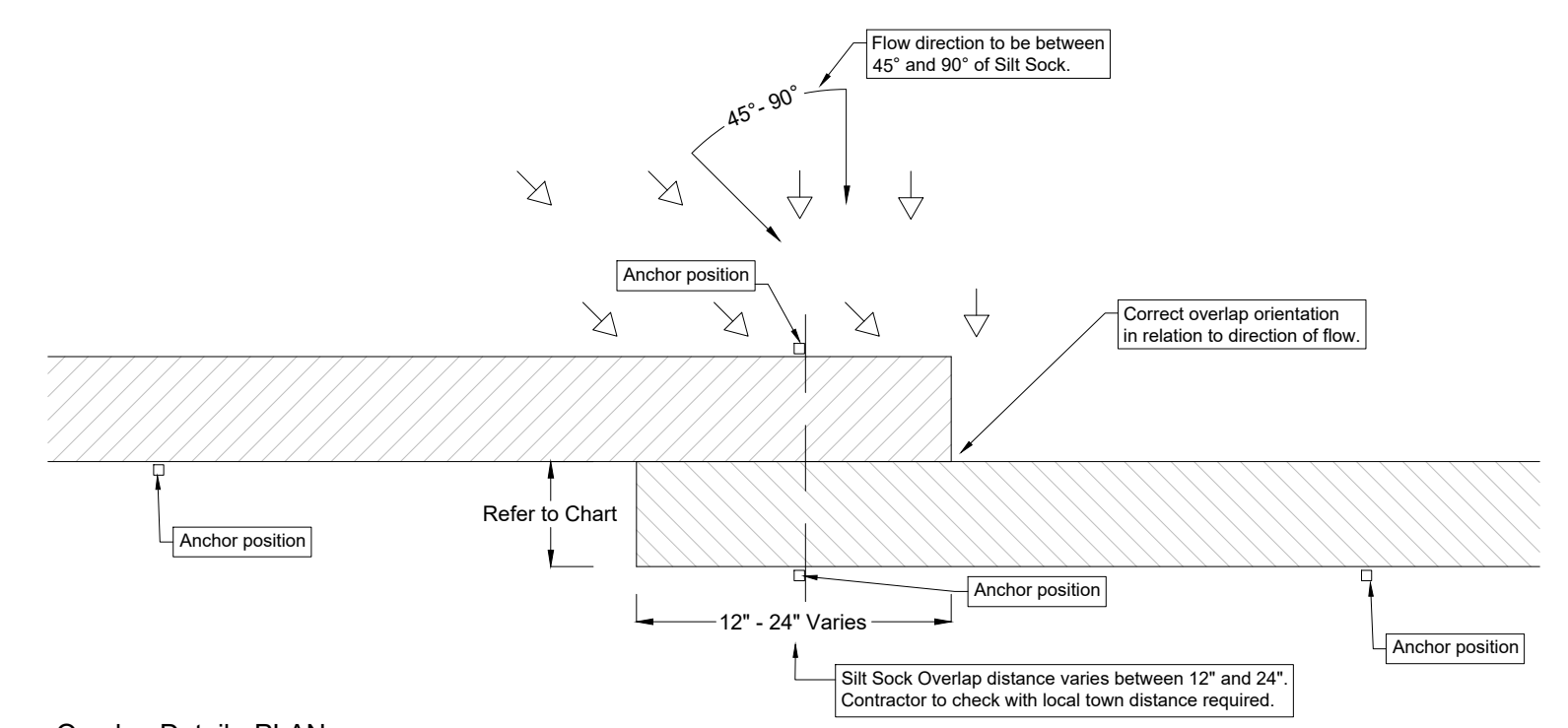
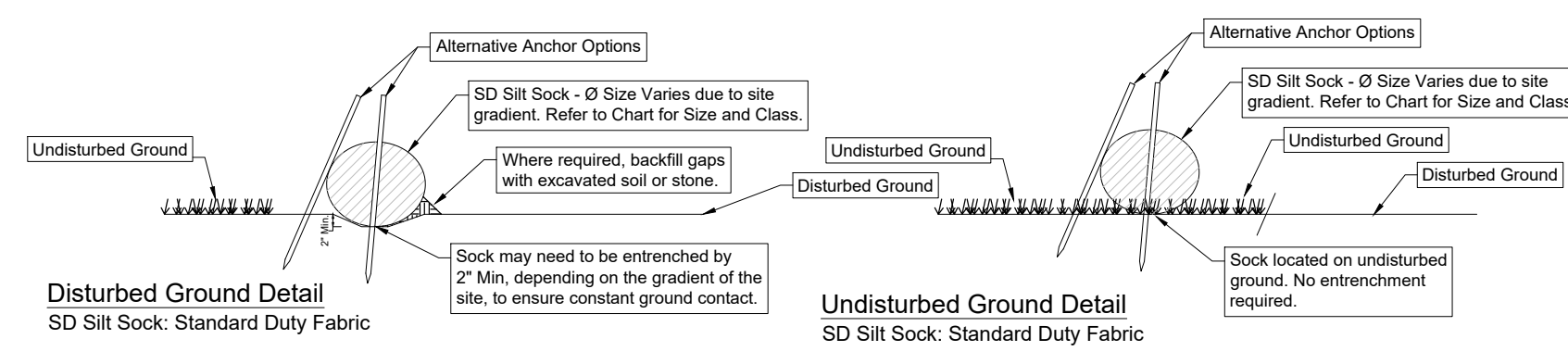


SILT SACK DETAIL N.T.S.

CONSTRUCTION SPECIFICATIONS

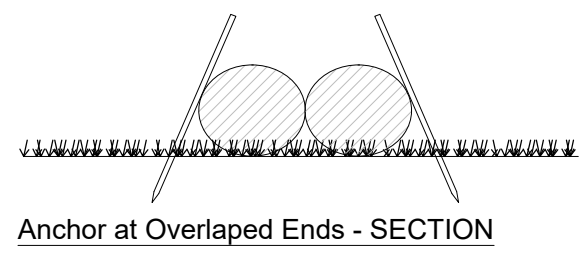
1. WOVEN FENCE TO BE FASTENED SECURELY TO FENCE POSTS WITH WIRE TIES OR STAPLES. POSTS SHALL BE STEEL EITHER 'T' OR 'U' TYPE OR HARDWOOD.
2. WHEN TWO SECTIONS OF FILTER CLOTH ADJOIN EACH OTHER THEY SHALL BE OVER-LAPPED BY SIX INCHES AND FOLDED. FILTER CLOTH SHALL BE EITHER FILTER X, MIRAFL 100X, STABILINKA T140N, OR APPROVED EQUIVALENT.
3. MAINTENANCE SHALL BE PERFORMED AS NEEDED AND MATERIAL REMOVED WHEN 'BULGES' DEVELOP IN THE SILT FENCE.

SILT FENCE (WITHOUT WIRE MESH BACKING)



Overlap Detail - PLAN
 1) Anchors required at the overlap section are to stay outside the Silt Sock and not pierce through the material. See alternative anchor positions in details above.

Gradient	Diameter		
	8"	12"	18"
0 - 2%	30	55	75
2.1 - 5%	25	40	55
5.1 - 10%	15	30	40
10.1 - 33%	10	15	20
> 33%	5	10	15



SD SILT SOCK DETAIL SD Silt Sock: Standard Duty Fabric

- Notes:
- 1 - Do not use sock below the normal watermark or perpendicular to flow in river and where the maximum incline is greater than 50%.
 - 2 - Contractors should be aware of federal, state and local laws, rules regulations or permit requirements for the use of Silt Socks on site.
 - 3 - Sock should be positioned on the outline of the area to be protected, but must be installed between 45° to 90° from directions of flow.
 - 4 - Sock may be required to be entrenched a minimum of 2' on disturbed ground to ensure constant ground contact.
 - 5 - All gaps and ruts must be backfilled with soil or sock material.
 - 6 - Sock overlap should be in the direction of the flow. Overlap amount will be between 12" and 24". Contractor to check with local town for requirements.
 - 7 - If sediment collects to 1/2 the height of the sock, then a second sock may be stacked immediately up slope of the original instead of removing the sediment.
 - 8 - Sock joint is where two sock sections meet on a level grade, overlap and adjoining ends, tightening the ends together, and anchoring through each end. Where two sections meet on un-level ground, hook higher elevated end, anchor, and begin new section just below. Back fill any gaps.
 - 9 - Sock should be inspected and repaired as needed.
 - 10 - If ruts begin under the sock they should be backfilled with soil and compacted so that the ground and sock have continuous contact.
 - 11 - If sock rolls out of place, the sock should be repositioned and secured with additional anchors.
 - 12 - Tears in the Sock fabric may be repaired by wrapping a new piece of fabric over the sock and securing, or by place a second sock immediately up slope with the required overlap beyond deformation.
 - 13 - A section of sock should be replaced whenever it has weakened to such an extent that the efficiency is reduced or diminished. Weakening can occur because the natural mesh fabric breaks down over time of from being moved/dragged on site.
 - 14 - Sock should be replaced when sediment has built up and has been removed three times.
 - 15 - All sediment in disturbed area next to sock must be removed and correctly disposed of before the sock can be removed.
 - 16 - When removing, cut sock open and spread the filler material around. The netting should be removed from site.
 - 17 - Sock should be installed before works commence on site.

DRAWING REVISIONS:

No.	DATE	BY	REMARKS

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PROPERTY NUMBER: # 001 AREA: 2,400 S.F.

BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY
 POLE BARN

JOSEPH MARINACCIO
 ARCHITECT
 PREPARED FOR

BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

TITLE: DEMOLITION & EROSION CONTROL DETAILS

SCALE:
 DRAWN BY: JJB DRAWING NO.
 CHECKED BY: JM
 DATE: 03.21.17
 C3.1

DRAWING REVISIONS:

No.	DATE	BY	REMARKS

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 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY**

POLE BARN

JOSEPH MARINACCIO
 ARCHITECT
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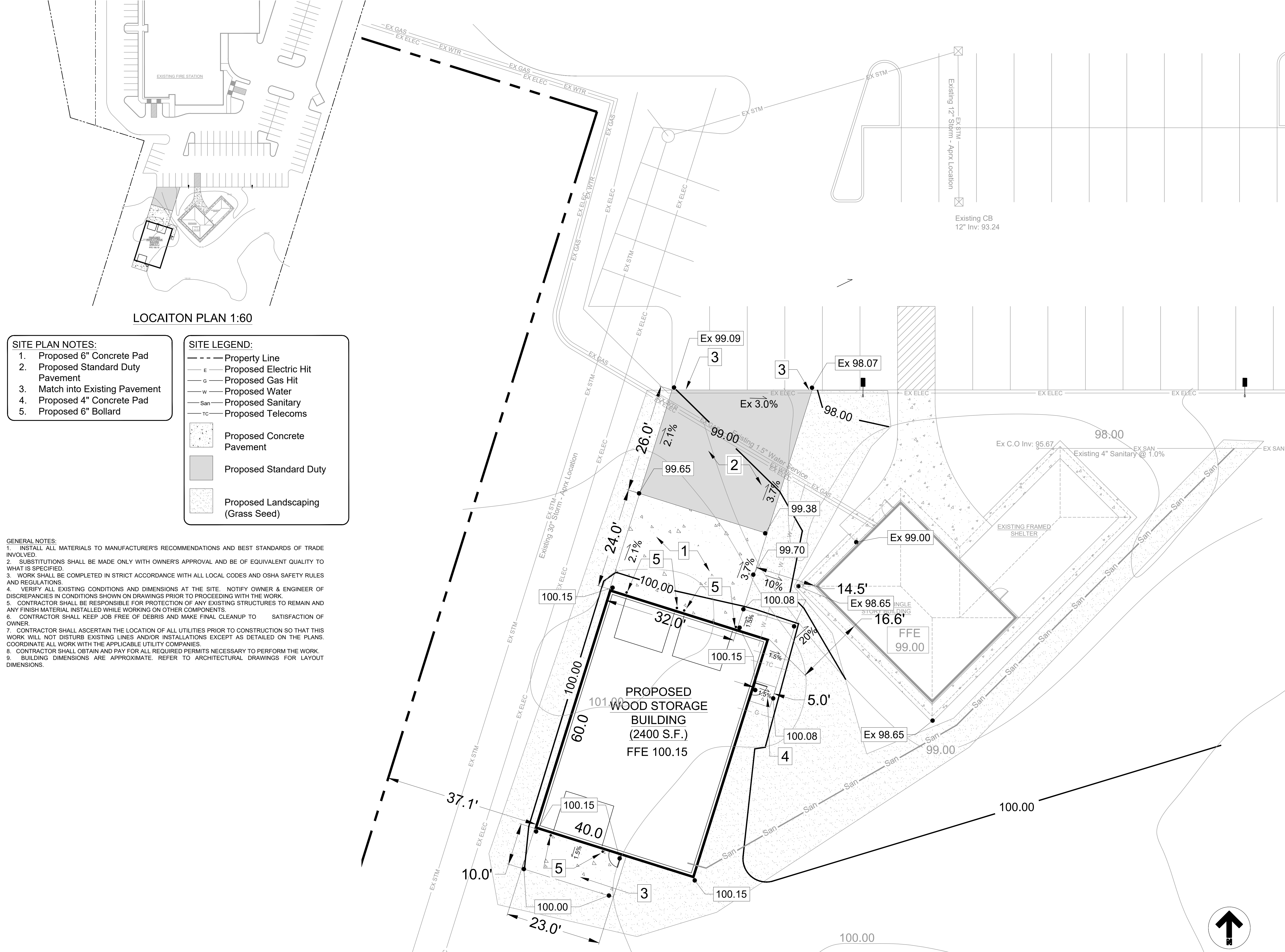
BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

TITLE:
DETAILED SITE PLAN

SCALE: 1:10
 DRAWN BY: JJB
 CHECKED BY: JM
 DATE: 03.21.17

DRAWING NO.
C4.0



LOCAITON PLAN 1:60

- SITE PLAN NOTES:**
- Proposed 6" Concrete Pad
 - Proposed Standard Duty Pavement
 - Match into Existing Pavement
 - Proposed 4" Concrete Pad
 - Proposed 6" Bollard

- SITE LEGEND:**
- Property Line
 - Proposed Electric Hit
 - Proposed Gas Hit
 - Proposed Water
 - Proposed Sanitary
 - Proposed Telecoms
 - Proposed Concrete Pavement
 - Proposed Standard Duty
 - Proposed Landscaping (Grass Seed)

- GENERAL NOTES:**
- INSTALL ALL MATERIALS TO MANUFACTURER'S RECOMMENDATIONS AND BEST STANDARDS OF TRADE INVOLVED.
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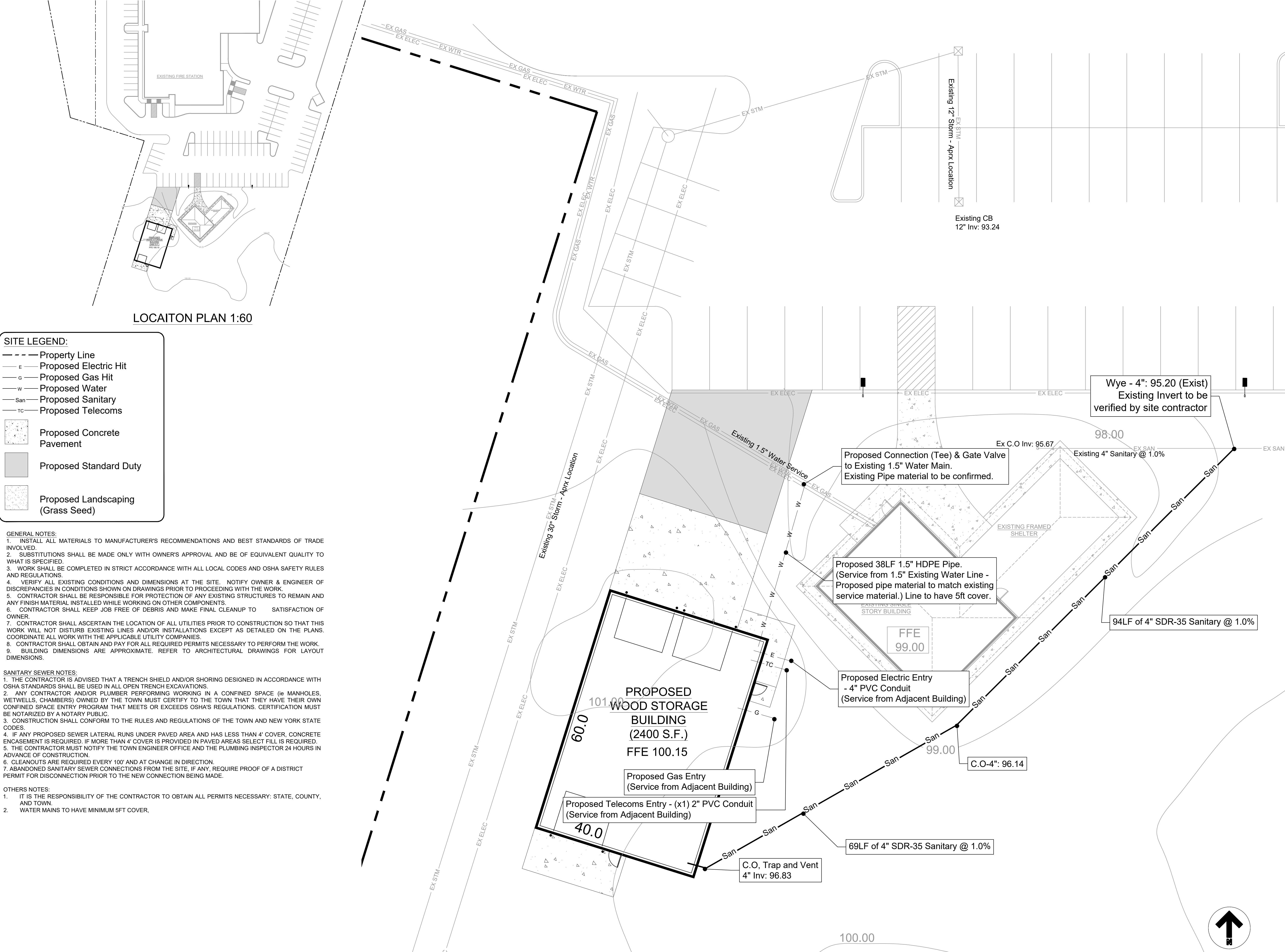
BELLEVUE FIRE DEPARTMENT
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 CHEEKTOWAGA, NY 14227

SEAL

TITLE: **UTILITY PLAN**

SCALE: 1:10
 DRAWN BY: JJB
 CHECKED BY: JM
 DATE: 03.21.17

DRAWING NO. **C5.0**



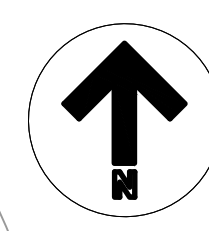
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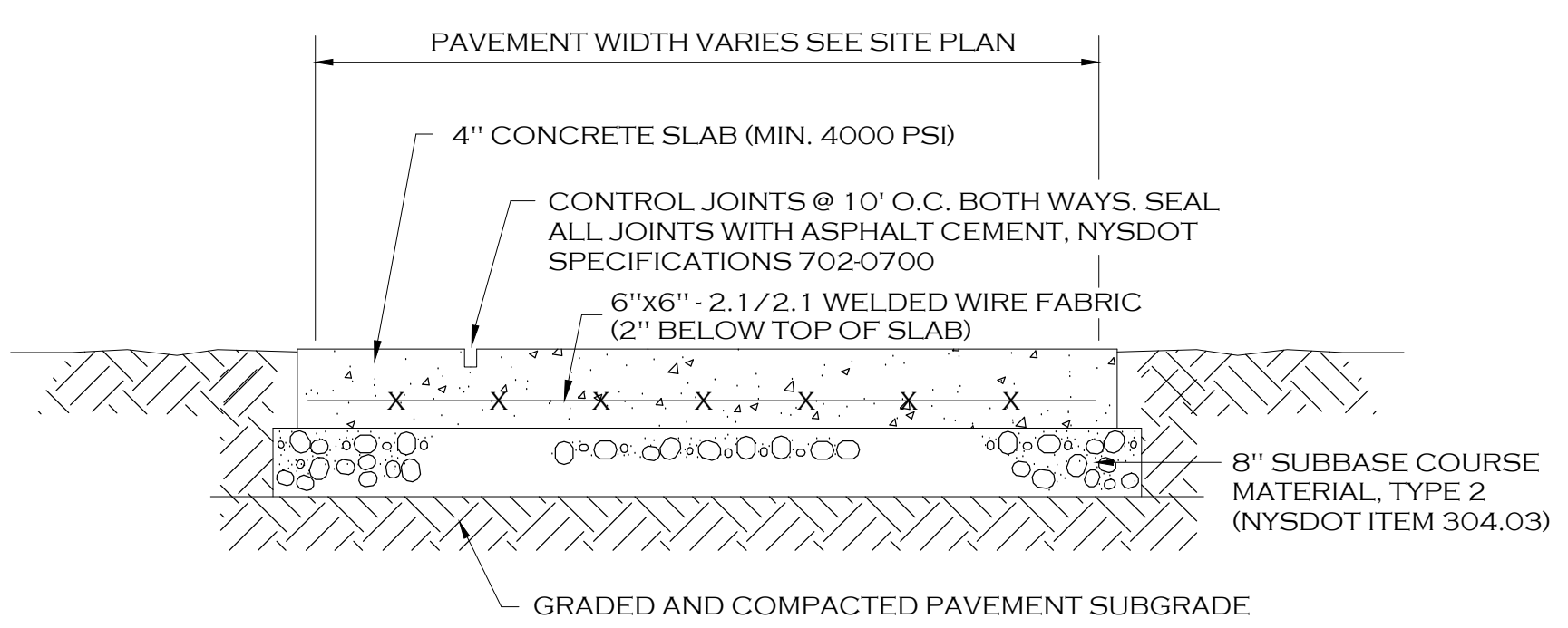
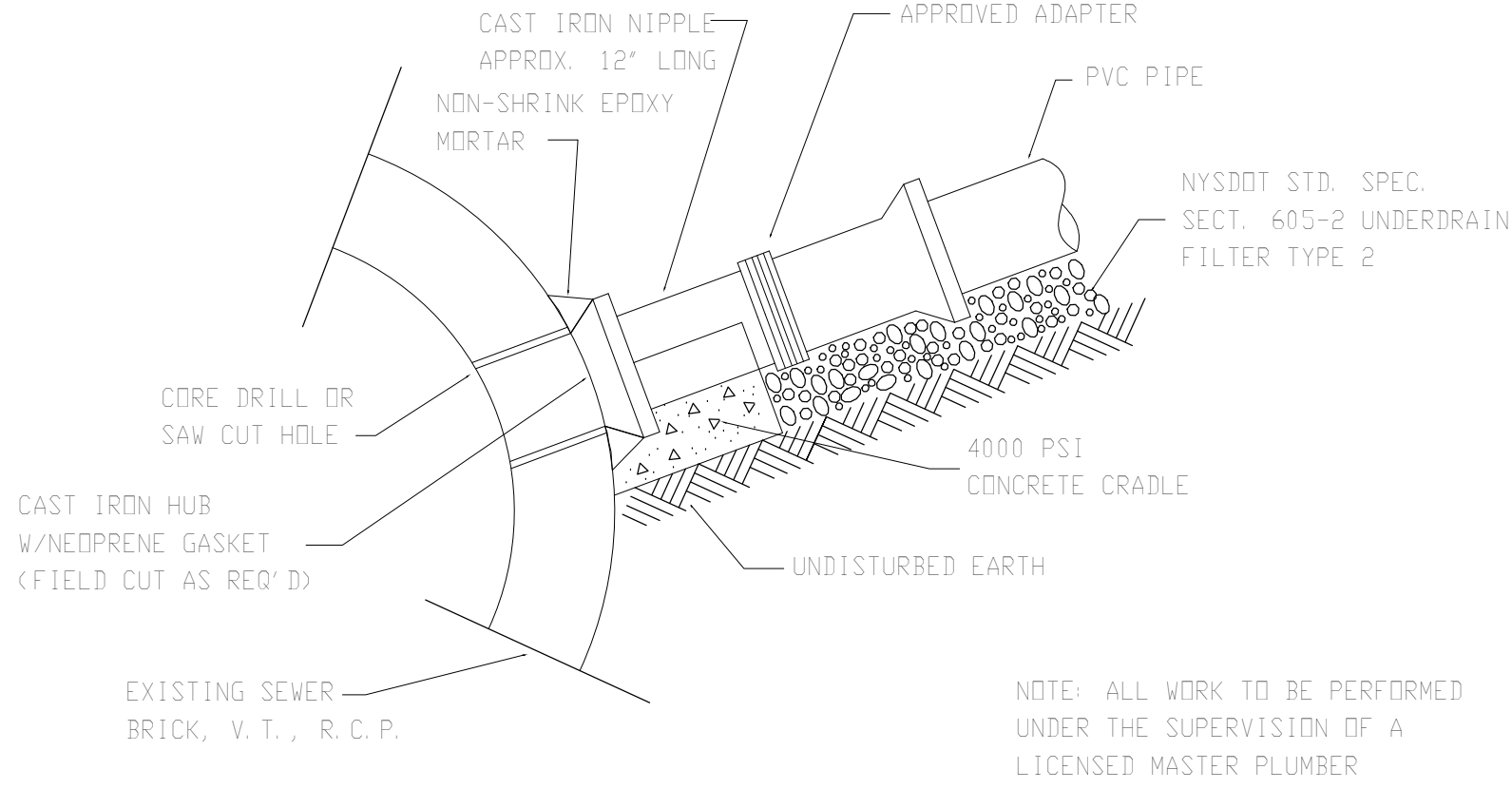
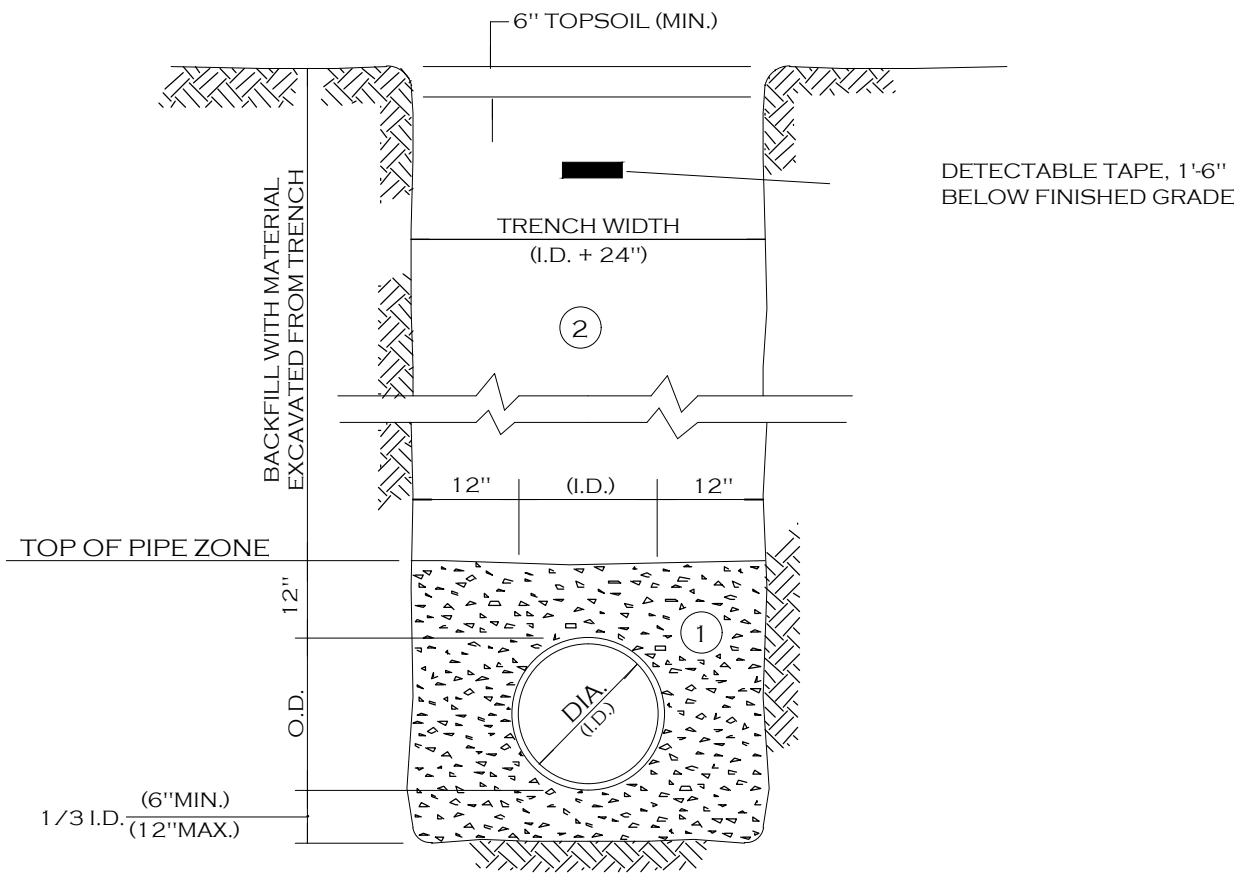
- Property Line
- E- Proposed Electric Hit
- G- Proposed Gas Hit
- W- Proposed Water
- San- Proposed Sanitary
- TC- Proposed Telecoms
- [Pattern] Proposed Concrete Pavement
- [Pattern] Proposed Standard Duty
- [Pattern] Proposed Landscaping (Grass Seed)

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- SANITARY SEWER NOTES:**
- THE CONTRACTOR IS ADVISED THAT A TRENCH SHIELD AND/OR SHORING DESIGNED IN ACCORDANCE WITH OSHA STANDARDS SHALL BE USED IN ALL OPEN TRENCH EXCAVATIONS.
 - ANY CONTRACTOR AND/OR PLUMBER PERFORMING WORKING IN A CONFINED SPACE (ie MANHOLES, WETWELLS, CHAMBERS) OWNED BY THE TOWN MUST CERTIFY TO THE TOWN THAT THEY HAVE THEIR OWN CONFINED SPACE ENTRY PROGRAM THAT MEETS OR EXCEEDS OSHA'S REGULATIONS. CERTIFICATION MUST BE NOTARIZED BY A NOTARY PUBLIC.
 - CONSTRUCTION SHALL CONFORM TO THE RULES AND REGULATIONS OF THE TOWN AND NEW YORK STATE CODES.
 - IF ANY PROPOSED SEWER LATERAL RUNS UNDER PAVED AREA AND HAS LESS THAN 4' COVER, CONCRETE ENCASUREMENT IS REQUIRED. IF MORE THAN 4' COVER IS PROVIDED IN PAVED AREAS SELECT FILL IS REQUIRED.
 - THE CONTRACTOR MUST NOTIFY THE TOWN ENGINEER OFFICE AND THE PLUMBING INSPECTOR 24 HOURS IN ADVANCE OF CONSTRUCTION.
 - CLEANOUTS ARE REQUIRED EVERY 100' AND AT CHANGE IN DIRECTION.
 - ABANDONED SANITARY SEWER CONNECTIONS FROM THE SITE, IF ANY, REQUIRE PROOF OF A DISTRICT PERMIT FOR DISCONNECTION PRIOR TO THE NEW CONNECTION BEING MADE.

- OTHERS NOTES:**
- IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO OBTAIN ALL PERMITS NECESSARY: STATE, COUNTY, AND TOWN.
 - WATER MAINS TO HAVE MINIMUM 5FT COVER.





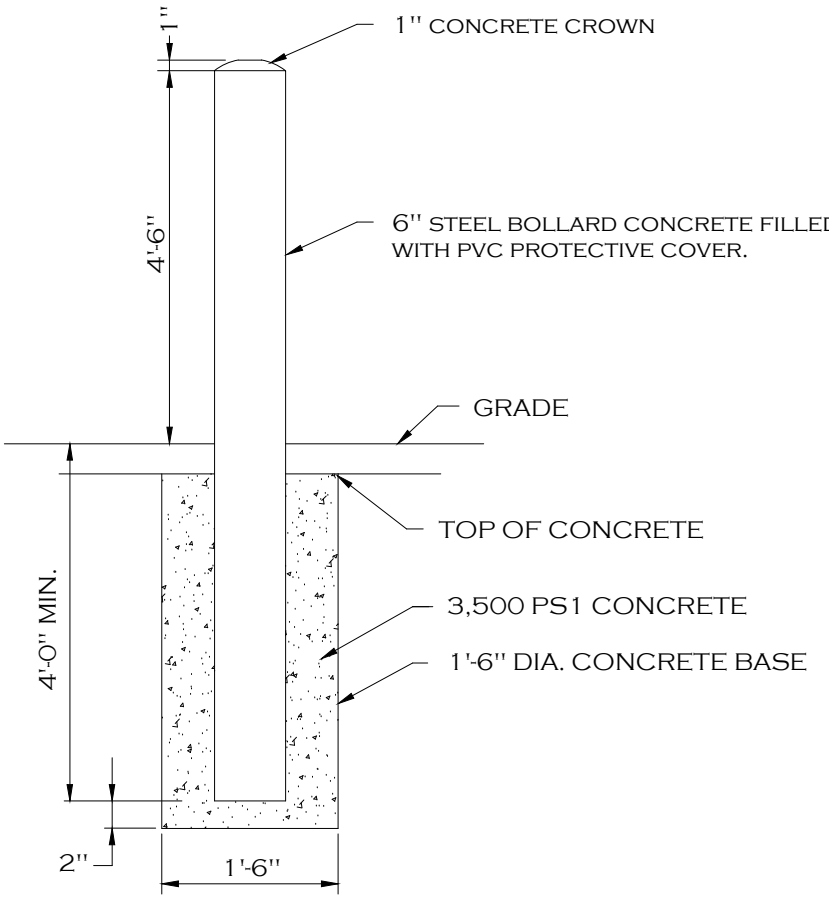
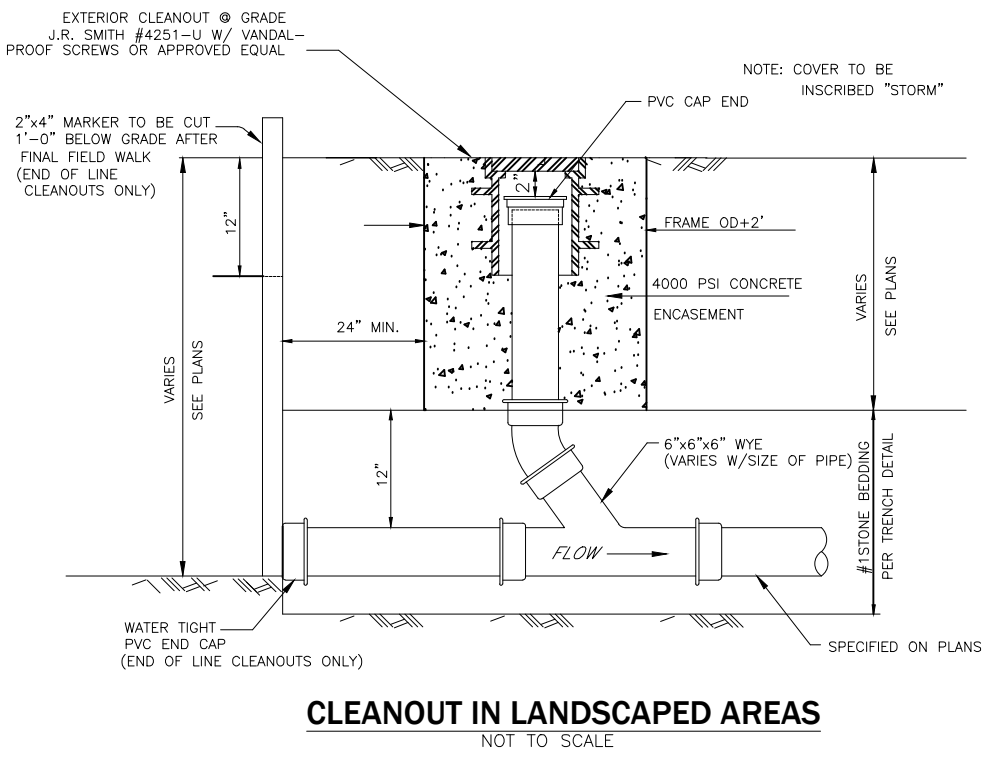
NOTE: CONCRETE PAVEMENT MATERIAL SHALL CONFORM TO NYS DOT STANDARD SPECIFICATION 501 AND CONSTRUCTION METHODS SHALL CONFORM TO NYS DOT STANDARD SPECIFICATION 502.3.

4\"/>

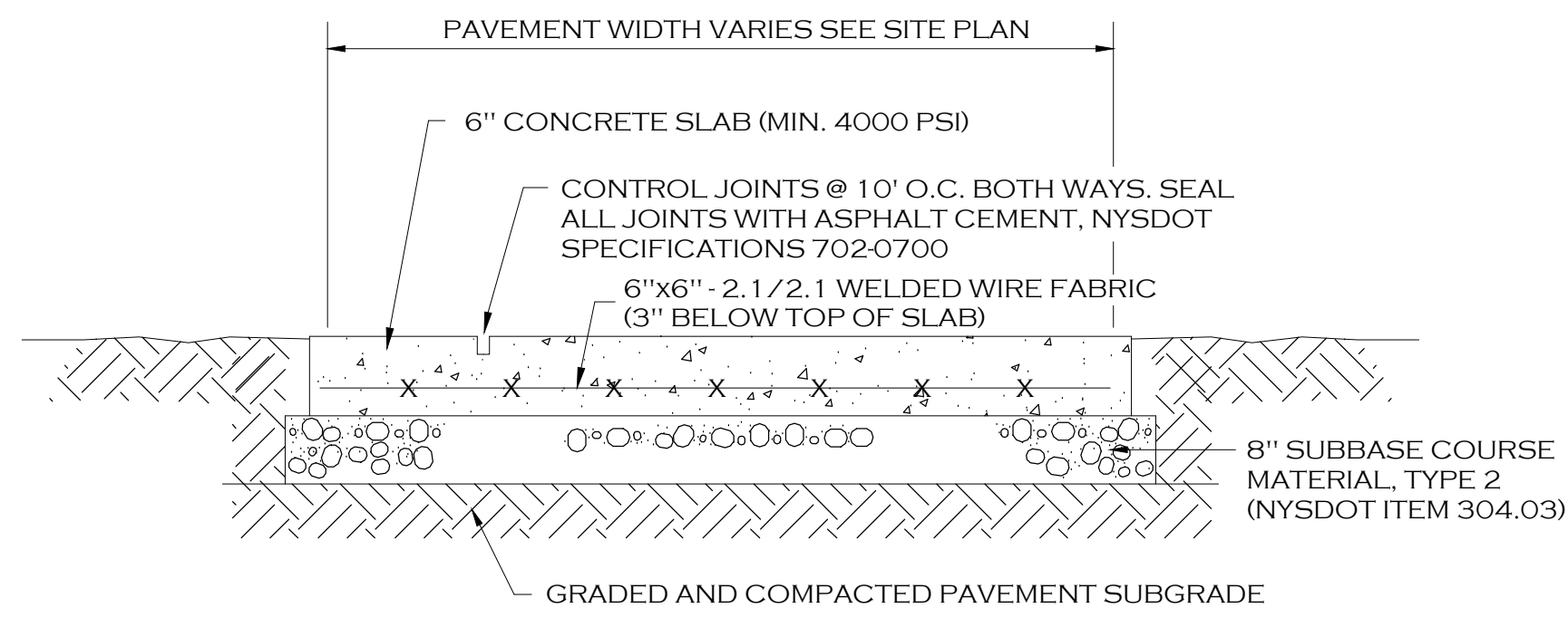
- NOTES:
- A. PIPE INSTALLATION SHALL BE IN ACCORDANCE WITH MANUFACTURERS RECOMMENDATIONS.
 - B. TRENCHING OPERATIONS SHALL INCLUDE ALL NECESSARY DEWATERING.
 - C. TRENCH DETAILS ARE ONLY SHOWN FOR PURPOSES OF MATERIAL PLACEMENT AND MAXIMUM PAY LIMITS.
 - D. AN OSHA APPROVED MOVABLE PROTECTIVE TRENCH SHIELD SHALL BE USED IN ALL UNSHEETED TRENCH AREAS.

MATERIALS

- PIPE BEDDING MATERIAL (NYS DOT 1985 EDITION)
- 1. NO. 1 CRUSHED STONE OR CRUSHED GRAVEL WITH A GRADATION CONFORMING WITH NYS DOT SECTION 703.02. THE MATERIAL SHALL BE WELL GRADED WITH NO PARTICLES LARGER THAN ONE INCH AND HAVING A MAXIMUM GRADATION MEETING THE LIMITS DESCRIBED IN THE SPECIFICATIONS. THE BEDDING SHALL BE COMPACTED IN 6\"/>



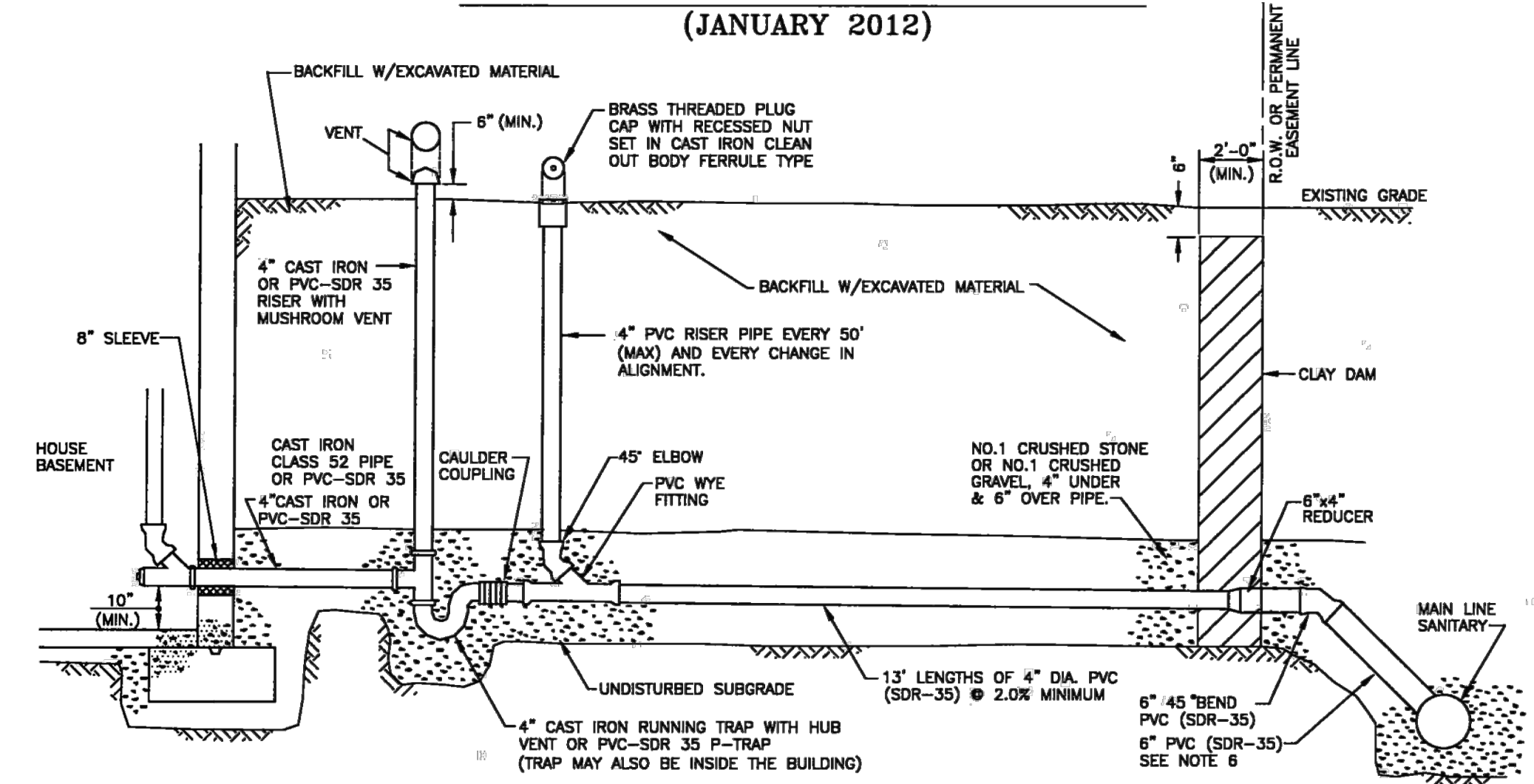
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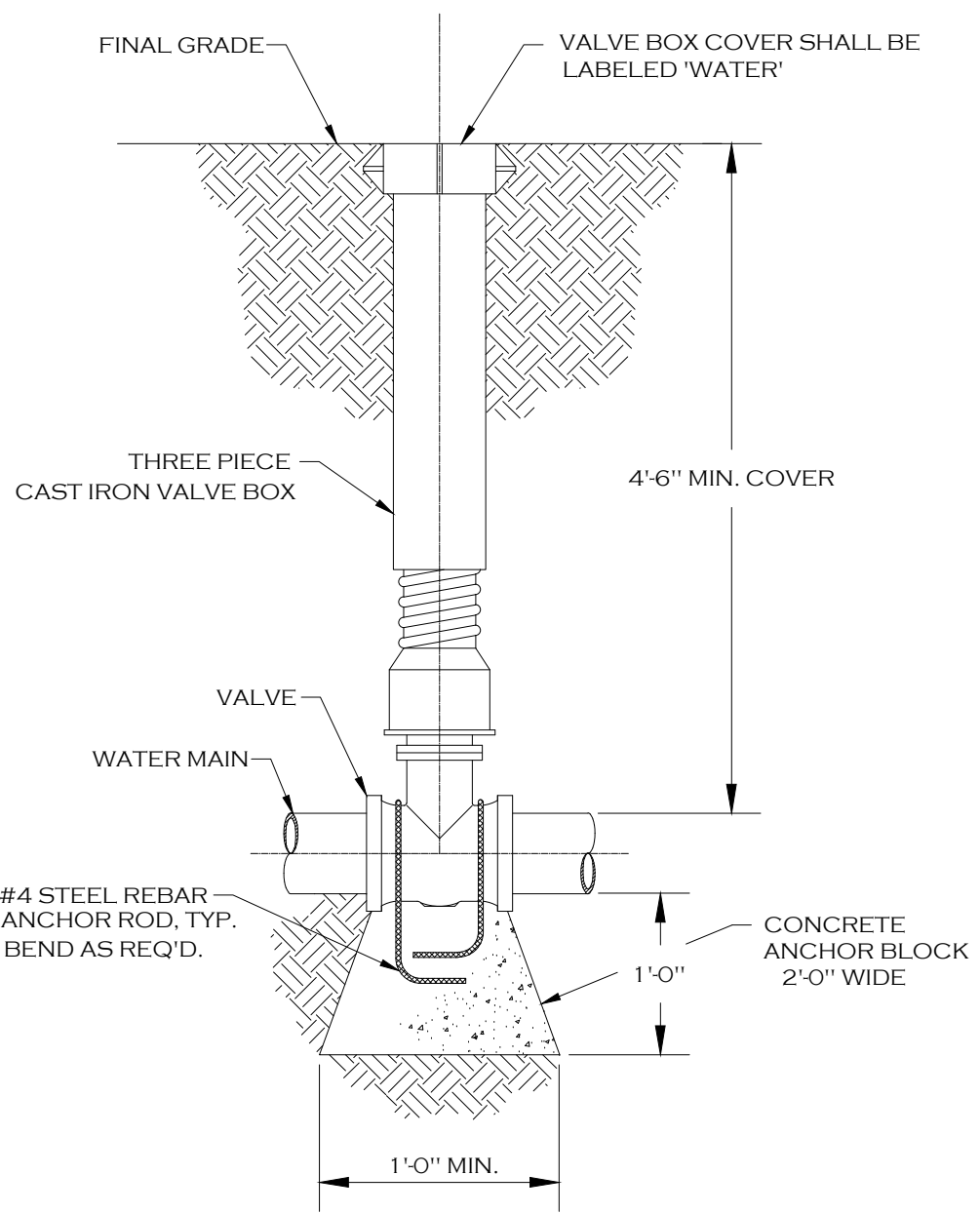
NOTE: CONCRETE PAVEMENT MATERIAL SHALL CONFORM TO NYS DOT STANDARD SPECIFICATION 501 AND CONSTRUCTION METHODS SHALL CONFORM TO NYS DOT STANDARD SPECIFICATION 502.3.

6\"/>

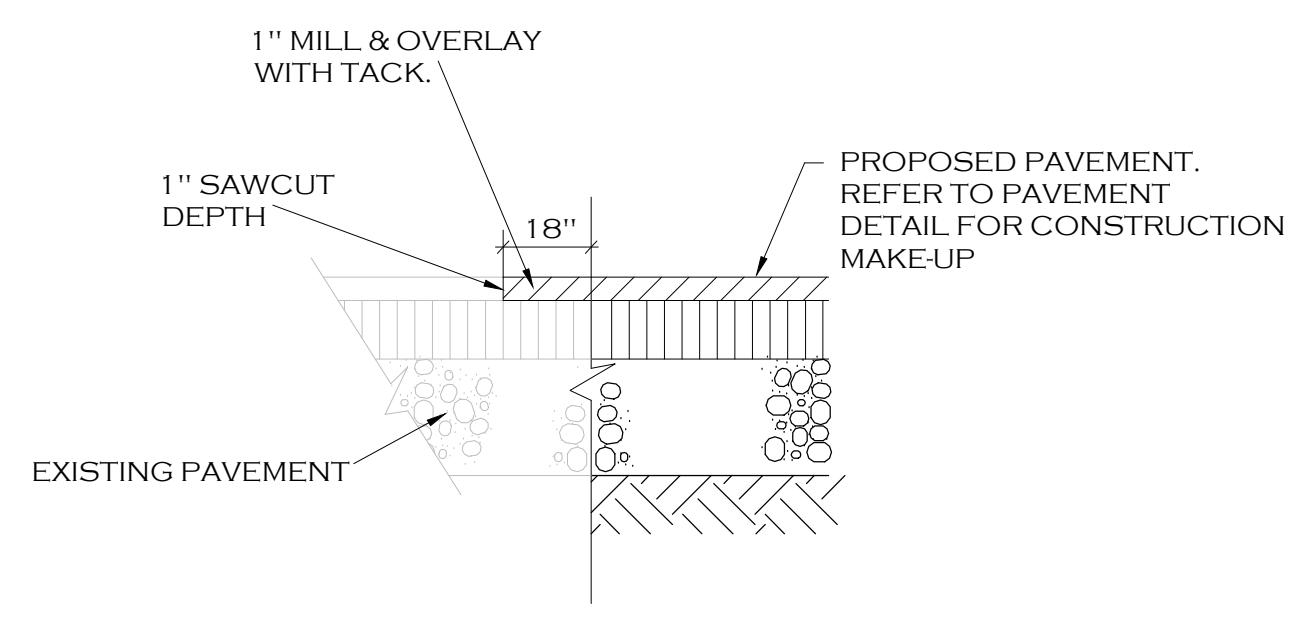
UTILITY TRENCH SECTION IN UNPAVED AREAS



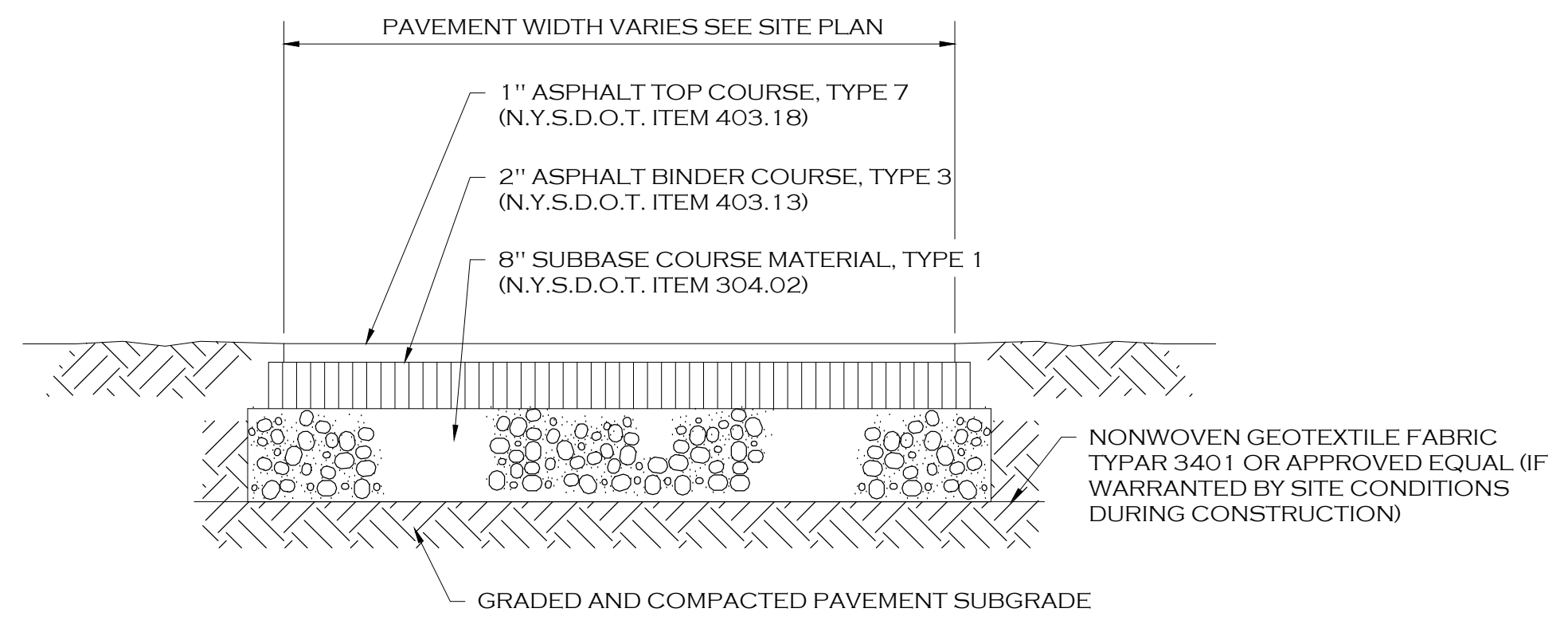
- NOTES:
- 1. NO INSPECTION WILL BE PROVIDED WITHOUT A PERMIT. INSPECTIONS FOR SEWER AND GAS, ADVANCE NOTICE FOR SCHEDULING.
 - 2. ALL WORK MUST BE INSPECTED BY A COUNTY INSPECTOR.
 - 3. PVC PIPE MATERIAL SHALL BE MANUFACTURED IN ACCORDANCE WITH THE REQUIREMENTS OF THE LATEST ASTM SPECIFICATION D-3035-200A. CAST IRON PIPE MATERIAL SHALL BE EXTRA HEAVY CAST IRON MEETING THE REQUIREMENTS OF ASTM A74-42.
 - 4. A MANUAL VALVE SHALL BE INSTALLED ON BASEMENT LAUNDRY DRAIN LINE.
 - 5. VENTS AND CLEAN OUTS MUST BE INSTALLED IN LAUNDRY AREAS, NOT IN CRAWL SPACE OR UNDER SLAB, PREFERABLY BETWEEN THE CURB OR SIDE OF PAVEMENT, AND THE SIDEWALK.
 - 6. SELECT BACKFILL REQUIRED UNDER PAVED AREAS.
 - 7. CONCRETE ENGASEMENT IF COVER DEPTH IS LESS THAN 4\"/>



TYPICAL GATE VALVE DETAIL



PAVEMENT TRANSITION DETAIL (ASPHALT PAVEMENT)



NOTE: CONSTRUCTION METHODS FOR ASPHALT PAVEMENT SHALL CONFORM TO NYS DOT STANDARD SPECIFICATION 401.3, WITH SUBBASE CONSTRUCTION METHODS CONFORMING TO NYS DOT STANDARD SPECIFICATION 304.3.

STANDARD DUTY ASPHALT SECTION

DRAWING REVISIONS:

No.	DATE	BY	REMARKS

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PROPERTY NUMBER: # 001 AREA: 2,400 S.F.

BELLEVUE FIRE DEPARTMENT
511 COMO PARK BOULEVARD
CHEEKTOWAGA NY
POLE BARN

JOSEPH MARINACCIO
ARCHITECT
PREPARED FOR
BELLEVUE FIRE DEPARTMENT
511 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

SEAL

TITLE: **CONSTRUCTION & UTILITY DETAILS**

SCALE: -
DRAWN BY: JJB DRAWING NO. -
CHECKED BY: JM
DATE: 03.21.17
C6.0

DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

SPECIAL INFORMATION:
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AREA:
2,400 SF

**BELLEVUE FIRE DEPARTMENT
511 COMO PARK BOULEVARD
CHEEKTOWAGA NY**

POLE BARN

CONSULTANT:

JOSEPH MARINACCIO
ARCHITECT
PREPARED FOR:

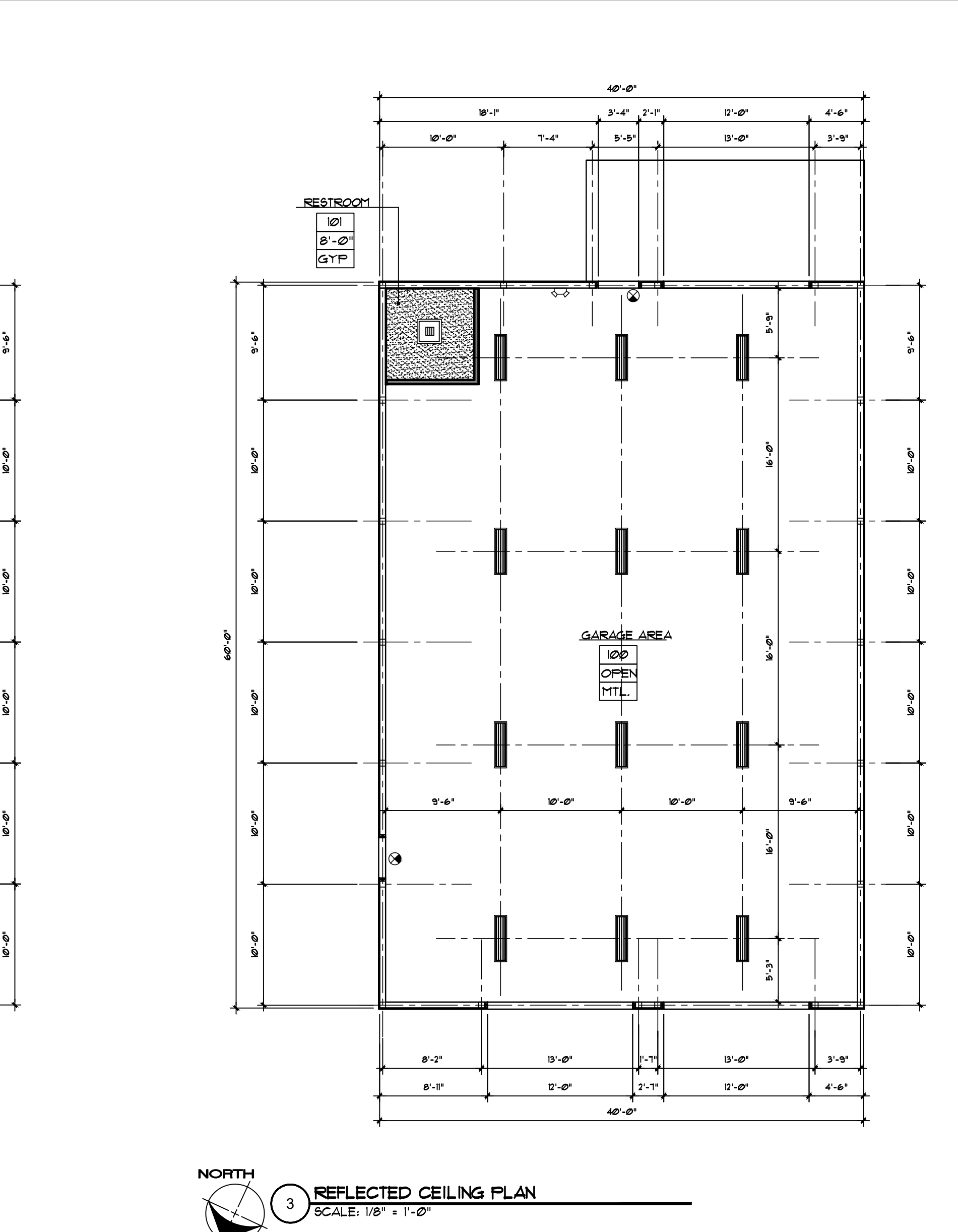
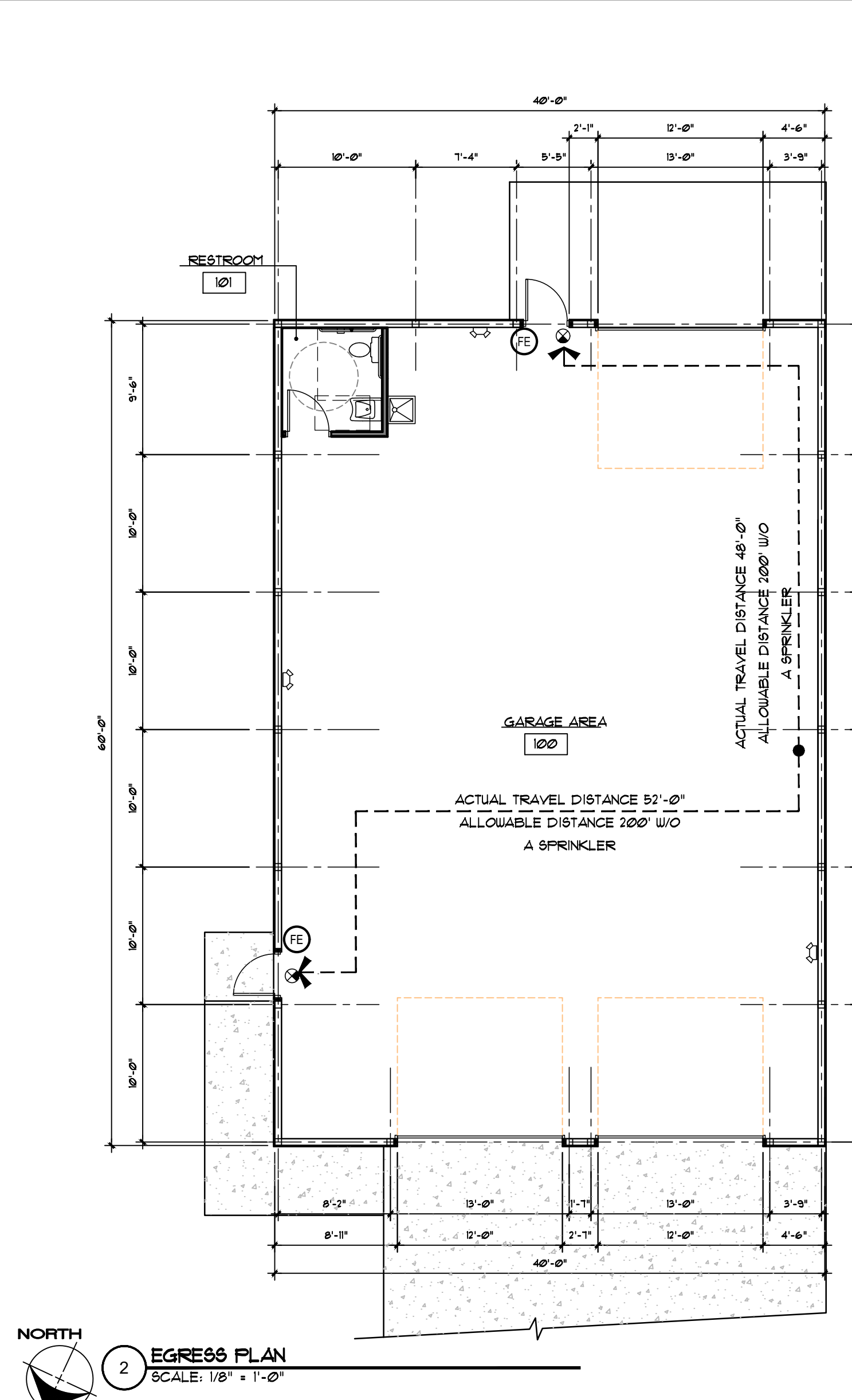
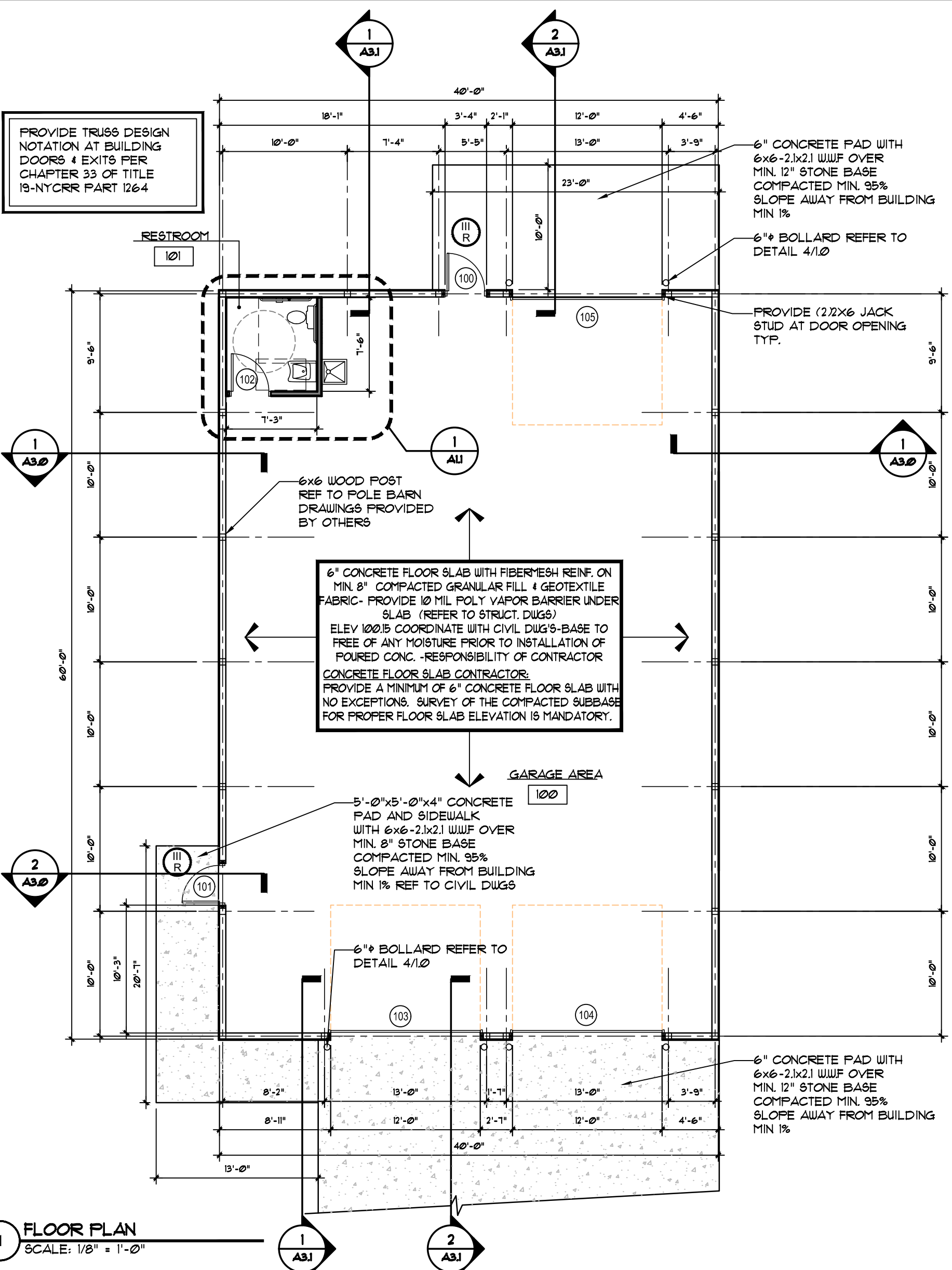
BELLEVUE FIRE DEPARTMENT
511 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

SEAL

TITLE: **FLOOR PLAN,
LIFE SAFETY PLAN,
SCHEDULES**

DRAWN BY: JM
CHECKED BY: JM
DATE: 4-10-17

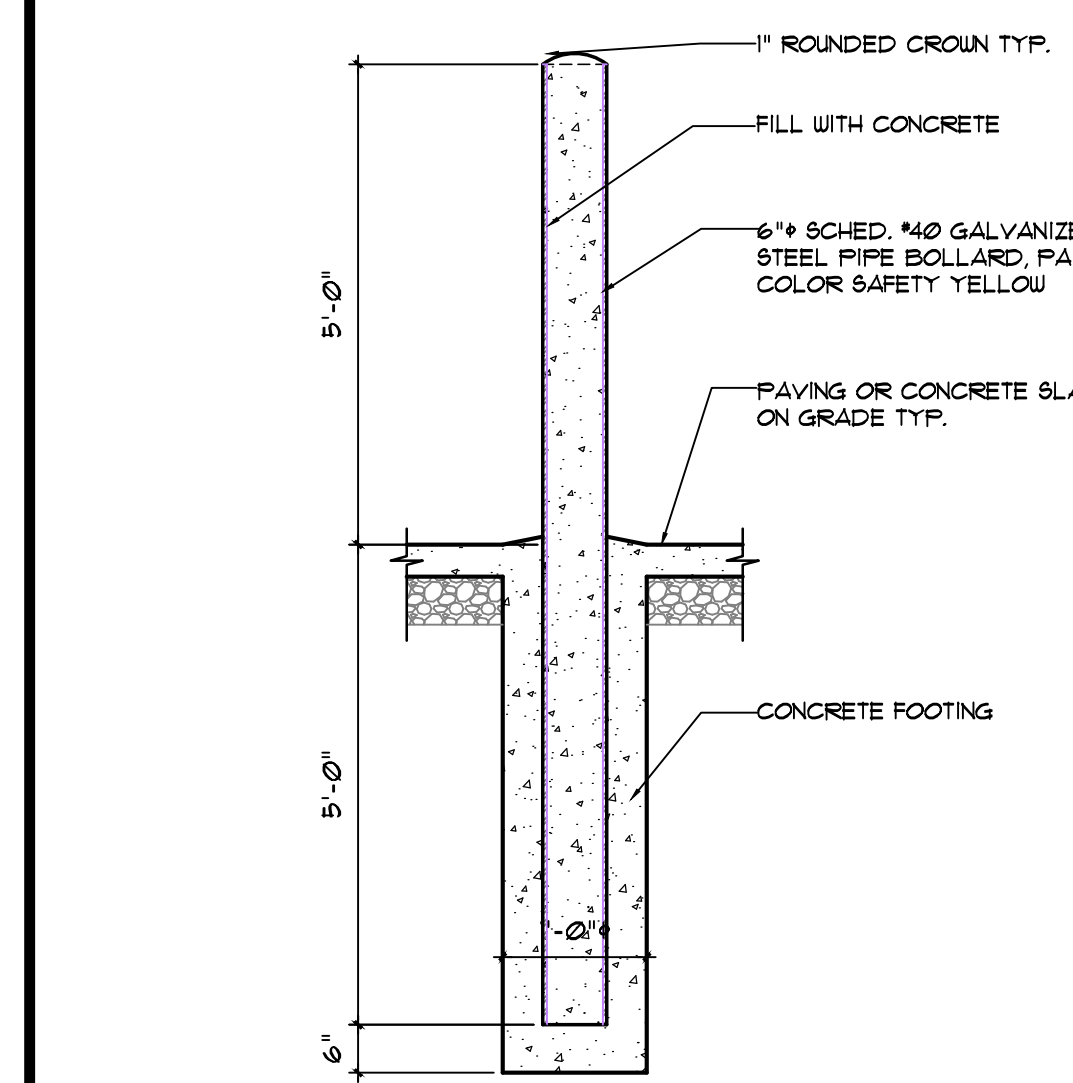
DRAWING NO.
A1.0



1 FLOOR PLAN
SCALE: 1/8" = 1'-0"

2 EGRESS PLAN
SCALE: 1/8" = 1'-0"

3 REFLECTED CEILING PLAN
SCALE: 1/8" = 1'-0"



4 PIPE BOLLARD DETAIL
SCALE: 1/2" = 1'-0"

FIRE EXTINGUISHERS	
<p>MODEL PRODUCT NAME: ABC DRY CHEMICAL FIRE EXTINGUISHER SYNONYM: MULTI-PURPOSE DRY CHEMICAL MANUFACTURER: BUCKEYE FIRE EQUIPMENT COMPANY 100 KINGS ROAD KINGS MOUNTAIN, NC 28006 TELEPHONE: 704.733.1415 EMERGENCY: CHEMTEC 1800.424.9300 Model: 5ABC-10214 CAPACITY: 5 LB APPLICATION: HOSE & NOZZLE UL RATING: 3A: 40B: C RANGE: 12'-10" DISCHARGE TIME: 14 SEC. FM APPROVED: YES MOUNTING: WALL/BRACKET MOUNT -TOP NOT MORE THAN 5'-0" AFF. MAX TRAVEL DISTANCE: NOT MORE THAN 15'-0"</p> <p>MANUFACTURED AND TESTED TO ANSI/UL STANDARDS, ISO-9001:2000 / ISO-14001:2004 CERTIFIED UL LISTED, FM AND USCG APPROVED</p> <p>OWNER APPROVED ALTERNATE MFR MAY BE PROVIDED, SO AS LONG AS ALL SPECIFICATIONS AND CERTIFICATIONS ARE EQUAL OR GREATER</p>	
LEGEND	
(FE)	FIRE EXTINGUISHER PER PLAN BY CONTRACTOR
(X)	THERMOPLASTIC WHITE EXIT SIGN COMPLETE WITH NICAD BATTERY FOR 2HRS OF OPERATION, TEST SWITCH UNIVERSAL SNAP IN CHEVRONS, UNIVERSAL MOUNT, DAMP UL LISTED 120 VOLTS DUAL LITE LX SERIES
(EL)	EMERGENCY LUMINARIES HIGH IMPACT THERMOPLASTIC UNIVERSAL MOUNTING, 120/277 VOLT, WHITE FINISH, TEST SWITCH, DAMP UL LISTED, DUAL LITE CV-SERIES WIRED TO LOCALE LIGHTING CIRCUIT

RCP LEGEND	
(AC)	ACOUSTICAL TILE 4 GRID: MFR: USG MODEL: 42310 RADAR EDGE: SQUARE SIZE: 24" x 48", COLOR: WHITE GRID: AX 15/16" COLOR: WHITE
(AK)	ACOUSTICAL TILE 4 GRID KITCHEN: MFR: USG MODEL: CLIMAPLUS 2x4 VINYL FINE TEXTURED EDGE: SQUARE SIZE: 24" x 48", COLOR: WHITE GRID: AX 15/16" COLOR: WHITE
(GYP)	GYP. BOARD SOFFIT
(DL)	DECO LIGHTING DHL-LP-LED-4-180-40-UNV-F-5U
(AG)	SUPPLY AIR GRILLE DIFFUSER MATCH EXISTING OFFICE GRILL SQUARE LAY-IN 24"x24" TITUS TMS
(RG)	RETURN AIR GRILLE MATCH EXISTING OFFICE GRILL RETURN EGGRATE LAY-IN24"x24" TITUS 50F
(EF)	EXHAUST FAN/ LIGHT COMBINATION (REFER TO MECHANICAL DRAWINGS)
(X)	THERMOPLASTIC WHITE EXIT SIGN REFER TO ELECTRICAL DRAWINGS
(EL)	EMERGENCY LUMINARIES HIGH IMPACT THERMOPLASTIC UNIVERSAL MOUNTING, REFER TO ELECTRICAL DRAWINGS
(10'-0")	SUSPENDED CEILING HEIGHT

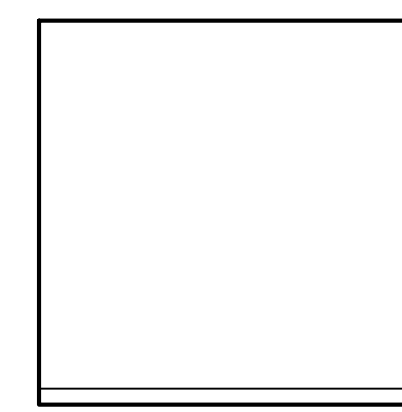
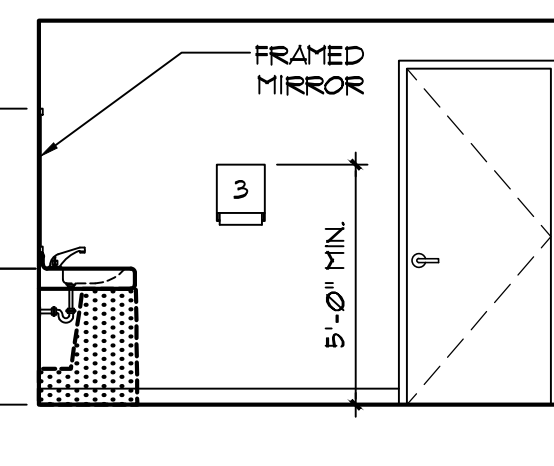
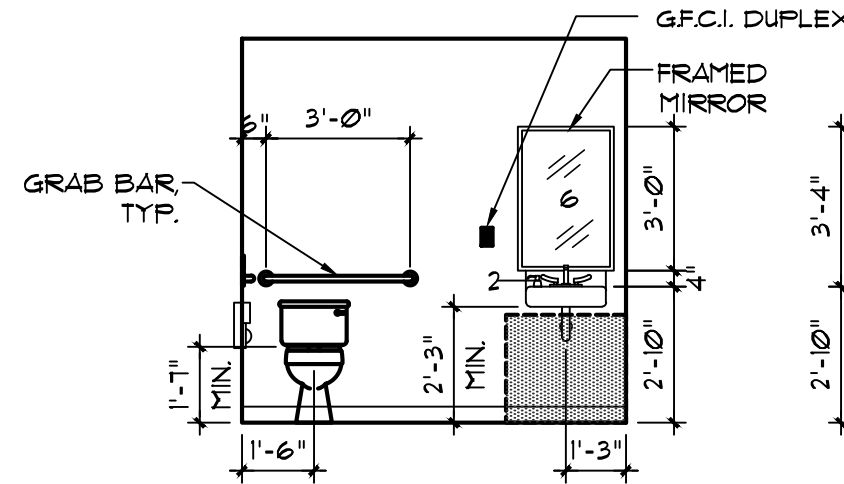
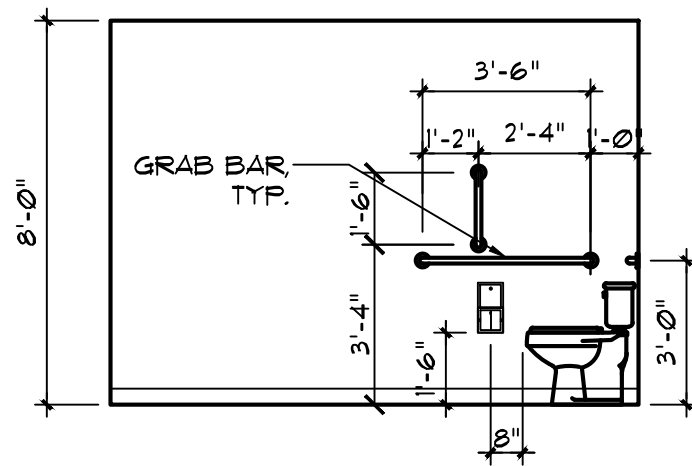
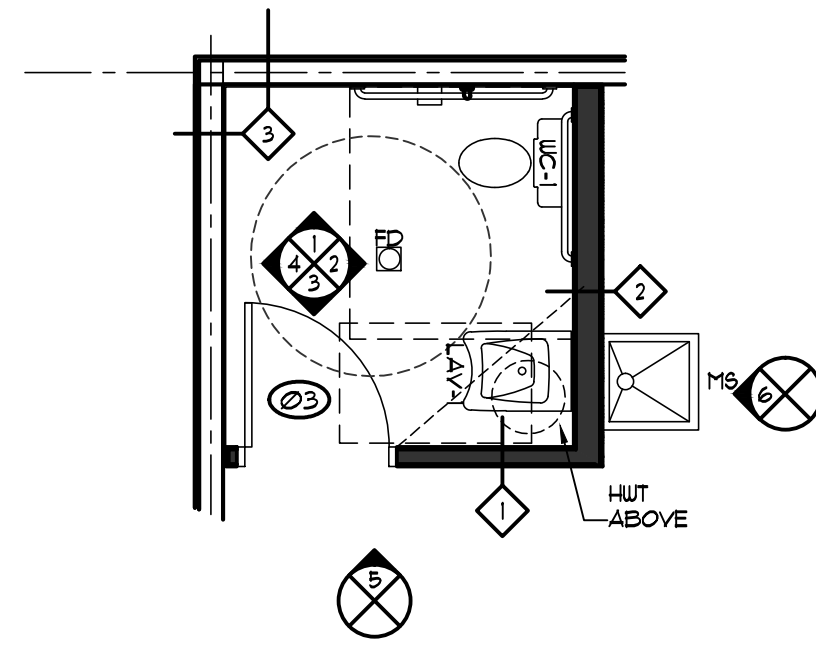
GENERAL NOTES:

- CONTRACTOR TO VERIFY ALL DIMENSIONS IN THE FIELD AND REPORT ANY DIFFERENCES TO THE ARCHITECT
- ALL WORK SHALL BE PROVIDED AND INSTALLED AS A COMPLETE SYSTEM USING MATERIALS AND WORKMANSHIP OF HIGH QUALITY.
- ALL DIMENSIONS ARE TO FINISHED FACE OR CENTER OF GRID LINE AS SHOWN ON THE DRAWINGS, U.N.O.
- WHERE ITEMS ARE NOT SPECIFIED, BUILDING STANDARDS SHALL BE MAINTAINED.
- PROVIDE BLOCKING AS REQUIRED FOR CEILING MOUNTED ITEMS WHERE SHOWN.

PLAN REFERENCE NOTES:

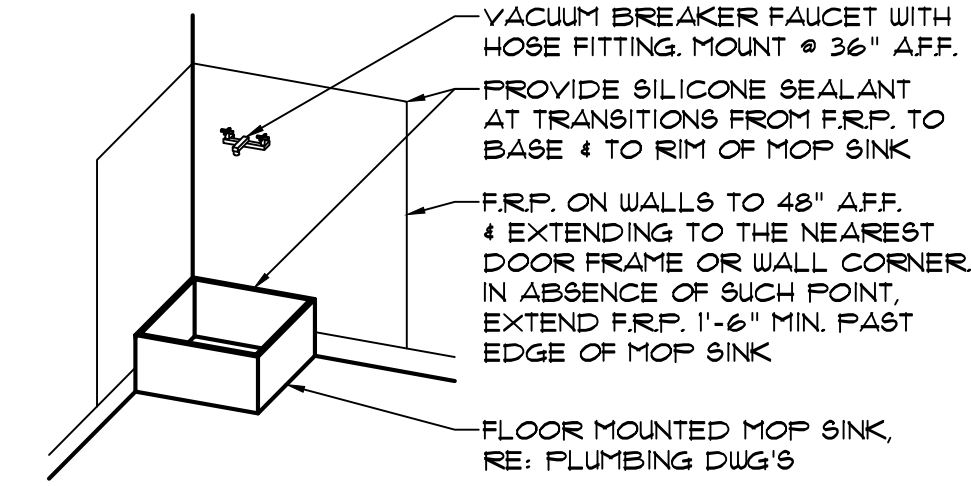
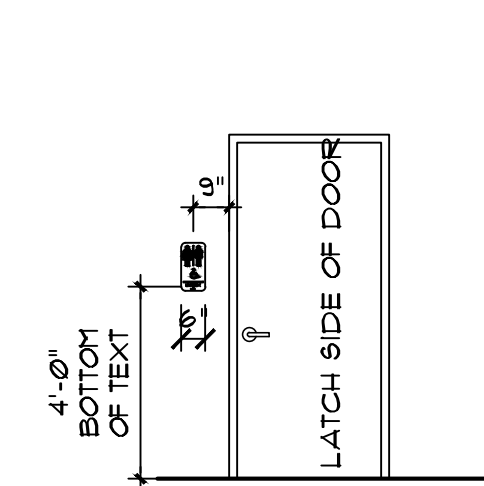
- ELECTRIC HOT WATER HEATER MOUNTED ON PLATFORM ABOVE CEILING GRID. SEE PLUMBING DRAWING.

TABLE 1-1204 TRUSS IDENTIFICATION SIGN LOCATIONS (www.trussid.com)		TRUSS IDENTIFICATION SIGN		TYPE OF CONSTRUCTION:		TRUSS LOCATIONS:	
SIGN LOCATION Exterior building entrance doors, exterior exit discharge doors, and exterior roof access door to a stairway	SIGN PLACEMENT Attach to the door, or attached to a side-light or the face of the building, not more than 12 inches (305 mm) horizontally from the back side of the door jamb, and not less than 42 inches (1067 mm) nor more than 60 inches (1524 mm) above the adjoining walking surface.	BLDG. CONST. TYPE II		<input type="checkbox"/> TYPE I CONSTRUCTION	<input type="checkbox"/> TRUSS UTILIZED IN FLOORS	<input checked="" type="checkbox"/> TRUSS UTILIZED IN ROOF	<input type="checkbox"/> FIRE PROTECTION: BUILDING IS EQUIPPED WITH SPRINKLER SYSTEM BUILDING IS EQUIPPED WITH FIRE DEPT. HOSE CONNECTION
Multiple contiguous exterior building entrance or exit discharge doors	Attached at each end of the row of doors and at a maximum horizontal distance of 12 feet (3.658) between signs, and not less than 42 inches (1067 mm) nor more than 60 inches (1524 mm) above the adjoining walking surface.			<input checked="" type="checkbox"/> TYPE II CONSTRUCTION	<input type="checkbox"/> TYPE IV CONSTRUCTION		
Fire department hose connections	Attached to the face of the building, not more than 12 inches (305 mm) horizontally from the center line of the fire department hose connection, and not less than 42 inches (1067 mm) nor more than 60 inches (1524 mm)	TRUSS UTILIZED IN ROOF		<input type="checkbox"/> TYPE V CONSTRUCTION			



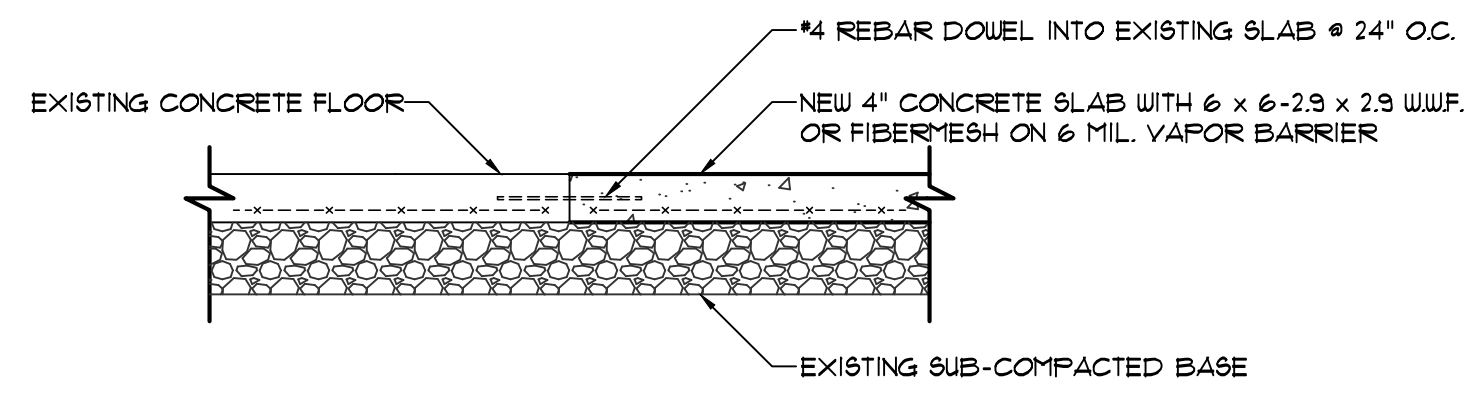
SIGNAGE FOR ADA COMPLIANT BASE MATERIAL: MOLDED FLEXIGLASS ACRYLIC WITH RAISED PICTOGRAMS, LETTERING, & GRADE II BRAILLE. COLOR: BLACK WITH WHITE COPY & SYMBOLS

NOTE: ACTUAL LAYOUT MAY VARY, RE: FLOOR PLAN

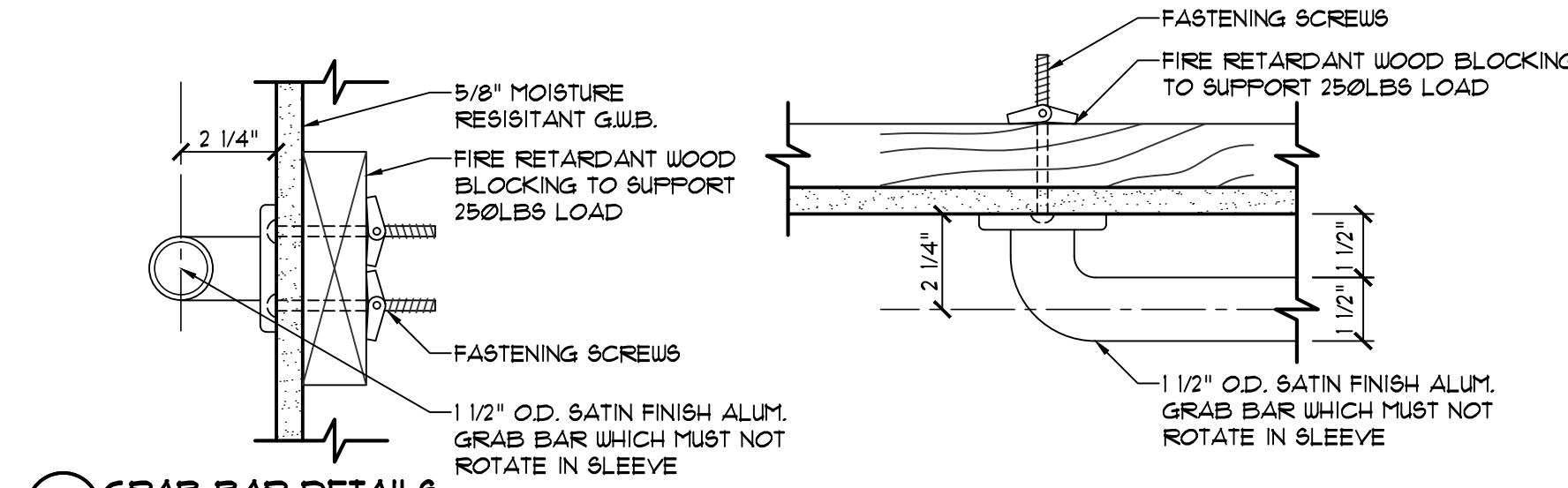


1 ENLARGED RESTROOM
SCALE: 1/4" = 1'-0"

2 RESTROOM ELEVATIONS
SCALE: 1/4" = 1'-0"



3 CONCRETE POUR STRIP DETAIL
SCALE: 3/4" = 1'-0"



4 GRAB BAR DETAILS
SCALE: 3/4" = 1'-0"

TOILET ROOM ACCESSORIES

NO.	TYPE	MFR	MODEL
1	TOILET TISSUE DISPENSER	BOBRICK	B-3888
2	SOAP DISPENSER	BOBRICK	B-822
3	PAPER TOWEL DISPENSER	BOBRICK	B-2860
4	WASTE RECEPTACLE	BOBRICK	B-3644
5	GRAB BARS	BOBRICK	B-6806
6	MIRROR	BOBRICK	B-165

GENERAL NOTES
 1. PROVIDE FIRE RETARDANT WOOD BLOCKING AT ALL GYPSUM PARTITIONS, RE: DETAIL B, THIS SHEET
 2. ALL ACCESSIBLE ACCESSORIES TO CONFORM TO ICC/ANSI A117.1-1998.

DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

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AREA:
2,400 SF

BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY

POLE BARN

CONSULTANT:

JOSEPH MARINACCIO
 ARCHITECT
 BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

TITLE: ENLARGED PLAN, ELEVATIONS & DETAILS

DRAWN BY: JM
 CHECKED BY: JM
 DATE: 4-10-17

DRAWING NO. A1.1

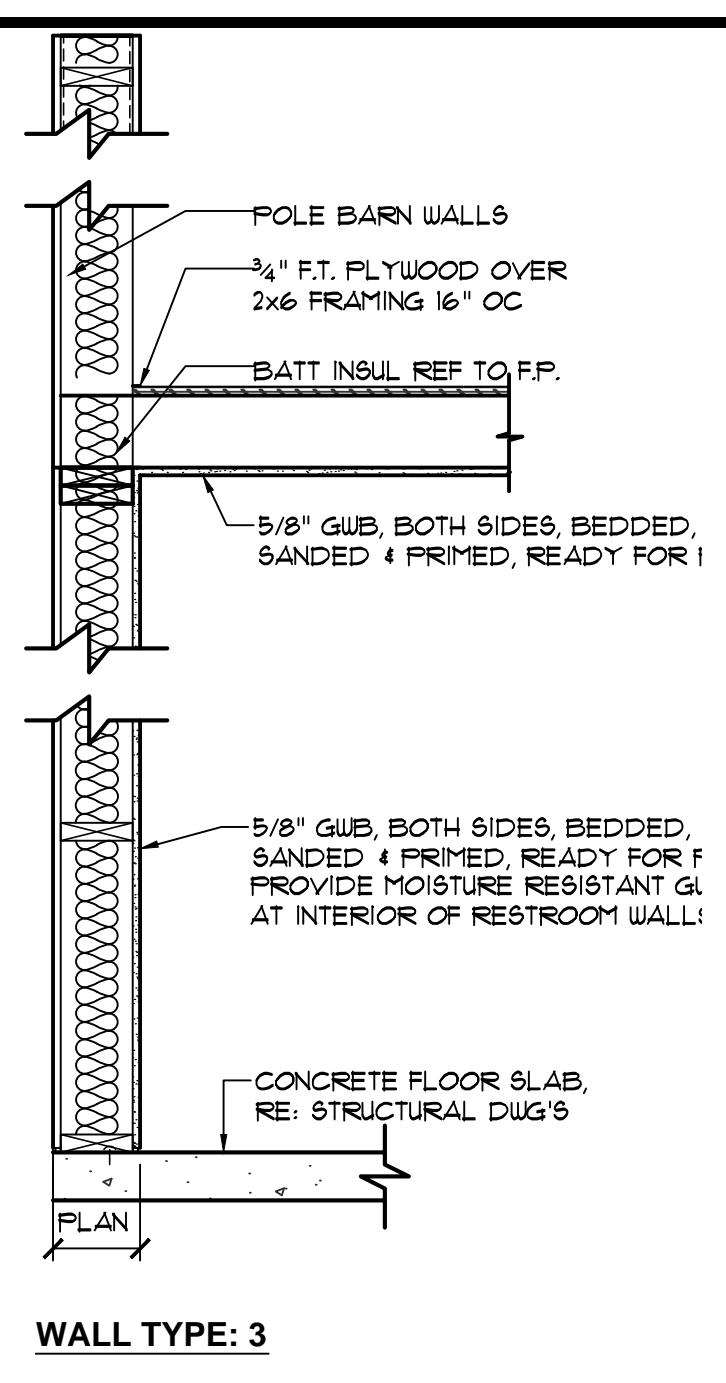
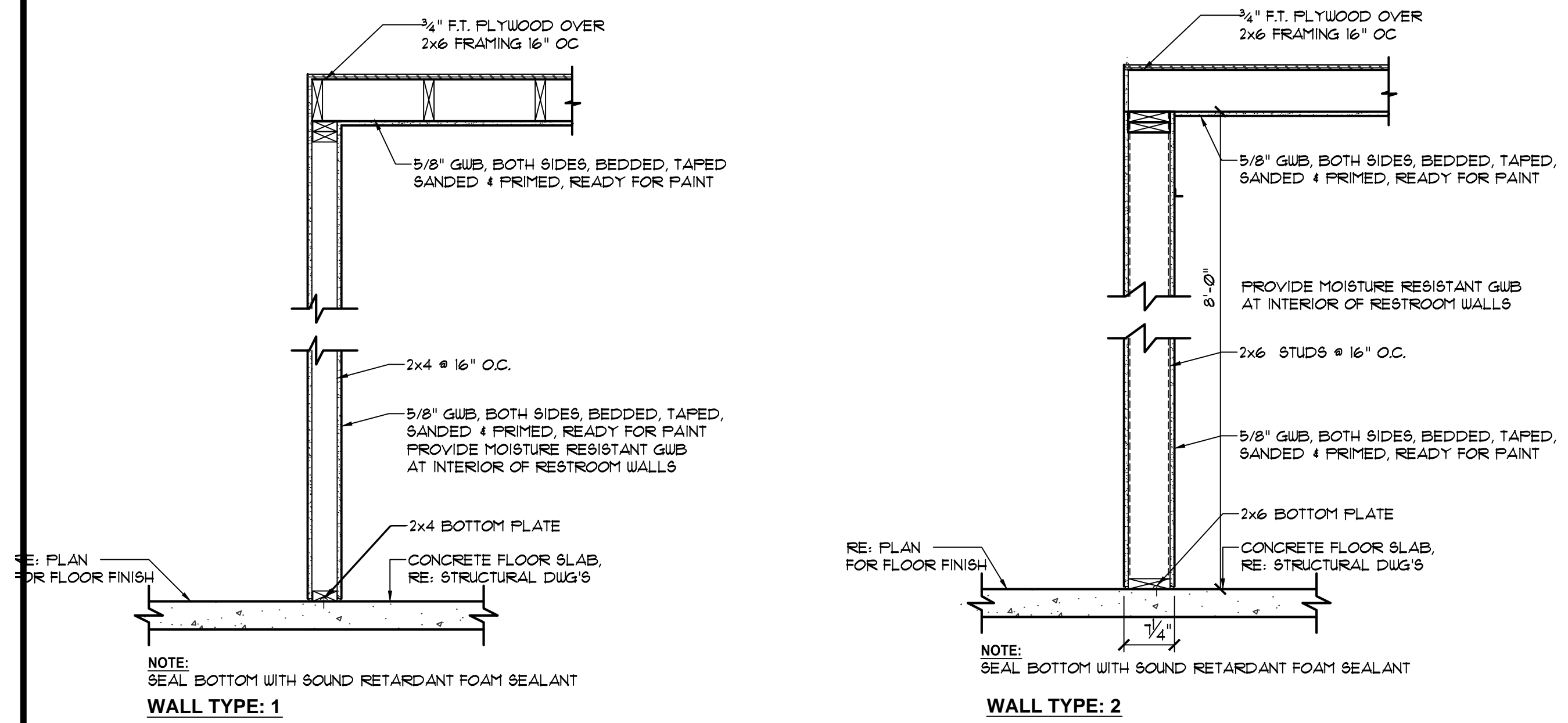
DRAWING REVISIONS:

No.	DATE	BY	REMARKS
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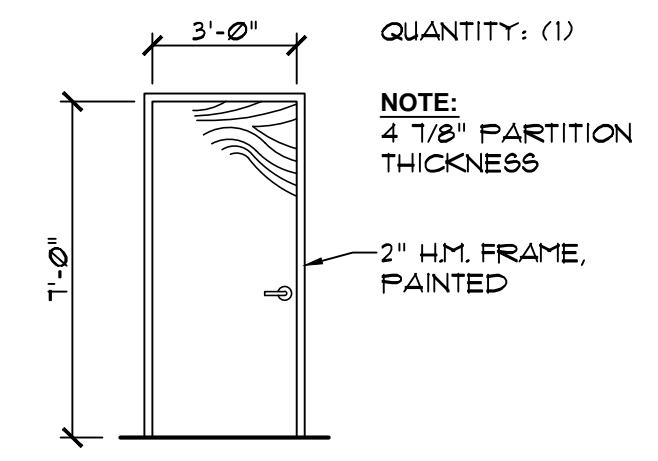
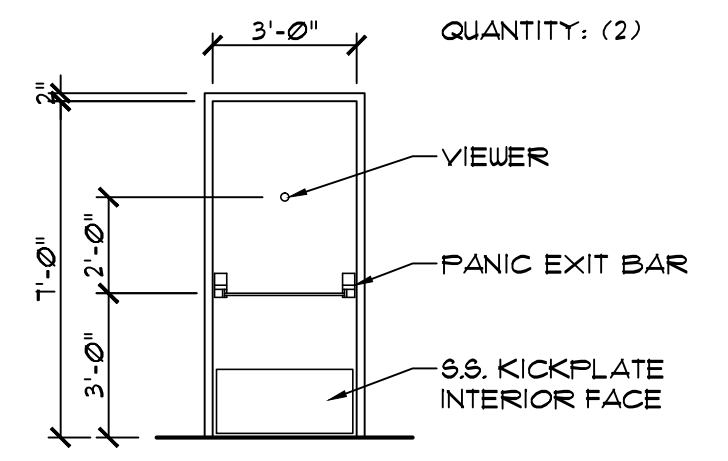
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AREA:
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1 WALL TYPE DETAILS
SCALE: 3/4" = 1'-0"



DOOR:
3070 18 GAUGE INSULATED GALV. HOLLOW METAL DOOR

FRAME:
3070 5 3/4" WELDED WITH 4" HEAD 16 GAUGE GALVANIZED HOLLOW METAL FRAME

HARDWARE:
1 1/2 PAIR BB81USP NRP BUTT HINGES X FBB
1 DORMA 9300X HRT05 X689 RIM PANIC WITH EXTERIOR THUMB FULL CYL
1 26D SCHLAGE CYL
1 HAGER 5200 ADJUSTABLE SIZE 2-5 CLOSER
1 NATIONAL GUARD 425 X 36 THRESHOLD
1 NATIONAL GUARD 102VA X 36 SWEEP
1 SET NATIONAL GUARD 160V 36X84 PERIMETER WEATHERSTRIP
UNLESS NOTED ALL HARDWARE SATIN CHROME, U526D

1 3068 1 3/4" HOLLOW CORE BIRCH PREHUNG DOOR ON 4 3/4" CLEAR PINE JAMBS
2 SETS CLEAR PINE MODERN CASING
1 FALCON W301-D X26D LEVER PRIVACY
1 ROCKWOOD 409 X 32D WALL STOP

2 INTERIOR DOOR TYPES
SCALE: 1/4" = 1'-0"

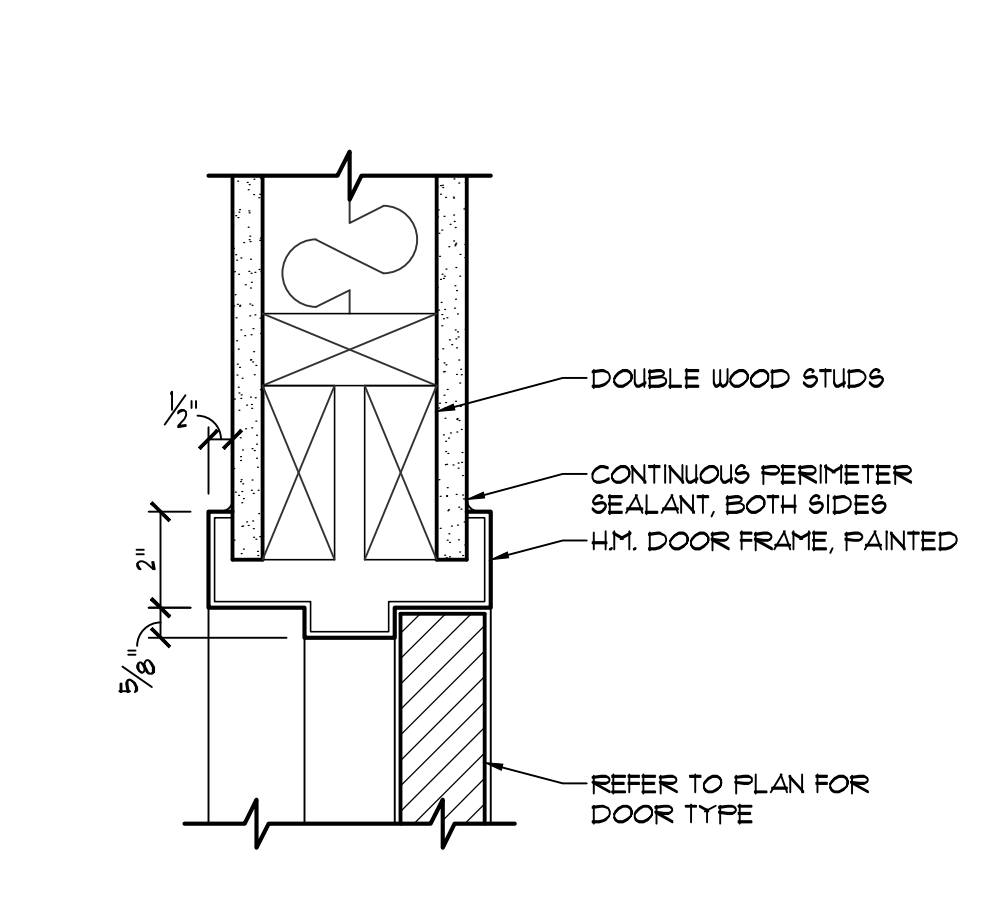
3 INTERIOR DOOR TYPES
SCALE: 1/4" = 1'-0"

MARK	DOOR						FRAME				HDW. GROUP	DETAILS			REMARKS
	WIDTH	HEIGHT	THKN.	TYPE	MATERIAL	FINISH	TYPE	MATERIAL	FINISH	COLOR		HEAD	JAMB	SILL	
100	3'-0"	7'-0"	1 3/4"	X	H. METAL	PAINTED		H. METAL	PAINT		1	4	5		
101	3'-0"	7'-0"	1 3/4"	1	H. METAL	PAINTED		H. METAL	PAINT		1	4	5		
102	3'-0"	7'-0"	1 3/4"	1	WOOD	MATTE	T.B.D.	X	WOOD	MATTE	T.B.D.	2	6	7	
103	12'-0"	12'-0"			ALUM	PRE-FIN	WHITE								3 EQUAL PANES OF GLASS
104	12'-0"	12'-0"			ALUM	PRE-FIN	WHITE								3 EQUAL PANES OF GLASS
105	12'-0"	12'-0"			ALUM	PRE-FIN	WHITE								3 EQUAL PANES OF GLASS

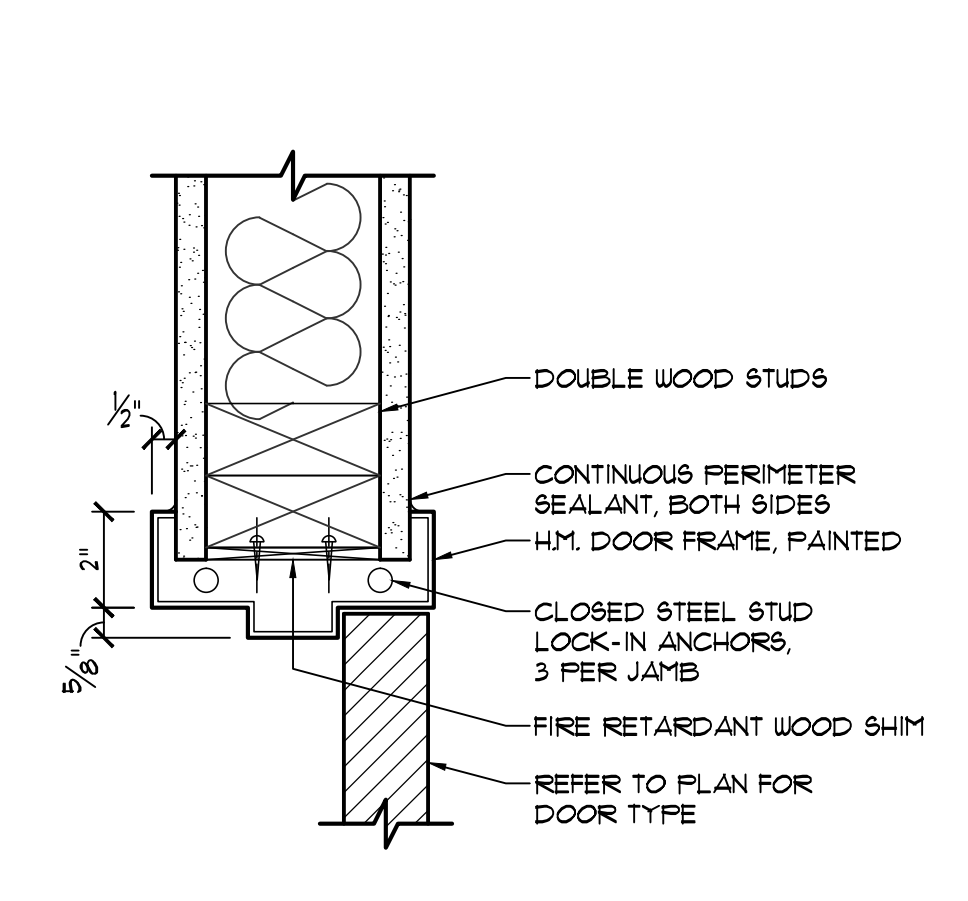
DOOR NOTES:

- LETTERS AND NUMBERS ON SIGNS SHALL HAVE A WIDTH TO HEIGHT RATIO BETWEEN 3:5 AND 1:1 AND STROKE WIDTH TO HEIGHT RATIO BETWEEN 1:5 AND 1:10
- CHARACTERS AND NUMBERS ON SIGNS SHALL BE SIZED ACCORDING TO THE VIEWING DISTANCE FROM WHICH THEY ARE TO BE READ. THE MINIMUM HEIGHT IS MEASURED USING AN UPPER CASE X LOWER CASE CHARACTERS ARE PERMITTED
- (EXIT DOORS) SHALL NOT BE SUBJECT TO THE USE OF A KEY OR REQUIRE SPECIAL KNOWLEDGE TO OPERATE. REFER TO NFPA 101 LIFE SAFETY CODE, CHAPTER 7, SEC. 7.2.1.5.1, 2000 EDITION.
- LETTERS AND NUMERALS SHALL BE RAISED 1/32 IN. UPPER CASE SANS SERIF OR SIMPLE TYPE AND SHALL BE ACCOMPANIED WITH GRADE 2 BRAILLE. RAISED CHARACTERS SHALL BE AT LEAST 5/8 IN (16 MM) HIGH, BUT NO HIGHER THAN 2 IN (50 MM). PICTOGRAMS SHALL BE ACCOMPANIED BY THE EQUIVALENT VERBAL DESCRIPTIONS PLACED DIRECTLY BELOW THE PICTOGRAM. THE BORDER DIMENSION OF THE PICTOGRAM SHALL BE 6 IN (152 MM) MINIMUM IN HEIGHT.
- THE CHARACTERS AND BACKGROUND OF SIGNS SHALL BE EGGSHELL, MATTE OR OTHER NON GLARE FINISH. CHARACTERS AND SYMBOLS SHALL CONTRAST WITH THEIR BACKGROUND. WHITE CHARACTERS ON A BLACK BACKGROUND.
- WHERE PERMANENT A.D.A. COMPLIANT SIGNAGE/ IDENTIFICATION IS PROVIDED FOR ROOMS AND SPACES. SIGNS SHALL BE INSTALLED ON THE WALL ADJACENT TO THE LATCH SIDE OF THE DOOR. WHERE THERE IS NO WALL SPACE TO THE LATCH SIDE OF THE DOOR @ 5'-0" A.F.F. TO CENTER OF SIGNAGE OR LATEST A.D.A. STANDARD, INCLUDING AT DOUBLE LEAF DOORS, SIGNS SHALL BE PLACED ON THE NEAREST ADJACENT WALL. MOUNTING HEIGHT AND SIGN REQUIREMENTS SHALL BE AS PER A.D.A. REQUIREMENTS. MOUNTING LOCATION FOR SUCH SIGNAGE SHALL BE SO THAT A PERSON MAY APPROACH WITHIN 3 IN (76 MM) OF SIGNAGE WITHOUT ENCOUNTERING PROTRUDING OBJECTS OR STANDING WITHIN THE SWING OF A DOOR. ALL OTHER SIGNAGE AS REQUIRED BY OWNER SHALL BE MOUNTED ON DOOR AT PETSMAAT REQUIRED MOUNTING HEIGHTS.
- THE GENERAL CONTRACTOR IS TO PROVIDE CONSTRUCTION CORES FOR ALL DOORS.
- SIZES AS SHOWN FOR VISION PANELS INDICATE CLEAR. DIMENSION OF GLAZING AND NOT ROUGH OPENING.
- ALL DOOR LOUVERS TO BE BLACK FACTORY FINISH.
- NOT USED.
- THE BOTTOM 10" OF ALL DOORS EXCEPT AUTOMATIC AND SLIDING SHALL HAVE A SMOOTH UNINTERRUPTED SURFACE.
- ALL DOOR CLOSERS SHALL BE MOUNTED SO AS TO BE CONCEALED FROM SALES AREA. FINISH TO MATCH ADJACENT HARDWARE.
- ALL EXTERIOR H.M. DOOR FRAMES SHALL BE PAINTED INSIDE AND OUT TO MATCH COLOR OF ADJACENT SURFACE.
- ALL EXTERIOR HOLLOW METAL DOORS SHALL BE INSULATED & HAVE A RAIN DRIP EDGE PROVIDED.
- DOOR FRAMES TO BE SET FLUSH TO FLOOR SLAB. PROVIDE FOR 1/4" MAX. CAULK JOINT.

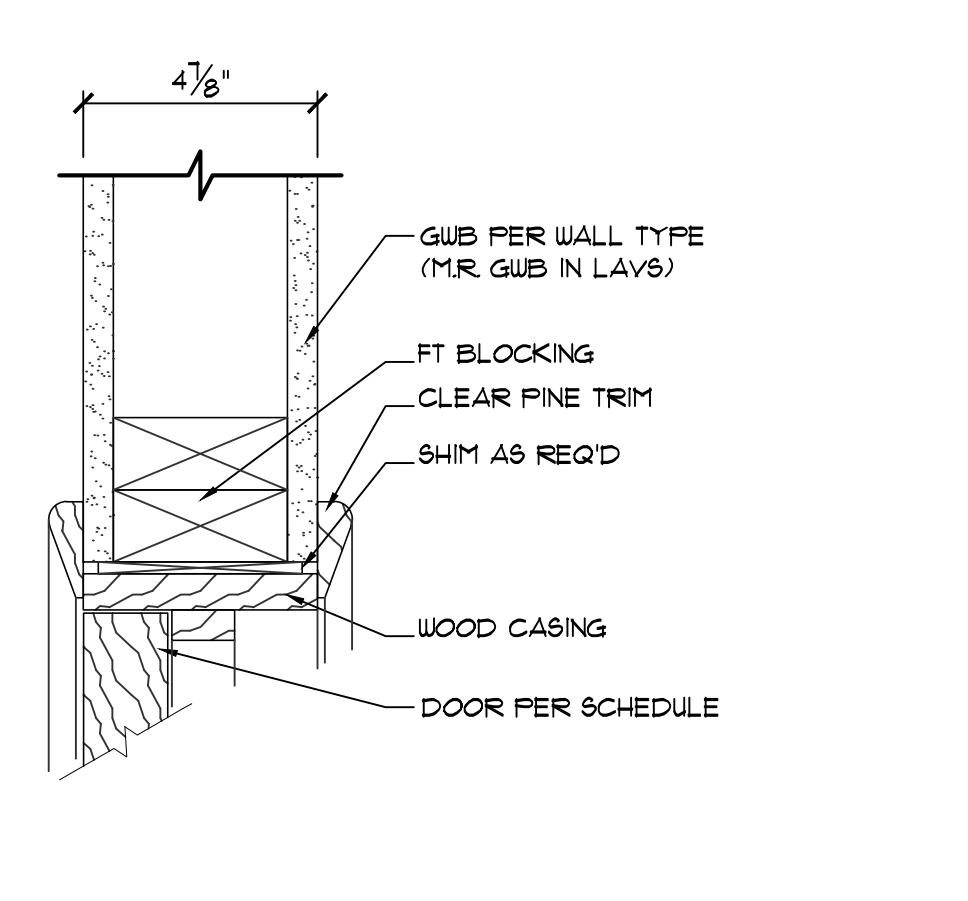
HARDWARE SCHEDULE:	
1. EXIT DOOR, INSUL. HOLLOW METAL DOOR HARDWARE 3070 5 3/4" WELDED WITH 4" HEAD 16 GAUGE GALVANIZED HOLLOW METAL FRAME 3070 18 GAUGE GALVANIZED HOLLOW METAL DOOR 1 1/2 PAIR BB81USP NRP BUTT HINGES X FBB 1 DORMA 9300X HRT05 X689 RIM PANIC WITH EXTERIOR THUMB FULL CYL 1 26D SCHLAGE CYL 1 HAGER 5200 ADJUSTABLE SIZE 2-5 CLOSER 1 NATIONAL GUARD 425 X 36 THRESHOLD 1 NATIONAL GUARD 102VA X 36 SWEEP 1 SET NATIONAL GUARD 160V 36X84 PERIMETER WEATHERSTRIP	2. STANDARD BATHROOM (SINGLE USER) 1 3068 1 3/4" HOLLOW CORE BIRCH PREHUNG DOOR ON 4 3/4" CLEAR PINE JAMBS 2 SETS CLEAR PINE MODERN CASING 1 FALCON W301-D X26D LEVER PRIVACY 1 ROCKWOOD 409 X 32D WALL STOP



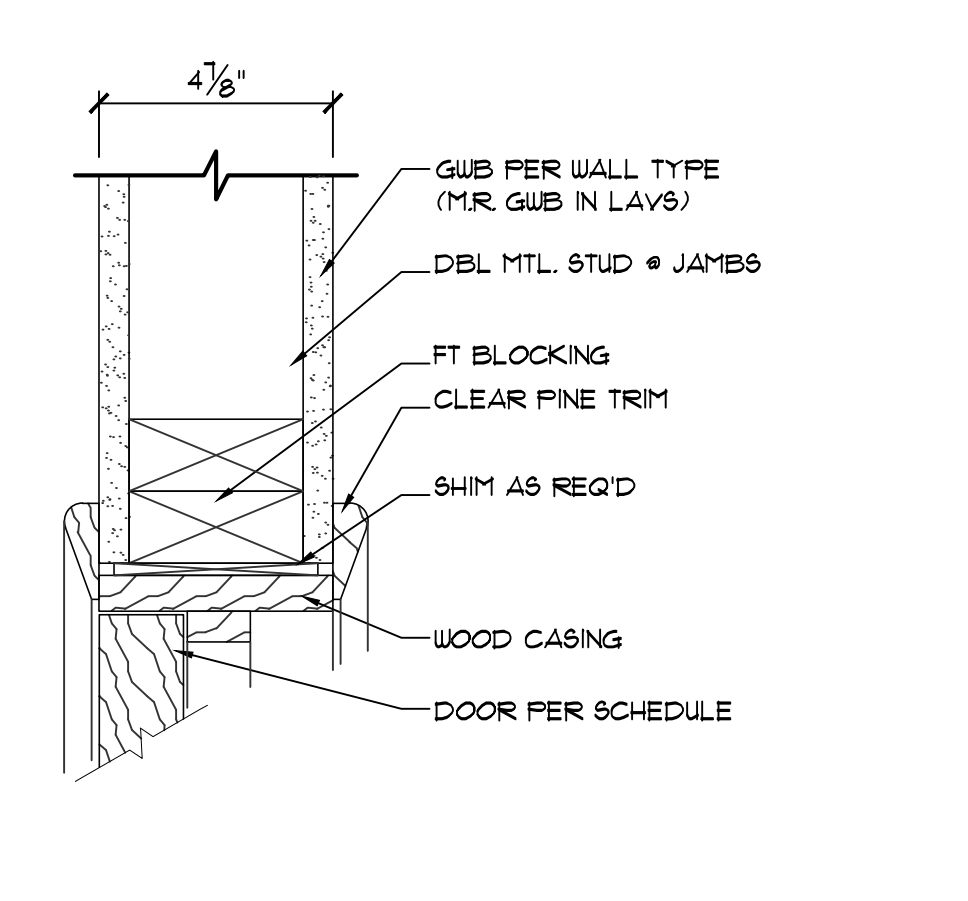
4 TYP. DOOR HEAD DETAILS
SCALE: 3" = 1'-0"



5 TYP. DOOR JAMB DETAILS
SCALE: 3" = 1'-0"



6 TYP. DOOR HEAD DETAILS
SCALE: 3" = 1'-0"



7 TYP. DOOR JAMB DETAILS
SCALE: 3" = 1'-0"

BELLEVUE FIRE DEPARTMENT
511 COMO PARK BOULEVARD
CHEEKTOWAGA NY

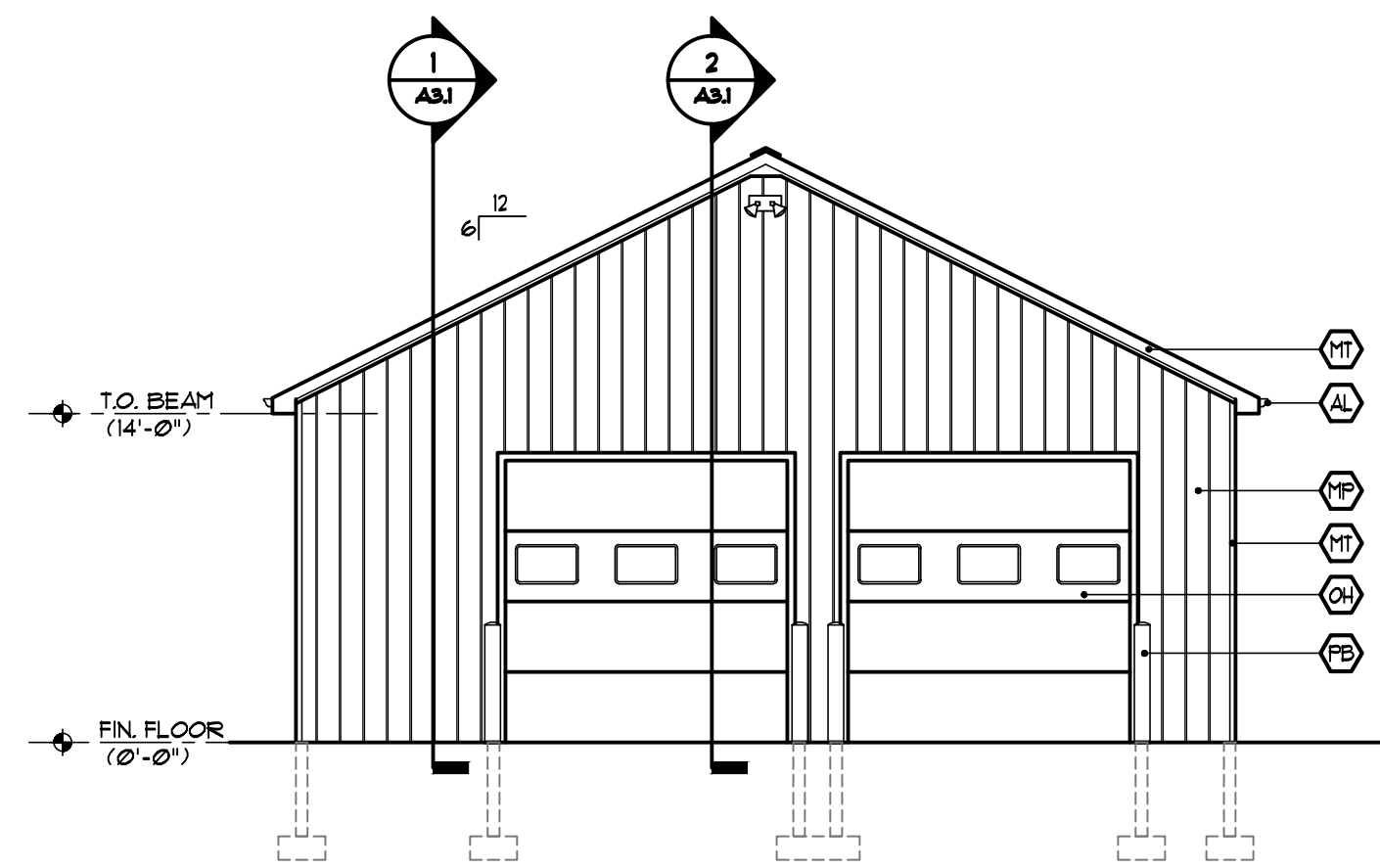
POLE BARN

CONSULTANT:
JOSEPH MARINACCIO
ARCHITECT
PREPARED FOR
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511 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

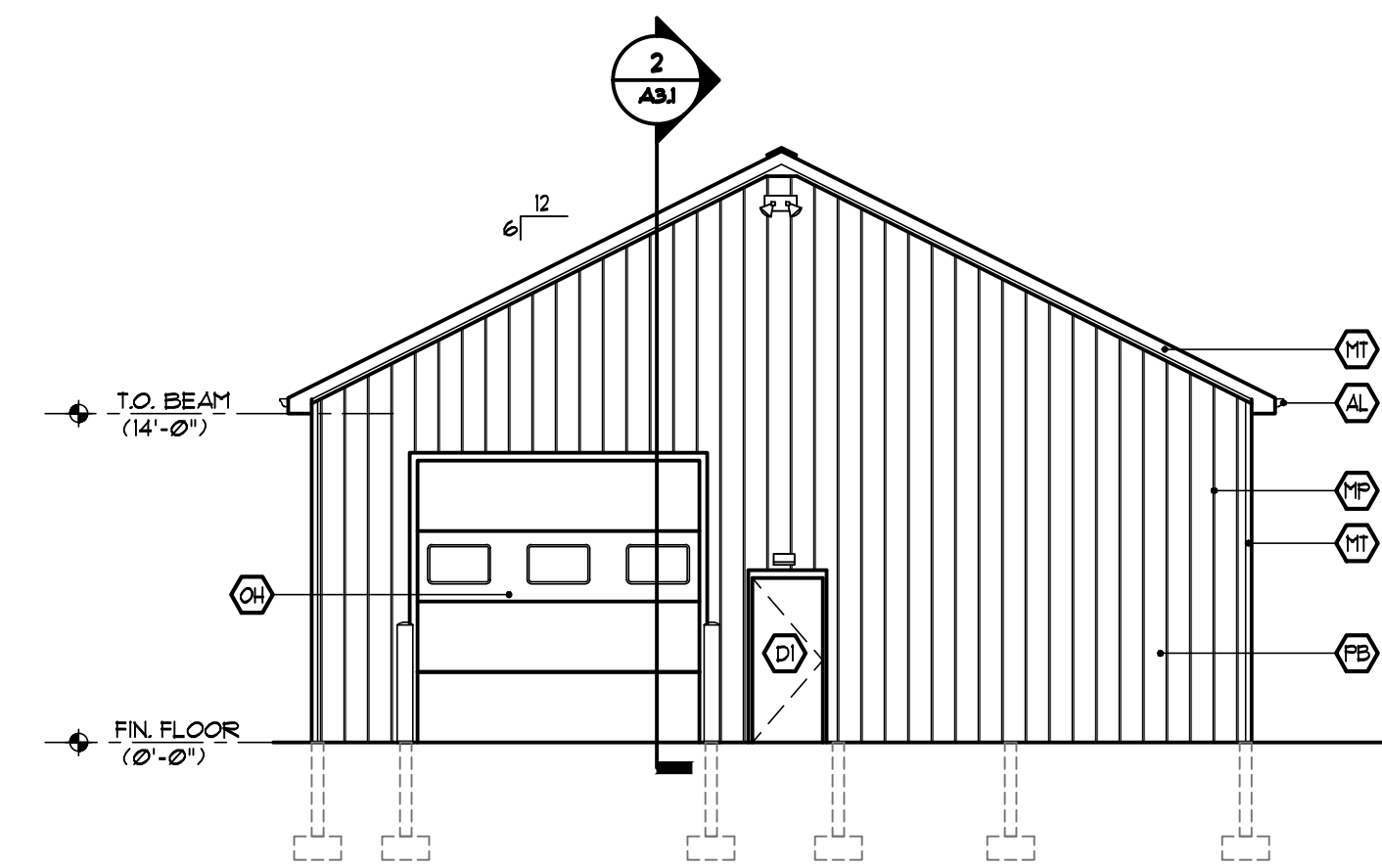
SEAL

TITLE:
WALL TYPES, & DETAILS

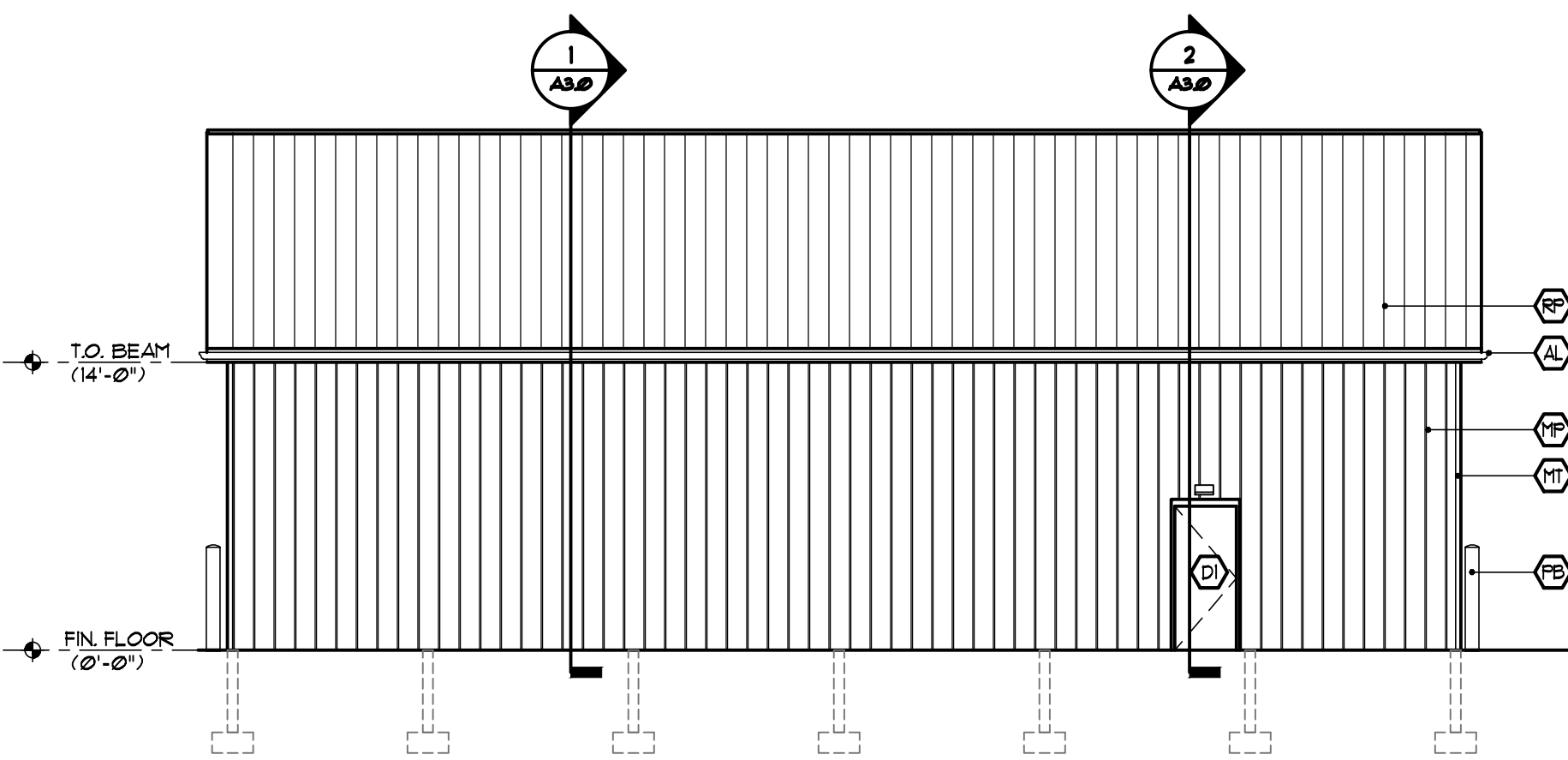
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CHECKED BY: JM
DATE: 4-10-17



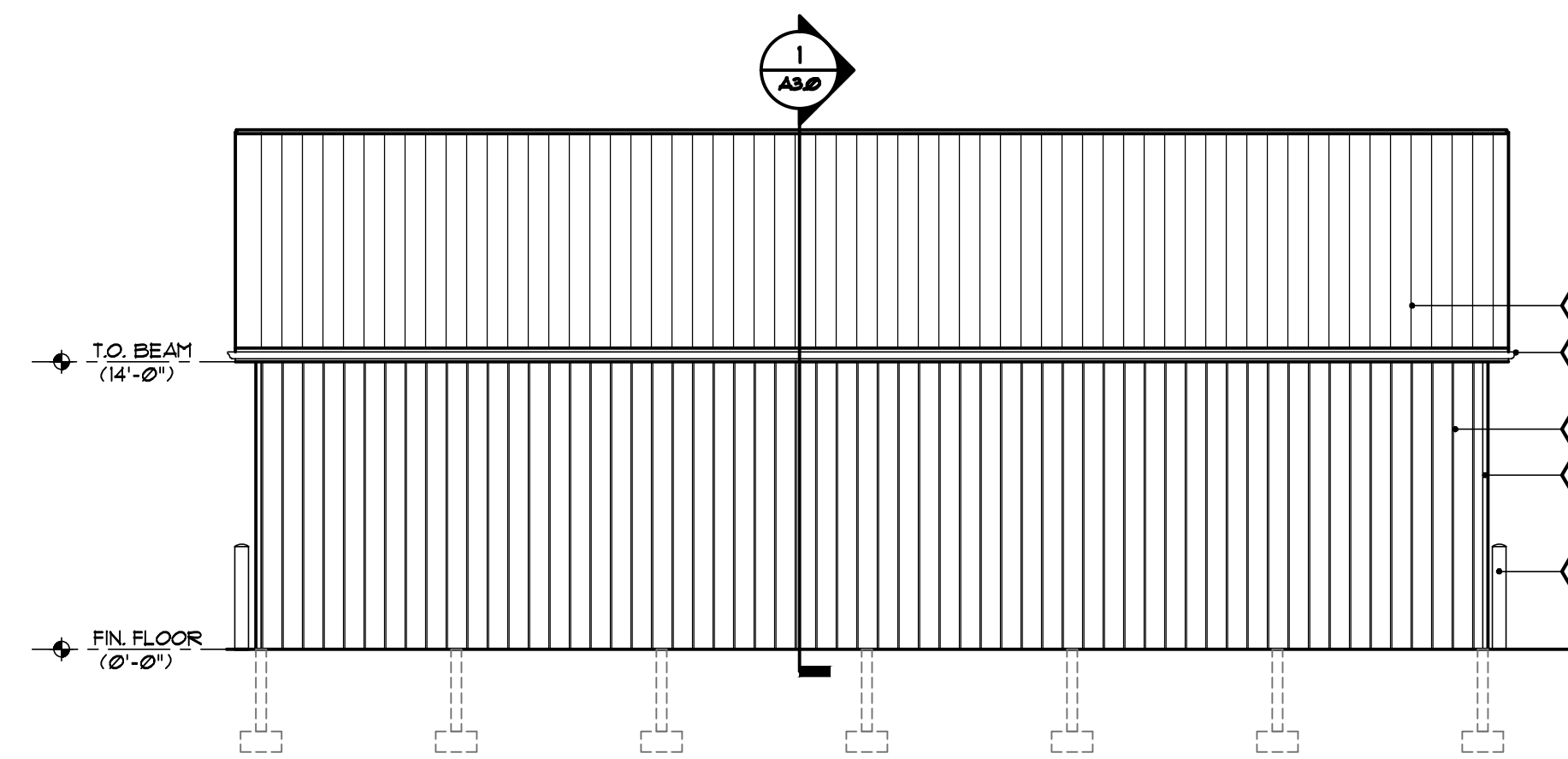
1 NORTH ELEVATION
SCALE: 1/8"=1'-0"



2 SOUTH ELEVATION
SCALE: 1/8"=1'-0"



1 EAST ELEVATION
SCALE: 1/8"=1'-0"



4 WEST ELEVATION
SCALE: 1/8"=1'-0"

EXTERIOR FINISH MATERIALS LEGEND

- METAL WALL PANEL
- (M1) EXTERIOR METAL PANEL-COLOR TO BE DETERMINED
- METAL ROOF PANEL
- (M2) EXTERIOR METAL PANEL-COLOR TO BE DETERMINED
- ALUMINUM GUTTER
- (AL) EXTRUDED ALUM. GUTTER-COLOR TO BE DETERMINED
- HOLLOW METAL DOOR
- (D1) HOLLOW METAL DOOR AND FRAME-SHERWIN WILLIAMS
- METAL ROOF PANEL
- (M3) METAL TRIM-COLOR TO BE DETERMINED
- METAL PIPE BOLLARD
- (M4) COLOR TO BE DETERMINED
- INSULATED OVERHEAD DOOR
- (O1) PRE-FINISHED WHITE

GENERAL NOTES:

1. CONTRACTOR SHALL SUBMIT SAMPLES OF ALL FINISH MATERIALS TO ARCHITECT'S OFFICE FOR APPROVALS, PRIOR TO CONSTRUCTION.
2. WITH OWNER'S APPROVAL, CONTRACTOR MAY SUBMIT TO ARCHITECT, ALTERNATE MANUFACTURER FINISH PRODUCTS FOR SUBMITTAL APPROVAL. OWNER/ARCHITECT RESERVE THE RIGHT TO REJECT ANY OR ALL ALTERNATES.
3. CONTRACTOR TO COORDINATE WITH ARCHITECT'S OFFICE AND LANDLORD, COLOR AND FINISH MATERIALS SPECIFICATIONS AND THEIR INTENDED LOCATIONS, PRIOR TO INSTALLATION AND CONSTRUCTION.

EXT. METAL PAINT SPEC.

PAINT:
MFR: SHERWIN WILLIAMS, TYPE: SHER-CRYL
HIGH PERFORMANCE ACRYLIC, FINISH: SEMI-GLOSS,
COLOR: RE. ELEV. 12/A-14 & FINISH SCHEDULE A-20

SURFACE PREPARATION:
SSPC-SP1 FOR ALUMINUM & GALVANIZED
SSPC-SP2 FOR IRON & STEEL

SYSTEM:
(1) PRIMER COAT PER SHERWIN RECOMMENDATIONS
PER EACH EXISTING CONDITIONS AS REQUIRED
(2) COATS SHER-CRYL HPA

DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

SPECIAL INFORMATION:
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NOTICE
UNAUTHORIZED ALTERATIONS OF THIS DOCUMENT ARE IN VIOLATION OF SECTION #7209 OF THE STATE EDUCATION LAW.

AREA:
2,400 SF

BELLEVUE FIRE DEPARTMENT
511 COMO PARK BOULEVARD
CHEEKTOWAGA NY

POLE BARN

CONSULTANT:

JOSEPH MARINACCIO
ARCHITECT

BELLEVUE FIRE DEPARTMENT
511 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

SEAL

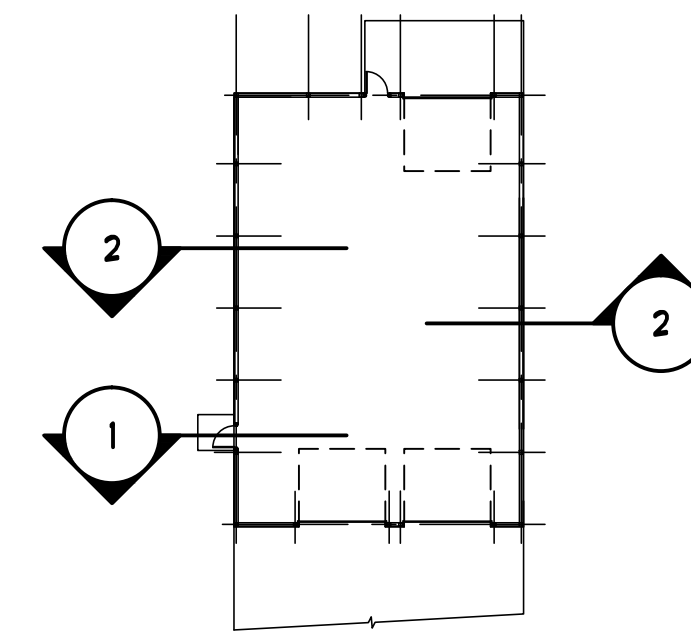
TITLE:

ELEVATIONS
SCHEDULES

DRAWN BY:
JM
CHECKED BY:
JM
DATE:
4-10-17

DRAWING NO.

A2.0



NORTH
KEYPLAN
SCALENTS.

DRAWING REVISIONS:

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AREA:
2,400 SF

**BELLEVUE FIRE DEPARTMENT
511 COMO PARK BOULEVARD
CHEEKTOWAGA NY**

POLE BARN

CONSULTANT:

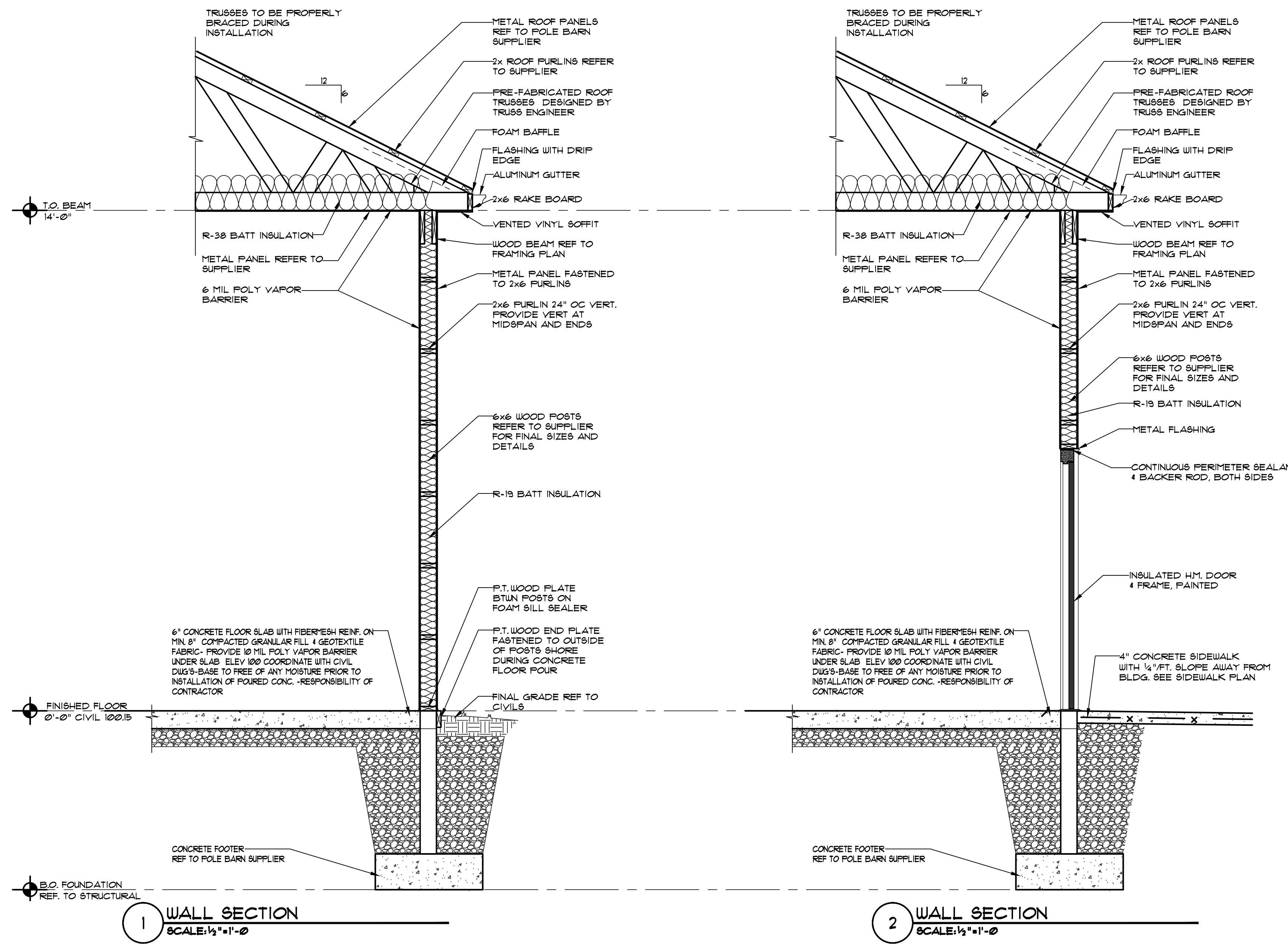
JOSEPH MARINACCIO
ARCHITECT
PREPARED FOR
BELLEVUE FIRE DEPARTMENT
511 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

SEAL

TITLE:
WALL SECTIONS

DRAWN BY: JM
CHECKED BY: JM
DATE: 4-10-17

DRAWING NO. **A3.0**



1 WALL SECTION
SCALE: 1/2" = 1'-0"

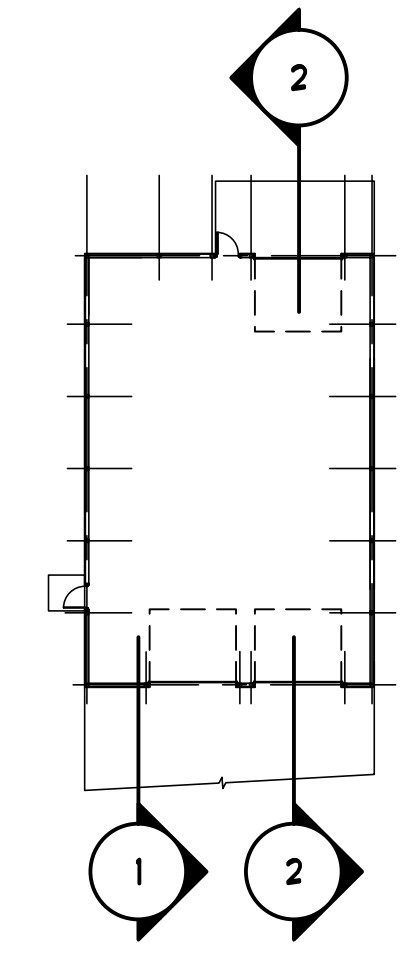
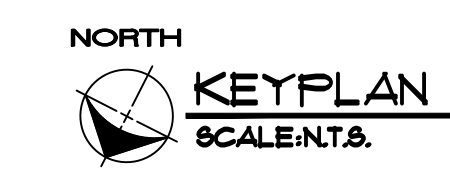
2 WALL SECTION
SCALE: 1/2" = 1'-0"

DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

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AREA:
2,400 SF

**BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY**

POLE BARN

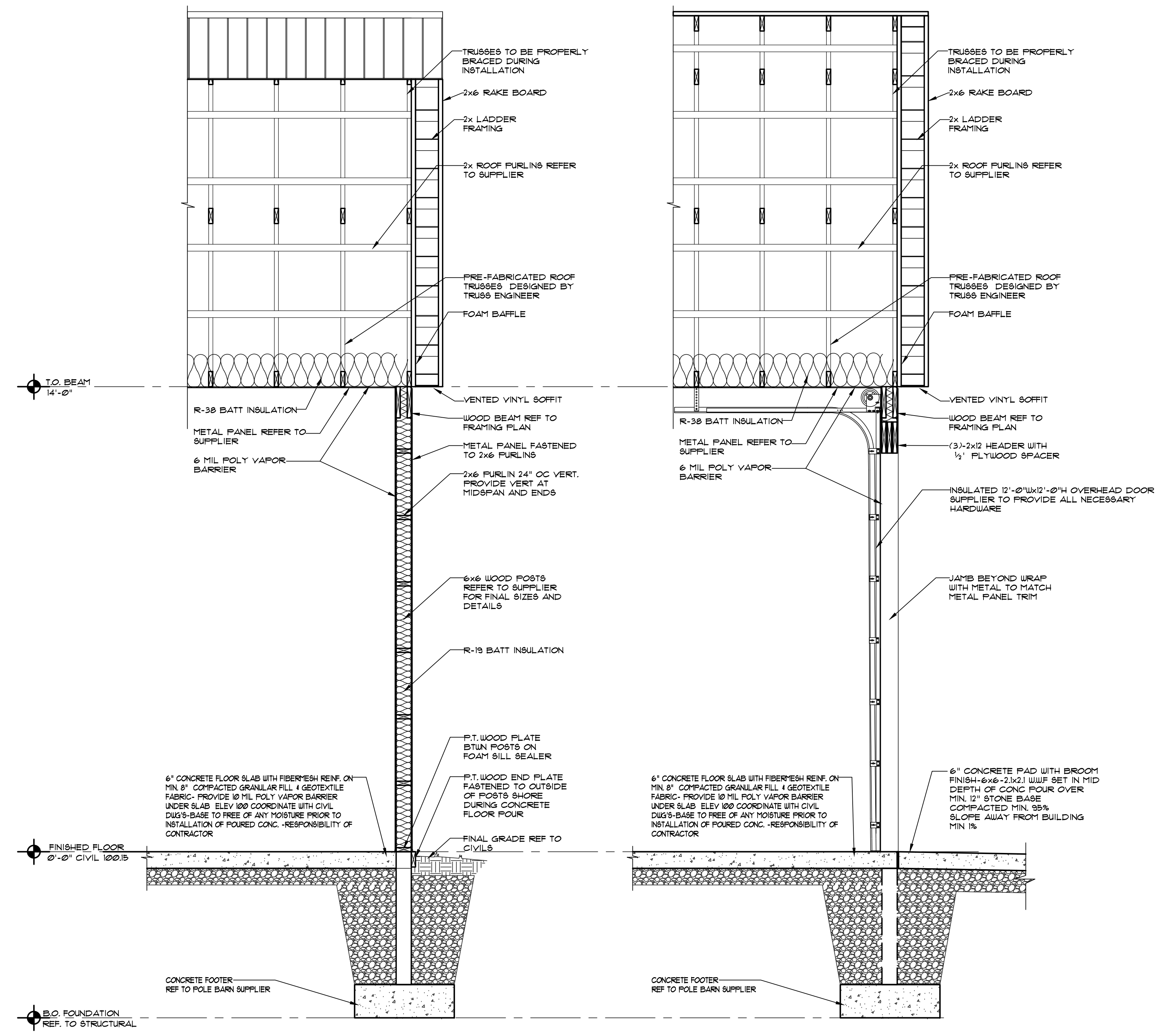
CONSULTANT:
JOSEPH MARINACCIO
 ARCHITECT
 BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

TITLE:
WALL SECTIONS

DRAWN BY: JM
 CHECKED BY: JM
 DATE: 4-10-17

DRAWING NO.:
A3.1



1 WALL SECTION
 SCALE: 1/2" = 1'-0"

2 WALL SECTION
 SCALE: 1/2" = 1'-0"

DRAWING REVISIONS:			
No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

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AREA:
2,400 SF

**BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY**

POLE BARN

CONSULTANT:

JOSEPH MARINACCIO
 ARCHITECT
 PREPARED FOR:

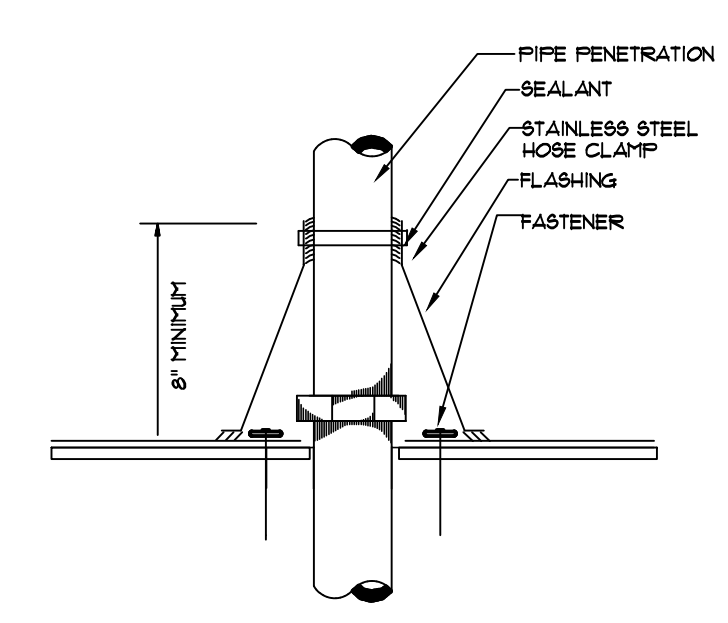
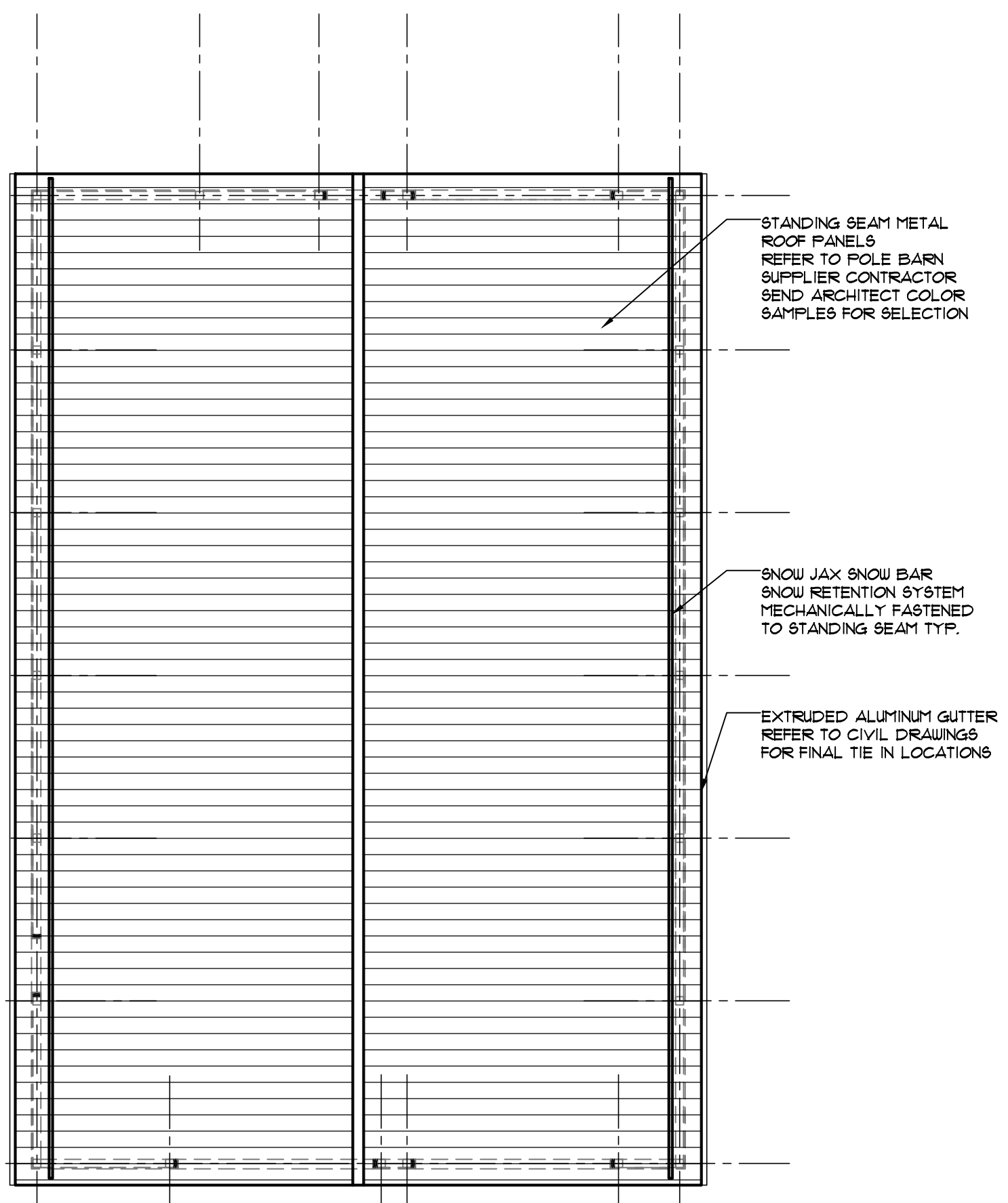
BELLEVUE FIRE DEPARTMENT
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SEAL

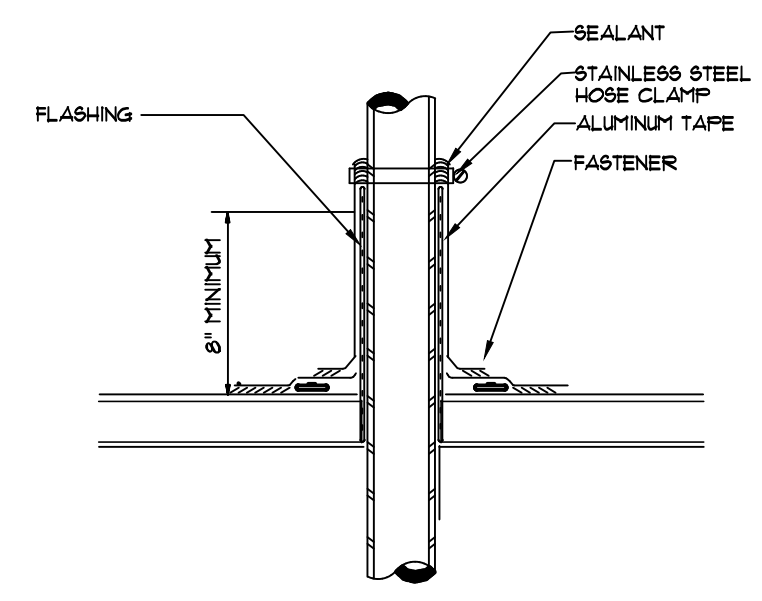
TITLE: **ROOF PLAN**

DRAWN BY: JM
 CHECKED BY: JM
 DATE: 4-10-17

DRAWING NO. **A4.0**



2 PIPE PENETRATION
SCALE: NTS



3 PIPE PENETRATION
SCALE: NTS

1 ROOF PLAN
SCALE: 1/8" = 1'-0"



DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

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AREA:
2,400 SF

**BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY**

POLE BARN

CONSULTANT:

JOSEPH MARINACCIO
 ARCHITECT
 PREPARED FOR:

BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

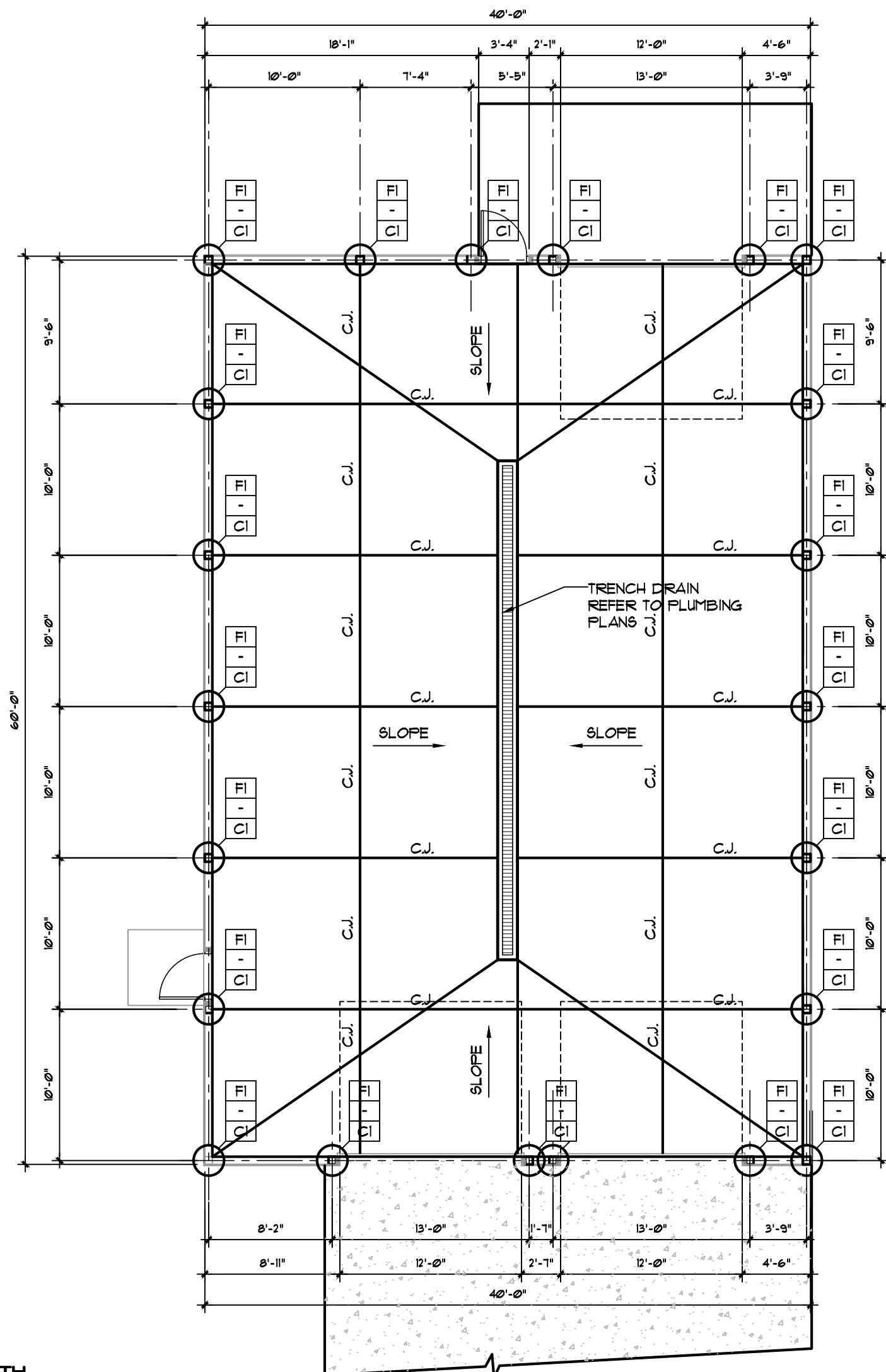
**FOUNDATION PLAN
 ROOF FRAMING PLAN**

DRAWN BY:
JM
 CHECKED BY:
JM
 DATE:
4-10-17

DRAWING NO.
S1.0

FOUNDATION AND CONCRETE NOTES:

- FOOTINGS SHALL BEAR ON UNDISTURBED SOIL HAVING AN ALLOWABLE BEARING CAPACITY OF 3,000 POUNDS PER SQ. FT.
- IF BEARING MATERIALS WITH A LOWER BEARING CAPACITY THAN 3,000 POUNDS PER SQ. FT. ARE ENCOUNTERED, THE UNDERLYING UNSUITABLE MATERIAL SHALL BE REMOVED AND REPLACED WITH SUITABLE MATERIAL APPROVED BY THE GEOTECHNICAL ENGINEER.
- THE ARCHITECT AND ENGINEER ASSUME NO RESPONSIBILITY FOR THE ADEQUACY OF THE SUBSURFACE CONDITIONS.
- ANY OBSTRUCTIONS ENCOUNTERED DURING EXCAVATION WHICH MAY INTERFERE WITH THE CONSTRUCTION OF ANY OF THE FOUNDATIONS OR WALLS MUST BE REMOVED AND REPLACED IN COMPLIANCE WITH THE GEOTECHNICAL ENGINEER'S RECOMMENDATIONS.
- GENERAL CONTRACTOR SHALL INSURE COMPLIANCE WITH ALL APPLICABLE STATE, COUNTY, AND LOCAL BUILDING ORDINANCES.
- NO CONCRETE SHALL BE PLACED IN WATER OR ON FROZEN GROUND.
- ALL CONCRETE AND FOUNDATIONS SHALL BE PROTECTED AGAINST FROST UNTIL THE PROJECT IS COMPLETED.
- BACKFILL UNDER ANY PORTION OF THE BUILDING OR FOUNDATION SHALL BE COMPACTED IN 6" LIFTS OF 95% COMPACTED FILL AS APPROVED BY THE GEOTECHNICAL ENGINEER.
- ALL CONCRETE WORK SHALL CONFORM TO "BUILDING CODE REQUIREMENTS FOR REINFORCED CONCRETE" (ACI 318-LATEST EDITION) AND "SPECIFICATIONS FOR STRUCTURAL CONCRETE FOR BUILDINGS" (ACI 301, LATEST EDITION).
- CONCRETE SHALL HAVE A MINIMUM COMPRESSIVE STRENGTH OF 3,000 P.S.I. AT 28 DAYS.
- CONCRETE SHALL HAVE A SLUMP OF NO MORE THAN 5" AND AIR ENTRAINMENT OF 4-6%. THE USE OF CALCIUM CHLORIDE IS NOT PERMITTED. PROVIDE PROPER CONCRETE PROTECTION IN COLD WEATHER AND MAINTAIN PROPER CURING PROCEDURES IN ACCORDANCE WITH ALL A.C.I. REQUIREMENTS.
- CONCRETE FOR FLOOR SLABS SHALL HAVE A MINIMUM COMPRESSIVE STRENGTH OF 4,000 PSI @ 28 DAYS, 3" SLUMP AND 3% MAXIMUM AIR ENTRAINMENT.
- STEEL REINFORCEMENT SHALL CONFORM TO A.S.T.M. A-615, GRADE 60.
- ALL REINFORCING BARS SHALL BE COLD BENT IN ACCORDANCE WITH THE PROPER RADIUS ESTABLISHED BY THE A.C.I. UNDER NO CIRCUMSTANCES SHALL HEAT BE APPLIED TO THE BARS TO OBTAIN BENDS.
- ALL CONCRETE SLABS PLACED ON GROUND SHALL BE REINFORCED WITH FIBERESH REINFORCING.
- WHERE CONTINUOUS BARS ARE CALLED FOR, THEY SHALL BE RUN CONTINUOUSLY AROUND CORNERS AND LAPPED AT NECESSARY SPLICES OR HOOKED AT DISCONTINUOUS ENDS. LAPS SHALL BE 40 BAR DIAMETERS, UNLESS OTHERWISE SHOWN.
- PLACEMENT OF CONCRETE POURS FOR FOUNDATION WALLS SHOULD NOT EXCEED 60' IN LENGTH AND SHOULD HAVE A VERTICAL 2" x 4" KEY, AND CONTINUOUS REINFORCING (40 BAR DIAMETER MINIMUM) THROUGH THE CONSTRUCTION JOINT.
- ALL FOUNDATION WALLS SHALL BE BRACED DURING BACKFILLING AND TAMPING OPERATIONS.
- THE USE OF CONTROL JOINTS IN THE SLAB IS RECOMMENDED TO CONTROL CRACKING. SAW CUT TO A DEPTH OF 1/3 OF THE DEPTH OF THE SLAB.
- BACKFILL NO EXTERIOR WALLS UNTIL PERMANENT STRUCTURAL SUPPORTS (FRAMED FLOORS AND SLABS) ARE IN PLACE.
- CONCRETE SHALL REACH 75% OF SPECIFIED STRENGTH BEFORE CONSTRUCTION LOADS ARE APPLIED, UNLESS SPECIFICALLY APPROVED BY THE STRUCTURAL ENGINEER-OF-RECORD. CONCRETE STRENGTH SHALL BE VERIFIED WITH 1-DAY CYLINDER BREAKS.

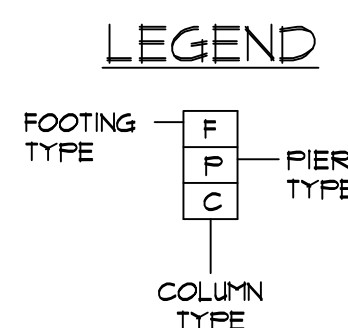


1 FOUNDATION PLAN
 SCALE: 1/8" = 1'-0"

FOOTING SCHEDULE

TYPE	SIZE	REINFORCING
F1	REFER TO POLE BARN MANUF.	
F2		

TOP OF SLAB ELEV. 0'-0" = REFERENCE ELEV.
 NOTE: COORDINATE FINAL EXTERIOR GRADES WITH LATEST CIVIL GRADING PLAN TO ENSURE 4'-0" COVER OVER FOOTINGS.
 NOTE: VERIFY LOCATIONS & SIZES OF ALL EXTERIOR DOORS WITH ARCH. DUGS. VERIFY DIMENSIONS WITH ARCH. DUGS.



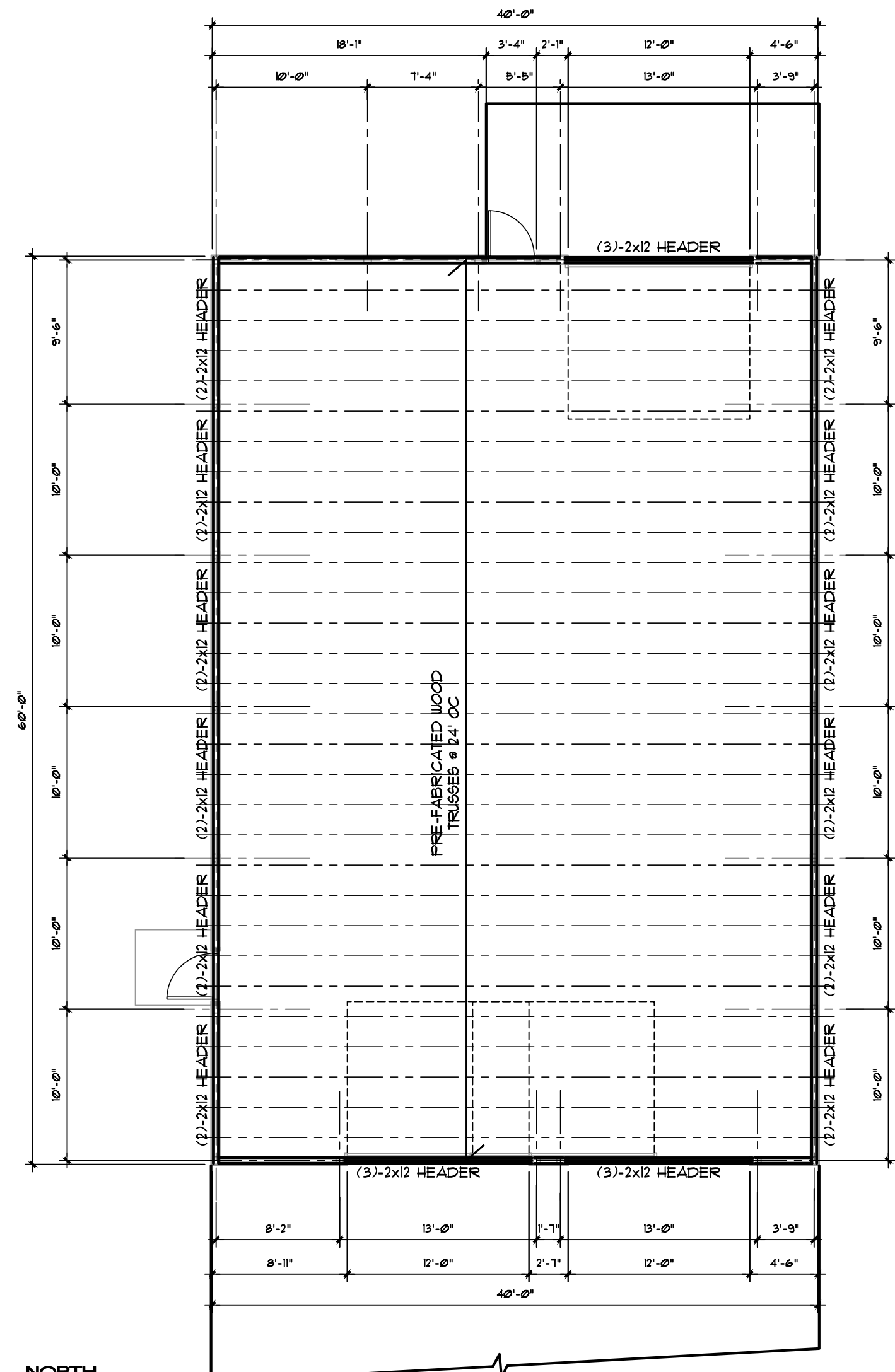
COLUMN SCHEDULE

TYPE	SIZE	BASEPLATE
C1	6X6 FT COLUMN	REFER TO POLE BARN MANUF.

FLOOR CONSTRUCTION: 6" CONCRETE SLAB ON GRADE WITH FIBERESH REINFORCING ON MIN. OF 8" COMPACTED GRANULAR FILL & GEOTEXTILE FABRIC.

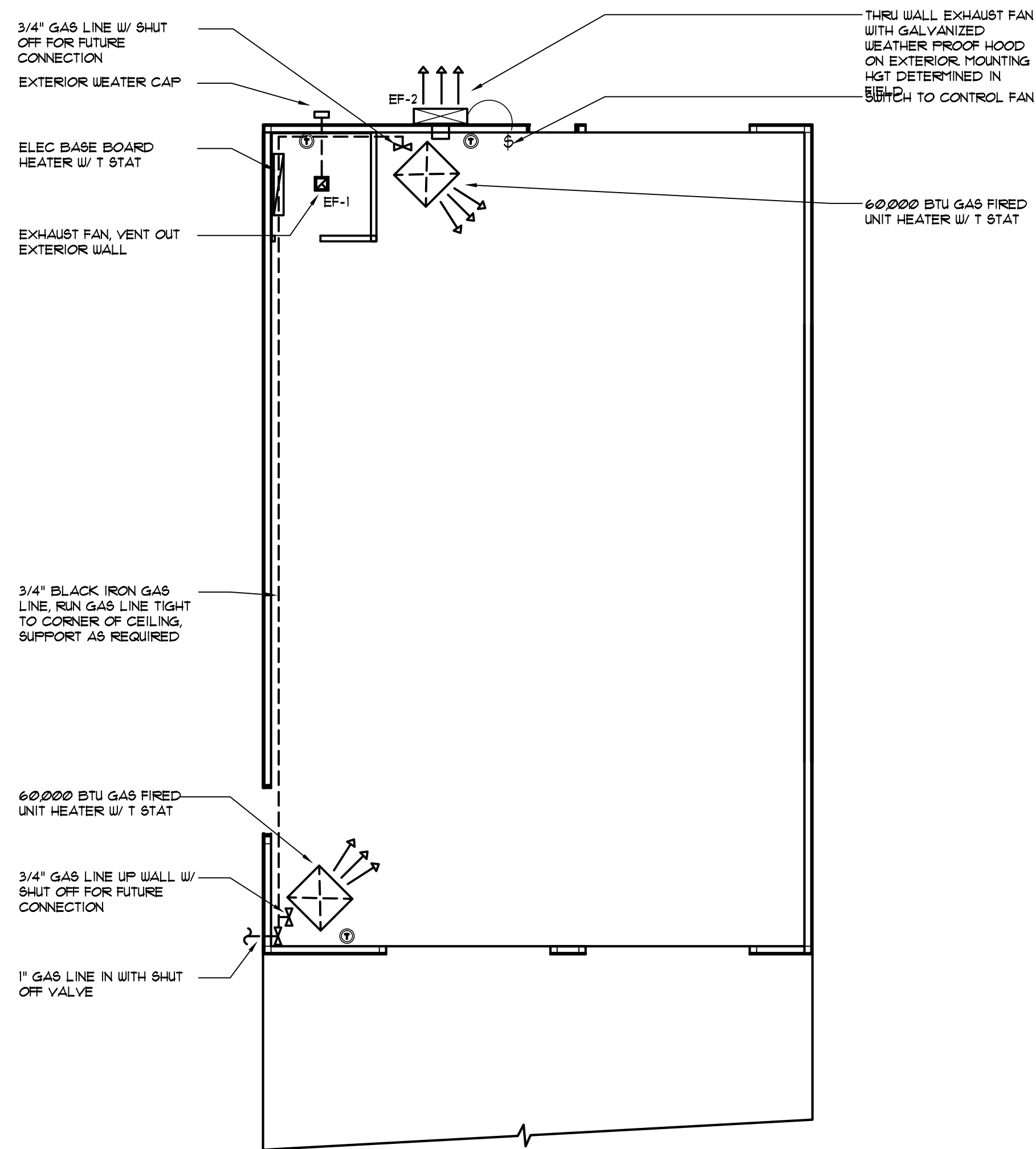
NOTE: FOOTINGS FOR THIS PROJECT MAY REQUIRE UNDERCUTS BELOW THE 4'-0" FROST COVER. THE SOIL AT BEARING ELEVATIONS MUST BE INSPECTED BY THE SOILS ENGINEER / INSPECTOR HIRED BY THE OWNER PRIOR TO POURING CONCRETE FOR FOUNDATIONS. THE SOILS ENGINEER / INSPECTOR WILL DETERMINE ADEQUATE BEARING ELEVATIONS AND THE AMOUNT OF COMPACTED GRANULAR FILL MATERIAL REQUIRED ON SITE PRIOR TO EACH CONCRETE POUR.

6" CONCRETE FLOOR SLAB WITH FIBERESH REINF. ON MIN. 8" COMPACTED GRANULAR FILL & GEOTEXTILE FABRIC. PROVIDE 10 MIL POLY VAPOR BARRIER UNDER SLAB. ELEV 0005 COORDINATE WITH CIVIL DUGS-BASE TO FREE OF ANY MOISTURE PRIOR TO INSTALLATION OF Poured CONC. - RESPONSIBILITY OF CONTRACTOR
 APPLY NON-YELLOWING CURE AND SEAL CONCRETE SEALER
 APPLY PER MANUFACTURER RECOMMENDATIONS
CONCRETE FLOOR SLAB CONTRACTOR:
 PROVIDE A MINIMUM OF 6" CONCRETE FLOOR SLAB WITH NO EXCEPTIONS. SURVEY OF THE COMPACTED SUBBASE FOR PROPER FLOOR SLAB ELEVATION



2 ROOF FRAMING PLAN
 SCALE: 1/8" = 1'-0"

- WOOD ROOF TRUSS FRAMING NOTES:**
- ALL WOOD TRUSSES SHALL BE FABRICATED IN ACCORDANCE WITH THE TRUSS PLATE INSTITUTE'S (T.P.I.) REQUIREMENTS AND ALL APPLICABLE AMERICAN INSTITUTE OF TIMBER CONSTRUCTION (A.I.T.C.) SPECIFICATIONS.
 - FOUR COPIES OF THE TRUSS ERECTION PLAN AND THE TRUSS SHOP DRAWINGS SHALL BE SUBMITTED TO THE ARCHITECT FOR APPROVAL PRIOR TO FABRICATION OF ANY COMPONENTS.
 - ALL ERECTION PLANS AND SHOP DRAWINGS SHALL BEAR THE NAME, SIGNATURE AND SEAL OF A LICENSED PROFESSIONAL ENGINEER IN THE STATE OF NEW YORK. ALL DESIGNS AND/OR SHOP DRAWINGS SHALL INCLUDE THE FOLLOWING: PITCH, SPAN, BEARING REQUIREMENTS, DESIGN LOADS, AXIAL FORCES, SIZES AND LOCATIONS OF CONNECTION PLATES AT ALL JOINTS, SPECIES, ALLOWABLE STRESSES, GRADE OF LUMBER USED, LATERAL BRACING REQUIRED, AND HANDLING AND ERECTION REQUIREMENTS.
 - SEE FRAMING PLANS FOR SCHEMATIC LAYOUT OF TRUSSES.
 - ROOF TRUSSES SHALL BE DESIGNED FOR THE FOLLOWING LOADS:
 SNOW LOAD (GROUND) 50 P.S.F.
 SNOWDRIFT LOADS AS REQUIRED BY NY'S BUILDING CODE SECTION 1608
 TOTAL DEAD LOAD 20 P.S.F.
 TOP CHORD DEAD LOAD 10 P.S.F.
 BOTTOM CHORD DEAD LOAD 10 P.S.F.
 LIVE LOAD DEFLECTION TO BE LIMITED TO L/360
 TOTAL LOAD DEFLECTION TO BE LIMITED TO L/480
 - THE GENERAL CONTRACTOR IS RESPONSIBLE FOR PROPER HANDLING AND FOR PROVIDING TEMPORARY BRACING IN ACCORDANCE WITH ALL APPLICABLE REQUIREMENTS. SEE STANDARD T.P.I. ERECTION DATA SHEETS PRIOR TO INITIATING CONSTRUCTION. GENERAL CONTRACTOR MUST ASSURE THAT THE TRUSSES ARE NOT STRUCTURALLY DAMAGED DURING ERECTION AND THAT THEY ARE MAINTAINED IN ALIGNMENT BEFORE, DURING AND AFTER INSTALLATION. TEMPORARY BRACING SHALL BE IN STRICT CONFORMANCE WITH THE MANUFACTURER'S RECOMMENDATIONS. THE GENERAL CONTRACTOR SHALL SUBMIT A FORMAL WRITTEN PROCEDURE DETAILING THE METHOD, MEMBER SIZES, AND LOCATIONS FOR TEMPORARY LATERAL BRACING WITH THE SHOP DRAWINGS FOR THE ARCHITECT'S REVIEW.



1 MECHANICAL PLAN
SCALE: 1/8" = 1'-0"

EXHAUST FAN SCHEDULE

UNIT NO.	AREA SERVED	BRAND	TYPE	CFM	S.P. (IN WC.)	FAN RPM	LIGHT	OPERATING POWER	MOTOR INFORMATION			SONES	NOTES
									VOLTAGE	ENCL.	RPM		
EF-1	TOILET RM.	TBD	CEILING	50	0.125	1,600	YES	VERIFY	115/60/30	OPD	1,600	3.8	1-5
EF-2	GARAGE	TBD	WALL	4-3,000 CFM			NA	VERIFY					

- NOTES:**
1. THERMAL SWITCH BY ELECTRICAL CONTRACTOR
 2. CONTROLLED BY SWITCH, WIRING BY ELECTRICAL CONTRACTOR
 3. PROVIDE EXTERIOR WEATHER CAP.
 4. BACKDRAFT DAMPER
 5. HANGING KIT WITH VIBRATION ISOLATORS

LEGEND

- EXHAUST FAN WITH AIR GRILLE
BRAND: NITONE
CFM: 100
LIGHT: LED
OR APPROVED EQUAL
- PROG. THERMOSTAT WITH GUARD
- WALL MOUNTED ELECTRIC BASE BOARD HEATER
BRAND: TBD
LENGTH: 48"
SIZE: 1000 WATT
BTU: 4-3000
- GAS FIRED UNIT HEATER SUSPEND FROM STRUCTURE ABOVE
BRAND: RENOR
SIZE: 60,000 BTU
ALT: APPROVED EQUAL
- THRU WALL EXHAUST FAN OPERATED BY SWITCH
BRAND: TBD
SIZE: 4-3,000 CFM
GRAVITY LOUVERS
WITH GALVANIZED EXTERIOR HOOD
- 1 - DETAIL NUMBER
- M2.0 - DRAWING SHEET NUMBER

ABBREVIATIONS

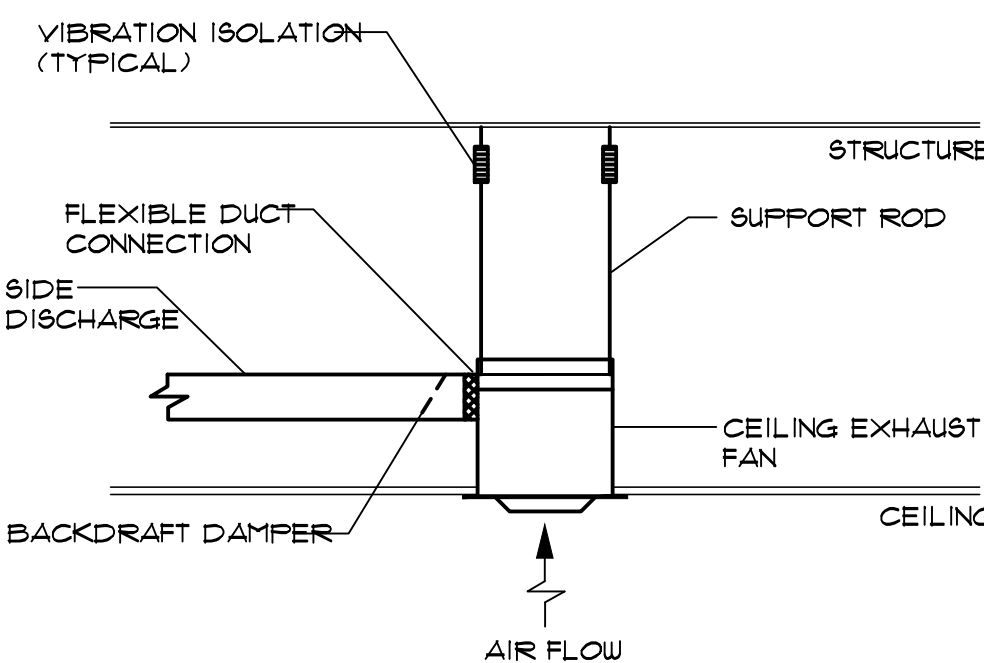
- EXIST. EXISTING
- RTU ROOF TOP UNIT
- VD VOLUME DAMPER
- CFM CUBIC FEET PER MINUTE
- FD FIRE DAMPER
- OA OUTSIDE AIR
- EAG EXHAUST AIR GRILLE
- SAR SUPPLY AIR REGISTER
- RAG RETURN AIR GRILLE
- NK NECK
- UD UNDERCUT DOOR (BY ARCHITECT)
- GC GENERAL CONTRACTOR
- OBVD OPPOSED BLADE VOLUME DAMPER
- OED OPEN END DUCT
- AFF. ABOVE FINISHED FLOOR

HVAC SPECIFICATIONS

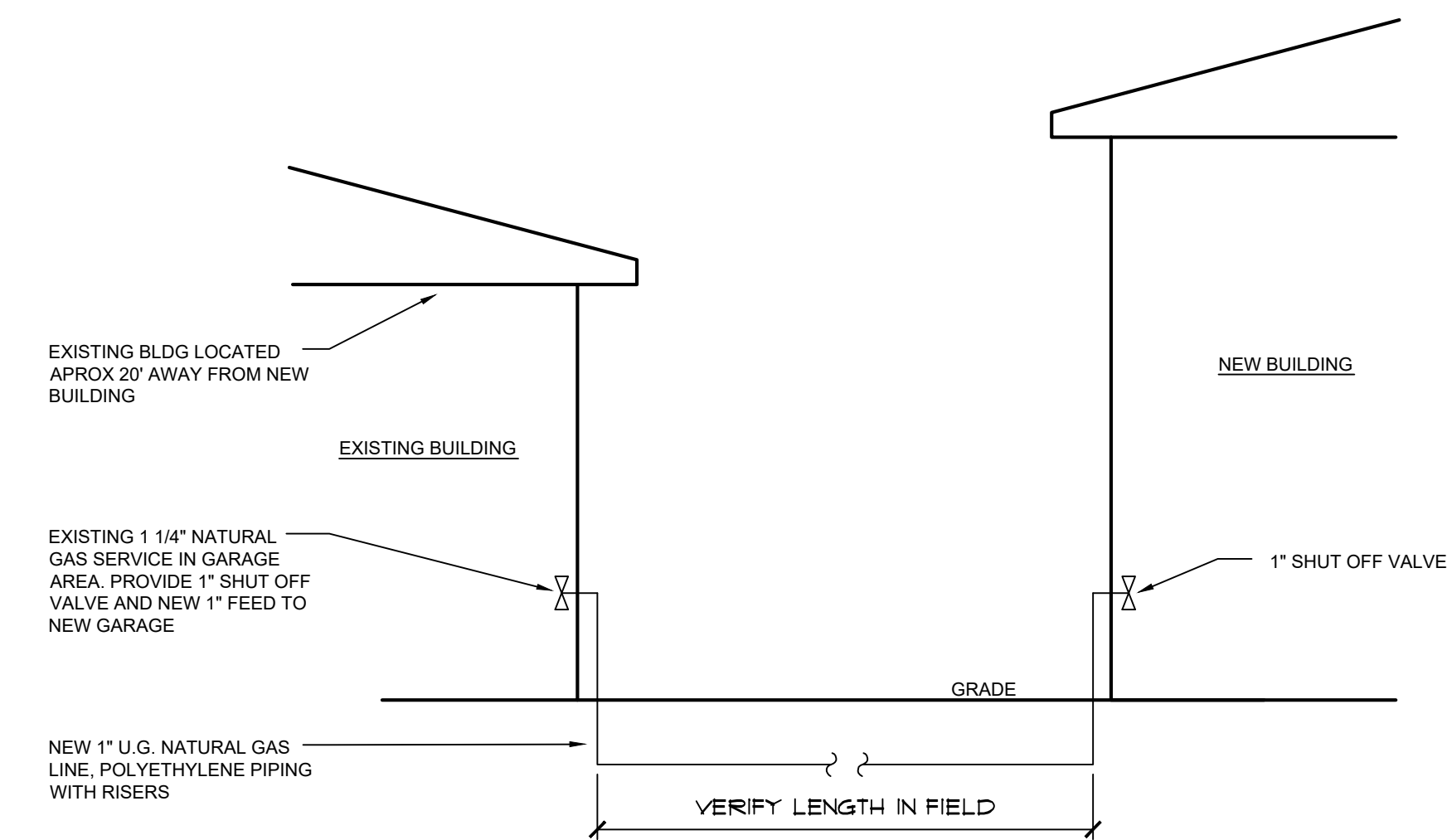
NOTE: MANUFACTURERS' NAMES ON WHICH THIS SPECIFICATION IS BASED INDICATE THE MINIMUM QUALITY OF PRODUCT REQUIRED. SUBSTITUTION MAY BE MADE TO THOSE SPECIFIED IF DEEMED EQUIVALENT BY THE OWNER'S REPRESENTATIVE. ALL WORK AND PRODUCTS SHALL MEET THE REQUIREMENTS OF GOVERNING CODES.

1. ALL WORK SHALL BE PERFORMED IN CONFORMANCE WITH ALL APPLICABLE CODES.
2. SEE ARCHITECTURAL GENERAL AND SPECIAL CONDITIONS. ALL CONDITION REQUIREMENTS SHALL APPLY UNLESS OTHERWISE NOTED.
3. ALL WORK SHALL BE PERFORMED AS INDICATED ON DRAWINGS UNLESS FIELD CONDITIONS REQUIRE MINOR CHANGES BE MADE. MINOR CHANGES SHALL BE MADE WITH NO ADDITIONAL COST.
4. ALL WORK SHALL BE GUARANTEED FOR A PERIOD OF ONE YEAR AFTER FINAL ACCEPTANCE OF THE WORK BY THE OWNER.
5. CONTRACTOR SHALL PREPARE AND SUBMIT AS-BUILT DRAWINGS TO THE OWNER AND THE LANDLORD. AS-BUILT DRAWINGS SHALL INDICATE THE ACTUAL MANUFACTURER OF THE EQUIPMENT THAT WAS INSTALLED, THE EXACT LOCATION OF THE EQUIPMENT AND PERTINENT CAPACITIES FOR HEATING, COOLING, ELECTRICAL, ETC.
6. DEFICIENCIES AND NON-CONFORMING ITEMS SHALL BE CORRECTED BY THE CONTRACTOR FAILURE TO CORRECT SUCH ITEMS SHALL PERMIT THE OWNER TO CORRECT SAME AT A COST TO THE CONTRACTOR.
7. THE CONTRACTOR SHALL BE RESPONSIBLE FOR SECURING ALL PERMITS AND PAYING FOR SAME. HE SHALL INCLUDE IN HIS BID CHARGES FOR ALL FEES ASSOCIATED WITH THE CONSTRUCTION OF THE SPACE INCLUDING BUT NOT LIMITED TO LOCAL, COUNTY, OR STATE SERVICE CHARGES AND PERMIT FEES.
8. THE SCOPE OF WORK OF THIS CONTRACT INCLUDES, BUT SHALL NOT BE LIMITED TO:
 - A. PROVIDE AND INSTALL ALL EQUIPMENT, APPLIANCES, CONTROL DEVICES, ACCESSORIES, MATERIAL AND LABOR.
 - B. PROVIDE AND INSTALL ALL DUCTWORK, INSULATION, AIR DEVICES, DUCT ACCESSORIES, MATERIAL AND LABOR.
 - C. PROVIDE AND INSTALL ALL PIPING, FITTINGS, VALVES, INSULATION, ACCESSORIES, MATERIAL AND LABOR.
 - D. PROVIDE AND INSTALL TOILET EXHAUST SYSTEM INDICATED.
 - E. CLEAN, TEST AND PUT INTO SERVICE ALL SYSTEMS SPECIFIED.
 - F. PROVIDE A BALANCE REPORT PREPARED BY AN INDEPENDENT AABC OR NEBB CERTIFIED AIR BALANCE CONTRACTOR.
 - G. WARRANTY ALL WORK AND MATERIALS HEREIN SPECIFIED FOR A PERIOD OF NOT LESS THAN ONE YEAR.
9. MATERIALS
 - 9.1 ALL MATERIALS SHALL BE NEW AND OF RECOGNIZED COMMERCIAL QUALITY. USED MATERIALS WILL NOT BE PERMITTED.
 - 9.2 DUCTWORK
SHALL BE GALVANIZED SHEET METAL, FABRICATED AND INSTALLED IN STRICT ACCORDANCE WITH THE LATEST EDITION OF SMACNA - "HVAC DUCT CONSTRUCTION STANDARDS, METAL AND FLEXIBLE".
DUCTWORK 18" WIDTH AND LARGER SHALL BE CROSS-BROKEN OR RIBBED AND STIFFENED SO THAT IT WILL NOT "BREATHE", RATTLE, VIBRATE OR SAG.
DUCTWORK 18" WIDTH AND LARGER SHALL BE CROSS-BROKEN OR RIBBED AND STIFFENED SO THAT IT WILL NOT "BREATHE", RATTLE, VIBRATE OR SAG.
 - 9.3 FLEXIBLE DUCTWORK
FLEXIBLE DUCTS SHALL BE FLAT METAL SPIRAL WITH FLAME RESISTANCE PER NSFU AND NFPA STANDARDS. DUCTS SHALL HAVE INTEGRAL INSULATION 1" THICK 3/4 LB. DENSITY GLASS FIBER ENCLOSED IN A VINYL VAPOR BARRIER. MINIMUM R VALUE = 5. SECURE INSULATED JACKET TO DUCT TAKEOFFS AND DIFFUSER COLLARS. MAXIMUM LENGTH OF FLEXIBLE DUCT IS 7'-0".
ALL FLEX DUCT SHALL BE FULLY STRETCHED OUT TO REDUCE AIR RESISTANCE.
CONNECTIONS TO FITTINGS OR AIR DEVICES SHALL BE MADE WITH TWO (2) STAINLESS STEEL BANDS. THE INNER LINER SHALL BE CLAMPED TIGHT WITH THE FIRST BAND, THEN THE INSULATION AND VAPOR-PROOF JACKET FULLED TO BE TIGHT AGAINST THE DUCT FITTING OR AIR DEVICE AND SECURED WITH THE SECOND BAND. INSTALLATION SHALL BE AS RECOMMENDED BY THE DUCT MANUFACTURER AND SMACNA.
SUPPORT THE FLEXIBLE DUCT WITH ADEQUATE HANGERS TO RELIEVE STRAIN ON ANY FITTING. UNNECESSARY BENDS, SAGS, TWISTS, ETC. WILL NOT BE ALLOWED.
 - 9.6 PIPING AND FITTINGS
CONDENSATE DRAIN PIPING SHALL BE TYPE L COPPER WITH SOLDERED JOINTS AND WROUGHT COPPER FITTINGS.

- EQUIPMENT
HVAC EQUIPMENT SHALL BE AS SCHEDULED ON THE DRAWINGS AND/OR SPECIFIED HEREIN. EQUIVALENT EQUIPMENT AND/OR COMPONENTS THEREOF MAY BE SUBSTITUTED FOR SPECIFIED EQUIPMENT ONLY AS APPROVED BY THE OWNER AND/OR THE PROJECT ENGINEER.
- II. EXECUTION
- II.1 GENERAL
ACCESSIBILITY - ALL EQUIPMENT SHALL BE INSTALLED IN SUCH A MANNER THAT ALL COMPONENTS REQUIRING ACCESS ARE LOCATED AND INSTALLED THAT THEY MAY BE SERVICED, RESET, REPLACED, OR RECALIBRATED, ETC., BY SERVICE PEOPLE WITH NORMAL SERVICE TOOLS AND EQUIPMENT.
WORK BY OTHER TRADES - FOR THE WORK REQUIRED BY OTHER TRADES FOR CHANGES MADE BY THIS CONTRACTOR IN TYPE OR SIZE OF EQUIPMENT PURCHASED, ANY CUTTING, PATCHING, FURRING, PAINTING, ELECTRICAL OR PLUMBING WORK SHALL BE DONE BY THE AFFECTED TRADE AT THIS CONTRACTOR'S EXPENSE.
EARLY START-UP - THIS CONTRACTOR SHALL ENSURE THAT ALL MECHANICAL EQUIPMENT IS CONNECTED WITH ELECTRICAL POWER AS EARLY AS POSSIBLE SO THAT BALANCING AND TESTING CAN BEGIN AT THE EARLIEST DATE AVAILABLE.
CLEANING AND PAINTING - THOROUGHLY CLEAN ALL EQUIPMENT AND REMOVE ALL TRASH, CARTONS, ETC., FROM THE WORK AREA. MAKE ANY NECESSARY CORRECTIONS OR REPAIR/REPLACE ANY DAMAGED MATERIALS OR EQUIPMENT. LEAVE THE ENTIRE SPACE IN A THOROUGHLY CLEAN AND ORDERLY MANNER. ANY FINISHED SURFACES THAT HAVE BEEN SCRATCHED OR DISCOLORED SHALL BE TOUCHED UP OR REPAINTED TO MATCH THE ORIGINAL COLOR. IF ANY PART HAS BEEN BENT, BROKEN OR OTHERWISE DAMAGED, IT SHALL BE REPLACED PRIOR TO PROJECT CLOSEOUT. ALL METAL ITEMS INSIDE THE BUILDING SUBJECT TO RUSTING, AND ALL FERROUS METAL EXPOSED TO THE WEATHER SHALL BE GIVEN ONE COAT OF RUST PREVENTIVE PRIMER AS SOON AS INSTALLED.
- II.2 EQUIPMENT INSTALLATION
ALL EQUIPMENT AND RELATED PIPING, DUCTWORK, CONTROL WIRING AND ACCESSORIES SHALL BE INSTALLED PARALLEL OR PERPENDICULAR TO BUILDING LINES AND, IF INSTALLED WITHIN THE BUILDING ENVELOPE SHALL BE INSTALLED AS HIGH AS POSSIBLE TO ALLOW THE MAXIMUM AMOUNT OF HEADROOM. EQUIPMENT THAT REQUIRES ROUTINE MAINTENANCE SUCH AS FILTER REPLACEMENT SHALL BE INSTALLED AND ARRANGED TO BE ACCESSIBLE. PROVIDE ACCESS PANEL(S) AS REQUIRED AND/OR AS RECOMMENDED BY THE EQUIPMENT MANUFACTURER. ALL EQUIPMENT SHALL BE INSTALLED WITH THE REQUIRED CLEARANCES AS RECOMMENDED BY THE EQUIPMENT MANUFACTURER OR AS REQUIRED BY GOVERNING CODES, WHICHEVER IS GREATER.
- II.3 DUCTWORK
LOW PRESSURE DUCTWORK AND FITTINGS SHALL BE MADE TIGHT FOR MINIMUM AIR LEAKAGE. DUCT TAPE SHALL NOT BE USED TO SEAL JOINTS, TO MAKE TRANSITIONS OR FOR ANY OTHER REASON ON THE OUTSIDE OF WRAPPED INSULATION.



2 CEILING EXHAUST FAN DETAIL
SCALE: NONE



DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

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NOTICE
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AREA:
2,400 SF

**BELLEVUE FIRE DEPARTMENT
511 COMO PARK BOULEVARD
CHEEKTOWAGA NY**

POLE BARN

CONSULTANT:

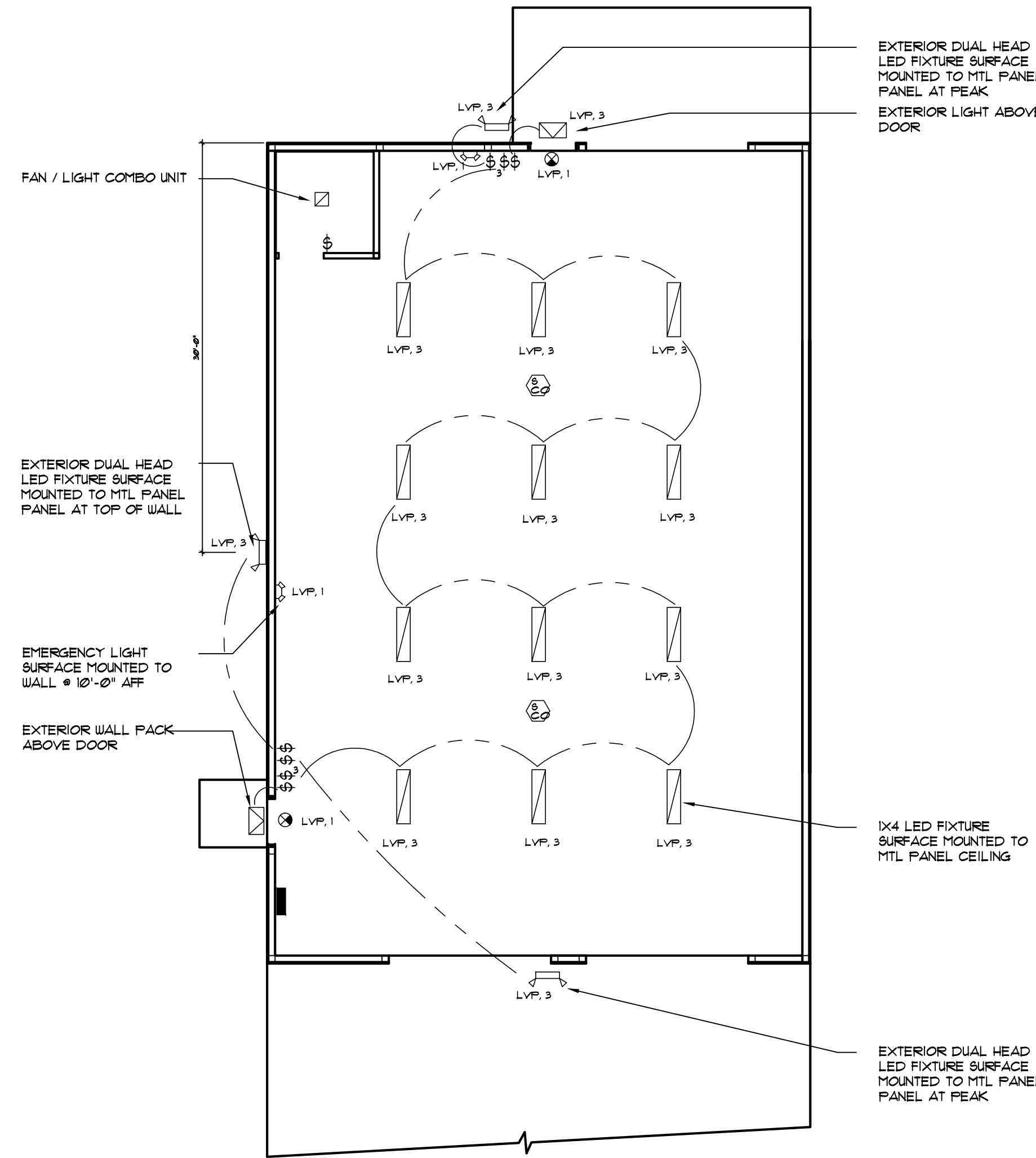
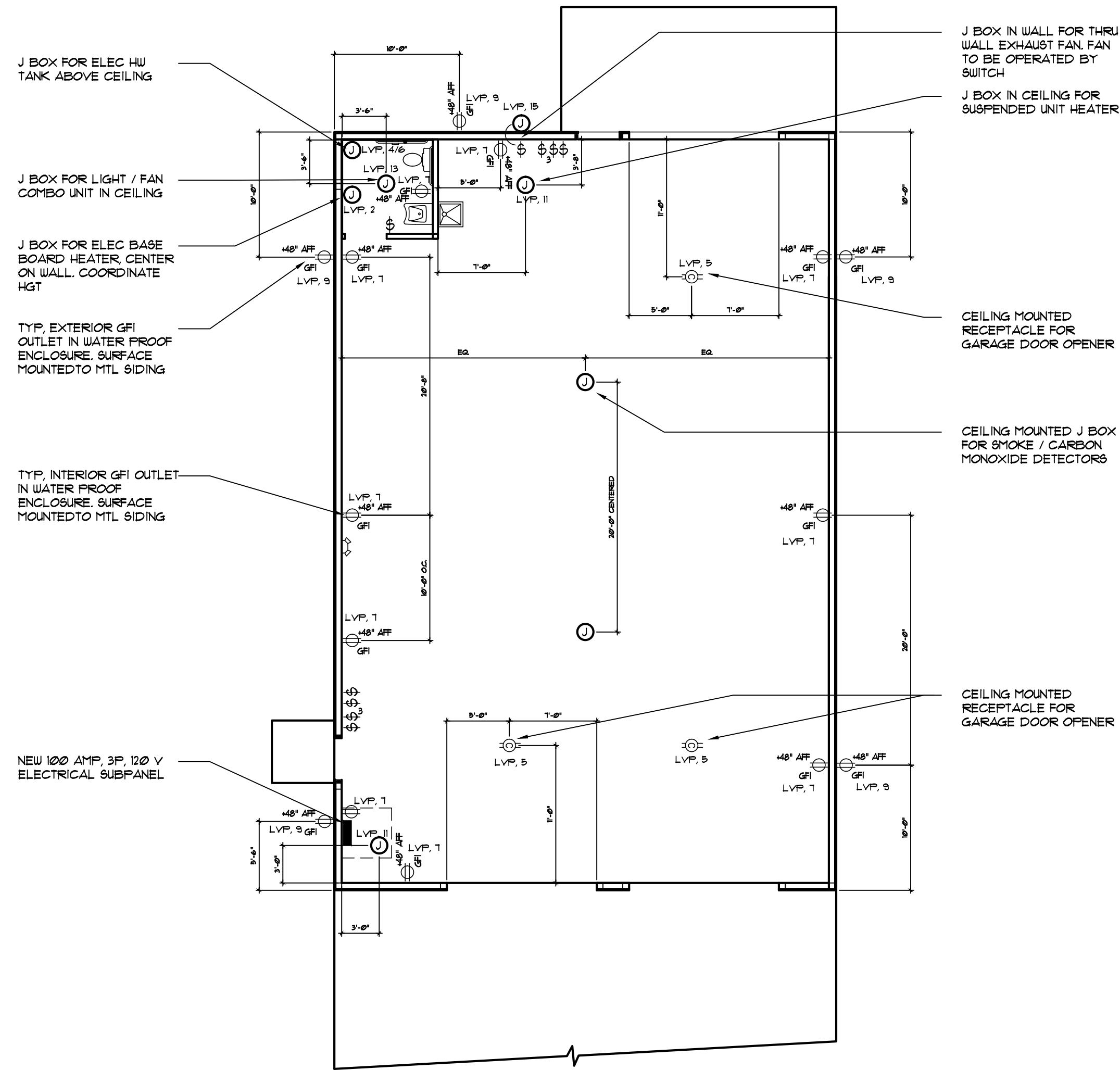
JOSEPH MARINACCIO
ARCHITECT
PREPARED FOR:
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511 COMO PARK BLVD
CHEEKTOWAGA, NY 14227

SEAL

TITLE: **MECHANICAL
PLANS & DETAILS**

DRAWN BY: JM
CHECKED BY: JM
DATE: 4-10-17

DRAWING NO.:
M1.0



POWER PLAN LEGEND

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GENERAL NOTES:

- E.C. TO WIRE ALL EXIT SIGNS, EMERGENCY LIGHTS & NIGHT LIGHTING AHEAD OF ANY LOCAL CONTROLS.
- ALL WORK TO COMPLY WITH THE LATEST EDITION OF THE NATIONAL ELECTRIC CODE

LIGHTING PLAN LEGEND

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-
-
-
-
-

DRAWING REVISIONS:

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BELLEVUE FIRE DEPARTMENT
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CONSULTANT:

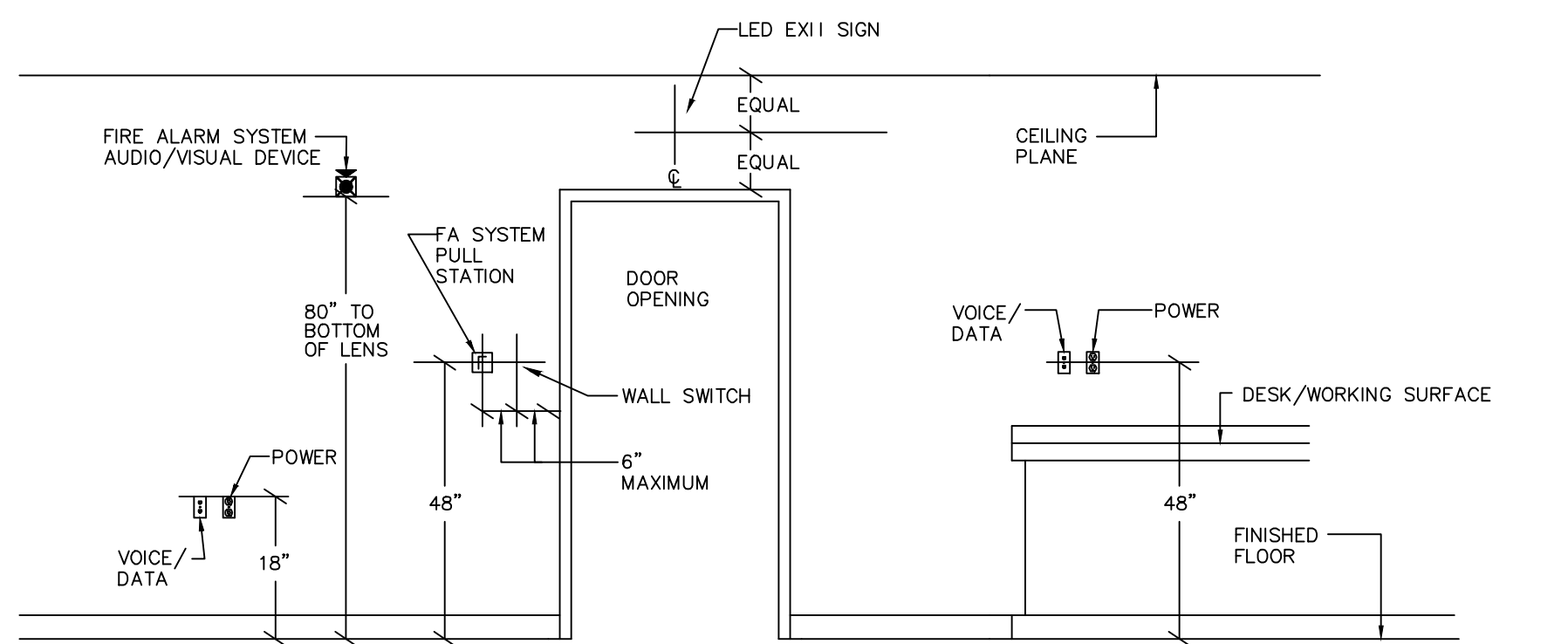
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SEAL

TITLE: **ELECTRICAL PLANS & DETAILS**

DRAWN BY: JM DRAWING NO. E1.0
 CHECKED BY: JM
 DATE: 4-10-17



ELECTRICAL SPECIFICATIONS

GENERAL CONDITIONS:

- A. THE REQUIREMENTS AS SET FORTH UNDER GENERAL CONDITIONS, INSTRUCTIONS TO BIDDERS AND GENERAL REQUIREMENTS ARE A PART OF THIS CONTRACT.
- B. BIDS SHALL BE BASED ON A COMPLETE/FULL SET OF DRAWINGS.
- C. CONTRACTOR MUST READ THE ENTIRE SPECIFICATIONS COVERING OTHER BRANCHES OF WORK. HE IS RESPONSIBLE FOR COORDINATION OF HIS WORK WITH WORK PERFORMED BY OTHER TRADES.

SCOPE OF WORK:

- A. CONTRACTOR SHALL VISIT SITE PRIOR TO BIDDING. BIDS SHALL SERVE AS EVIDENCE OF KNOWLEDGE OF EXISTING CONDITIONS. ALL REQUIREMENTS INCLUDING MODIFICATIONS WHICH ARE REQUIRED TO MEET THE INTENT OF THE DRAWINGS AND SPECIFICATIONS ARE TO BE OBTAINED BY ELECTRICAL CONTRACTOR PRIOR TO AND INCLUDED IN BID PRICE. FIELD VERIFY ALL EXISTING ELECTRICAL AND TELEPHONE EQUIPMENT, LOCATIONS, CONDITIONS ETC. FAILURE TO VISIT THE SITE SHALL NOT RELIEVE THE CONTRACTOR FROM ANY RESPONSIBILITY IN THE PERFORMANCE OF THE ELECTRICAL WORK.
- B. FURNISH ALL LABOR MATERIALS, TESTING EQUIPMENT, INCIDENTALS AND TOOLS TO PERFORM ELECTRICAL WORK SHOWN, NOTED OR SCHEDULED FOR A COMPLETE AND FINISHED INSTALLATION.
 - 1. MATERIALS, PRODUCTS AND EQUIPMENT, INCLUDING ALL COMPONENTS THEREOF, SHALL BE NEW AND AS SUCH APPEAR ON THE UNDERWRITERS' LABORATORIES LIST OF APPROVED ITEMS AND SHALL BE SIZED IN CONFORMITY WITH REQUIREMENTS OF THE LATEST EDITION OF THE NATIONAL ELECTRICAL CODE AND OTHER APPLICABLE CODES, WHICHEVER ARE MORE STRINGENT.
- C. THE WORK IS TO BE IN ACCORDANCE WITH THE LATEST EDITION OF THE NEC AND ALL APPLICABLE FEDERAL, STATE AND LOCAL CODES.
- D. INCLUDE ANY LABOR AND MATERIALS NOT SPECIFICALLY MENTIONED, BUT NECESSARY TO PROVIDE A COMPLETE AND FULLY OPERATIVE ELECTRICAL SYSTEMS.

PERMITS:

- A. SECURE AND PAY FOR ALL REQUIRED PERMITS, FEES, ASSESSMENTS AND INSPECTION CERTIFICATES THAT RELATE TO THE ELECTRICAL CONTRACT.
- B. FURNISH APPROVED CERTIFICATE OF FINAL INSPECTION, AND TURN OVER TO OWNER AT COMPLETION OF PROJECT.

DRAWINGS AND SPECIFICATIONS:

- A. THIS ELECTRICAL PLANS ARE DIAGRAMMATIC, NOT SHOWING EVERY ITEM IN EXACT LOCATION OR DETAIL. MEASUREMENTS AND LOCATIONS MUST BE FIELD VERIFIED AND COORDINATED WITH ARCHITECTURAL, PLUMBING, HVAC, FIRE PROTECTION, STRUCTURAL AND OTHER BUILDING DRAWINGS.

SHOP DRAWINGS:

- A. SUBMIT FIVE COPIES OF MATERIAL LISTS AND SHOP DRAWINGS FOR MAJOR EQUIPMENT TO THE OWNER'S CONSTRUCTION MANAGER FOR APPROVAL PRIOR TO ORDERING EQUIPMENT. CONTRACTOR SHALL SUBMIT SHOP DRAWINGS EARLY ENOUGH IN PROJECT TO ALLOW AMPLIFIED TIME FOR OWNER'S REVIEW WITHOUT CAUSING TIME DELAYS OR CONFLICTS IN THE JOB PROGRESS. SUBMITTALS SHALL BE IN ACCORDANCE WITH GENERAL CONDITIONS AND THE MANUFACTURERS LISTED ON THE DRAWINGS AND SHALL BEAR THE STAMP OF THE CONTRACTOR SHOWING THAT HE HAS REVIEWED AND APPROVED THEM AND THAT THEY ARE IN CONFORMANCE WITH THE CONTRACT DRAWINGS. LACK OF SUCH CONTRACTOR'S APPROVAL WILL BE CAUSE FOR REJECTION WITHOUT REVIEW BY THE OWNER.
- B. WHERE TRADE NAMES, BRANDS OF MANUFACTURERS OF EQUIPMENT OR MATERIALS ARE SHOWN ON THE DRAWINGS OR SPECIFICATIONS THE EXACT EQUIPMENT SHALL BE USED ON THE PROJECT. THE USE OF ANY UNAUTHORIZED EQUIPMENT SHALL BE SUBJECT TO REMOVAL/REPLACEMENT AT THE REQUEST OF THE OWNER'S CONSTRUCTION MANAGER (AT THE ELECTRICAL CONTRACTORS EXPENSE).

WIRE:

- A. WIRE SHALL BE SINGLE CONDUCTOR COPPER WITH 600 VOLT INSULATION. MINIMUM WIRE SIZE SHALL BE #2 AWG, ALL WIRE AND CABLE SHALL BE NEW AND SHALL BE BROUGHT TO THE SITE IN UNBROKEN PACKAGES. ALL WIRING OF ANY TYPE SHALL BE IN CONDUIT. NO STRANDED WIRE ALLOWED FOR #10 AND #12 AWG SIZES. (INCREASE CONDUCTOR BY ONE SIZE FOR EVERY 150' INCREMENT OF DISTANCE FROM THE PANEL BOARD FOR 120 VOLT CIRCUITS.)
 - 1. GENERAL WIRING SHALL BE THU OR THIN (ALUMINUM CONDUCTORS REQUIRED FOR MAIN SERVICE FEED.)
- B. WIRE CONNECTORS SHALL BE EQUAL TO SCOTCHLOCK FOR #8 AND SMALLER, AND EQUAL TO T & B "LOCK-TITE" FOR #6 AND LARGER.
- C. THE USE OF SHARED NEUTRALS IS ACCEPTABLE FOR LIGHTING AND RECEPTACLE CIRCUITS IF INSTALLED IN ACCORDANCE WITH N.E.C. #10, AND LOCAL CODES.
- D. MC CABLE WIRING SHALL BE USED THROUGHOUT BUILDING

LIGHTING:

- A. LIGHT FIXTURES SHALL BE SUPPORTED FROM THE BUILDING STRUCTURAL VIA ALL THREAD UNI-STRUT, OR CEILING SYSTEM IF CEILING SPECIFICATIONS ALLOW. WIRING FOR LIGHTING SHALL BE INDEPENDANTLY SUPPORTED.

WIRING DEVICES:

- A. COLOR OF WIRING DEVICES AND COVERPLATES SHALL BE SELECTED BY ARCHITECT. (SEE PLAN NOTES FOR ADDITIONAL INFORMATION).
 - 1. RECEPTACLES SHALL BE 20 AMP, 3-WIRE GROUNDING TYPE EQUAL TO P 4 S CR20.
 - 2. SWITCHES SHALL BE 20 AMP SPECIFICATION GRADE, RATED AT 120 OR 277 VOLT, AS REQUIRED.
 - 3. SPECIAL DEVICES SHALL BE A SPECIFICATION GRADE.
 - 4. ALL DEVICE COVERPLATES SHALL BE THERMOPLASTIC.
 - 5. FLOOR BOXES TO BE
 - 6. EQUAL BY ARROW-HART, GENERAL ELECTRIC, BRYANT, PASS 4 SEYMOUR, OR SIERRA.

PANELBOARDS AND SAFETY SWITCHES:

- A. PROVIDE BRANCH CIRCUIT PANELS WITH SOLID ALUMINUM BUSSING FULL SIZED NEUTRAL, 25% GROUND BUSSING, OVERALL HINGED/LOCKABLE DOOR, AND TYPEWRITTEN DIRECTORY INSIDE DOOR. ALL SERVICE ENTRANCE EQUIPMENT SHALL BEAR THE MANUFACTURER'S LABEL WHICH SHALL STATE THAT THE EQUIPMENT IS RATED FOR SERVICE ENTRANCE APPLICATION IN ACCORDANCE WITH N.E.C. #230-10. LOAD BALANCE ALL ELECTRICAL PHASES AT PANELS AND SWITCHBOARDS. TWO AND THREE POLE BREAKERS SHALL BE COMMON TRIP TYPE. WHEN USED AS SWITCHES IN 120V. AND 277V. LIGHTING CIRCUITS, FURNISH TYPE "SMD" BREAKERS IN ACCORDANCE WITH N.E.C. #240-83B. SQUARE D OR EQUAL BY GOULD ITE, CUTLER-HAMMER, WESTINGHOUSE, CHALLENGER, FEDERAL PACIFIC, OR GENERAL ELECTRIC (OR APPROVED EQUAL).
- B. PROVIDE SAFETY AND DISCONNECT SWITCHES, FUSED OR NONFUSED, AS CALLED FOR ON DRAWINGS AND AS REQUIRED BY CODE. (FUSES AS MANUFACTURED BY BUSSMAN, CHASE SHAULNOT, WESTINGHOUSE, ECONOMY FUSE CO. OR LITTLE FUSE CO. ARE ACCEPTABLE). DISCONNECT SWITCHES THAT ARE INSTALLED AT AIR CONDITIONING EQUIPMENT, HEAT PUMPS, ETC SHALL BE FUSED IN ACCORDANCE WITH THE EQUIPMENT'S NAME PLATE REQUIREMENTS PER N.E.C. 440-21 & 110-3B. SWITCHES SHALL BE HEAVY DUTY, QUICK MAKE/QUICK BREAK TYPE, FUSIBLE OR NON-FUSIBLE, WEATHERPROOF AS INDICATED ON THE DRAWINGS, OR AS REQUIRED BY LOCAL CODES. LOAD AND HORSEPOWER RATED AS MANUFACTURED BY SQUARE D, GOULD ITE, CHALLENGER, CUTLER HAMMER, WESTINGHOUSE, FEDERAL PACIFIC, OR GENERAL ELECTRIC (OR APPROVED EQUAL).
- C. MANUAL MOTOR STARTERS WITH OVERLOAD PROTECTION MAY BE USED FOR FRACTIONAL HORSEPOWER MOTORS THAT DO NOT REQUIRE AUXILIARY CONTROL. SINGLE PHASE STARTERS SHALL BE SQUARE D OR EQUAL. THREE PHASE STARTERS SHALL BE PROVIDED WITH OVERLOAD DEVICE IN EACH PHASE MATCHED TO MOTOR NAMEPLATE RATING. MAGNETIC MOTOR STARTERS (MINIMUM SIZE #1) SHALL BE USED FOR ALL SINGLE PHASE AND THREE PHASE MOTORS RATED ABOVE 1/2 HP OR THAT REQUIRE AUXILIARY CONTROL. PROVIDE CONTROL DEVICES (CONTACTS, TRANSFORMERS, ETC.) IN STARTERS AS REQUIRED FOR INTERLOCKS, COORDINATE WITH MECHANICAL AND/OR TEMPERATURE CONTROL CONTRACTORS. COMBINATION STARTERS, WHEN USED, SHALL CONTAIN FUSIBLE SWITCHES.

INSTALLATION:

- A. ALL ELECTRIC WORK SHALL BE INSTALLED SO AS TO BE READILY ACCESSIBLE FOR OPERATING, MAINTAINING AND REPAIRING. HANGERS SHALL INCLUDE ALL MISCELLANEOUS STEEL SUCH AS CHANNELS, RODS, ETC., NECESSARY FOR THE INSTALLATION OF WORK AND SHALL BE FASTENED TO BUILDING STEEL, CONCRETE OR MASONRY, BUT NOT PIPING OR DUCTWORK. ALL CONDUIT SHALL BE CONCEALED WHEREVER POSSIBLE. EXPOSED CONDUITS SHALL BE IN STRAIGHT LINES PARALLEL WITH OR AT RIGHT ANGLES TO COLUMN LINES OR BEAMS AND SEPARATED AT LEAST 3 INCHES FROM WATER LINES WHEREVER THEY RUN ALONGSIDE OR ACROSS SUCH LINES. ALL CONDUCTORS SHALL BE IN CONDUIT, DUCTS OR OTHER CODE APPROVED RACEWAYS.
- B. ALL LINE AND LOW VOLTAGE POWER AND CONTROL WIRING (EXCEPT HVAC LOW VOLTAGE WIRING) INCLUDING CONNECTIONS TO MOTORS, DAMPERS, INTERLOCKING, ETC., SHALL BE PROVIDED BY THE ELECTRICAL CONTRACTOR IF SPECIFIED. (ALL LINE VOLTAGE WIRING, CONDUIT, AND FINAL CONNECTIONS FROM THE POWER SOURCE THRU THE STARTER/DISCONNECT ETC. TO THE MOTOR OR EQUIPMENT IS THE RESPONSIBILITY OF THE ELECTRICAL CONTRACTOR IF SPECIFIED. ALL HVAC RELATED LOW VOLTAGE CONTROL WIRING, CONDUIT AND FINAL CONNECTIONS IS THE RESPONSIBILITY OF THE MECHANICAL/TEMPERATURE CONTROL CONTRACTOR, UNLESS OTHERWISE NOTED ON THE PLANS).
- C. THE ELECTRICAL CONTRACTOR SHALL DO ALL CUTTING, CHASING OR CHANNELING AND PATCHING REQUIRED FOR ANY WORK UNDER THE ELECTRICAL DIVISION, ANY CUTTING SHALL HAVE PRIOR APPROVAL OF THE LANDLORD. SLEEVES SHALL EXTEND AT LEAST TWO (2") INCHES ABOVE FINISHED FLOOR AND ALL SLEEVES, OPENINGS, ETC., THROUGH FIRE RATED WALLS AND FLOORS SHALL BE FIRE SEALED WITH CALCIUM SILICATE SILICONE "RTV" FOAM 3" FIRE RATED SEALANTS OR EQUAL BY HILT! AFTER CONDUIT/CABLES INSTALLATION SO AS TO RETAIN THE FIRE RATING.
- D. THE ELECTRICAL CONTRACTORS, INsofar AS THE WORK IS CONCERNED, SHALL AT ALL TIMES KEEP THE PREMISES IN A NEAT AND ORDERLY CONDITION AND, AT THE COMPLETION OF THE WORK, SHALL PROPERLY CLEAN UP AND CART AWAY ANY DEBRIS AND EXCESS MATERIAL.
- E. THE FOLLOWING EQUIPMENT SHALL BE IDENTIFIED WITH ENGRAVED BAKELITE NAMEPLATES AS TO NAME AND/OR FUNCTION: DISTRIBUTION PANELS, LIGHTING PANELS, MOTOR STARTERS AND DISCONNECT SWITCHES. OTHER MEANS OF IDENTIFICATION MAY BE ACCEPTABLE AT THE SUPERINTENDANT'S DISCRETION.
- F. THE LOCATION OF OUTLETS AND EQUIPMENT SHOWN ON THE DRAWINGS ARE APPROXIMATE AND THE ARCHITECT/TENANT CONSTRUCTION MANAGER SHALL HAVE THE RIGHT TO RELOCATE ANY OUTLETS OR FIXTURES BEFORE THEY ARE INSTALLED WITHOUT ADDITIONAL COST.

NEW PANEL

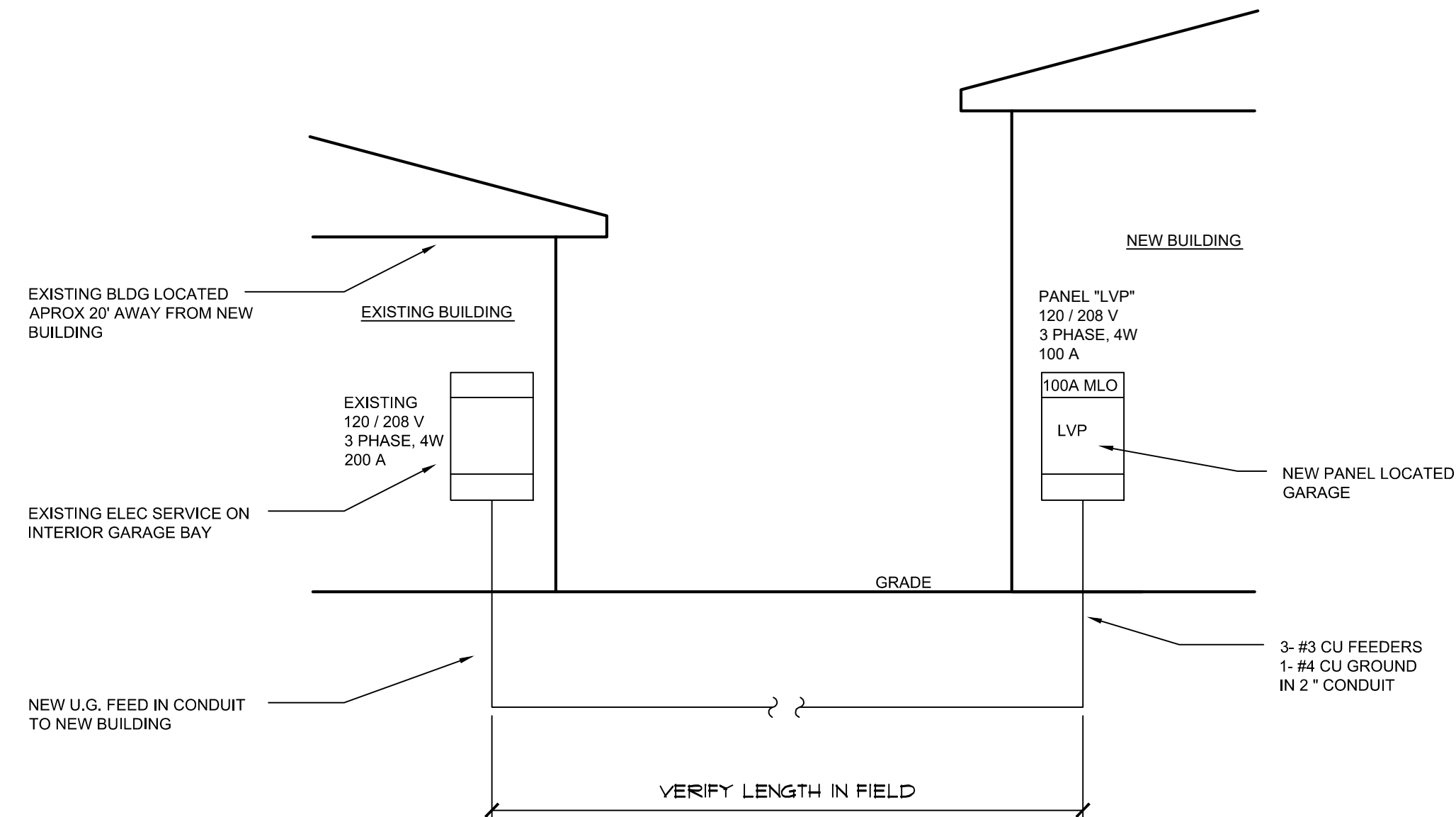
LVP Panel Wiring Schedule												
Voltage 120/208					Phase 3		Wire 4		Mains 100 A		Panel location GARAGE WALL	
Fault Current VERIFY					AIC RATING 10000		Mounting SURFACE		Type MCB			
Ckt. No.	Brkr Size	Load Description	AMPS	PHASE	AMPS	Load Description	Brkr Size	Ckt. No.				
+ 1	20A	EXIT / EMERGENCY LIGHTS		A		ELECTRIC BASEBOARD HEATER	20A	2				
3	20A	INTERIOR LIGHTING / EXT DOORS		B		WATER HEATER	15A	4				
5	20A	GARAGE DOOR PLUGS		C				6				
7	20A	INTERIOR PLUGS / RESTROOM		A				8				
9	20A	EXTERIOR PLUGS		B				10				
11	20A	GAS HEATERS		C				12				
13	20A	EXHAUST FAN / LIGHT		A				14				
15	20A	WALL EXHAUST FAN		B				16				
17				C		FEED	50A	18				
19				A				20				

PANELBOARD NOTES:

- + PROVIDE LOCKABLE CIRCUIT BREAKER FOR NIGHT LIGHTING/EMERGENCY LIGHTING CIRCUIT

E.C. TO VERIFY CURRENT WITH LOCAL UTILITY CO. AND INSTALL A NEW MDP COMPATIBLE WITH EXIST BUILDING FAULT CURRENT PER DETAILS ON SHEET E11

E.C. TO UTILIZE MC CABLE WHERE ALLOWABLE BY CODE



GENERAL NOTES:
 1.) ALL CONDUIT SIZES & WIRE SIZES TO BE VERIFIED W/ ELECTRICAL CONTRACTOR

1 ELECTRICAL RISER
SCALE: NTS

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POLE BARN

CONSULTANT:
JOSEPH MARINACCI
 ARCHITECT

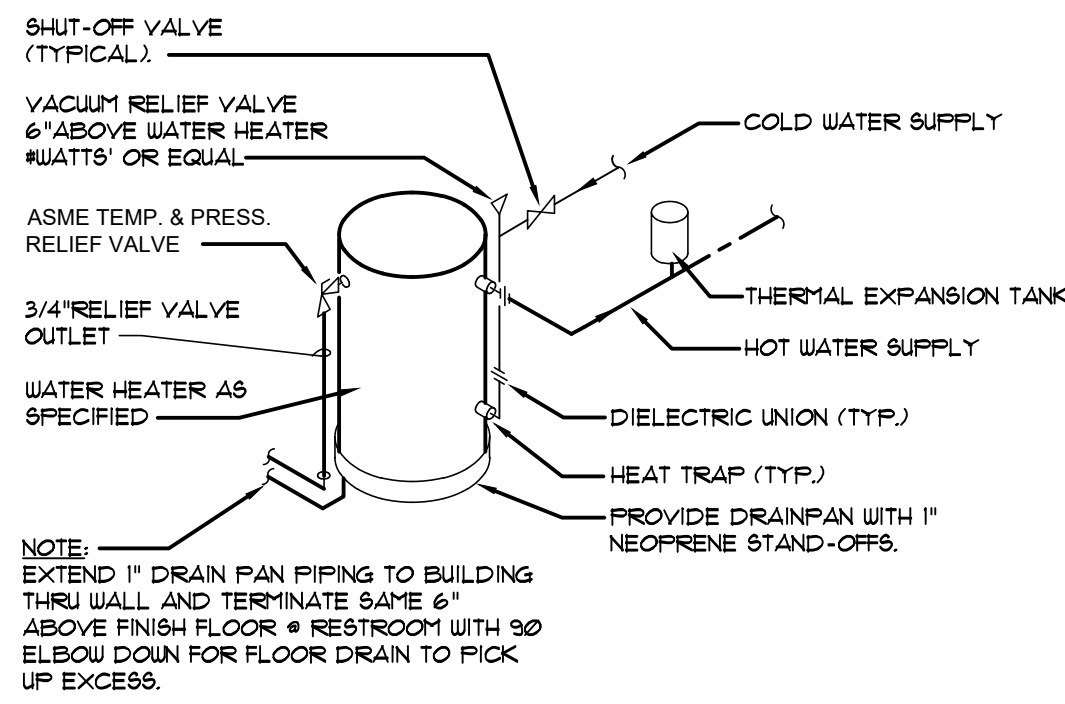
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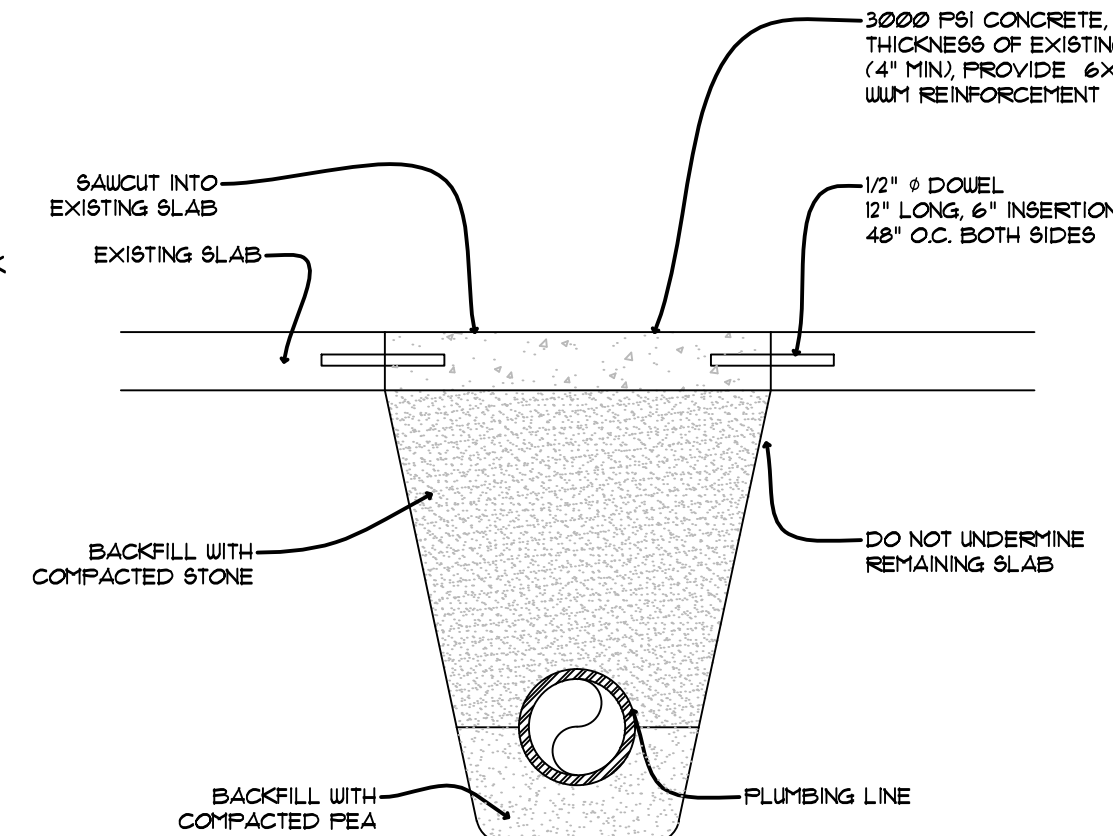
ELECTRICAL PLANS & DETAILS

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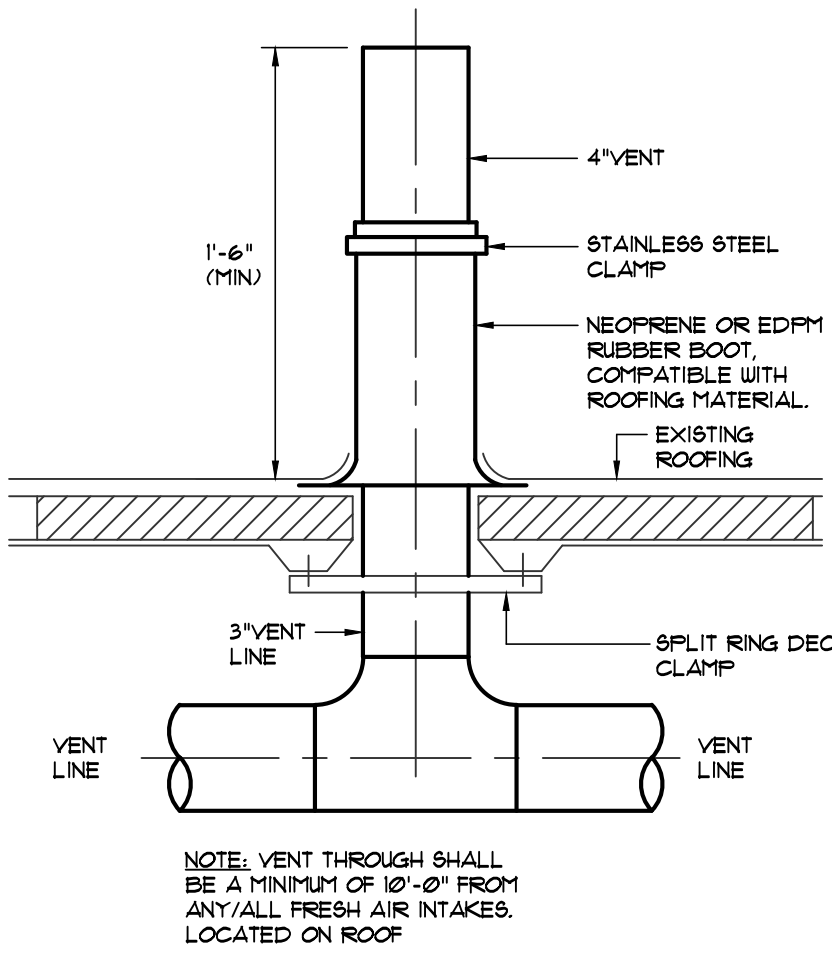
E1.1



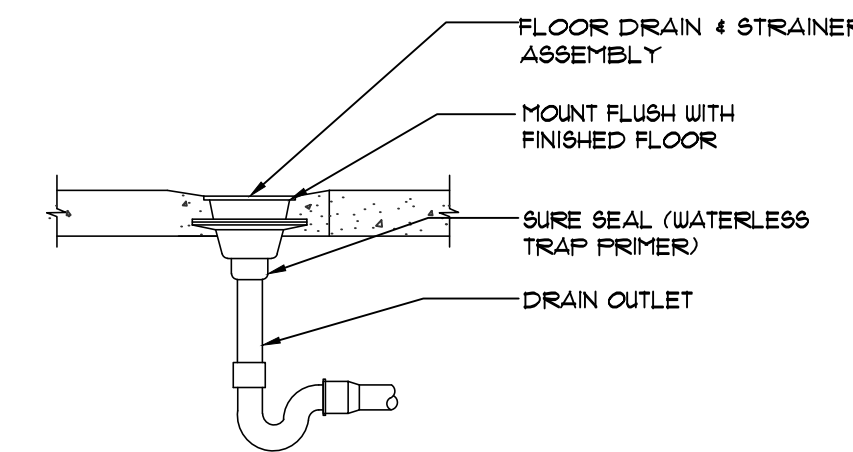
1 WATER HEATER DETAIL
N.T.S.



3 TRENCH INFILL DETAIL
N.T.S.

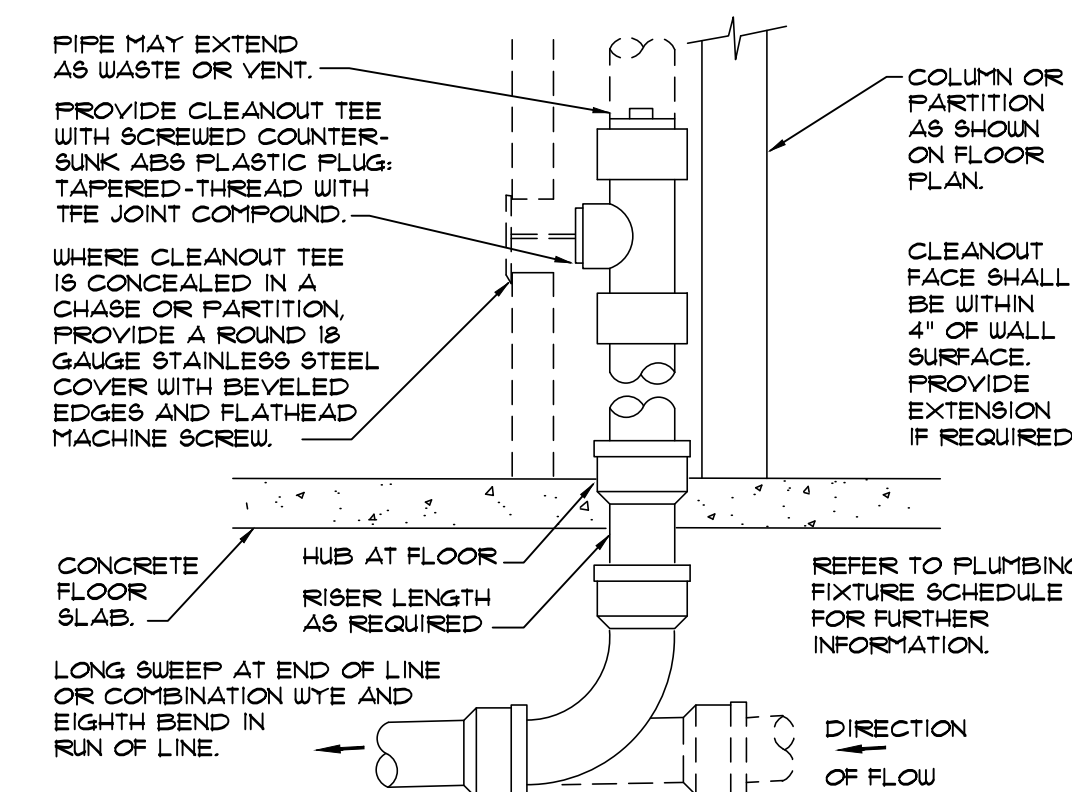


2 VENT THROUGH ROOF
N.T.S.



LOCATE FLOOR DRAIN PER PLAN. IF FLOOR STRUCTURE INTERFERES MOVE SIDEWAYS IF POSSIBLE, OTHERWISE MOVE BACK. ALWAYS LOCATE WHERE EASILY ACCESSIBLE IF CONCRETE FLOOR IS NOT EXISTING, SET DRAIN IN PLACE AND POUR AROUND IT. EXISTING SAW CUT OR CORE DRILL IT. SET DRAIN BODY IN PLACE AND POUR AROUND IT. RECESS TOP OF FLOOR SINK 1/2\"/>

4 FLOOR DRAIN SURE SEAL DETAIL
SCALE: 1/8\"/>



REFER TO PLUMBING FIXTURE SCHEDULE FOR FURTHER INFORMATION.

5 WALL CLEANOUT DETAIL
SCALE: 1/8\"/>

GENERAL PLUMBING NOTES

- A. GENERAL
 1. CONFORM TO ALL GENERAL AND SPECIAL CONDITIONS OF CONTRACT AS SPECIFIED IN THESE SPECIFICATIONS.
 2. SPECIFICATIONS ARE APPLICABLE TO ALL CONTRACTORS AND/OR SUBCONTRACTORS FOR PLUMBING SYSTEM.
 3. CHECK OTHER PLANS AND SPECIFICATIONS AND FULLY COORDINATE WITH OTHER SYSTEMS AND TRADES.
 4. VISIT SITE, CHECK FACILITIES AND CONDITIONS, VERIFY ALL REQUIREMENTS AND CONNECTIONS IN FIELD, AND TAKE ALL ITEMS INTO CONSIDERATION IN BID.
 5. SYSTEMS ARE TO BE COMPLETE AND WORKABLE IN ALL RESPECTS, PLACED IN OPERATION AND PROPERLY ADJUSTED.
 6. EACH CONTRACTOR SHALL PROVIDE FOR HIS OWN CLEAN-UP, REMOVAL AND LEGAL DISPOSAL OF ALL RUBBISH ON A DAILY BASIS.
 7. FULLY COORDINATE ALL WORK WITH OTHER CONTRACTORS, SUBCONTRACTORS, THE OWNER AND COOPERATE COMPLETELY.
 8. CONTRACTORS MUST CONFIRM ALL REQUIREMENTS AND CONNECTION POINTS IN FIELD PRIOR TO STARTING WORK.
 9. ARRANGE FOR AND OBTAIN OWNER REPRESENTATIVE'S PERMISSION FOR ANY SERVICE SHUTDOWNS REQUIRED UNDER THIS CONTRACT.
 10. THE CONTRACTOR SHALL BE SOLELY RESPONSIBLE FOR CONSTRUCTION MEANS, METHODS, SEQUENCES OF CONSTRUCTION AND THE SAFETY OF WORKMEN.
 11. NO PIPING, CONTROLS, ETC. SHALL BE INSTALLED OR ROUTED ABOVE ELECTRICAL PANELS AND EQUIPMENT.
 12. ELECTRICAL WORK SHALL BE IN COMPLIANCE WITH THE NATIONAL ELECTRIC CODE DIVISION 16 MATERIALS AND METHODS.
- B. CODES, STANDARDS AND REGULATIONS
 1. CONFORM TO ALL APPLICABLE CODES, GOVERNMENT REGULATIONS.
 2. OBTAIN PERMITS AND PAY ALL FEES. ARRANGE FOR ALL REQUIRED INSPECTIONS AND APPROVALS.
- C. DRAWINGS
 1. THE SYSTEMS ARE SHOWN ON PLUMBING DRAWINGS. DRAWINGS ARE DIAGNOSTIC IN NATURE, CONFIRM ALL DIMENSIONS BY FIELD MEASUREMENT.
 2. THE INTENT IS FOR COMPLETE AND WORKABLE SYSTEMS. THE DRAWINGS AND THESE NOTES ARE TO BE USED TOGETHER AS A BASIS OF SHOWING AND/OR DESCRIBING THE SYSTEM REQUIRED FOR THIS FACILITY (RESOURCE CENTER).
- D. BASE EQUIPMENT/MATERIALS AND SUBSTITUTIONS
 1. BASE EQUIPMENT, MANUFACTURER, MODEL, AND CAPACITY OF EQUIPMENT ARE LISTED IN SCHEDULE ON DRAWING. ANY OTHER MANUFACTURER OR MODEL IS CONSIDERED A SUBSTITUTION.
 2. ALL EQUIPMENT AND MATERIALS SHALL BE NEW AND FREE OF DEFECTS AND ULL LABELED, OTHERWISE NOT ACCEPTED.
 3. SUBSTITUTIONS ARE SUBJECT TO THE APPROVAL OF THE OWNER. IF A SUBSTITUTION IS SUBMITTED, IT IS THE CONTRACTOR'S RESPONSIBILITY TO EVALUATE IT AND CERTIFY THAT THE SUBSTITUTION IS EQUIVALENT IN ALL RESPECTS TO THE BASE SPECIFICATIONS.
 4. IF SUBSTITUTIONS ARE APPROVED, NOTIFY ALL OTHER CONTRACTORS, SUBCONTRACTORS OR TRADES AFFECTED BY SUBSTITUTION AND FULLY COORDINATE. ANY COSTS RESULTING FROM SUBSTITUTION, WHETHER BY CONTRACTOR OR OTHERS, SHALL BE RESPONSIBILITY OF AND PAID FOR BY SUBSTITUTING CONTRACTOR.
 5. ALL EQUIPMENT SHALL BE INSTALLED IN FULL ACCORDANCE WITH THE MANUFACTURER'S DATA AND INSTALLATION INSTRUCTIONS. IT IS THIS CONTRACTOR'S RESPONSIBILITY TO CHECK AND CONFORM TO THESE REQUIREMENTS PRIOR TO STARTING WORK.
- E. CHECK, TEST, START, ADJUST AND INSTRUCTIONS
 1. AFTER INSTALLATION AND SERVICING, CHECK ALL EQUIPMENT AND PERFORM START UP IN ACCORDANCE WITH THE MANUFACTURER'S INSTRUCTIONS.
 2. PIPING SHALL BE FULLY TESTED AND MADE FREE OF LEAKS.
 3. INSTRUCT OWNER/TENANT IN OPERATION OF SYSTEMS AND SUBMIT OPERATING AND MAINTENANCE MANUAL ON ALL EQUIPMENT AND SYSTEMS.
- F. PROJECT WARRANTY
 1. FULLY WARRANT ALL MATERIALS, EQUIPMENT AND WORKMANSHIP FOR ONE (1) YEAR FROM DATE OF ACCEPTANCE.
 2. REPAIR OR REPLACE WITHOUT CHARGE TO THE OWNER ALL ITEMS FOUND DEFECTIVE DURING THE WARRANTY PERIOD.

6 VENT PIPE INSTALLATION
SCALE: NTS

PLUMBING SYSTEM

- A. SCOPE
 1. FURNISH ALL PLUMBING FIXTURES, EQUIPMENT AND MATERIAL INDICATED AND SHOWN ON DRAWINGS AND INSTALL COMPLETE AND PLACE IN PROPER OPERATION.
 2. PLUMBING SYSTEMS CONSISTS OF, BUT NOT LIMITED TO THE FOLLOWING:
 - A. PLUMBING FIXTURES WITH ALL REQUIRED TRIM AND EQUIPMENT.
 - B. PLUMBING SPECIALTIES (SHUT-OFF VALVES, ETC.).
 - C. DOMESTIC HOT/COLD WATER/WASTE, VENT AND STORM WATER PIPING SPECIFIED.
 - D. INSULATION OF PIPING ITEMS (DOMESTIC HOT/COLD RECIRCULATING AND STORM WATER PIPING).
 - E. OTHER PLUMBING ITEMS THAT MAY BE INDICATED OR SPECIFIED (NATURAL GAS PIPING).
- B. CONNECTIONS TO EQUIPMENT FURNISHED BY OTHERS
 1. INCLUDE ACCESSORIES REQUIRED BY CODE, DRAWING OR MANUFACTURER'S INSTRUCTIONS TO MAKE FINAL CONNECTIONS.
- C. SANITARY SEWERS
 1. INSTALL SANITARY SEWERS, STACKS, VENTS, FLOOR DRAINS AND CLEANOUTS FOR PROJECT AND AS INDICATED ON THE DRAWINGS.
 2. SEWERS TO BE PITCHED A MINIMUM OF 1/4\"/>
 3. CHANGES IN DIRECTION AND BRANCH CONNECTIONS SHALL BE MADE WITH SAME PIPING SYSTEM MATERIAL IN WHICH IT IS INSTALLED.
 4. ALL FIXTURES AND SANITARY DRAINS SHALL BE VENTED AS INDICATED ON DRAWINGS AND IN ACCORDANCE WITH STATE CODES.

PLUMBING FIXTURE SCHEDULE		
TYPE	DESCRIPTION	ACCESSORIES & REMARKS
WCI	HANDICAPPED W.C. ADA TYPE TANK TYPE FLOOR MOUNTED	GERRER 21-318 ELONGATED TOILET-OR EQUAL CHURCH # 8000SSC CLOSET SEAT - OR EQUAL TWO BOLT CAPS
LYI	LAVATORY ADA TYPE WALL HUNG VITREOUS CHINA	GERRER 13-464 WALL HUNG SINK - OR EQUAL DELTA 620 SINGLE HANDLE FAUCET MC GIBRE #155VC OFFSET DRAIN MC GIBRE #1892Z TRAP #BULK SUPPLIES JAY R. SMITH SERIES 700 CARRIER
FD	FLOOR DRAIN 1 1/4\"/>	
FCO	FLOOR CLEAN OUT	JAY R. SMITH #4028
WCO	WALL CLEAN OUT	JAY R. SMITH #4531 OR #4402
HWTI	6 GALLON HOT WATER TANK	A.O. SMITH DEL-6 2.5 KW HEATING INPUT
MSI	MOP SINK	24\"/>
OIL	OIL INTERCEPTOR	BRAND, WATTS, OR APPROVED EQUAL SIZE - 11-4 GPM SPEC: W04 2\"/>
TRENCH	TRENCH DRAIN	BRAND- MFAB, OR APPROVED EQUAL SIZE - 2 1/2\"/>

DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

SPECIAL INFORMATION:
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AREA:
2,400 SF

BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY
 POLE BARN

CONSULTANT:
 JOSEPH MARINACCIO
 ARCHITECT
 BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

TITLE: PLUMBING DETAILS

DRAWN BY: JM
 CHECKED BY: JM
 DATE: 4-10-17

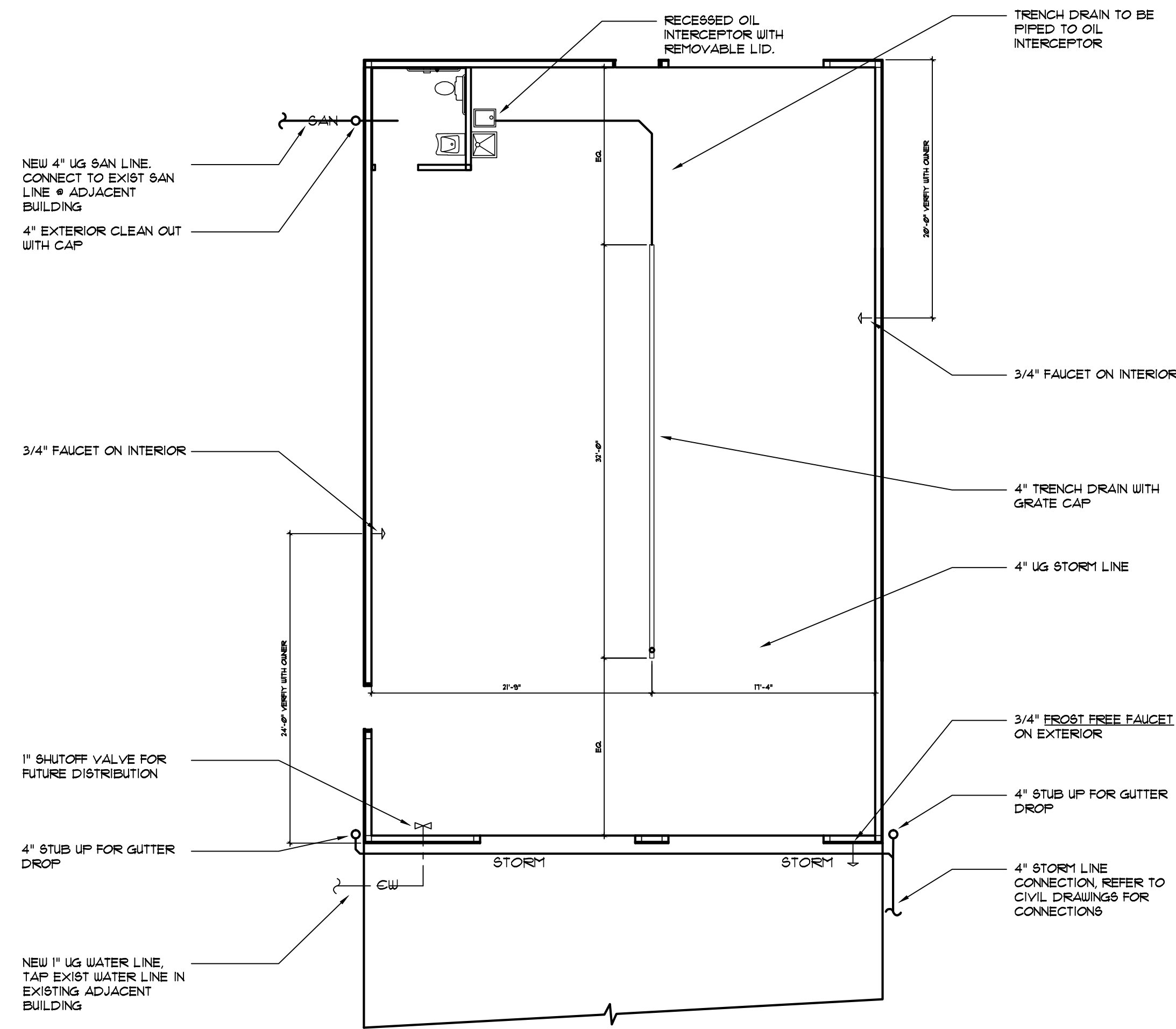
DRAWING NO. P1.0

ABBREVIATIONS

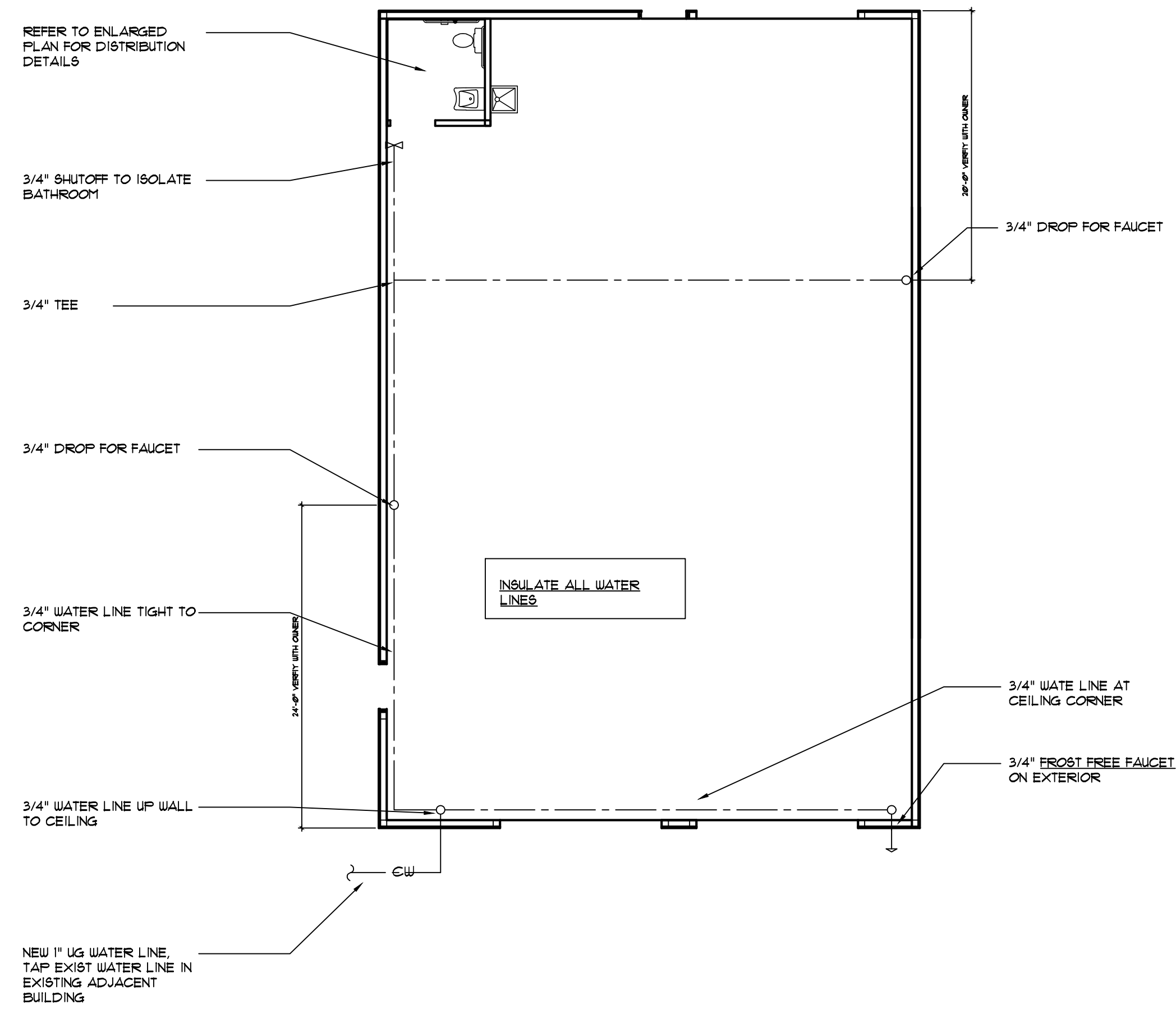
DCW	DOMESTIC COLD WATER
DHUR	DOMESTIC HOT WATER RETURN
DHW	DOMESTIC HOT WATER
SAN	SANITARY SEWER
VENT	VENT
FCO	FLOOR CLEAN OUT
AF	ABOVE FINISHED FLOOR
NG	NATURAL GAS
SOV	SHUT-OFF VALVE
FD	FLOOR DRAIN
BFF	BELOW FINISHED FLOOR
VTR	VENT THROUGH ROOF
CFH	CUBIC FEET PER HOUR
RTU	ROOFTOP UNIT
DES	DESIGNATION
BFG	BELOW FINISHED GRADE
MHV	MASTER MIXING VALVE

LEGEND

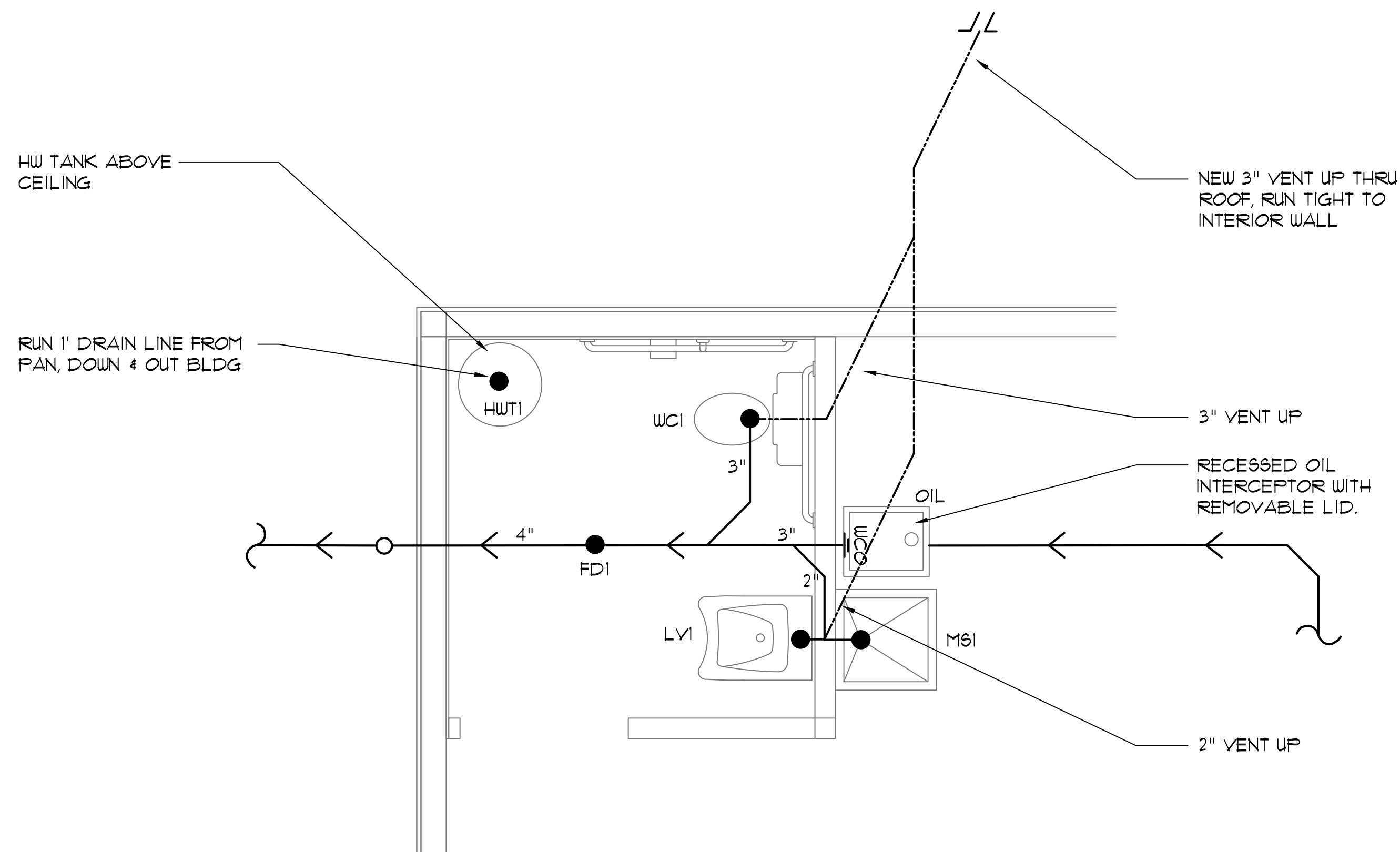
---	EXISTING PIPING AS NOTED
---	STORM WATER LINE
---	DOMESTIC HOT WATER RETURN
---	DOMESTIC COLD WATER
---	DOMESTIC HOT WATER (110°F)
---	SANITARY SEWER LINE
---	VENT LINE
---	NATURAL GAS
---	GAS VALVE (AGA APPROVED)
---	BALL VALVE
---	UNION
---	CHECK VALVE
---	POINT OF PIPE CONNECTION (NEW PLUMBING TO EXISTING PLUMBING)
---	VENT THROUGH ROOF
---	FLOOR DRAIN WITH TRAP
---	FLOOR CLEANOUT
---	DETAIL OR FLOOR PLAN NUMBER
---	DRAWING NUMBER



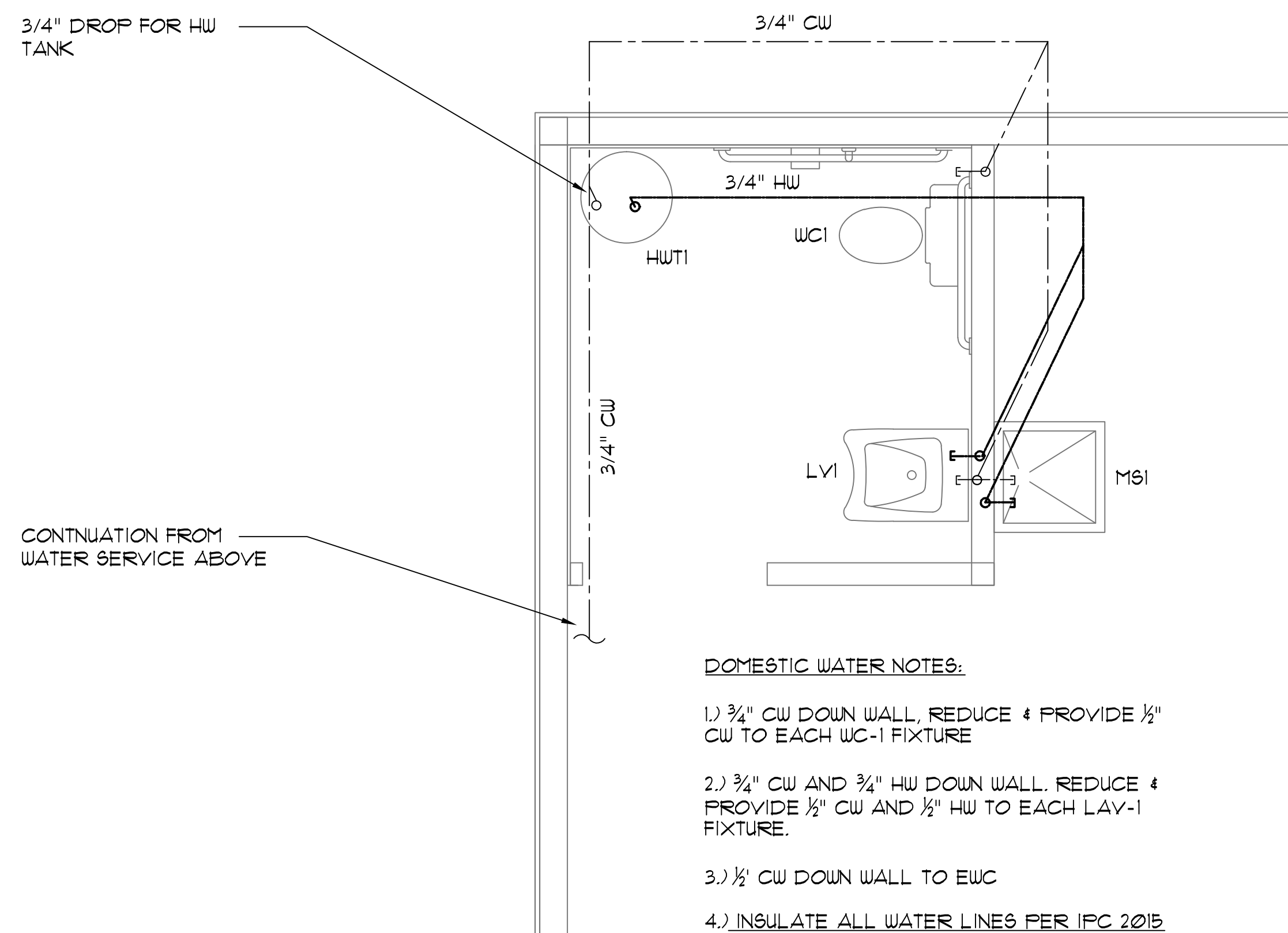
1 PLUMBING PLAN
 SCALE: 1/8" = 1'-0"



2 DOMESTIC WATER PLAN
 SCALE: 1/8" = 1'-0"



3 SANITARY PLAN
 SCALE: NTS



4 ENLARGED DOMESTIC PLAN
 SCALE: NTS

DRAWING REVISIONS:

No.	DATE	BY	REMARKS
1	4-10-17	JM	ISSUED FOR BID PERMIT

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AREA:
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BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BOULEVARD
 CHEEKTOWAGA NY
 POLE BARN

CONSULTANT:

JOSEPH MARINACCIO
 ARCHITECT
 PREPARED FOR

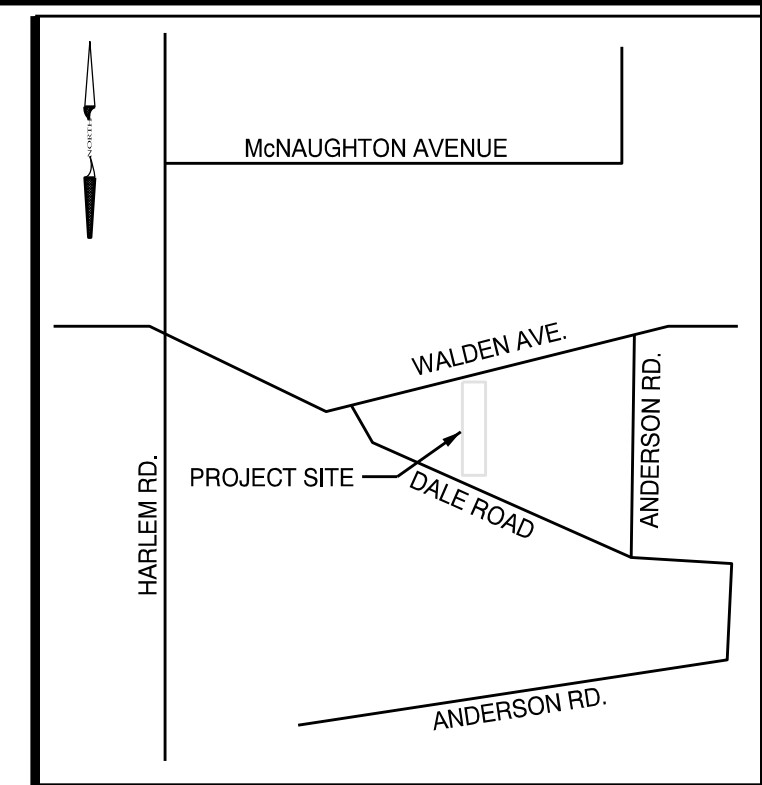
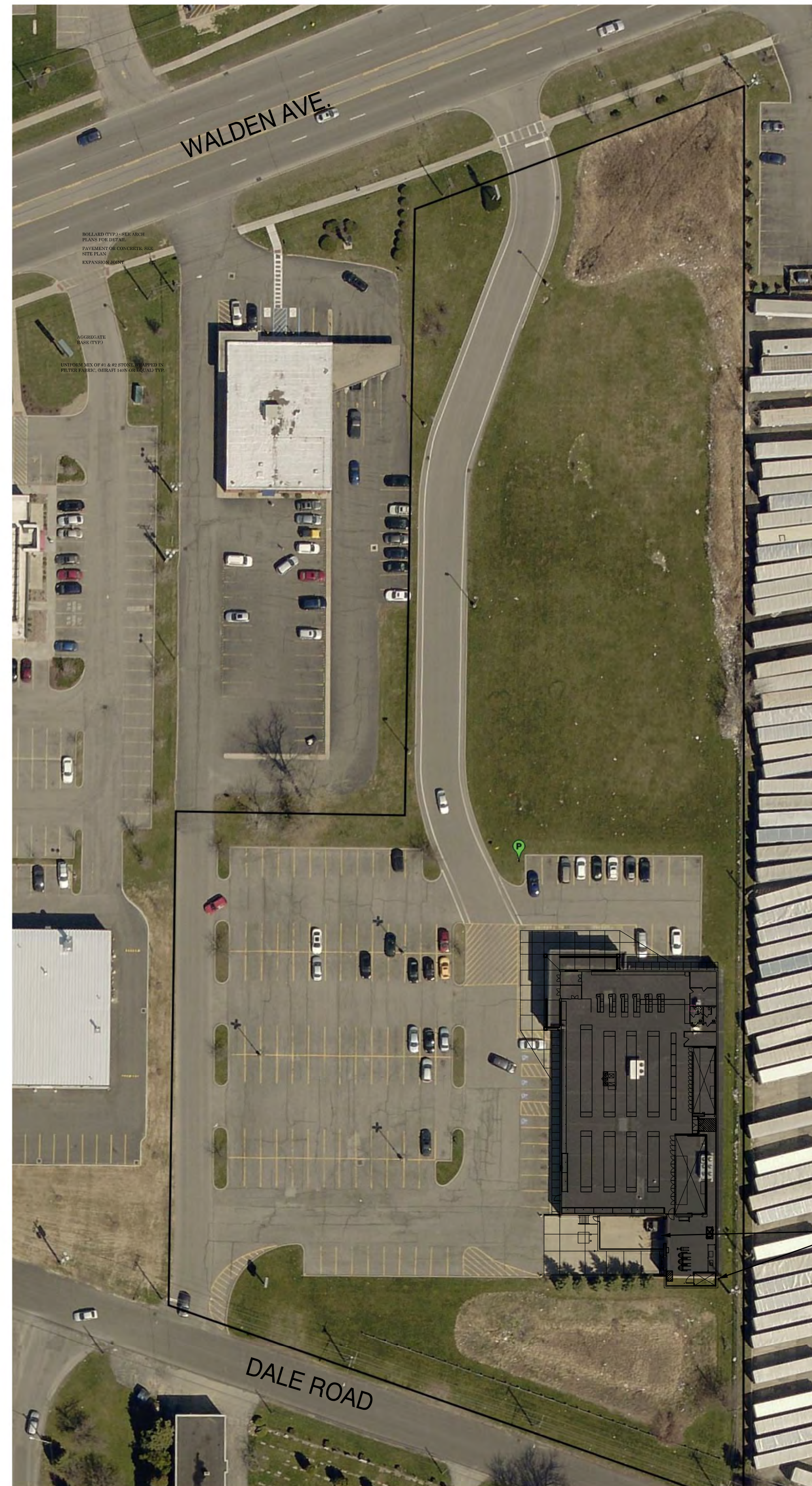
BELLEVUE FIRE DEPARTMENT
 511 COMO PARK BLVD
 CHEEKTOWAGA, NY 14227

SEAL

TITLE: PLUMBING PLANS

DRAWN BY: JM
 CHECKED BY: JM
 DATE: 4-10-17
 DRAWING NO.: P1.1

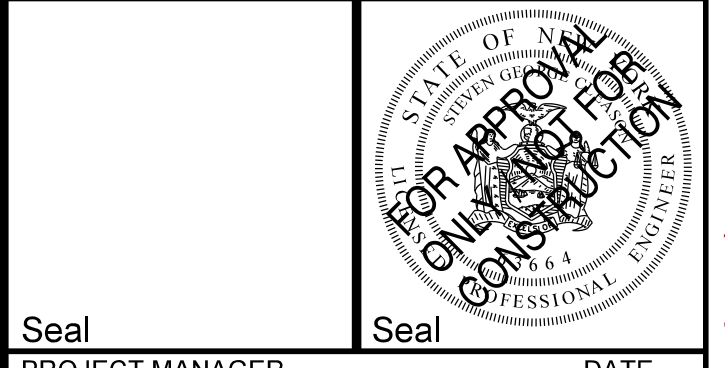
ALDI - CHEEKTOWAGA, NY



LOCATION SKETCH
N.T.S.
0 25 50 100 150
Graphic Scale: 1"=50'

Issued:	Date:
A SUBMIT TO TOWN	3/2/17
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Seal PROJECT MANAGER DATE

PROJECT ENGINEER / ARCHITECT DATE

PROJECT DESIGNER DATE

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(315) 656-2426 fax

ALDI - CHEEKTOWAGA, NY
1685 Walden Avenue
Town of Cheektowaga
Erie County, NY
Project Name & Location:

PLAN LIST	
COVER SHEET	CS
SURVEY	1
DEMOLITION PLAN	C 1
SITE PLAN	C 2
GRADING, UTILITY AND LIGHTING PLAN	C 3
LANDSCAPE PLAN	C 4
DETAILS SHEET	C 5
SPECIFICATIONS	C 6

COVER SHEET
Drawing Name:

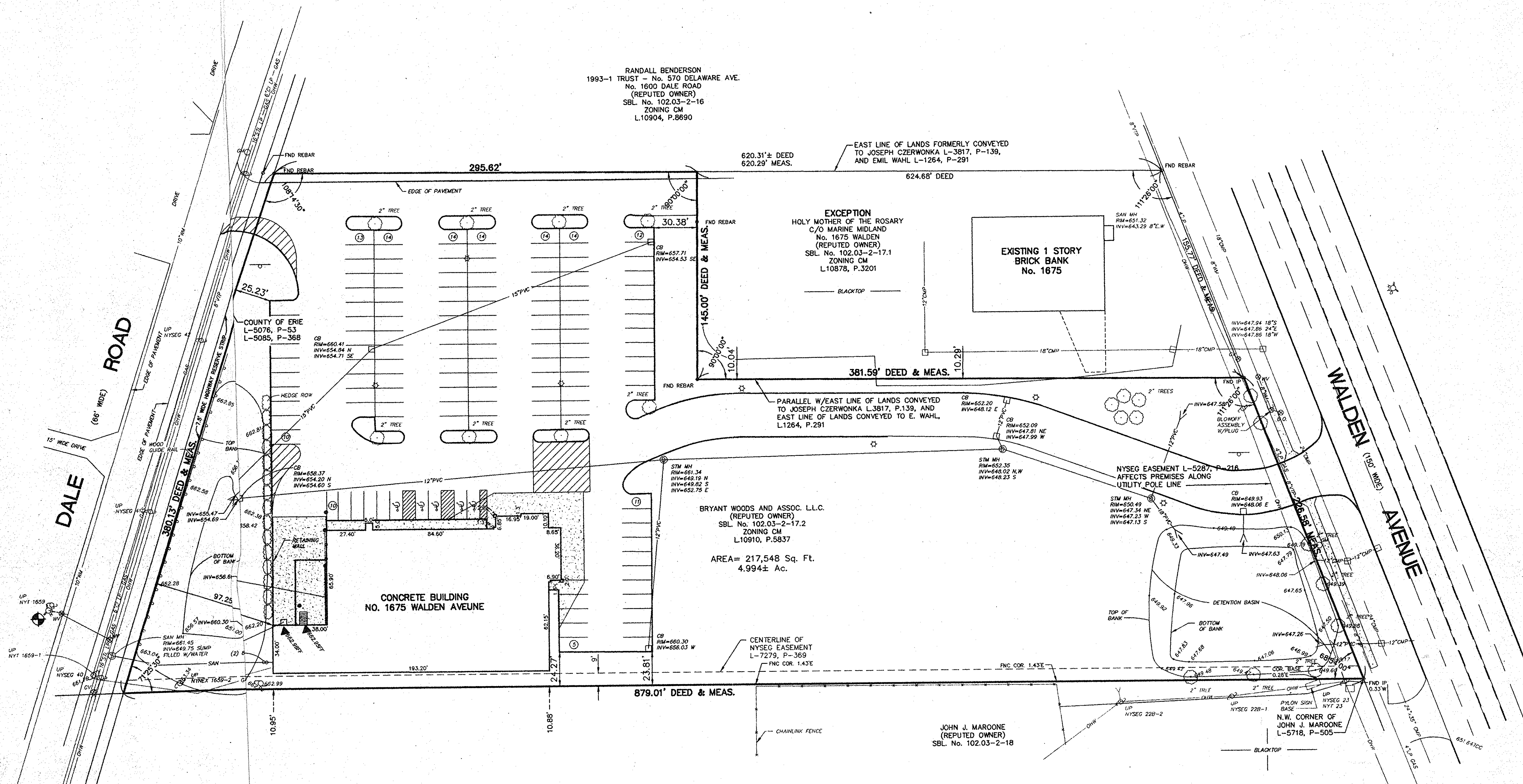
Date:	2/28/17	Project No.	16-0312
Type:			
Drawn By:	SGC		CS
Scale:	1"=50'	Drawing No.	

Attachment: Site Plan (RES-2017-360) : Accept Site Plan - 1685 Walden Avenue



LEGEND

- UTILITY POLE
- OVERHEAD WIRES
- GUY WIRE
- SANITARY MANHOLE
- CATCH BASIN
- WATER VALVE
- 2" BLOWOFF
- GAS VALVE
- HYDRANT
- MAILBOX
- GASOLINE PUMP
- UNDERGROUND STORM SEWER
- UNDERGROUND SANITARY SEWER
- UNDERGROUND GAS
- UNDERGROUND WATER MAIN
- BENCHMARK
- VERIFIED TILE PIPE
- CORRUGATED METAL PIPE
- SIGN
- DECIDUOUS TREE
- NUMBER OF PARKING SPACES
- LIGHT STANDARD

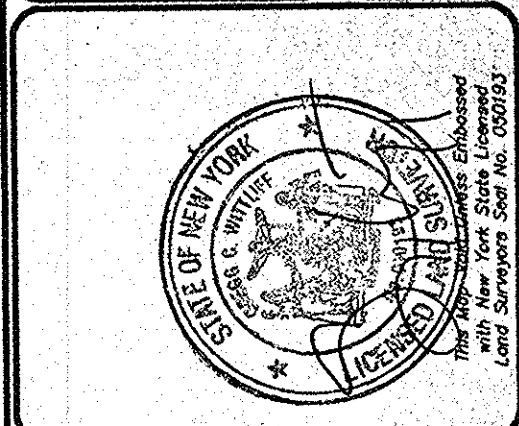


NOTES:

1. NYSEG EASEMENT L-5287, P-216 AFFECTS PREMISES ALONG EXISTING UTILITIES AT NORTHERLY PORTION OF PREMISES AS SHOWN
2. SETBACK AND OFFSET MEASUREMENTS TO THE BUILDING AS TAKEN FROM THE CONCRETE FOUNDATION.
3. BENCHMARK: EAST BONNET BOLT OF FIRE HYDRANT ON THE SOUTH SIDE OF DALE ROAD, OPPOSITE OF SITE. ELEVATION = 663.84

DRAWING REVISIONS	
ITEM	DESCRIPTION
1	AS-BUILTS

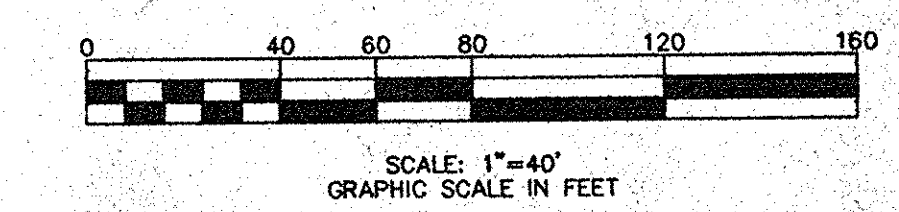
DESIGNED BY: JFR
 DRAWN BY: JFR
 CHECKED BY: GCW
 DATE: 12/24/97
 SCALE: 1"=40'



WSA
 WSA SCARLETT & ASSOCIATES, P.C.
 ENGINEERING
 LAW SURVEYING
 5380 GENESSEE STREET, P.O. BOX 46
 BOWMANVILLE, NEW YORK 14026-0046
 TELE: (716) 683-5861 FAX: (716) 683-0169

ALDI FOODS
 PART OF LOT 24, TOWNSHIP 11, RANGE 7
 TOWN OF CHEEKTOWAGA - ERIE COUNTY - NEW YORK
FINAL AS-BUILT

THIS SHEET ISSUED MAY 11, 1998
 SHEET NO. 1
 DWG FILE: C/97009/02
 WSA PROJECT NO. 97009

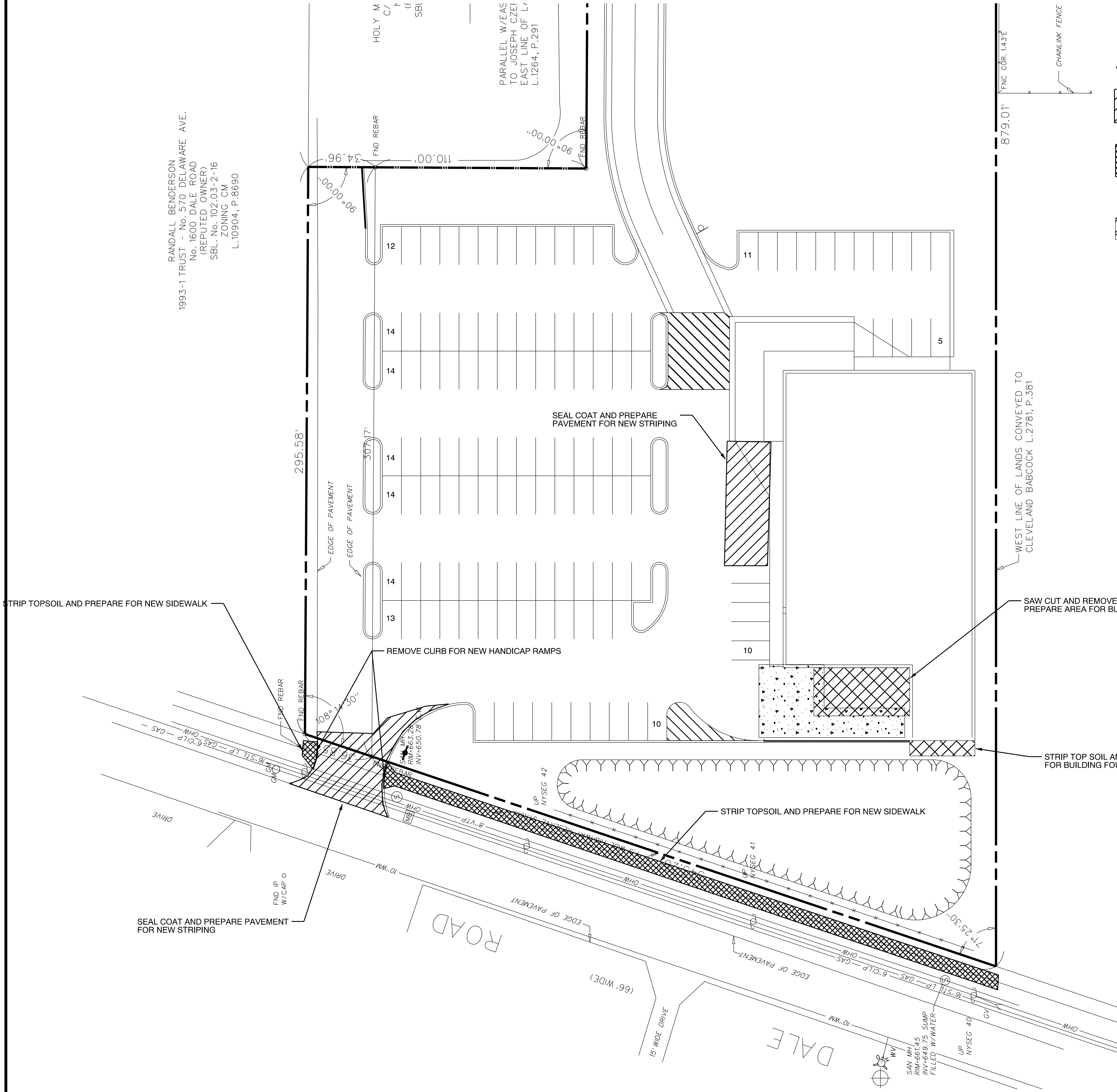


Handwritten notes:
 lot was being marked whether or not
 150, 300, 350, 500
 500

Attachment: Site Plan (RES-2017-360) - Accept Site Plan - 1685 Walden Avenue

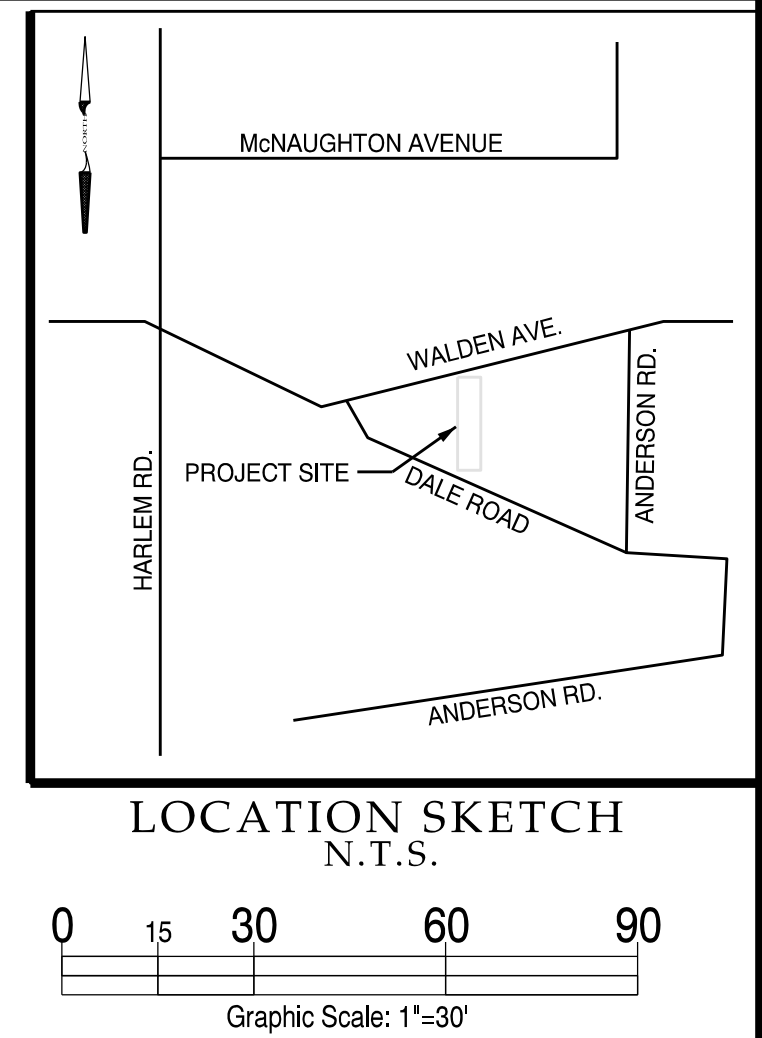
RANDALL BENDERSON
1993-1 TRUST - No. 570 DELAWARE AVE.
No. 1600 DALE ROAD
(REPUTED OWNER)
SBL No. 102.03-2-16
ZONING CM
L-10904, P.8690

PARALLEL W/EAS
TO JOSEPH CZEJ
EAST LINE OF L1
L.1264, P.291



LEGEND

- EXISTING CURB
- PROPERTY LINE
- AREA FOR PAVEMENT SEALING AND PREPARATION
- SIDEWALK PREPARATION AREA
- BUILDING PREPARATION AREA

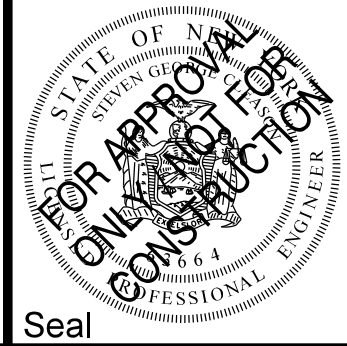


DEMOLITION NOTES

1. ALL ITEMS DESIGNATED TO BE REMOVED SHALL BE DISPOSED OF OFF-SITE IN A LEGAL MANNER.
2. CONTRACTOR SHALL VERIFY THE LOCATION OF ALL EXISTING UTILITIES PRIOR TO THE COMMENCEMENT OF WORK. ANY DISCREPANCIES SHALL BE BROUGHT TO THE OWNER'S REPRESENTATIVES ATTENTION AT THE TIME OF DISCOVERY TO ALLOW SUFFICIENT TIME FOR ANY NECESSARY REDESIGN.
3. PERIMETER EROSION CONTROLS AND INLET PROTECTION SHALL BE INSTALLED ON ALL EXISTING DRAINAGE STRUCTURES THAT WILL RECEIVE RUNOFF FROM CONSTRUCTION AREAS PRIOR TO THE COMMENCEMENT OF DEMOLITION AND/OR CONSTRUCTION. SEE C 3 "GRADING, UTILITY AND LIGHTING PLAN" AND C 5 "DETAIL SHEET" FOR MORE INFORMATION.
4. THE CONTRACTOR IS RESPONSIBLE FOR THE DEMOLITION, REMOVAL, AND DISPOSAL, IN A LEGAL MANNER AND IN A LOCATION APPROVED BY ALL GOVERNING AUTHORITIES, OF ANY AND ALL STRUCTURES, PADS, WALLS, FOUNDATIONS, PARKING, DRIVES, DRAINAGE, STRUCTURES, UTILITIES, ETC. SUCH THAT THE IMPROVEMENTS SHOWN ON THE REMAINING PLANS CAN BE CONSTRUCTED. ALL FACILITIES TO BE REMOVED SHALL BE UNDERCUT TO SUITABLE MATERIAL AND BROUGHT TO GRADE WITH SUITABLE COMPACTED FILL MATERIAL PER THE SPECIFICATIONS.
5. THE CONTRACTOR IS RESPONSIBLE FOR OBTAINING ALL PERMITS REQUIRED FOR DEMOLITION, TRANSPORTING, AND DISPOSAL.
6. THE CONTRACTOR SHALL PROVIDE TEMPORARY MEASURES, INCLUDING CAPS, PLUGS, AND ANY OTHER WORK THAT MAY BE REQUIRED TO MAINTAIN UTILITY SERVICE UNTIL PERMANENT UTILITIES ARE ESTABLISHED AND OPERATIONAL.
7. THE CONTRACTOR SHALL MAINTAIN ALL UTILITY SERVICES TO SURROUNDING PROPERTIES AT ALL TIMES. UTILITY SERVICES SHALL NOT BE INTERRUPTED WITHOUT APPROVAL FROM THE AGENCIES HAVING JURISDICTION, THE UTILITY COMPANIES, AND PROPERTY OWNER. NO UTILITIES SHALL BE REMOVED OR ABANDONED UNTIL NEW SYSTEMS ARE IN PLACE, OPERATIONAL, AND APPROVED BY AUTHORITIES HAVING JURISDICTION. THE CONTRACTOR WILL COORDINATE WITH ALL AGENCIES, AND/OR UTILITIES TO ENSURE THAT ALL NECESSARY PROVISIONS HAVE BEEN MADE AND ARE ACCEPTABLE TO THE OWNERS REPRESENTATIVE AND AUTHORITIES HAVING JURISDICTION PRIOR SHUTTING OFF OR ABANDONING UTILITY SYSTEMS. THE CONTRACTOR WILL PROVIDE ALL SAFETY EQUIPMENT AND DEVICES AS NECESSARY TO PROTECT THE ADJACENT PROPERTIES, STRUCTURES, AND OTHER AREAS SLATED TO REMAIN. THE CONTRACTOR WILL BE RESPONSIBLE FOR ALL COSTS TO REPAIR OR REPLACE ANY DAMAGE CAUSED BY HIS WORK. THIS WILL ALSO INCLUDE EROSION CONTROL, DUST CONTROL, AND SETTLEMENT.
8. THE CONTRACTOR SHALL COORDINATE WITH RESPECTIVE OWNER, UTILITY COMPANY, AND/OR LOCAL AUTHORITY HAVING JURISDICTION PRIOR TO THE REMOVAL AND/OR RELOCATION OF UTILITIES. WORK SHALL BE DONE IN ACCORDANCE WITH THE AUTHORITY HAVING JURISDICTION. THE CONTRACTOR SHALL COORDINATE WITH THE UTILITY COMPANY CONCERNING PORTIONS OF WORK WHICH MAY BE PERFORMED BY THE UTILITY COMPANY'S PERSONNEL, AND ANY FEES WHICH ARE TO BE PAID TO THE UTILITY COMPANY FOR THEIR SERVICES. THE CONTRACTOR IS RESPONSIBLE FOR PAYING ALL FEES AND CHARGES.
9. THE LOCATIONS OF ALL EXISTING UTILITIES SHOWN ON THIS PLAN HAVE BEEN DETERMINED FROM THE BEST INFORMATION AVAILABLE AND ARE GIVEN FOR THE CONVENIENCE OF THE CONTRACTOR. THE ENGINEER ASSUMES NO RESPONSIBILITY FOR THEIR ACCURACY. PRIOR TO THE START OF ANY DEMOLITION ACTIVITY, THE CONTRACTOR SHALL NOTIFY THE UTILITY COMPANIES FOR LOCATION OF EXISTING UTILITIES ON-SITE. THE CONTRACTOR SHALL TAKE WHATEVER MEASURES NECESSARY TO LOCATE AND PROTECT EXISTING UTILITIES, STRUCTURES AND OTHER FACILITIES TO REMAIN. THE SANITARY LATERAL WAS NOT LOCATED DURING THE SURVEY AND SHOULD BE LOCATED AND PROTECTED DURING CONSTRUCTION.
10. ALL EXISTING SEWERS, PIPING, AND UTILITIES SHOWN ARE NOT TO BE INTERPRETED AS THE EXACT LOCATION, OR AS THE ONLY OBSTACLES THAT MAY BE ENCOUNTERED ON THE SITE. VERIFY EXISTING CONDITIONS AND PROCEED WITH CAUTION AROUND ANY ADJACENT FEATURES. GIVE NOTICE TO ALL UTILITY COMPANIES REGARDING DESTRUCTION AND REMOVAL OF ALL SERVICE LINES AND CAP ALL LINES BEFORE PROCEEDING WITH THE WORK. IF UTILITY IS ABANDONED, THAT UTILITY SHALL BE FILLED WITH GROUT OR FLOWABLE FILL. GROUT USED TO FILL ABANDONED UTILITY PIPING SHALL CONSIST OF FLOWABLE CEMENT MIX WITH MINIMUM COMPRESSIVE STRENGTH OF 200 PSI IN 28 DAYS.
11. ELECTRICAL, TELEPHONE, CABLE, WATER, SEWERS, FIBER OPTIC CABLE, AND/OR GAS LINES NEEDING TO BE REMOVED OR RELOCATED SHALL BE COORDINATED WITH THE AFFECTED UTILITY COMPANY. ADEQUATE TIME SHALL BE PROVIDED FOR RELOCATION. CLOSE COORDINATION WITH THE UTILITY COMPANY IS NECESSARY TO PROVIDE A SMOOTH TRANSITION IN UTILITY SERVICE. CONTRACTOR SHALL PAY CLOSE ATTENTION TO EXISTING UTILITIES DURING CONSTRUCTION.
12. SHOULD REMOVAL AND/OR RELOCATION ACTIVITIES DAMAGE EXISTING FEATURES TO REMAIN, THEN THE CONTRACTOR SHALL PROVIDE NEW MATERIALS AND/OR STRUCTURES IN ACCORDANCE WITH THE CONTRACT DOCUMENTS. EXCEPT FOR MATERIALS DESIGNATED TO BE RELOCATED ON THIS PLAN, ALL OTHER CONSTRUCTION MATERIALS SHALL BE NEW.
13. ALL EXISTING STRUCTURES, STORM SEWER MANHOLES, SANITARY SEWER MANHOLES, STORM SEWER CATCH BASINS, HAND HOLES, VALVE BOXES, CLEANOUTS, COMMUNICATION BOXES, ETC. TO REMAIN SHALL BE ADJUSTED TO FINAL GRADE.
14. THE CONTRACTOR SHALL BE RESPONSIBLE TO LOCATE AND MAINTAIN THE PROPERTY AND PROJECT LIMITS THROUGHOUT THE PROJECT. THE CONTRACTOR SHALL SAVE AND PROTECT ALL SURVEY MONUMENTS AND PINS, UNLESS OTHERWISE NOTED. CONTRACTOR SHALL ESTABLISH NEW PERMANENT BENCHMARKS PRIOR TO REMOVAL OF ANY EXISTING BENCHMARKS.
15. ANY AND ALL STRUCTURES, UTILITIES, ETC. OUTLINED IN THE SPECIFICATIONS.
16. ALL AREAS REQUIRING EXCAVATION AND BACKFILL DURING DEMOLITION SHALL BE RETURNED TO GRADE WITH SUITABLE COMPACTED MATERIAL AS OUTLINED IN THE SPECIFICATIONS.
17. STORE TO BE CLOSED WHEN DEMOLITION AND/OR CONSTRUCTION DO NOT PROVIDE FOR SAFE ACCESS, ALL WORKING AND LAYDOWN AREAS MUST BE FENCED OFF TO PREVENT ACCESS BY THE GENERAL PUBLIC.
18. SEE C 3 "GRADING, UTILITY AND LIGHTING PLAN" FOR PROPOSED GRADES THAT MAY IMPACT LIMITS OF MILLING, SHIMMING AND PAVEMENT WORK. CONTRACTOR IS RESPONSIBLE TO PROVIDE LIMITS OF WORK IN THE FIELD BASED ON ACTUAL GRADES IN THE FIELD. LIMITS OF NEW SHIM, MILLING AND OVERLAY WITHIN PARKING MAY VARY WITH ACTUAL FIELD CONDITIONS. ALL HANDICAP AREAS MUST BE CONSTRUCTED AND MAINTAINED WITH A MAXIMUM SLOPE OF 2% IN ANY DIRECTION.
19. ALL EXISTING LANDSCAPING TO BE PROTECTED THROUGHOUT THE PROJECT CONSTRUCTION. DAMAGED DEAD OR DYING LANDSCAPING TO BE REPLACED.
20. THE CONTRACTOR IS RESPONSIBLE TO SECURE THE SITE AND PROVIDE SAFE ACCESS. THE CONTRACTOR IS RESPONSIBLE FOR ALL TEMPORARY FENCING, SIGNS, PAVEMENT MARKINGS, BARRIERS, TRAFFIC CONTROL AND ALL OTHER DEVICES NECESSARY TO SECURE THE SITE AND PROVIDE SAFE ACCESS TO THE PUBLIC.

Issued:	Date:
A SUBMIT TO TOWN	3/2/17
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F	
G	
H	
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J	

Revisions:	Date:
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PROJECT MANAGER	DATE
PROJECT ENGINEER / ARCHITECT	DATE
PROJECT DESIGNER	DATE

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(315) 696-2426 fax

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Town of Cheektowaga
Erie County, NY
Project Name & Location:

DEMOLITION PLAN	
Drawing Name:	Project No.
Date: 2/28/17	16-0312
Type: PRELIMINARY	
Drawn By: SGC	C 1
Scale: 1"=30'	Drawing No.

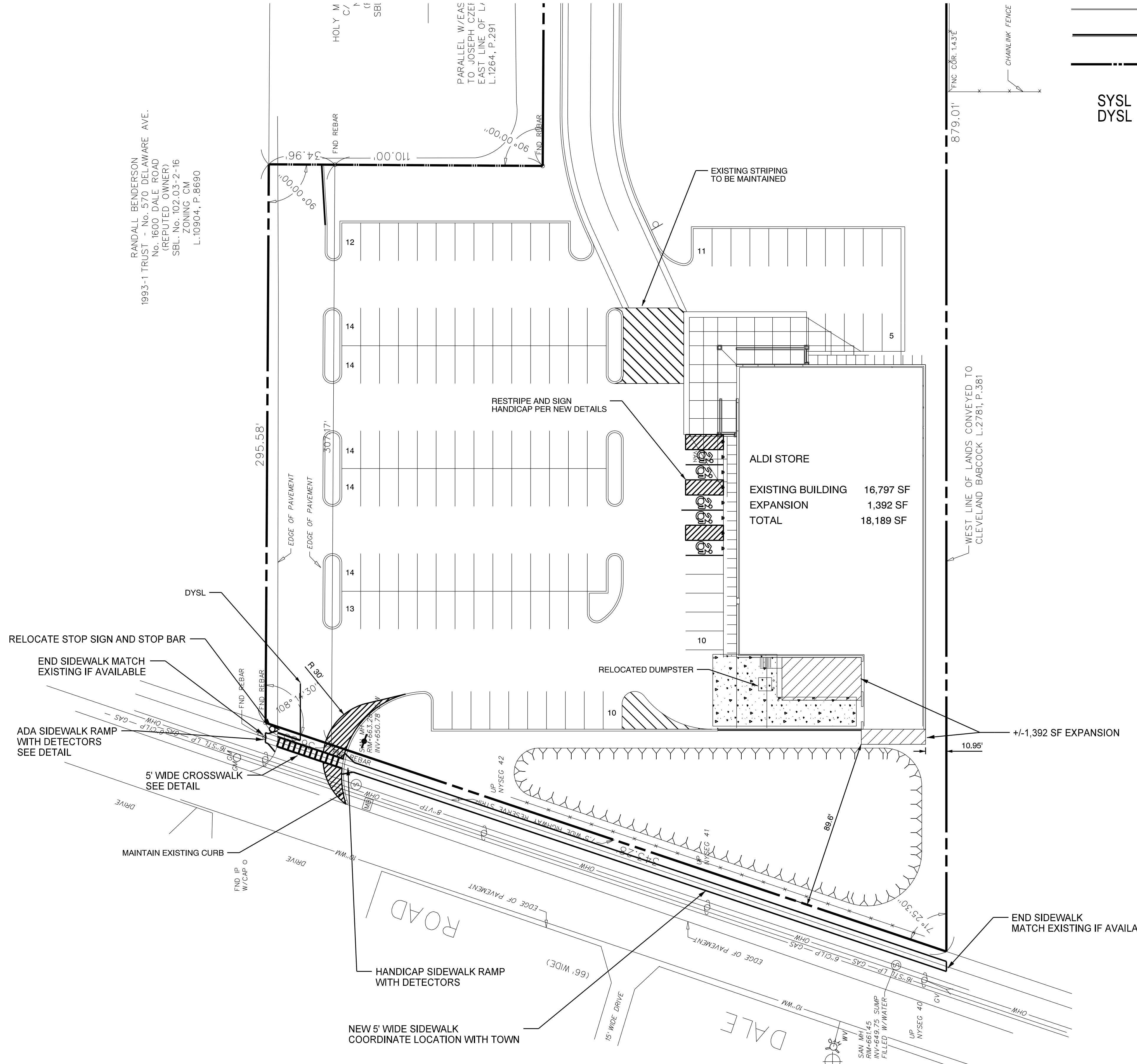
AS REQUIRED BY NEW YORK STATE LAW, CONTRACTOR SHALL CONTACT "DIG SAFELY NEW YORK" (UFPO) @ 1-800-962-7962 FOR LOCATION STAKE-OUT OF ALL UTILITIES, AT LEAST 2 FULL WORKING DAYS PRIOR TO ANY EXCAVATION.

REFERENCES
BASE PLANS WERE CREATED FROM ORIGINAL DESIGN FILES AND SURVEY. REFERENCE WAS MADE TO THE AS BUILT SURVEY PREPARED BY WM SCHUTT & ASSOCIATES P.C. DATED 12/24/07.

Attachment: Site Plan (RES-2017-360) : accept Site Plan- 1685 Walden Avenue

1993-1 TRUST - No. 570 DELAWARE AVE.
No. 1600 DALE ROAD
(REPUTED OWNER)
SBL - No. 102.03-2-16
ZONING CM
L-10904, P-8690

PARALLEL W/EAS
TO JOSEPH CZEJ
EAST LINE OF L1
L-1264, P-291



LEGEND

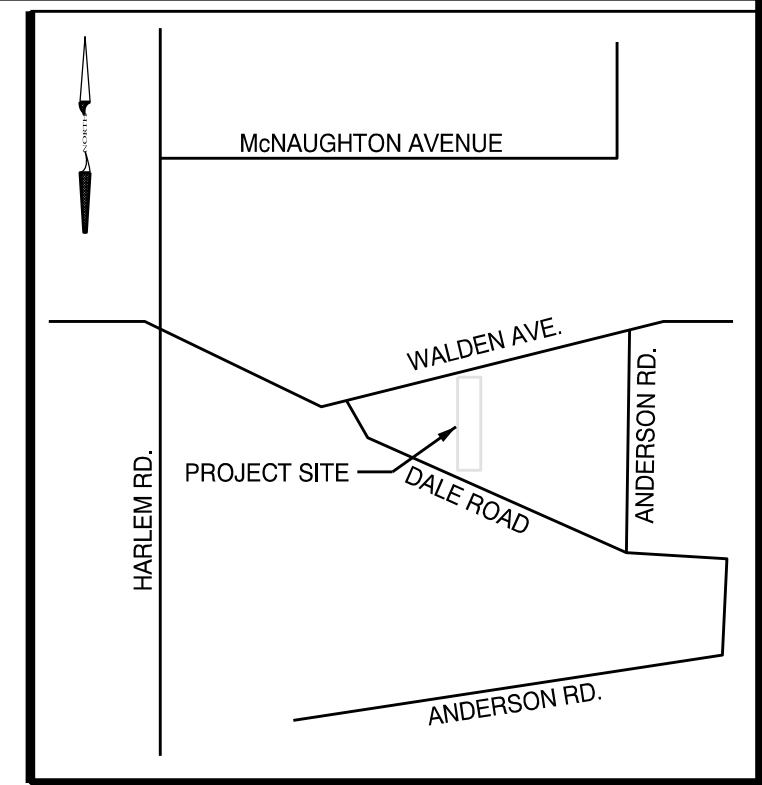
- PROPOSED BUILDING EXPANSION
- EXISTING CURB
- PROPOSED CURB
- PROPERTY LINE
- SYSL
- DYSL

ALDI EXPANSION	
EXISTING BUILDING	16,797 SF
PROPOSED BUILDING	18,189 SF
EXPANSION	1,392 SF

ALDI SITE DATA	
1. PROJECT AREA:	4.99 ACRES
2. ZONING:	CM GENERAL COMMERCIAL DISTRICT
3. PROPOSED USE:	RETAIL (FOOD STORE)
4. BUILDING SQUARE FOOTAGE:	ALDI: +/-18,189 SF (+/-16,797 SF EXISTING)
5. DALE ROAD SETBACK EXISTING:	97.25' PROPOSED +/-88.6' REQUIRED 50'
6. PROPOSED BUILDING HEIGHT:	± 23'
6. EXISTING PARKING:	131 SPACES
NEW PARKING:	131 SPACES

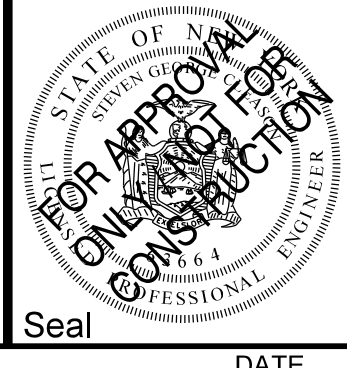
SITE NOTES:

- ALL EXISTING BUILDING(S), SITE, GRADING AND UTILITY INFORMATION SHOWN ON THESE PLANS IS REPRESENTED BASED ON USE OF THE LISTED REFERENCES.
- THE CONTRACTOR SHALL PROVIDE ALL NECESSARY BARRIERS, SIGNS, FENCING AND OTHER DEVICES TO PROTECT ADJACENT PROPERTIES, PEDESTRIANS AND VEHICLE TRAFFIC.
- THE CONTRACTOR SHALL BE RESPONSIBLE FOR ALL NECESSARY INSPECTIONS, TESTING, RECORD MAPS, AND/OR CERTIFICATIONS REQUIRED BY CODES AND/OR UTILITY SERVICE COMPANIES. THIS SHALL BE PERFORMED PRIOR TO ANNOUNCED BUILDING POSSESSION AND THE FINAL CONNECTION OF EACH SERVICE.
- CONTRACTOR TO VERIFY EXISTING UTILITIES PRIOR TO INSTALLATION OF PROPOSED IMPROVEMENTS. CONTRACTOR SHALL VERIFY THE LOCATION, DEPTH, SIZE, MATERIAL, AND INTEGRITY OF EXISTING UTILITIES. ANY DISCREPANCIES SHALL BE BROUGHT TO THE OWNER OR OWNER'S REPRESENTATIVE AT THE TIME OF DISCOVERY TO ALLOW SUFFICIENT TIME FOR ANY NECESSARY REDESIGN.
- CONTRACTOR IS RESPONSIBLE FOR PROTECTION OF ALL PROPERTY CORNERS.
- CONTRACTOR SHALL REFER TO ARCHITECTURAL PLANS FOR ACTUAL BUILDING DIMENSIONS, EXIT PORCH, RAMPS, UTILITY ENTRANCES AND LOCATIONS.
- CONSTRUCTION SHALL COMPLY WITH ALL GOVERNING CODES AND BE CONSTRUCTED TO MEET OR EXCEED THOSE CODES.
- CONTRACTOR IS RESPONSIBLE FOR DOCUMENTING ALL EXISTING DAMAGE AND NOTIFYING THE CONSTRUCTION MANAGER PRIOR TO THE START OF CONSTRUCTION. SHOULD INSTALLATION ACTIVITIES DAMAGE EXISTING FEATURES TO REMAIN, THE CONTRACTOR SHALL PROVIDE NEW MATERIALS AND/OR STRUCTURES IN ACCORDANCE WITH THE CONTRACT DOCUMENTS AND JURISDICTIONAL REQUIREMENTS. ALL SUCH DAMAGE SHALL BE REPAIRED AT THE CONTRACTOR'S EXPENSE.
- ALL RADII ARE 5' TO FACE OF CURB, UNLESS OTHERWISE NOTED.
- CONTRACTOR TO REMOVE OR RELOCATE, WHEN APPLICABLE, ALL EXISTING BUILDINGS, FOUNDATIONS, BASEMENTS, CONNECTING IMPROVEMENTS, DRAIN PIPES, SANITARY SEWER PIPES, POWER POLES AND GUY WIRES, WATER METERS AND WATER LINES, WELLS, SIDEWALKS, SIGN POLES, UNDERGROUND GAS, TANKS, VAULTS, STRUCTURES, ASPHALT, ETC., SHOWN AND NOT SHOWN, WITHIN CONSTRUCTION LIMITS AND WHERE NEEDED, TO ALLOW FOR NEW CONSTRUCTION AS SHOWN. REFER TO THE SURVEY FOR ADDITIONAL INFORMATION. ALL MATERIALS REMOVED DURING DEMOLITION MILLING OR EXCAVATION NOT SLATED FOR REUSE MUST BE DISPOSED OF OFF-SITE IN A LEGAL MANNER. THE CONTRACTOR SHALL KEEP RECORDS OF ALL DISPOSAL QUANTITIES, LOCATIONS AND DATES, TO BE PROVIDED TO OWNER UPON REQUEST.
- ALL DIMENSIONS SHOWN ARE TO FACE OF CURB UNLESS NOTED OTHERWISE.
- PLEASE NOTE SOME EXISTING ITEMS TO BE REMOVED HAVE BEEN DELETED FROM THE PLAN FOR CLARITY. SEE THE SURVEY AND DEMOLITION PLAN FOR ITEMS DELETED.
- THE CONTRACTOR SHALL ADJUST GRATES, COVERS, VALVE BOXES AND OTHER SURFACE FEATURES WITHIN AREAS TO BE REGRADED.
- THE CONTRACTOR SHALL REPLACE ANY BROKEN CURB ON SITE. IF CURB IS BROKEN DURING THE PROJECT THE CURB SHALL BE REPLACED.
- CONTRACTOR TO SEAL COAT AND RESTRIPE WHERE PAVEMENT MARKINGS ARE TO BE MODIFIED OR REVISED.
- CONTRACTOR TO COORDINATE WITH TOWN FOR PERMIT, LOCATION AND CONSTRUCTION OF 5' WIDE SIDEWALK, RAMPS AND APPURTENANCES WITHIN DALE ROAD RIGHT OF WAY.



Issued:	Date:
A SUBMIT TO TOWN	3/2/17
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Revisions:	Date:
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Seal	Seal
PROJECT MANAGER	DATE
PROJECT ENGINEER / ARCHITECT	DATE
PROJECT DESIGNER	DATE

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(315) 696-2426 fax

ALDI - CHEEKTOWAGA, NY
1685 Walden Avenue
Town of Cheektowaga
Erie County, NY
Project Name & Location:

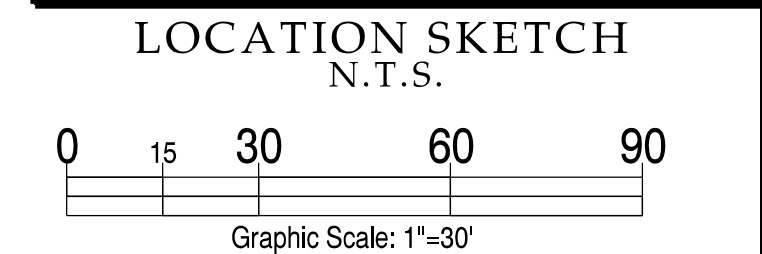
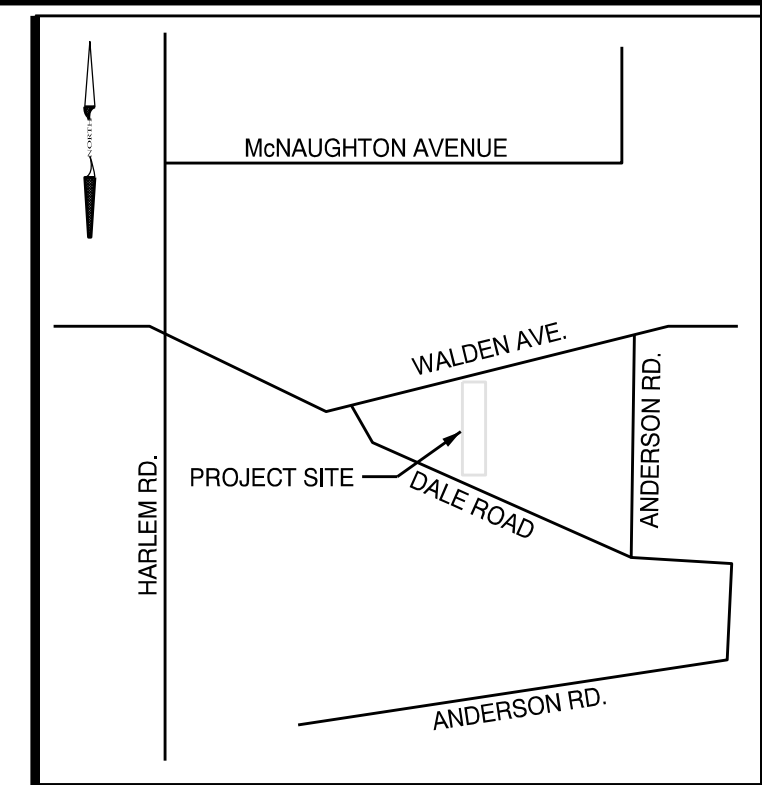
SITE PLAN	
Drawing Name:	Project No.
Date: 2/28/17	16-0312
Type: PRELIMINARY	
Drawn By: SGC	C 2
Scale: 1"=30'	Drawing No.

AS REQUIRED BY NEW YORK STATE LAW, CONTRACTOR SHALL CONTACT "DIG SAFELY NEW YORK" (UFPO) @ 1-800-962-7962 FOR LOCATION STAKE-OUT OF ALL UTILITIES, AT LEAST 2 FULL WORKING DAYS PRIOR TO ANY EXCAVATION.

REFERENCES
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LEGEND

- EXISTING CURB
- PROPOSED CURB
- - - PROPERTY LINE
- INLET PROTECTION
- - - SILT DIKE
- - - SILT FENCE
- - - EXISTING CONTOUR



Issued:	Date:
A SUBMIT TO TOWN	3/2/17
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Revisions:	Date:
1	
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Seal PROJECT MANAGER DATE

PROJECT ENGINEER / ARCHITECT DATE

PROJECT DESIGNER DATE

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ALDI - CHEEKTOWAGA, NY
 1685 Walden Avenue
 Town of Cheektowaga
 Erie County, NY
 Project Name & Location:

GRADING, UTILITY AND LIGHTING PLAN

Drawing Name:	Project No.
Date: 2/28/17	16-0312
Type: PRELIMINARY	
Drawn By: SGC	C 3
Scale: 1"=30'	Drawing No.

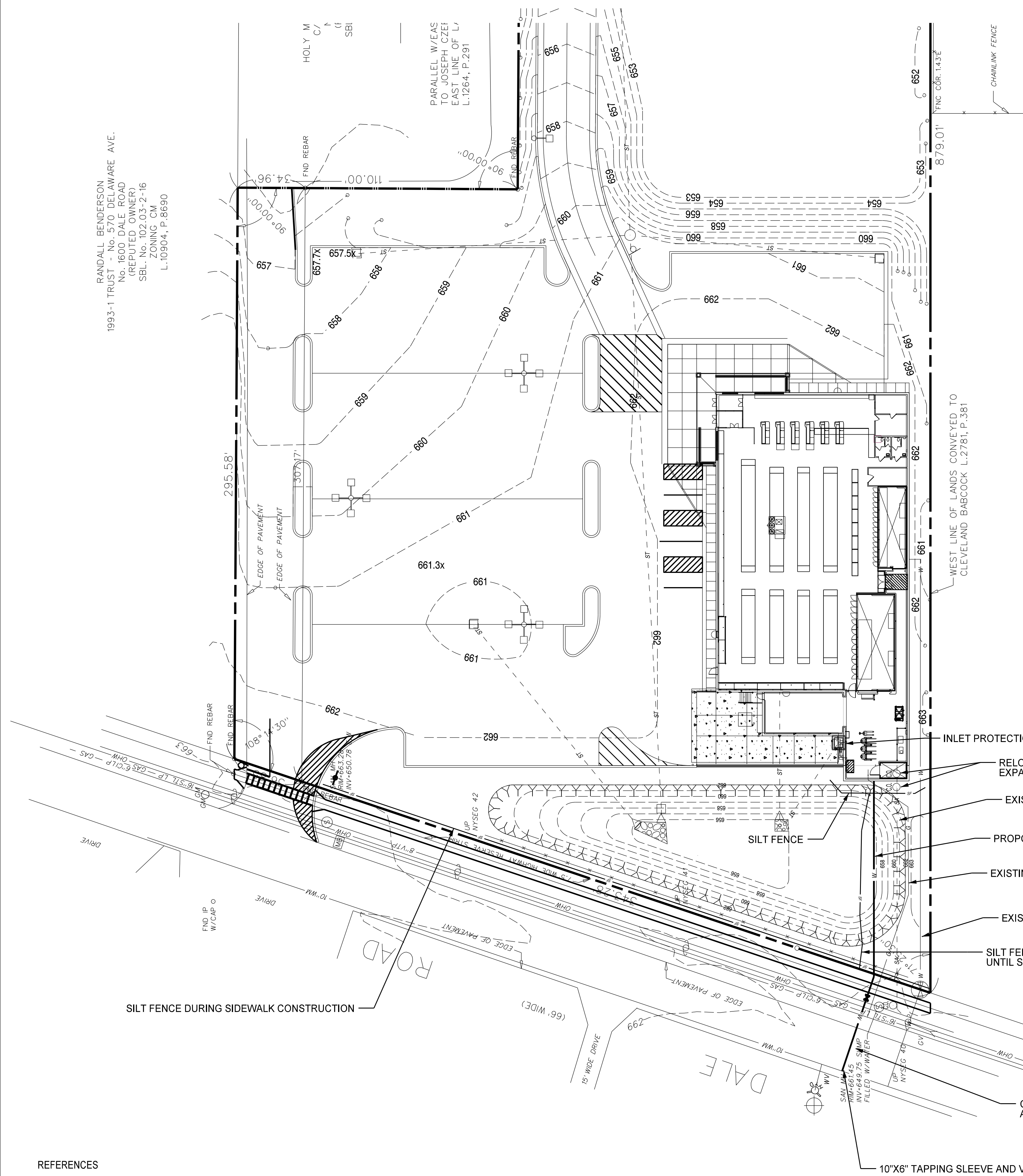
AS REQUIRED BY NEW YORK STATE LAW, CONTRACTOR SHALL CONTACT "DIG SAFELY NEW YORK" (UFP0) @ 1-800-962-7962 FOR LOCATION STAKE-OUT OF ALL UTILITIES, AT LEAST 2 FULL WORKING DAYS PRIOR TO ANY EXCAVATION.

UTILITY AND LIGHTING NOTES:

- CONTRACTOR SHALL VERIFY THE LOCATION OF ALL EXISTING UTILITIES PRIOR TO THE COMMENCEMENT OF WORK. ANY DISCREPANCIES SHALL BE BROUGHT TO THE OWNER OR OWNER'S REPRESENTATIVES ATTENTION, AT THE TIME OF DISCOVERY TO ALLOW SUFFICIENT TIME FOR ANY NECESSARY RE-DESIGN.
- ANY WATER VALVES, GAS VALVES, CLEANOUTS, HANDHOLES, MANHOLES AND CATCH BASINS, ETC., TO REMAIN, SHALL BE RAISED OR LOWERED TO PROPOSED FINISHED GRADES, AS NECESSARY.
- ALL EXISTING UTILITY POLES AND ASSOCIATED GUY WIRES AND POWER LINES TO REMAIN AND BE PROTECTED DURING CONSTRUCTION, UNLESS NOTED OTHERWISE.
- CONTRACTOR TO COORDINATE AND APPLY FOR ALL SERVICE REQUESTS TO ALL NECESSARY UTILITY COMPANIES AS EARLY AS POSSIBLE IN THE CONSTRUCTION PROCESS IN ORDER TO AVOID DELAYS IN SERVICE.
- THE CONTRACTOR SHALL MAINTAIN ALL UTILITY SERVICES TO SURROUNDING PROPERTIES AT ALL TIMES. UTILITY SERVICES SHALL NOT BE INTERRUPTED WITHOUT APPROVAL FROM THE PROPERTY OWNER, MUNICIPALITY, UTILITY COMPANIES, OR AUTHORITY HAVING JURISDICTION.
- THE LOCATIONS OF ALL EXISTING UTILITIES SHOWN ON THIS PLAN HAVE BEEN DETERMINED FROM THE BEST INFORMATION AVAILABLE AND ARE GIVEN FOR THE CONVENIENCE OF THE CONTRACTOR. THE ENGINEER ASSUMES NO RESPONSIBILITY FOR THEIR ACCURACY. PRIOR TO THE START OF ANY DEMOLITION ACTIVITY, THE CONTRACTOR SHALL NOTIFY THE UTILITY COMPANIES FOR ON-SITE LOCATIONS OF EXISTING UTILITIES, STRUCTURES, AND OTHER FACILITIES TO REMAIN. ANY DISCREPANCIES SHALL BE BROUGHT TO THE OWNER'S REPRESENTATIVES ATTENTION, AT THE TIME OF DISCOVERY TO ALLOW SUFFICIENT TIME FOR ANY NECESSARY RE-DESIGN.
- SHOULD INSTALLATION ACTIVITIES DAMAGE EXISTING FEATURES TO REMAIN, THE CONTRACTOR SHALL PROVIDE NEW MATERIALS AND/OR STRUCTURES IN ACCORDANCE WITH THE CONTRACT DOCUMENTS AND/OR JURISDICTIONAL REQUIREMENTS. ALL SUCH DAMAGE SHALL BE REPAIRED AT THE CONTRACTOR'S EXPENSE.
- THE SANITARY LATERAL IS LOCATED BY DESIGN PLANS AND LOCATED CLEAN-OUTS. CONTRACTOR IS CAUTIONED, ACTUAL LOCATION SHOULD BE VERIFIED IN THE FIELD.
- THE CONTRACTOR SHALL NOTIFY THE OWNER IMMEDIATELY AND STOP ALL WORK IN AREAS WHERE HAZARDOUS MATERIALS ARE DISCOVERED. WHEN REQUIRED, THE CONTRACTOR SHALL NOTIFY THE APPROPRIATE ENVIRONMENTAL AND HEALTH AGENCIES.
- CONTRACTOR SHALL NOTIFY UTILITY COMPANIES 48 HOURS PRIOR TO STARTING WORK FOR INSPECTION.
- ALL NEWLY INSTALLED UTILITIES ARE SUBJECT TO APPROVAL BY AUTHORITY HAVING JURISDICTION.
- CONTRACTOR SHALL BE RESPONSIBLE FOR ALL TESTING, CERTIFICATION INSPECTION, AND RECORD MAPS OF UTILITIES AS REQUIRED BY THE AUTHORITY HAVING JURISDICTION AND AS OUTLINED IN THE SPECIFICATIONS.
- CONTRACTOR TO MAINTAIN A MINIMUM 1' OF VERTICAL SEPARATION BETWEEN THE OUTSIDE OF WATERMAIN AND THE OUTSIDE OF ANY STORM OR SANITARY SEWER LATERAL WHERE THEY CROSS. CONTRACTOR TO MAINTAIN A MINIMUM 1' OF HORIZONTAL SEPARATION BETWEEN THE OUTSIDE OF ANY WATERMAIN AND THE OUTSIDE OF ANY STORM OR SANITARY SEWER PIPE. REFER TO WATERMAIN CROSSING DETAIL.
- ANY NEW OR RELOCATED WATER SERVICE SHALL RECEIVE A MINIMUM OF 5 FEET OF COVER. COVER SHALL BE CALCULATED FROM THE TOP OF THE WATER LINE TO FINISHED GRADE.
- THE CONTRACTOR TO INSTALL NEW LED LIGHT FIXTURES ON ALL SITE LIGHT POLES. LED FIXTURES WILL BE PURCHASED THROUGH ALDI VENDOR. OLD FIXTURES TO BE DISPOSED OF IN A LEGAL MANNER. ALL POLE BASES TO BE REPAIRED AND POLES TO BE INSPECTED, RUST REMOVED AND PAINTED WITH 2 COATS, COLOR MATCHING FIXTURE. ALDI SUPPLIER IS CREE INDUSTRY (262) 504-8037 ATTENTION MIKE KREINER.

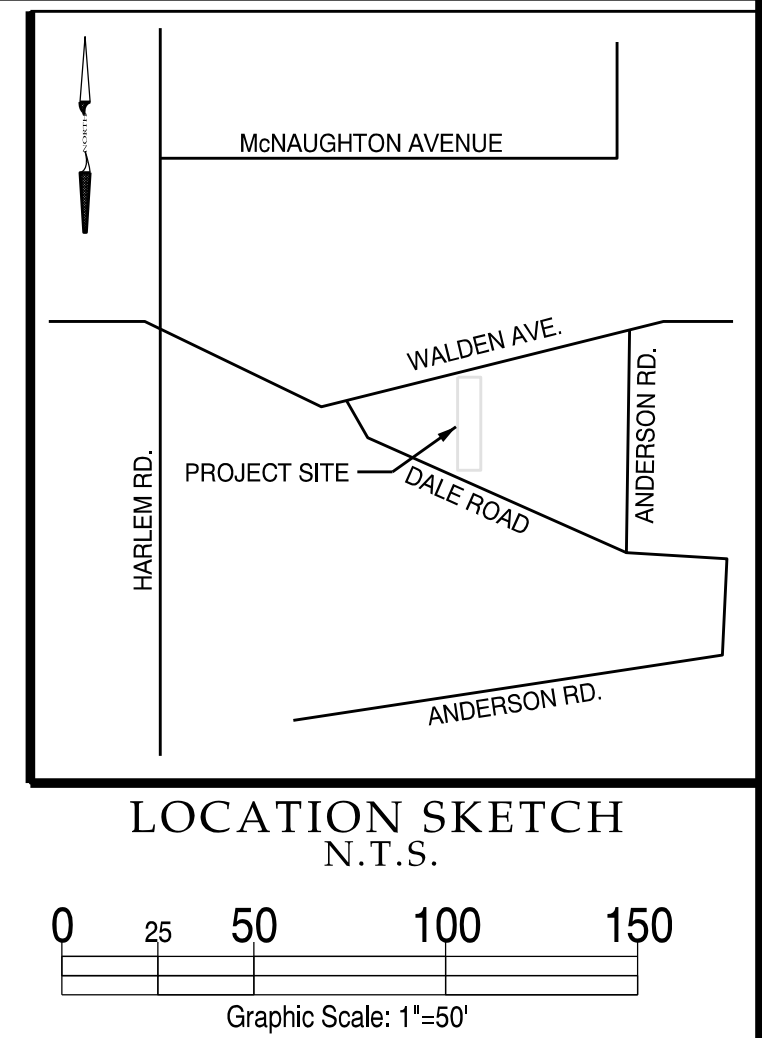
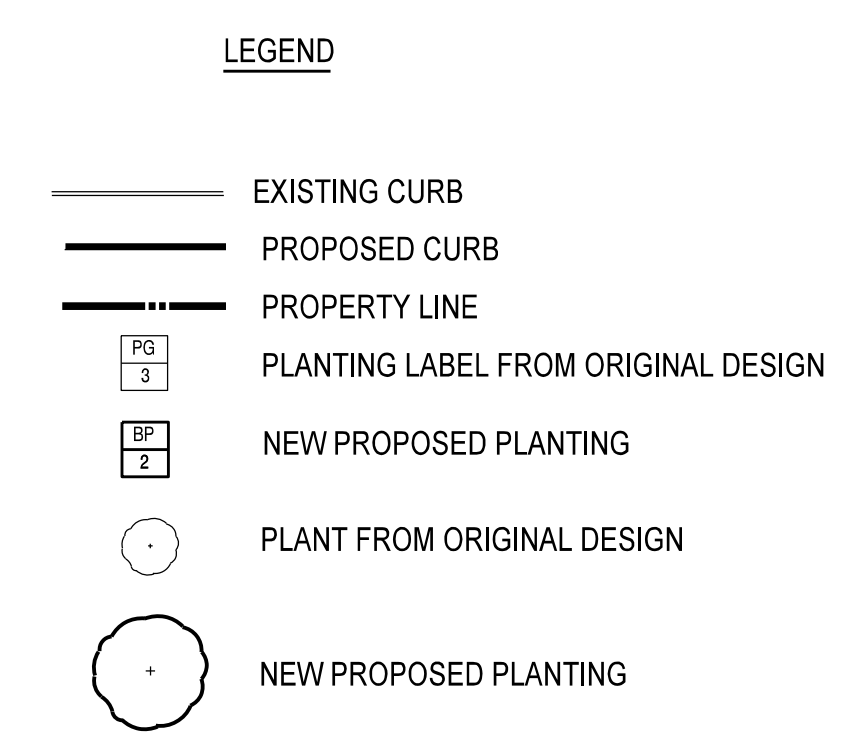
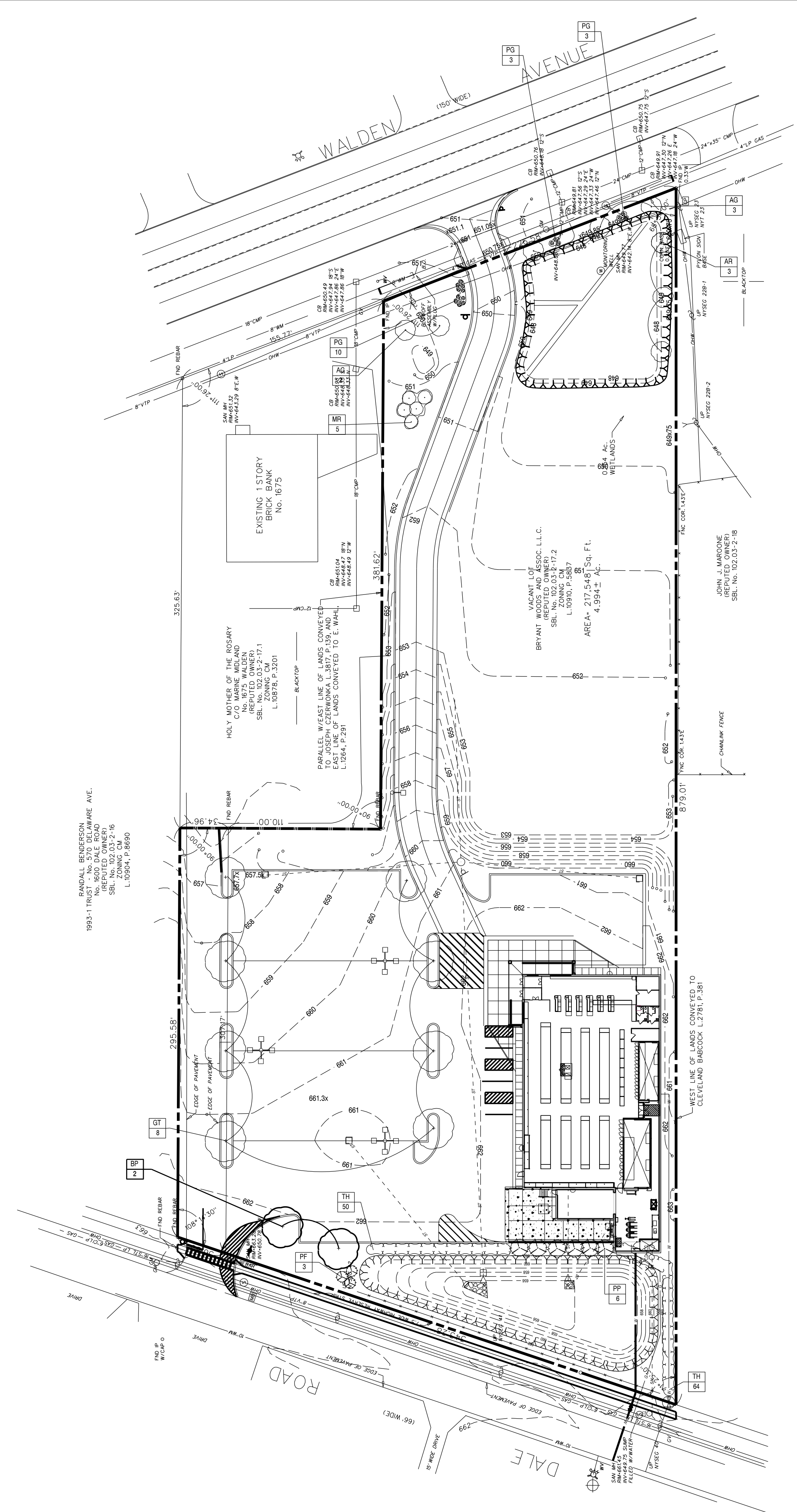
GRADING NOTES:

- ALL PROPOSED ELEVATIONS SHOWN HEREON ARE FINISHED GRADE ELEVATIONS.
- EXISTING GRADE CONTOUR INTERVALS SHOWN AT 1 FOOT INTERVALS.
- PROPOSED GRADE CONTOUR INTERVALS SHOWN AT 1 FOOT INTERVALS.
- THE LOCATIONS OF ALL EXISTING UTILITIES SHOWN ON THIS PLAN HAVE BEEN DETERMINED FROM THE BEST INFORMATION AVAILABLE AND ARE GIVEN FOR THE CONVENIENCE OF THE CONTRACTOR. THE ENGINEER ASSUMES NO RESPONSIBILITY FOR THEIR ACCURACY. PRIOR TO THE START OF ANY DEMOLITION ACTIVITY, THE CONTRACTOR SHALL NOTIFY THE UTILITY COMPANIES FOR ON-SITE LOCATIONS OF EXISTING UTILITIES, STRUCTURES, AND OTHER FACILITIES TO REMAIN. ANY DISCREPANCIES SHALL BE BROUGHT TO THE OWNER'S REPRESENTATIVES ATTENTION, AT THE TIME OF DISCOVERY TO ALLOW SUFFICIENT TIME FOR ANY NECESSARY RE-DESIGN.
- ANY WATER VALVES, GAS VALVES, CLEANOUTS, HANDHOLES, MANHOLES, AND CATCH BASINS TO REMAIN SHALL BE RAISED OR LOWERED TO PROPOSED FINISHED GRADES, AS NECESSARY.
- ALL EXISTING UTILITY POLES AND ASSOCIATED GUY WIRES AND POWER LINES SHALL REMAIN AND BE PROTECTED DURING CONSTRUCTION, UNLESS NOTED OTHERWISE.
- SHOULD INSTALLATION ACTIVITIES DAMAGE EXISTING FEATURES TO REMAIN, THE CONTRACTOR SHALL PROVIDE NEW MATERIALS AND/OR STRUCTURES IN ACCORDANCE WITH THE CONTRACT DOCUMENTS AND/OR JURISDICTIONAL REQUIREMENTS. DAMAGE TO ALL EXISTING CONDITIONS TO REMAIN SHALL BE REPLACED AT THE CONTRACTOR'S EXPENSE.
- THE CONTRACTOR SHALL NOTIFY THE OWNER IMMEDIATELY AND STOP ALL WORK IF HAZARDOUS MATERIALS ARE DISCOVERED. WHEN REQUIRED, THE CONTRACTOR SHALL NOTIFY THE APPROPRIATE ENVIRONMENTAL AND HEALTH AGENCIES.
- THE EARTHWORK FOR ALL BUILDING FOUNDATIONS AND SLABS SHALL BE IN ACCORDANCE WITH ARCHITECTURAL BUILDING PLANS AND SPECIFICATIONS.
- EARTHWORK SHOULD COMMENCE WITH THE COMPLETE REMOVAL OF ALL SURFICIAL TOPSOIL, ORGANIC SUBSOIL AND ANY NEEDED CUT QUANTITIES FROM THE PROPOSED BUILDING FOOTPRINT AND PAVEMENT AREAS.
- CONTRACTOR SHALL PERFORM ENVIRONMENTAL DUE DILIGENCE AND DETERMINE THAT ALL IMPORTED AND EXPORTED FILL IS CERTIFIED AS CLEAN FILL. CONTRACTOR SHALL KEEP DOCUMENTATION OF OFF-SITE MATERIAL USED AS STRUCTURAL FILL.
- CONTRACTOR SHALL MAKE ALL NECESSARY DRAINAGE PROVISIONS WHEN COMPLETING GRADING WORK AND DURING CONSTRUCTION OF THE BUILDING FOUNDATION.
- CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING RIM ELEVATIONS IN RELATION TO PROPOSED GRADE PRIOR TO INSTALLATION.
- EXISTING DRAINAGE STRUCTURES & PIPING TO REMAIN SHALL BE INSPECTED, CLEANED AND REPAIRED AS NEEDED. EXISTING PIPES SHALL BE CLEANED OUT TO REMOVE ALL SILT AND DEBRIS.
- ALL STORM PIPES ENTERING STRUCTURES SHALL BE GROUTED AROUND THE OUTSIDE TO ASSURE CONNECTION AT STRUCTURE IS WATERTIGHT.
- ALL SEWER STRUCTURES IN PAVED AREAS SHALL BE FLUSH WITH PAVEMENT, AND SHALL MEET AASHTO H-20 LOADING.
- REFER TO ARCHITECTURAL PLANS FOR EXACT LOCATION AND ELEVATION OF INTERNAL ROOF DRAINS AND UNDER SLAB DRAINS.
- CONTRACTOR SHALL MAINTAIN POSITIVE DRAINAGE AWAY FROM BUILDING THROUGHOUT CONSTRUCTION. ALL NEW PAVING SHALL MATCH INTO EXISTING PAVEMENT WITH A SMOOTH SURFACE AND MAINTAIN POSITIVE DRAINAGE.
- ALL EROSION CONTROL DEVICES MUST BE IN PLACE PRIOR ANY DISTURBANCE OF SOILS. ALL EROSION CONTROL DEVICES MUST BE MAINTAINED THROUGHOUT THE PROJECT AND ALL SURFACES STABILIZED PRIOR REMOVAL.
- THE CONTRACTOR SHALL INSPECT, REPAIR, CLEAN AND/OR REPLACE ALL EROSION CONTROL DEVICES AFTER A 1/2" OF RAIN OR A MINIMUM OF ONCE A WEEK. THE TOTAL SOIL DISTURBANCE IS ESTIMATED AT .26 ACRES.
- NEW IMPERVIOUS AREA OF ROOF IS BEING OFFSET BY REMOVAL OF PARKING TO MAINTAIN A NET ZERO INCREASE TO IMPERVIOUS AREA.
- ALL DISTURBED AREAS NOT RECEIVING BUILDING SIDEWALKS OR PAVEMENT SHALL RECEIVE TOP SOIL, FINE GRADING AND SEEDING. WATER AS NECESSARY UNTIL STABLE GROWTH IS ACHIEVED.
- THE CONTRACTOR SHALL INSPECT, CLEAN AND REPAIR ALL STORM PIPES, END SECTIONS, CATCH BASINS AND MANHOLES.
- THE CONTRACTOR SHALL KEEP PAVEMENT CLEAN AT ALL TIMES AND PREVENT ANY MUD, DIRT OR DEBRIS FROM LEAVING THE SITE. CLEAN PAVEMENT AS NEEDED TO PREVENT MUD OR DIRT LEAVING THE SITE. WASH VEHICLE WHEELS IF NEEDED TO PREVENT MUD FROM BEING TRACKED OFF-SITE.



REFERENCES
 BASE PLANS WERE CREATED FROM ORIGINAL DESIGN FILES AND SURVEY. REFERENCE WAS MADE TO THE AS BUILT SURVEY PREPARED BY WM SCHUTT & ASSOCIATES P.C. DATED 12/24/97.

Attachment: Site Plan (RES-2017-360 : Accept Site Plan - 1685 Walden Avenue)



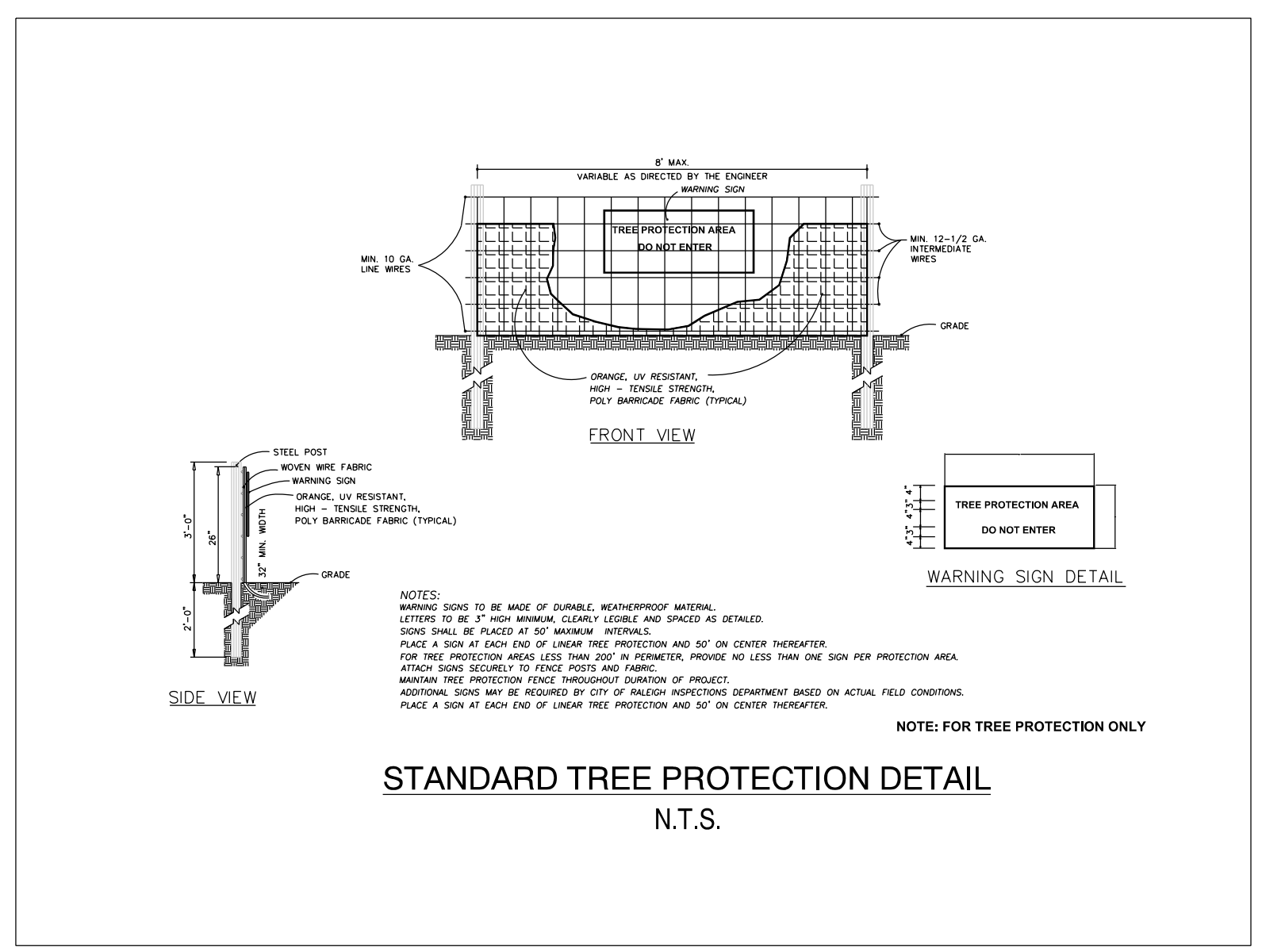
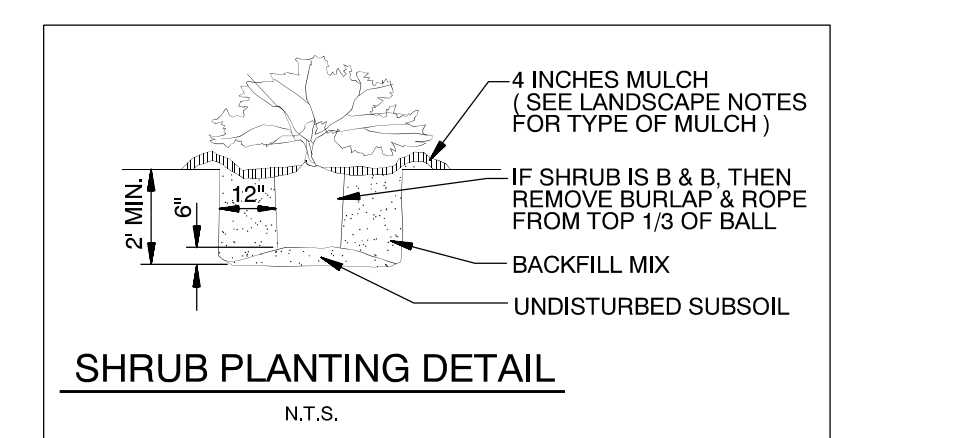
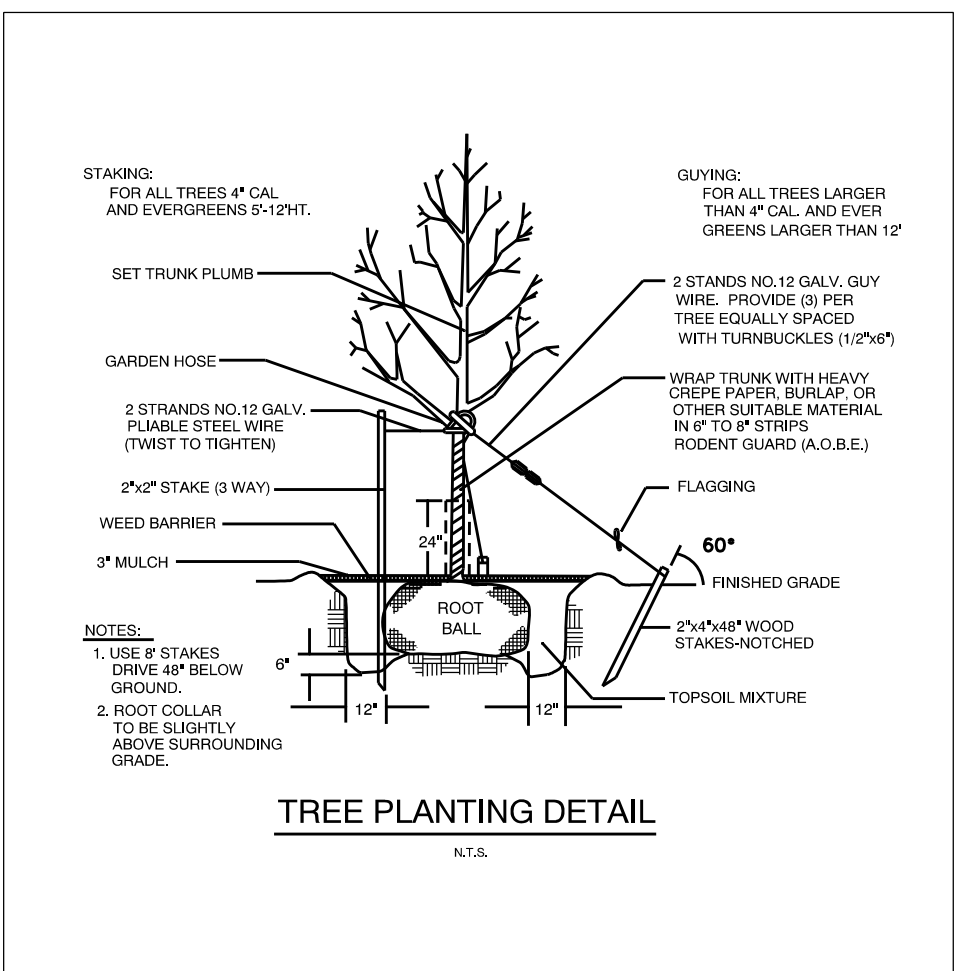
ORIGINAL PLANT LIST table with columns: No., Key, Botanical Name, Common Name, Caliper, Size, Root, Remarks. Lists plants like Skyline Honeylocust, Picea pungens, etc.

ADDED PLANT LIST table with columns: No., Key, Botanical Name, Common Name, Caliper, Size, Root, Remarks. Lists Bradford Pear.

NOTE: THE ORIGINAL PLANTING LIST FROM THE ORIGINAL PROJECT IS SHOWN HERE TO VERIFY WHAT PLANTS WERE REQUIRED FROM ORIGINAL APPROVAL...

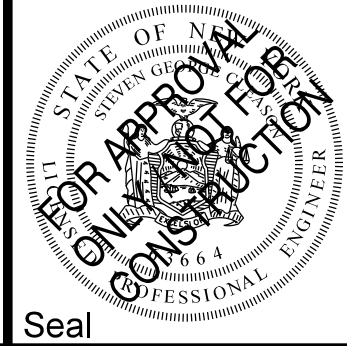
NOTES

- 1. CONTRACTOR TO USE NOTES AND DETAILS SHOWN HERE TO REPLACE, ADD, RELOCATE OR INSTALL NEW PLANTS.
2. THE CONTRACTOR IS RESPONSIBLE TO REPLACE ALL MISSING, DEAD OR DYING PLANTS TO RESTORE THE ORIGINAL APPROVED PLAN...
3. IF EXISTING PLANTS OR TREES ARE NOT LOCATED PER THIS LANDSCAPE PLAN...
4. CHECK PLANTING BED AGAINST ORIGINAL LANDSCAPE PLAN, REPLACE, SUPPLEMENT OR ADD PLANTINGS...
5. THE CONTRACTOR SHALL NOTIFY THE TOWN WHEN ALL LANDSCAPING IS COMPLETE AND READY FOR INSPECTION...
6. CHECK PLANTING BED AGAINST ORIGINAL LANDSCAPE PLAN...
7. SEE LANDSCAPE SPECIFICATION FOR ADDITIONAL INFORMATION.
8. PROTECT ALL LANDSCAPING IN AREAS OF NEW CONSTRUCTION.



Issued: SUBMIT TO TOWN Date: 3/2/17

Revisions: table with columns for revision number and date.



PROJECT MANAGER DATE

PROJECT ENGINEER / ARCHITECT DATE

PROJECT DESIGNER DATE

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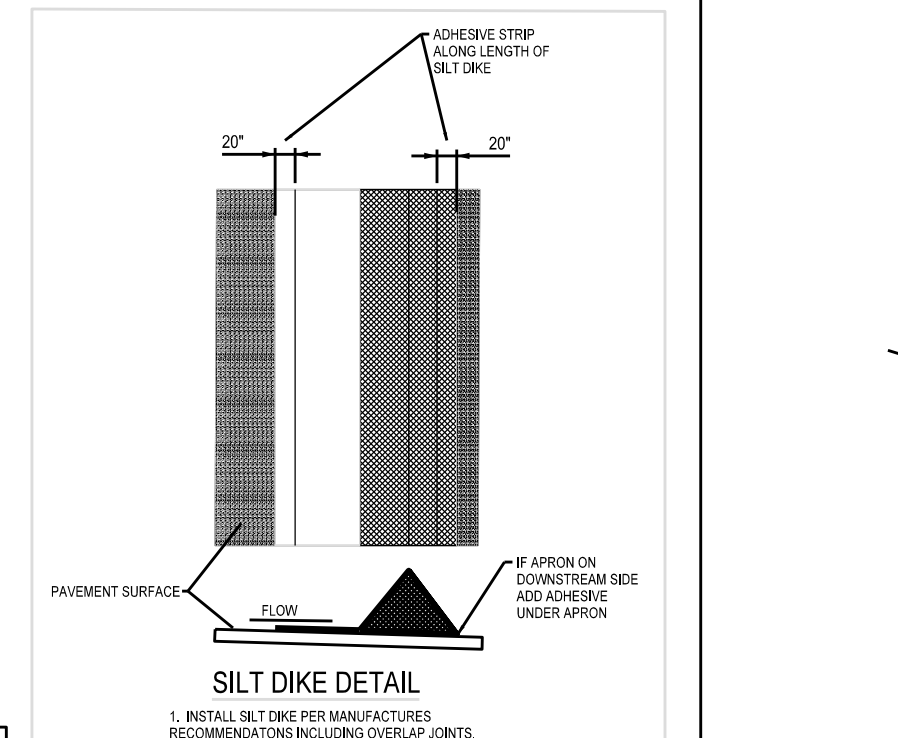
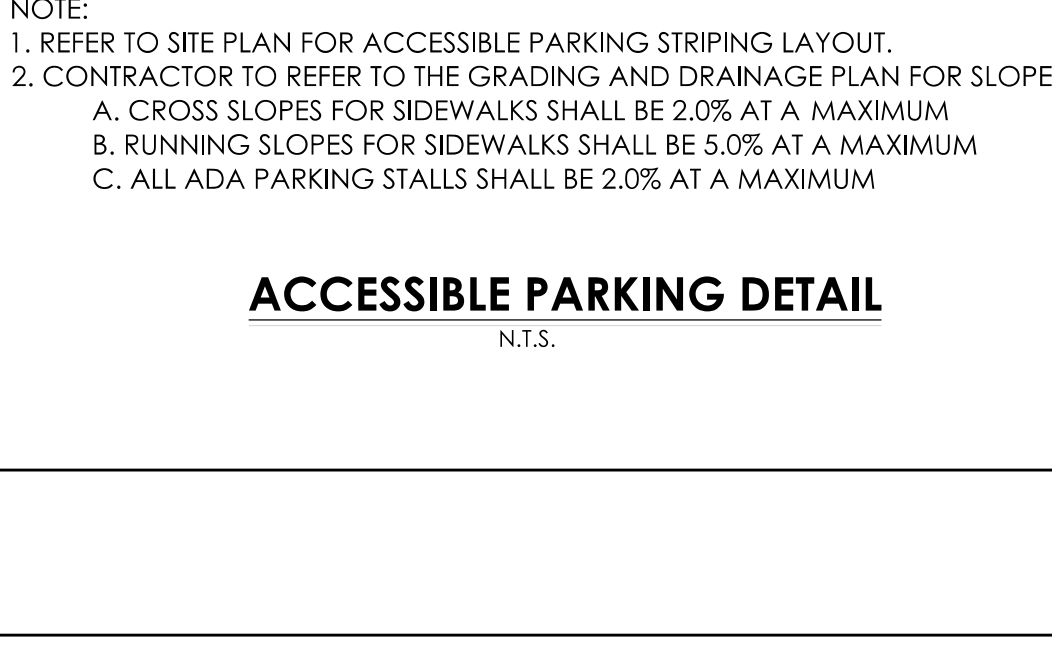
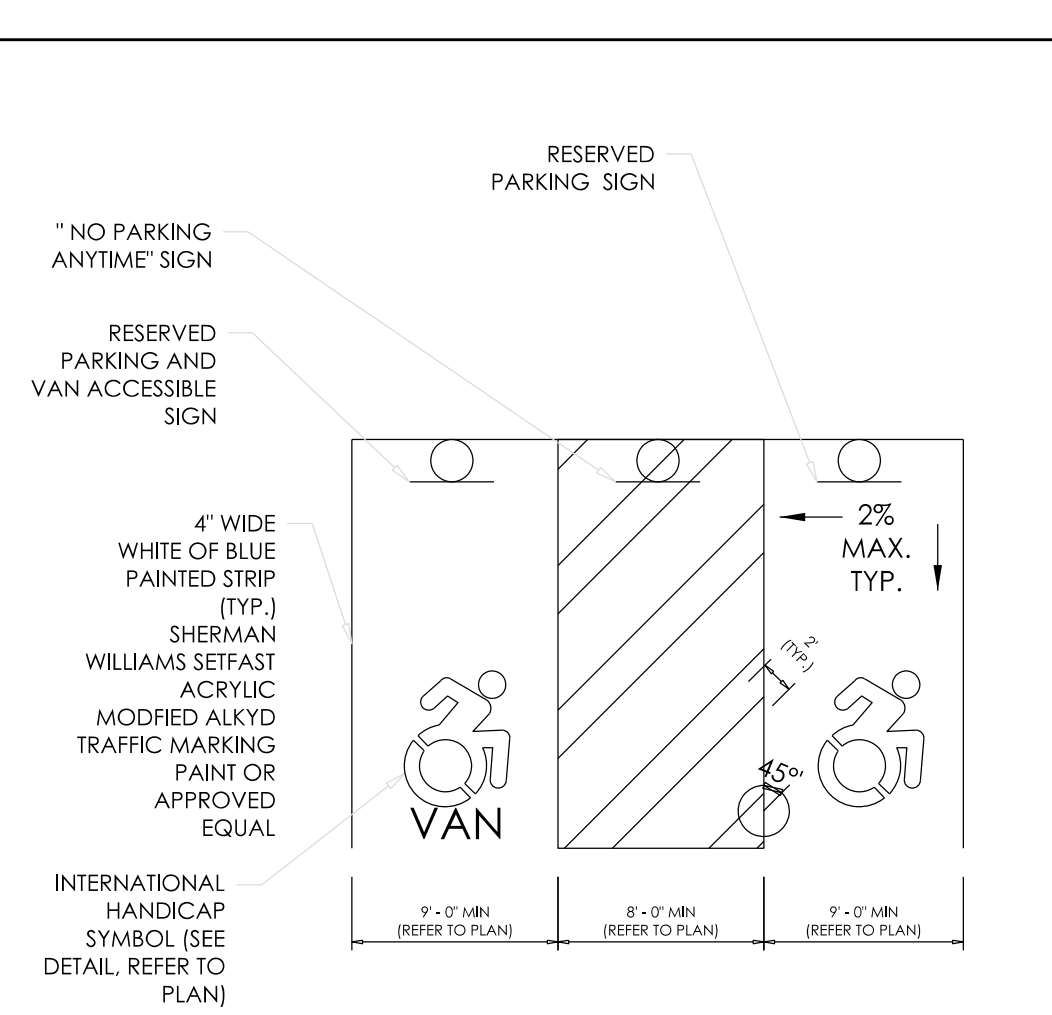
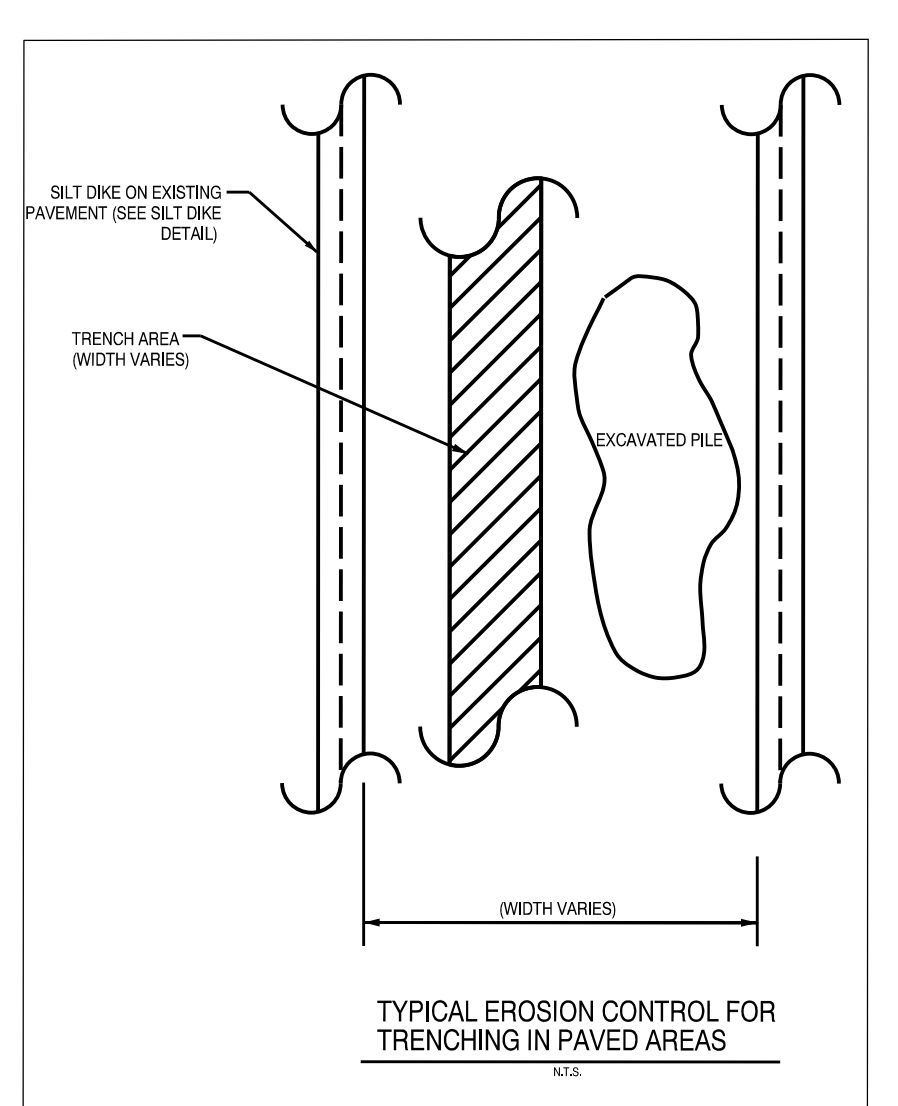
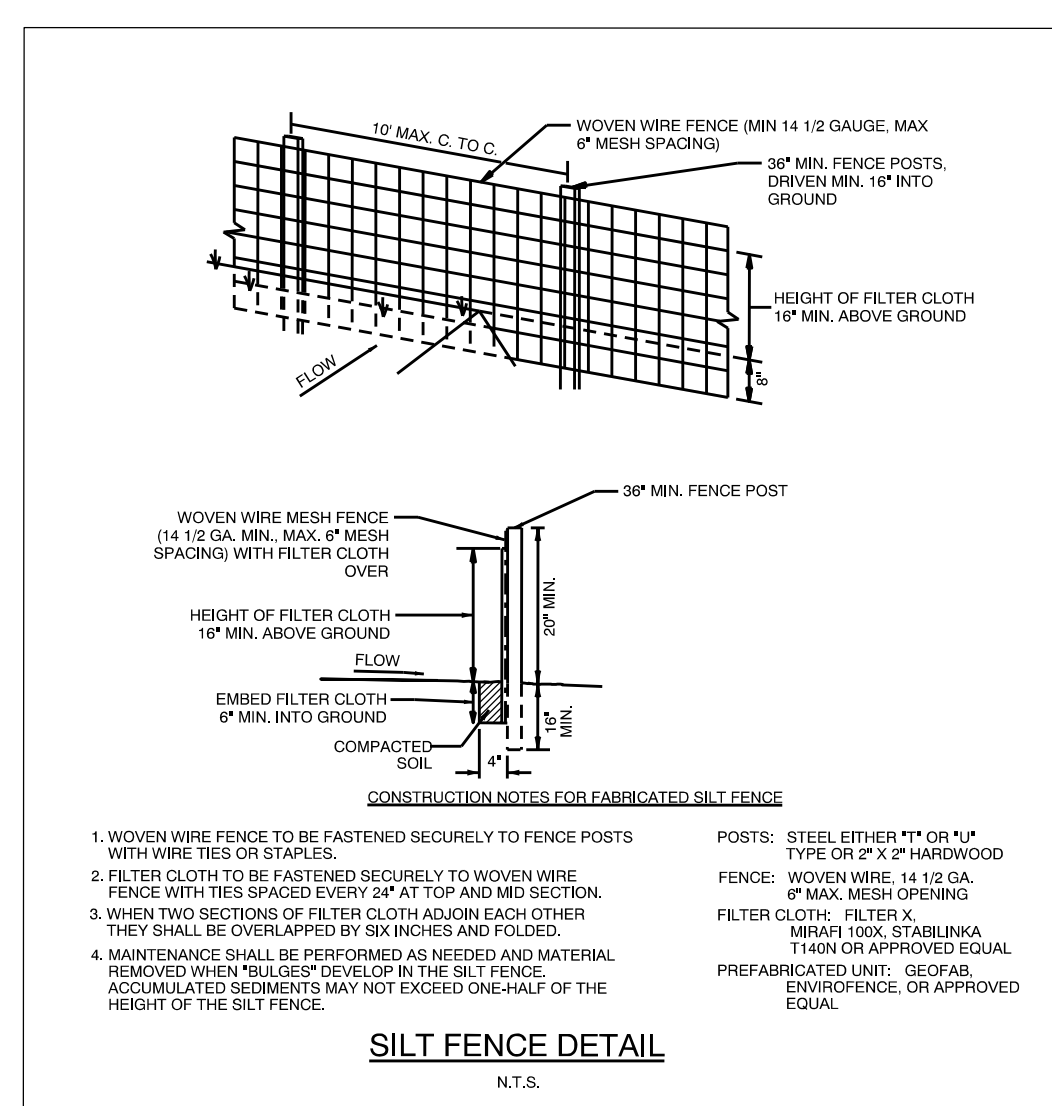
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ALDI Inc. logo and contact information: Tully Division, 300 State Route 281, Tully, NY 13150-0584.

ALDI - CHEEKTOWAGA, NY 1685 Walden Avenue Town of Cheektowaga Erie County, NY

Project Name & Location: LANDSCAPE PLAN. Drawing Name: LANDSCAPE PLAN. Date: 2/28/17. Project No: 16-0312. Type: C4. Drawn By: SGC. Scale: 1"=50'. Drawing No.

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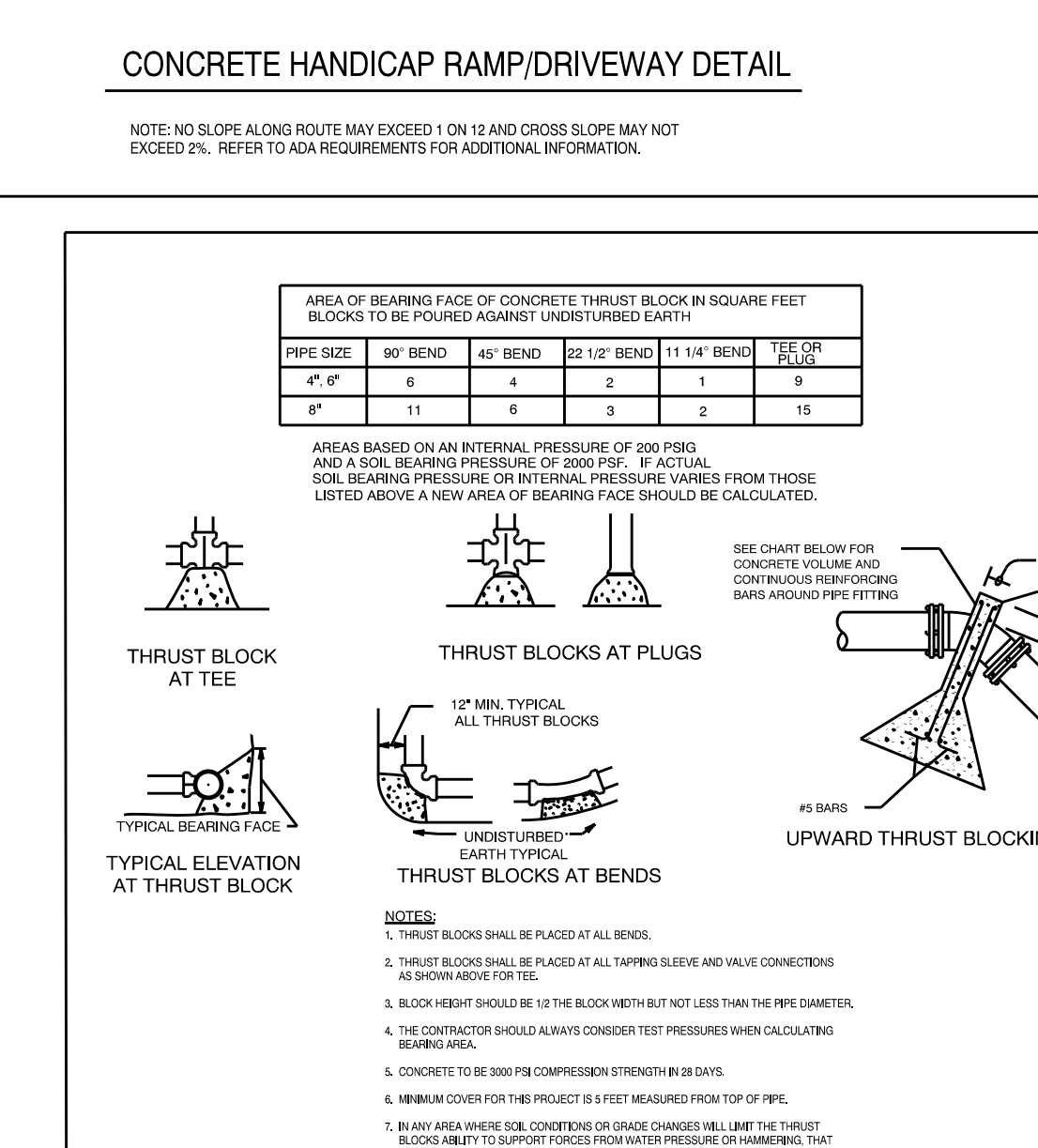
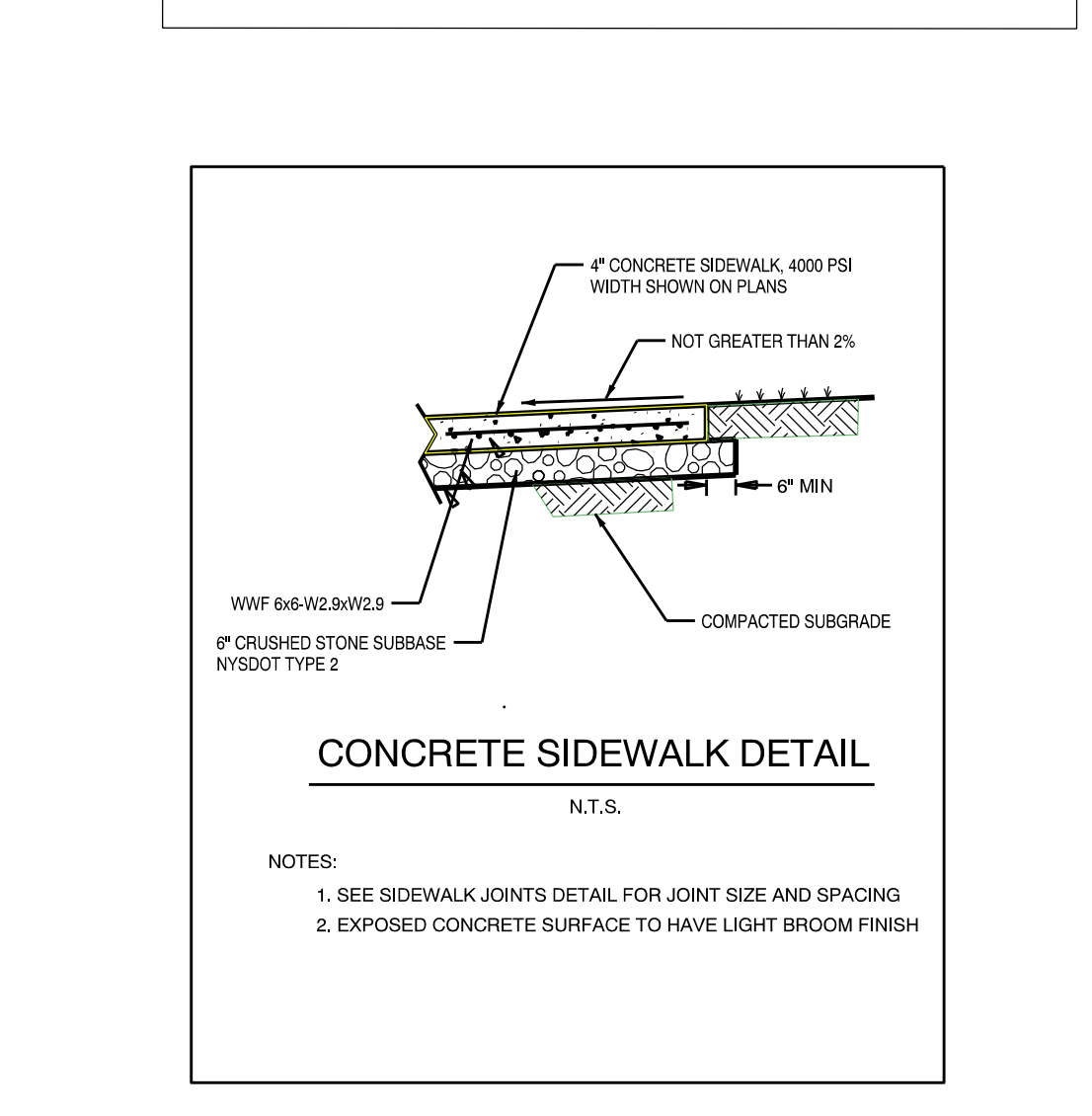
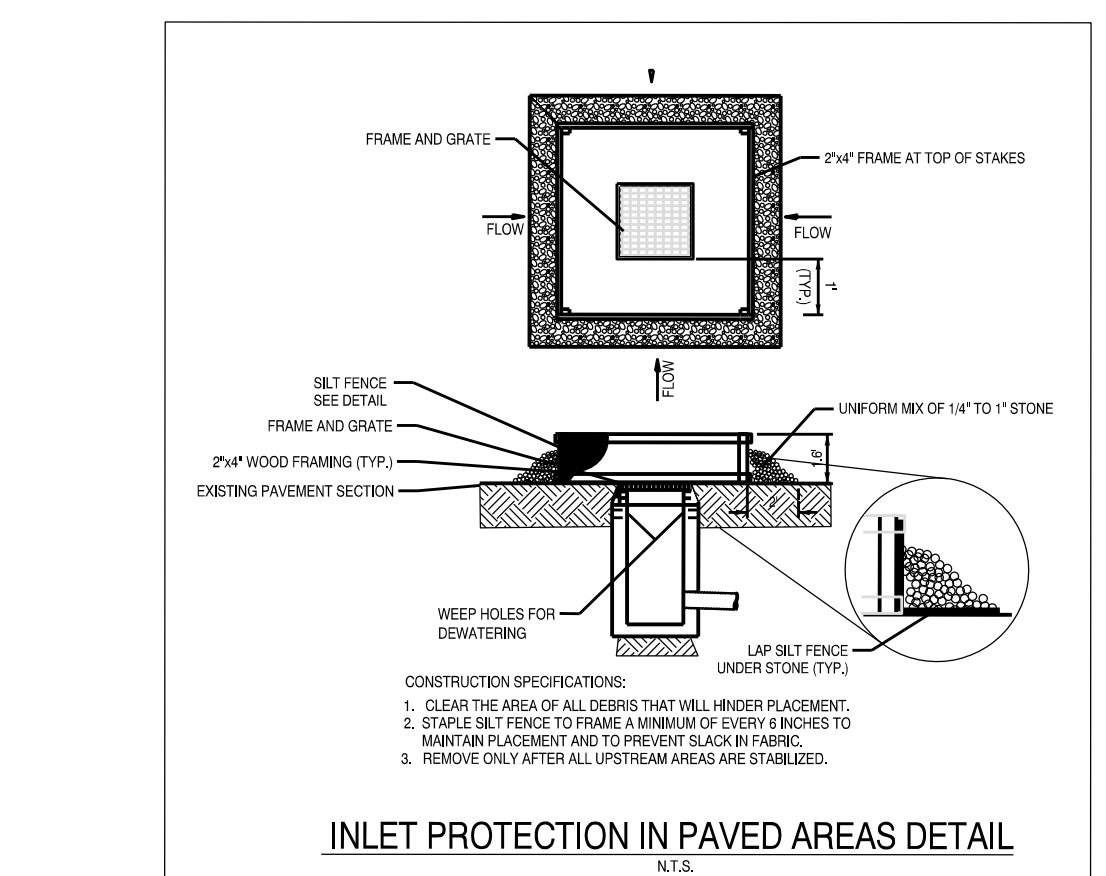
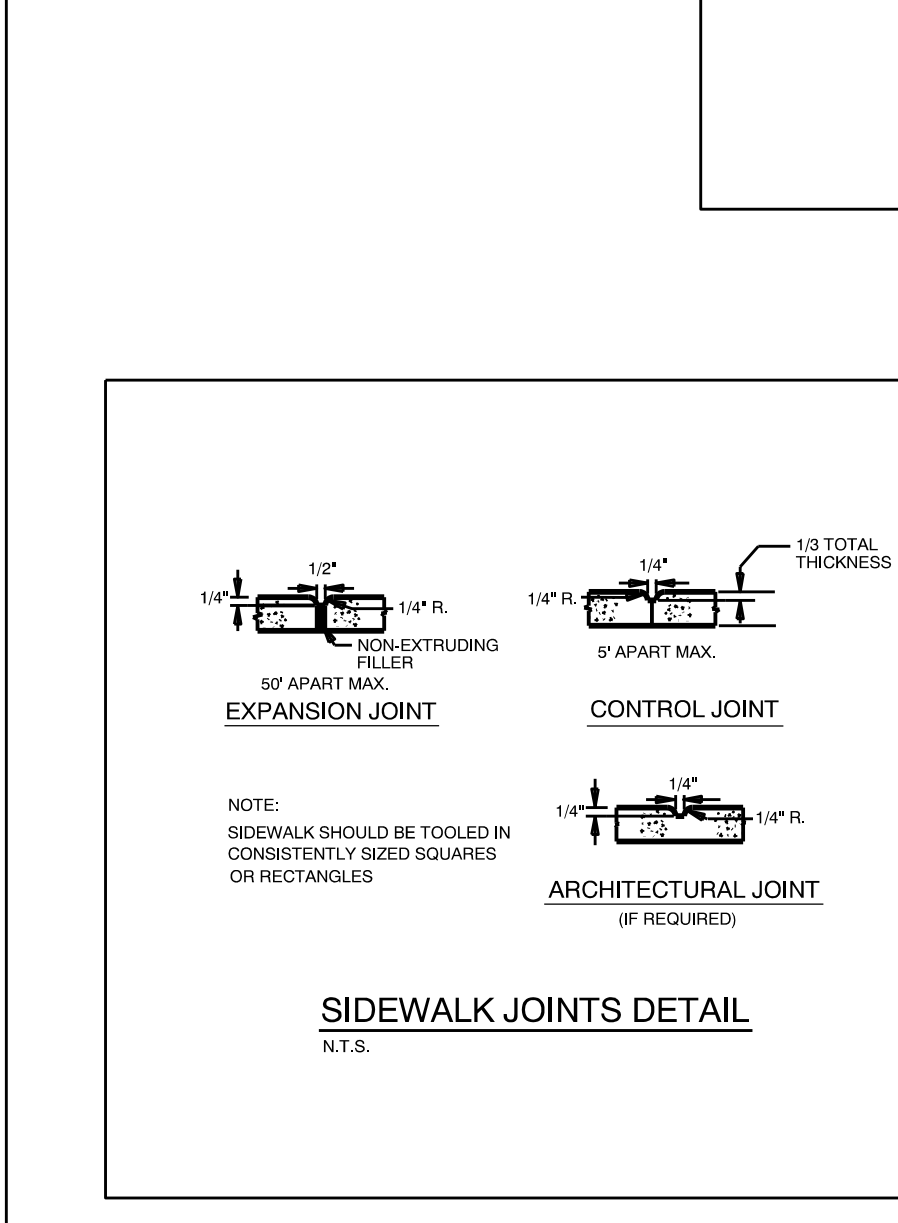


TEXT	KEY	DESCRIPTION	TYPE OR MOUNT	HEIGHT (MIN.)	QUANTITY
	NY R 7-8	12"X18" BLUE LEGEND ON WHITE BACKGROUND	POST MOUNTED WITHIN BOLLARD	6'-0"	5
	R 7-8P	18"X9" GREEN LEGEND ON WHITE BACKGROUND	POST MOUNTED WITHIN BOLLARD	6'-0"	1
	R7-1	10"X12" RED LEGEND ON WHITE BACKGROUND	REFER TO SITE PLAN FOR LOCATION*	6'-0"	3
	R 1-1	30" X 30" OCTAGONAL WHITE ON RED	POST MOUNTED IN GRASS	6'-0"	1
	R 3-1	24" X 24" RED ON BLACK BACKGROUND	POST MOUNTED IN GRASS	6'-0"	0

* THE CONTRACTOR SHALL MOUNT THE SIGNS WITHIN THE PARKING AREA USING THE SIGN IN BOLLARD DETAIL. THE SIGNS LOCATED WITHIN THE GRASS AREA SHALL BE MOUNTED USING THE SIGN IN GRASS DETAIL. THE CONTRACTOR SHALL MOUNT THE BUILDING MOUNTED SIGN ON THE BUILDING. REFER TO THE ARCH PLANS.

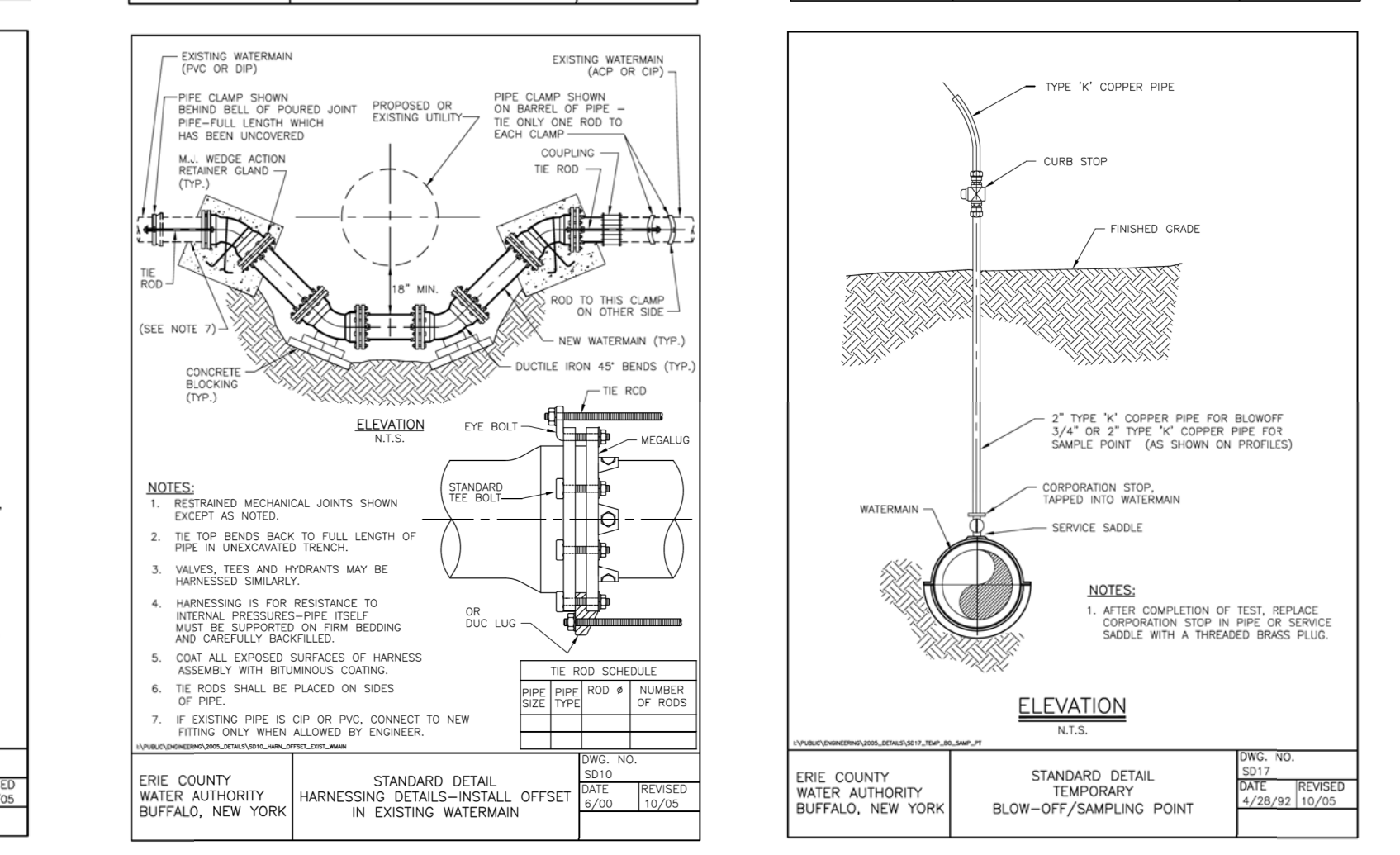
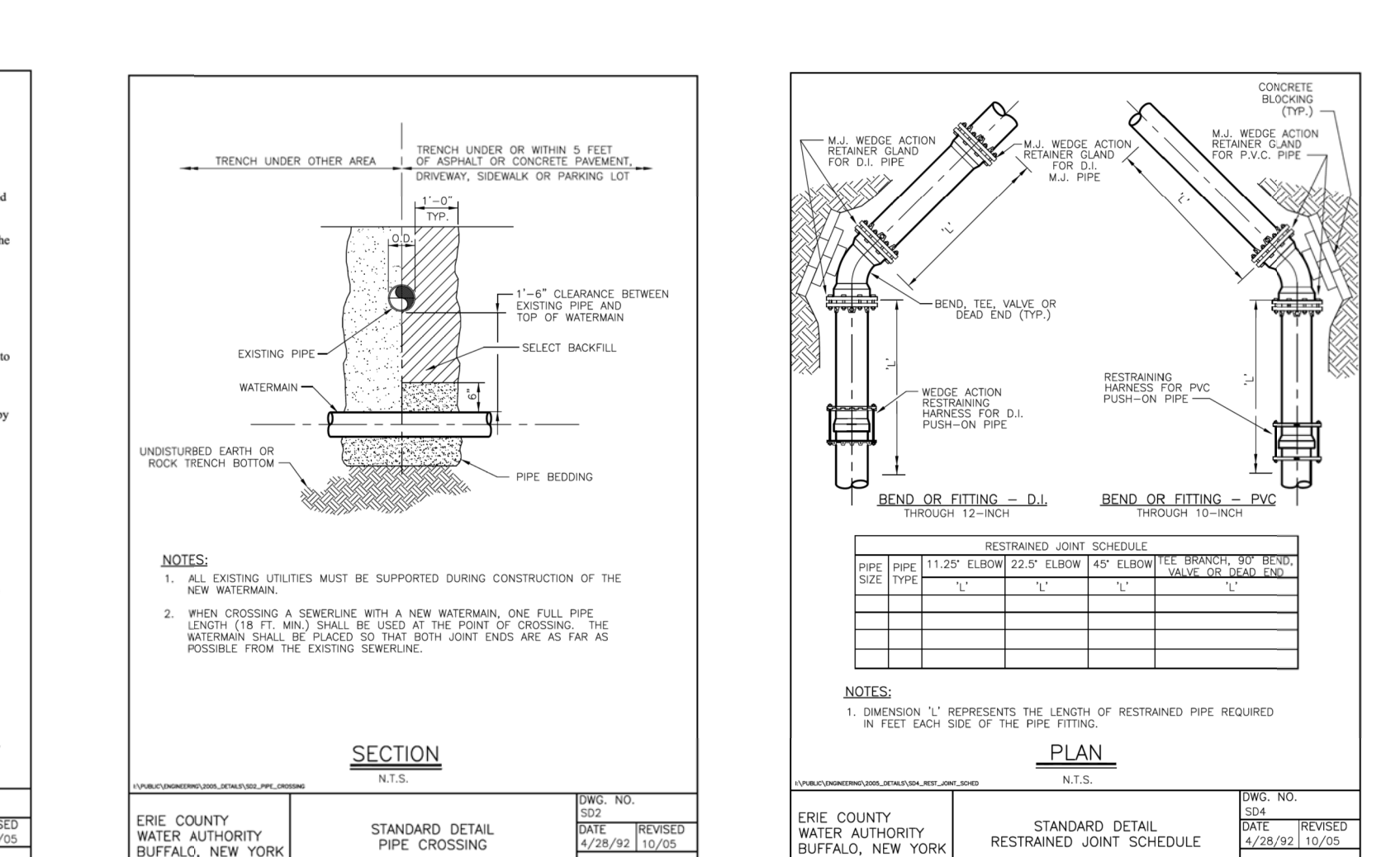
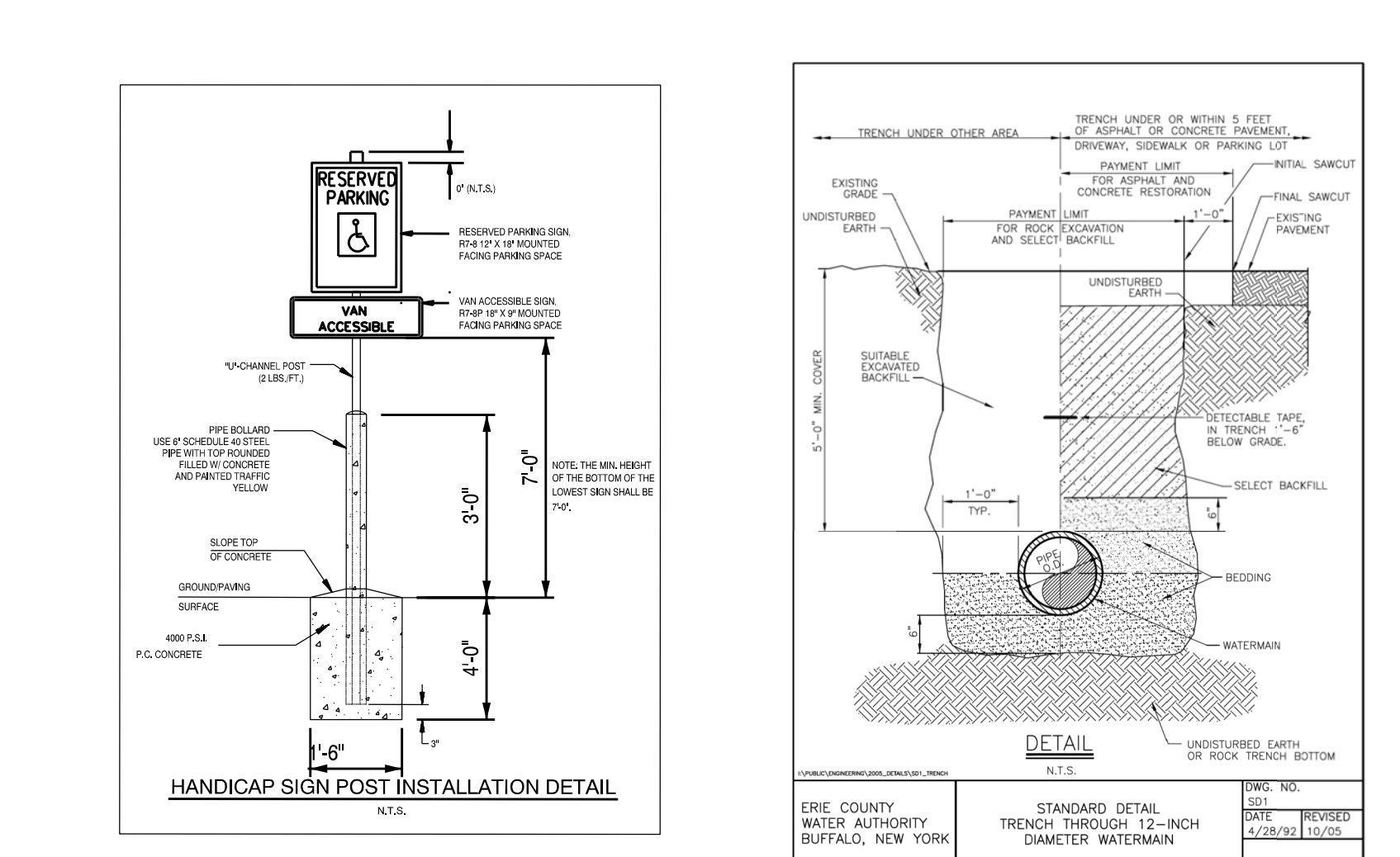
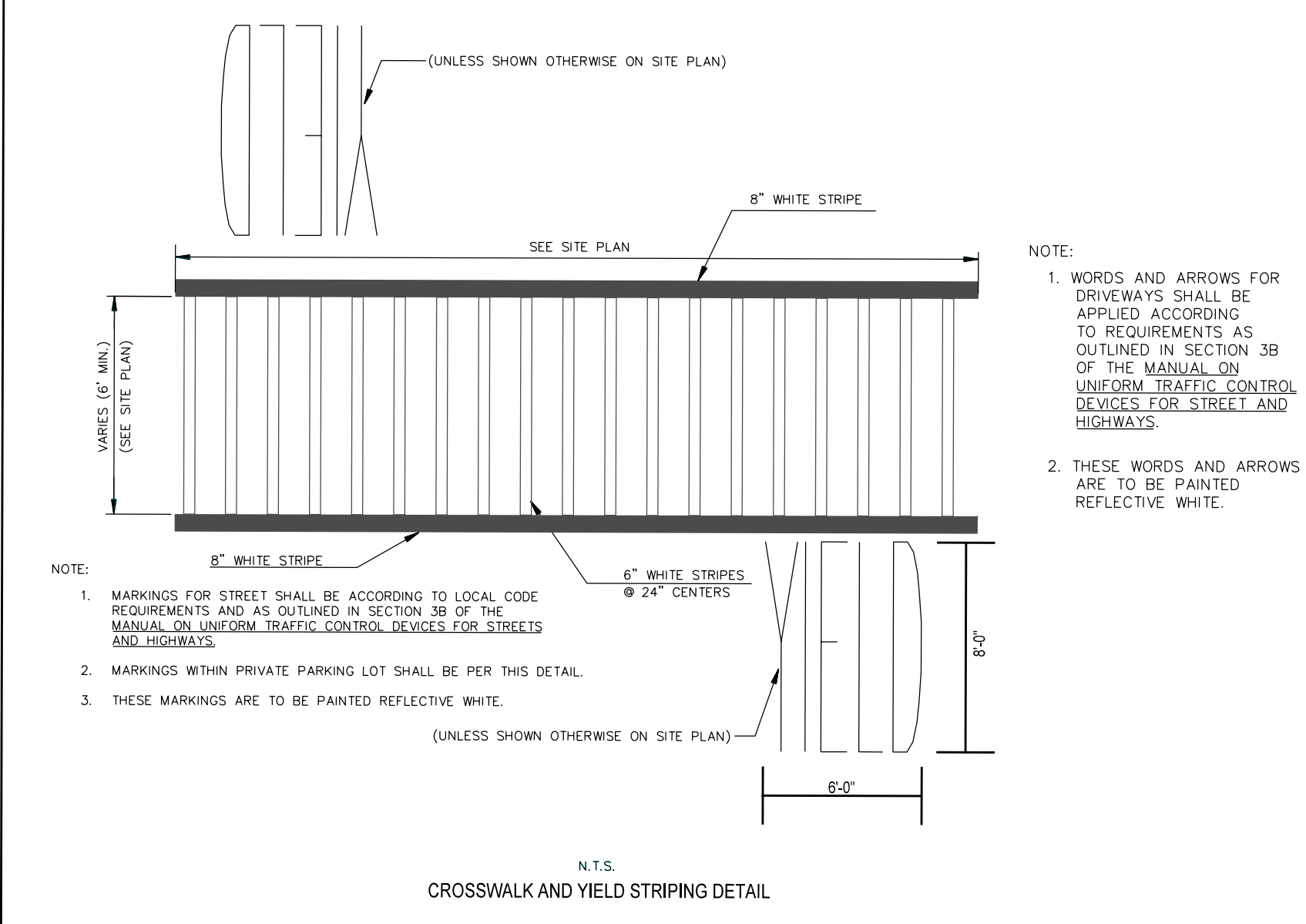
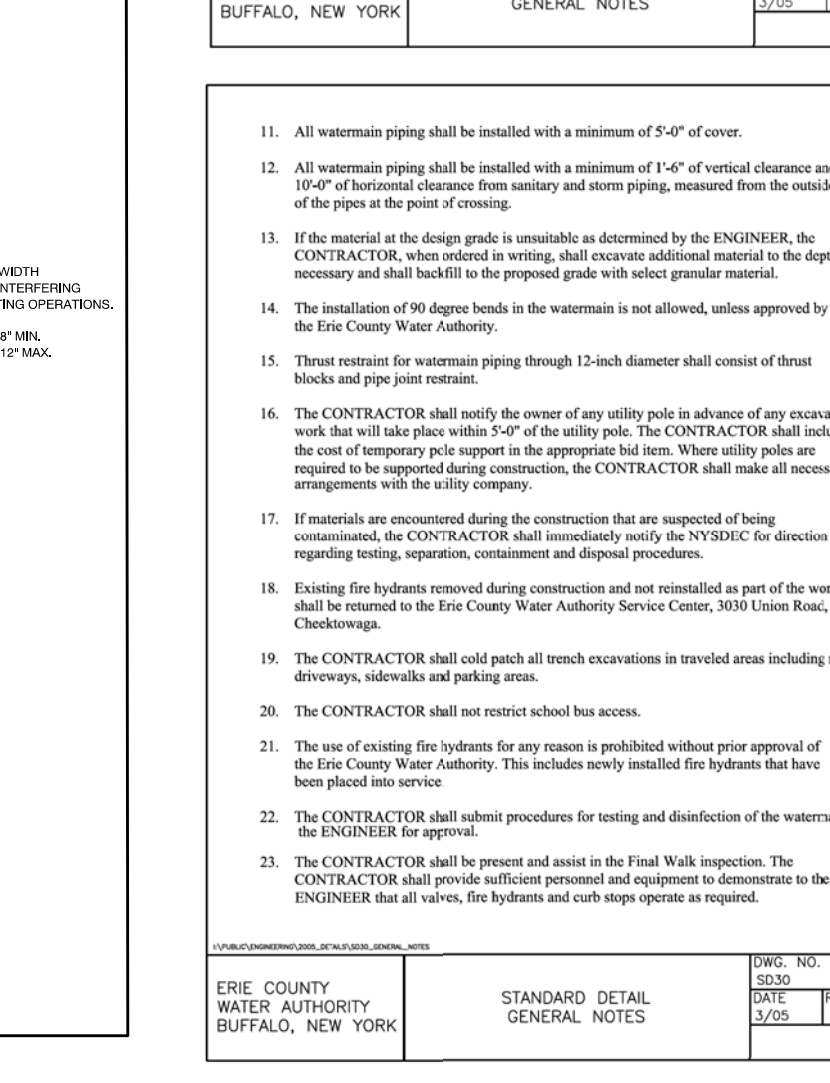
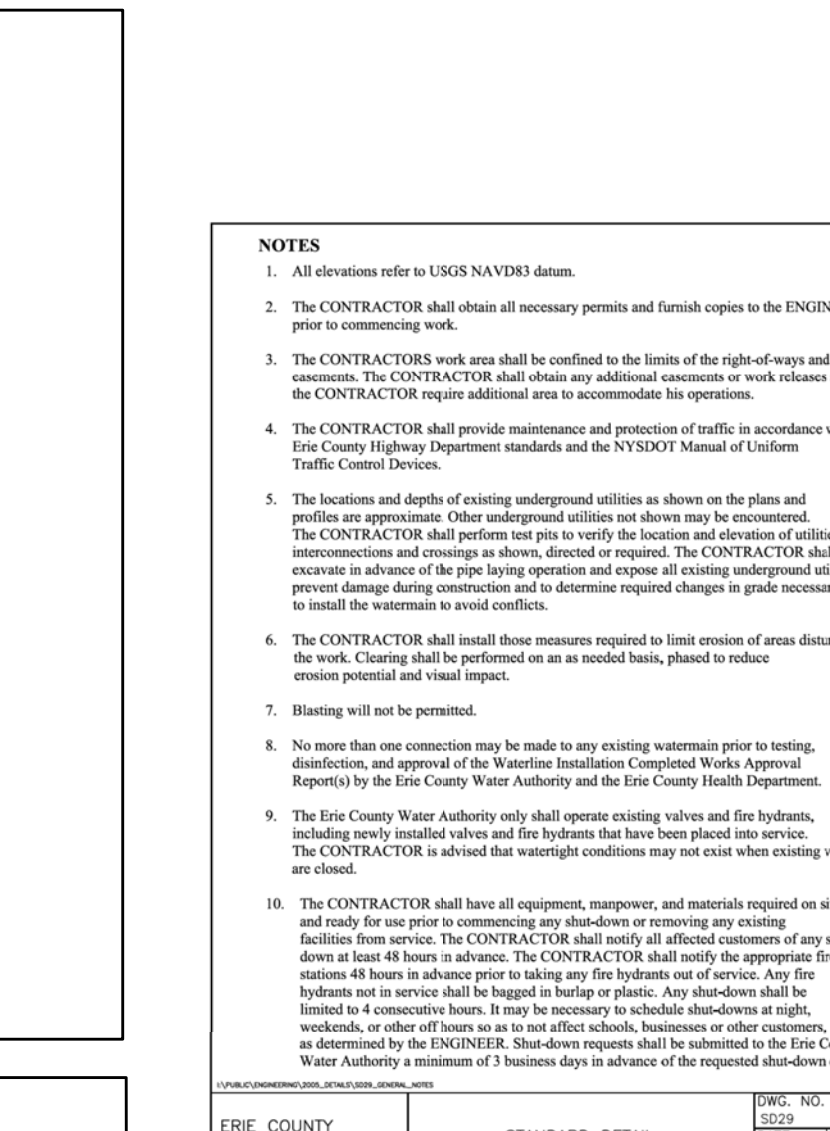
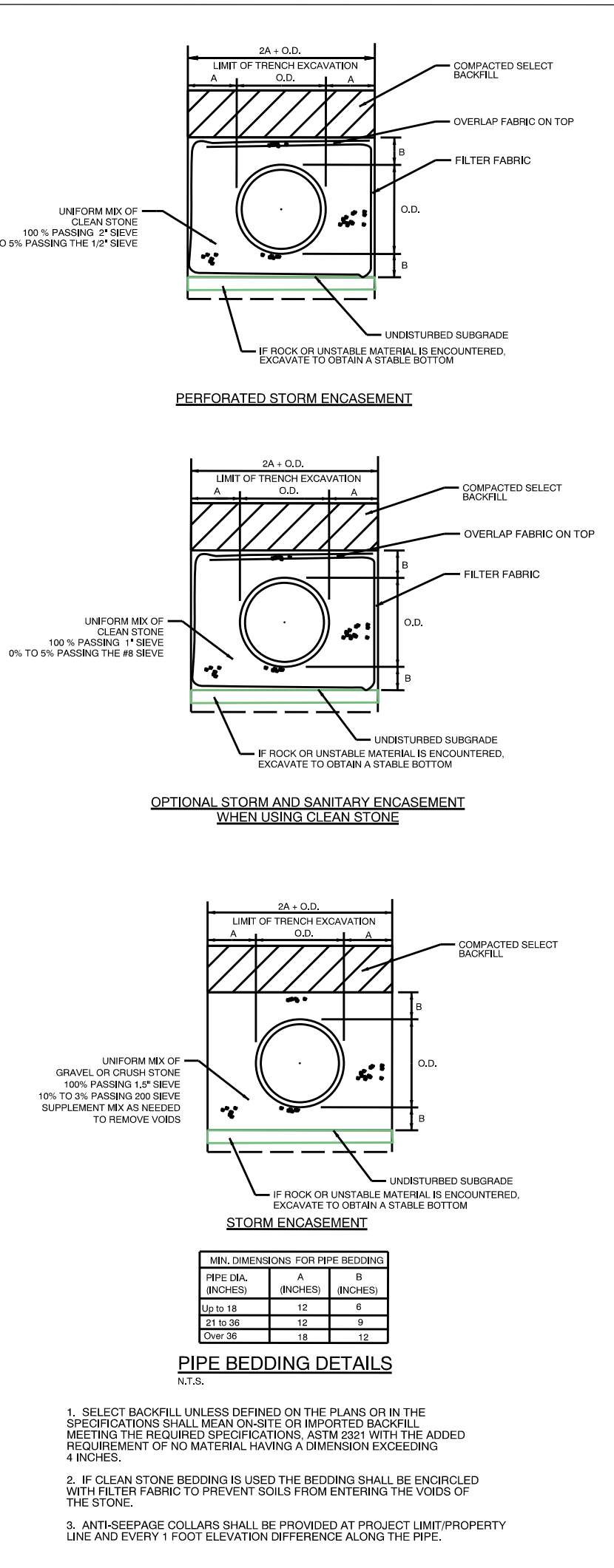
NOTE:
 1. IF APPLICABLE, CONTRACTOR TO ENSURE EXISTING SIGNS ARE IN COMPLIANCE WITH STATE AND FEDERAL ADA REQUIREMENTS. IF THE SIGNS ARE NOT COMPLIANT CONTRACTOR TO USE THE ABOVE SIGNS.
 2. SIGNS WILL BE EITHER POST MOUNTED IN BOLLARDS OR GRASS, OR BE MOUNTED TO THE BUILDING (REFER TO DETAIL). THE SIGNS WILL BE PLACED ON CENTER FOR EACH SPACE. THE HEIGHT OF THE LOWEST SIGN WILL BE AT A MINIMUM 6' ABOVE GRADE.
 3. SIGNS TAKEN FROM "NATIONAL MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS" - 2009 EDITION.

SIGN SCHEDULE
N.T.S.

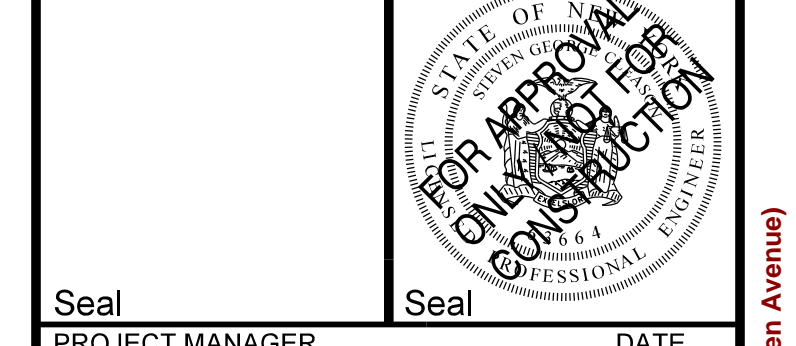


WATER MAIN THRUST BLOCK DETAIL
N.T.S.

PIPE SIZE	90° BEND	45° BEND	22 1/2° BEND	11 1/4° BEND	TEE OR CROSS
4" Ø	6	4	2	1	4
6" Ø	11	6	3	2	8



Issued:	Date:
A SUBMIT TO TOWN	3/2/17
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Revisions:	Date:
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PROJECT MANAGER	DATE
PROJECT ENGINEER / ARCHITECT	DATE
PROJECT DESIGNER	DATE

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 It is a violation of law for any person, unless acting under the direction of licensed Architect, Professional Engineer, Landscape Architect, or Land Surveyor to alter any item on this document in any way.

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 (315) 696-2425
 (315) 696-2426 fax

ALDI - CHEEKTOWAGA, NY
 1685 Walden Avenue
 Town of Cheektowaga
 Erie County, NY

Project Name & Location:

DETAIL SHEET

Drawing Name:

Date: 2/28/17

Type: PRELIMINARY

Drawn By: SGC

Scale: 1"=30'

Project No. 16-0312

C 5

Drawing No.



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, June 27, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on June 27, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Jillian Gorman-King, Executive Director - Youth Board
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Jill Oxley, Assessor
Kerry Peek, Senior Services Director
Kevin Schenk, Town Attorney
Mark Wegner, Highway Superintendent
Richard Willis, Director of Community Development

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Meyers to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Local Law Intro No. 2017-6 of the Year 2017 - Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 or 3 Family Residences

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

2. Local Law Intro No. 2017-7 of the Year 2017 To Amend the Taxicabs Law

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Linda Hammer, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Presentation

X. Resolutions



1. RESOLUTION 2017-387

Transfer of Funds

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;
CDBG

FROM:	700.1014.0603	Environmental Hazard Testing	\$9,913.12
	700.1014.0726	Public Information	9,585.30
	700.1015.0600	Housing Rehab.-Single Family	2,693.99
	700.1015.0728	Sump Pump Grant	11,500.00
	700.1015.0734	Emergency Program	40,667.00
	700.1015.0735	Handicap Accessibility	2,700.00
	700.1015.0736	1 st Time Home Buyer Assistance	10,000.00
	700.1015.0752	Rehab Activity Delivery Costs	5,116.02
	700.1016.0600	Housing Rehab.-Single Family	13,089.00
	700.1016.0703	Administration	48,251.19
	700.1016.0706	Housing Counseling	5,409.10
	700.1016.0708	Weatherization	7,788.76
	700.1016.0728	Sump Pump Grant	12,000.00
	700.1016.0730	Inflow & infiltration Grant	99,000.00
	700.1016.0734	Emergency Program	54,000.00
	700.1016.0735	Handicap Accessibility	6,000.00
	700.1016.0736	1 st Time Home Buyer Assistance	10,000.00
	700.1016.0752	Rehab Activity Delivery Costs	223,869.00
	700.5014.0662	Depew-Drainage & Sewer Improvements	3,373.52
	700.5015.0711	Depew-Senior Center Carpeting	44.00
TO:	700.1014.0300	Drainage & Road Improvements	\$22,871.94
	700.1015.0300	Drainage & Road Improvements	72,721.01
	700.1016.0300	Drainage & Road Improvements	19,407.05
	700.1016.0500	Sidewalk Replacement	460,000.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-388

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to June 27, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$519,512.25
RISK RETENTION FUND	176,829.76
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	650.00
SPECIAL DISTRICTS FUND	3,950,619.59
HIGHWAY FUND	1,436,808.23
CAPITAL FUND	766,784.48
TRUST & AGENCY FUND	4,629.80
HUD CDBG FUND	152,153.52
PART TOWN FUND	1,617.36
NYS AFFORDABLE HOUSING	950.00
	<hr/>
	\$7,010,554.99

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-389

Adoption of Amendments to Vehicle and Traffic Law

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, this Town Board held a public hearing on April 11, 2017 to consider the advisability of adopting proposed amendments to Chapter 235 of the Code of the Town of Cheektowaga (Vehicle and Traffic), said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1.

That this Town Board determines it is in the public interest to adopt the following amendments to Chapter 235 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 II. Schedule VII: Stop Intersections**, shall be amended by **adding** thereto the following streets or parts of streets:

HIGHVIEW ROAD - West at Highview Road

• **ARTICLE IV. Schedule XI: Standing Prohibited in Designated Locations**, shall be amended by **deleting** therefrom the following streets or parts of streets:

LOSSON ROAD - South and north sides: 130 feet east and 180 feet west of the east and west curblines of Borden Road.

LOSSON ROAD - South side: from the west curblines of Benz Drive to a point 215 feet, plus or minus, west.

LOSSON ROAD - South side: from the west curblines of Transit Road to the east curblines of Benz Drive.

• **ARTICLE IV. Schedule XII: Stopping Prohibited in Designated Locations**, shall be amended by **deleting** therefrom the following streets or parts of streets:

LOSSON ROAD - North side: from the east curblines of Stiglmeier Park Road to a point 350 feet Easterly therefrom.

LOSSON ROAD - North side: from the west curblin of Stiglmeier Park Road to a point 350 feet westerly therefrom.

LOSSON ROAD - South side: from the east curblin of Towers Boulevard to a point 350 feet Easterly therefrom.

LOSSON ROAD - South side: from the west curblin of Towers Boulevard to a point 350 feet Westerly therefrom.

• **ARTICLE IV. Schedule XII: Stopping Prohibited in Designated Locations**, shall be amended by **adding** thereto the following streets or parts of streets:

LOSSON ROAD - North side: from east curblin of Union Road (Northeast corner) to a point 615 feet east.

LOSSON ROAD - South side: from the east curblin of Union Road (Southeast corner) to a point 650 feet east.

LOSSON ROAD - North side: from the east curblin of Stiglmeier Park Road to a point 500 feet east.

LOSSON ROAD - North side: from the west curblin of Stiglmeier Park Road to a point 500 feet west.

LOSSON ROAD - South side: from the west curblin of Towers Boulevard to a point 500 feet west.

LOSSON ROAD - North side: from the east curblin of Borden Road to a point 500 feet east.

LOSSON ROAD - North side: from the west curblin of Borden Road to a point 500 feet west.

LOSSON ROAD - South side: from the west curblin of Borden Road to a point 500 feet west.

LOSSON ROAD - North side: from the west curblin of Transit Road to a point 1315 feet west.

LOSSON ROAD - South side: from the west curblin of Benz Drive to a point 215 feet west.

LOSSON ROAD - South side: from the west curblin of Transit Road to the east curblin of Benz Drive.

• **ARTICLE IV. Schedule X: Parking Prohibited in Designated Locations**, shall be amended by **adding** thereto the following streets or parts of streets:

CLOVER PLACE - North side: from the north curblin of Clover Place (Union Road leg at the intersection of Clover Place and Evergreen Place) to the east curblin of Pinehurst Avenue.

CLOVER PLACE - South Side: from the north curblin of Clover Place (Union Road leg at the intersection of Clover Place and Evergreen Place) to a point 215 feet northwest.

LOSSON ROAD - South side: from the east curblin of Towers Boulevard to a point 85 feet east.

LOSSON ROAD - South side: from the east curblin of Borden Road to a point 135 feet east.

NORTHCREST AVENUE - North side: from east curblin of Union Road to the curblin at Orchard Place.

SOUTHCREST AVENUE - North side: from east curblin of Union Road to the curblin at Orchard Place.

ZURBRICK ROAD - South side: from Borden Road to Transit Road

• **ARTICLE IV. Schedule X: Parking Prohibited in Designated Locations**, shall be amended by **deleting** thereto the following streets or parts of streets:

CLOVER PLACE - South side: from the east curblin of Pinehurst Avenue to a point 260+ feet northwest of the north curblin of Clover Place at its intersection with Evergreen Place.

CLOVER PLACE - North side: from the south curblin of Evergreen Place at its intersection with Clover Place to a point 260+ feet northwesterly.

NORTHCREST AVENUE - South side: from east curblin of Union Road to west curblin of Orchard Place.

SOUTH CREEK DRIVE - North side: from east curblin Union Road to west curblin of Nagel Drive. (DUPLICATE)

SOUTHCREST AVENUE - North side: from east curblin of Union Road to west curblin of Orchard Place.

Section 2. Time to take effect

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.

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

That 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 235 (formerly Chapter 76) of the Code of the Town of Cheektowaga shall be entered into the minutes of the Town Board and shall be published in the CHEEKTOWAGA BEE, 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 into the Town Code a copy of said amendments specifying the date of adoption thereof.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-390

Notice to Bidders - Firing Range Improvements (Bid #2017-27)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the preparation of plans and specifications for the Firing Range Shelter on Scott Place in the Town of Cheektowaga have been completed by the Project Engineering Consulting firm of Popli Design Group, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for Firing Range Improvements, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 19th day of July, 2017 at 11:00 am at a public bid opening conducted by the Town Clerk in the Council Chambers in the Cheektowaga Town Hall.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, on the **19th day of July, 2017 at 11:00 am** in the Town Hall, 3301 Broadway, Cheektowaga, New York for furnishing all labor, materials, tools, equipment and incidentals required for **General Construction Work for Firing Range Improvements**, complete in place and ready for use in accordance with the Contract Documents, therefore, including Plans, Specifications, Instructions to Bidders, etc. prepared by Popli Design Group and approved by the Town Board of the Town of Cheektowaga.

All bids must be enclosed in a separate, sealed envelope and shall be addressed to the Town Clerk of the Town of Cheektowaga, Town Hall, 3301 Broadway, Cheektowaga, New York 14227 and marked "Firing Range Improvements".

Copies of the Contract Documents (Plans, Specifications and Instructions to Bidders) may be examined at the Town of Cheektowaga Engineering Department, 275 Alexander Avenue, Cheektowaga, New York 14211 and at the Office of the Town Clerk, 3301 Broadway, Cheektowaga, New York 14227. Copies of the Contract Documents may be purchased at the **Office of the Town Clerk upon payment of \$50.00 per set** in the form of one (1) check made payable to the **Town of Cheektowaga**.

Any bidder returning such Plans and Specifications in good condition within 30 days following the award of the contract or the rejection of the bids will be refunded the full amount of the deposit. Deposit(s) will not be refunded for non-bidders. Material suppliers and anyone returning the Plans and Specifications before the bid opening will be classed as

non-bidders. Any bidders requesting more than one (1) set of Plans and Specifications may purchase the excess, but it is understood that they are non-refundable.

The right to reject any and all bids, to waive any informalities in, or to make an award to other than the low bidder, should it be deemed to be in the best interest of the Town of Cheektowaga and in accordance with the law, are herewith reserved.

Each proposal must be accompanied by a certified check for a sum equal to five percent (5%) of the amount of the bid payable to the Town of Cheektowaga, New York, or bid bond with sufficient sureties to be approved by the Attorney for the Town of Cheektowaga, New York, in a sum equal to five percent (5%) of the amount of the bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the Contract.

A pre-bid meeting will be held at 10:00 am on July 6, 2017 at the Town of Cheektowaga Firing Range located at the end of Scott Place, Cheektowaga, New York. Attendance at this meeting is recommended, but is not mandatory.

BY ORDER OF: THE TOWN OF CHEEKTOWAGA

Vickie Dankowski
Town Clerk

DATED: June 27, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-391

Authorize Purchase of a Used Electric Vehicle

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, this Town Board is desirous of purchasing an electric vehicle to assist the Town of Cheektowaga in being designated as a Clean Energy Community, and

WHEREAS, the General Crew Chief of the Central Garage solicited quotes from automotive dealerships for a used electric vehicle, and

WHEREAS, West Herr Chevrolet of Williamsville submitted the lowest bid for a 2012 Nissan Leaf vehicle for a cost of \$8,094.00, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board desires to purchase this 2012 Nissan Leaf vehicle, and BE IT FURTHER

RESOLVED, that the Supervisor and General Crew Chief of the Central Garage be and hereby are authorized and directed to execute and process any and all paperwork necessary for the purchase of said vehicle, and BE IT FURTHER

RESOLVED, that funding for the purchase of this vehicle shall be appropriated from budget line item 100.1640.2502.

RESULT:	WITHDRAWN
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6. RESOLUTION 2017-393

Approve Health Insurance Plan

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Town of Cheektowaga is self insuring its health insurance with Blue Cross Blue Shield as the administrator, NOW THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the contents of the one (1) year administrative health insurance contract with Blue Cross Blue Shield, and BE IT FURTHER

RESOLVED, that this contract shall be effective as of August 1, 2017, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the contract with Blue Cross Blue Shield, and any and all other documents necessary to effectuate the insurance coverage called for under such contract.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-392

Approve Purchase of One (1) New and Unused 2017 Kubota ZD1011-48 Lawn Tractor

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the Sewer Maintenance Department is in need of a Kubota ZD1011-48 Lawn Tractor for use at the Sewer Maintenance Complex and remote Pump Station properties, AND

WHEREAS, pursuant to Section 103 (16) of the General Municipal Law of the State of New York, the Town of Cheektowaga can purchase equipment through the use of contract let by an agency of any state if said agency let its contract to the lowest responsible bidder or on the basis of best value consistent with the NYS General Municipal law, AND

WHEREAS, the National Joint Powers Alliance, and agency created by Minnesota State Law, let a contract for the purchase of a Kubota ZD1011-48 Tractor to Niagara Implement Inc., 2337 Lockport-Olcott Road, Newfane, NY 14108, AND

WHEREAS, said contract was let to the lowest responsible bidder, and included in said contract was a section providing that said equipment was made available to the other governmental entities, including the Town of Cheektowaga, AND

WHEREAS, funds for said purchase have been budgeted and are available under account number 255.8125.2550, NOW THEREFORE BE IT,

RESOLVED, that the Town Board hereby approves the purchase of One (1) New and Unused 2017 Kubota ZD1011-48 Lawn Tractor for use by the Sewer Maintenance Department as per the terms of National Joint Power Alliance at the cost of \$10,119.72.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-394

Purchase of Excess Liability Insurance

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga is a self funded insurer for liability claims, and

WHEREAS, the Town presently has excess liability insurance which expires on June 30, 2017, and

WHEREAS, the Town Board requested Lawley Insurance to solicit proposals for excess liability insurance coverage for 2017-18, and

WHEREAS, after review of the proposals received, Lawley recommended that the Town of Cheektowaga accept the proposal from Travelers Insurance Company for \$11,000,000 excess liability insurance coverage (with \$1,000,000 retention/deductible), and

WHEREAS, with the increase in litigation and the increase in the size of judgments being awarded, this Board feels that it is prudent to continue to purchase Excess Liability Insurance coverage, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby awards the Excess Liability Insurance coverage in the amount of \$11,000,000 (with \$1,000,000 retention/deductible) to Travelers Insurance Company (through Lawley Service, Inc.) for an annual premium of \$191,686 for the period July 1, 2017 to June 30, 2018, and BE IT FURTHER

RESOLVED, that payment for said insurance premium shall be appropriated from budget line item number 101.1710.4101, and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute any and all documents to effectuate this property insurance coverage.

RESULT:	ADOPTED [5 TO 2]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Meyers, Adamczyk, Hammer, Magierski
NAYS:	James P. Rogowski, Gerald Kaminski



9. RESOLUTION 2017-395

Authorize Supervisor to Sign Agreement with O'Connell Electric Company, Inc. for Photovoltaic System Inspection & Maintenance

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the Town operates four (4) solar energy photovoltaic rooftop systems located at the Town Hall, Highway Garage, Facilities Maintenance Garage and at the Main Pump Station, AND

WHEREAS, in order to ensure optimal system performance and energy output, minimize disruptions and to ensure that the equipment and system components perform as required, the Town Engineer has recommended that the Town renew a Preventative Maintenance Contract, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of O'Connell Electric Company, Inc., 830 Phillips Road, Victor, New York 14564, dated June 19, 2017 for photovoltaic system inspection and maintenance, deviation alert monitoring and solar module cleaning, to renew on June 1, 2017 and end on May 31, 2018 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 O'Connell Electric Company, Inc., and the fee per site in the amount of \$1,250.00 shall be chargeable to the following utility accounts:

Highway	100-5132-4211
Facilities	100-7110-4217
Town Hall	100-1625-4217
Main Pump Station	255-8135-4217

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-396

Agreement with Polish Community Center of Buffalo, Inc. d/b/a Lt. Col. Matt Urban Human Services Center of WNY – Patrick Lane Easterly Part of SBL #92.18-7-65

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Town receives federal HUD HOME funds for the purpose of acquiring and constructing new homes, AND

WHEREAS, the Town currently owns vacant land in a HUD designated residential low/moderate income neighborhood on the east side of Patrick Lane between Meadowlawn Road and Lydia Lane in the Town of Cheektowaga, which has been vacant for many years and would like to use it for construction and sale of two new homes (new addresses to be determined) to income-eligible persons or families, AND

WHEREAS, HUD regulations allow the Town to contract with a qualified Community Housing Development Organization (CHDO) to carry out the construction and sale of the new homes to income-eligible first-time homebuyers, AND

WHEREAS, Polish Community Center, Inc. d/b/a Lt. Col. Matt Urban Human Service Center of WNY (MUC), a not-for-profit corporation meeting the HUD regulations for a CHDO has been identified, AND

WHEREAS, the Director of Community Development has recommended the Town contract with the Polish Community Center, Inc. d/b/a Lt. Col. Matt Urban Human Service Center of WNY for the construction and sale of the new homes, NOW, THEREFORE BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with the Polish Community Center, Inc. d/b/a the Lt. Col. Matt Urban Human Service Center of WNY, 1081 Broadway, Buffalo, NY 14212 to act as the CHDO developer for the properties on Patrick Lane SBL #92.18-7-65 and sale to income-qualified homebuyers, subject to review and approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-397

Grant Application - Bullet-Proof Vests

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the U.S. Department of Justice, Office of Justice Programs provides grant monies to offset a portion of costs associated with the purchase of bullet-proof vests for sworn police officers, and

WHEREAS, the grant will provide up to 50% reimbursement for monies to be expended to purchase these items, and

WHEREAS, all applications must be completed electronically on-line, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is hereby authorized to extend authorization to Police Department personnel to complete the grant application on-line for the purpose of securing these grant monies.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-398

SPECIAL EVENT - Xylem, Inc. Watermark Event

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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, Xylem, Inc. has made application to hold its "Watermark Event" to raise awareness of global water crisis on Wednesday, July 12th, 2017 beginning at 11:30 a.m. and ending at approximately 12:30 p.m. along the Town's Bike Path beginning at the entrance at St. Felix Avenue, and

WHEREAS, this Board has reviewed the aforementioned application, which has been approved by the Facilities Department, Police Department, Highway Department and Youth and Recreational Services, and has no objection to same, and

WHEREAS, due to the nature of the event, this Town Board hereby waives the following requirements: Submittal of plan for sanitary facilities;

- 1) Submittal of site plan;
- 2) Requirement that application be made at least 60 days prior to the date of the special event;
- 3) Submittal of Security Plan;
- 4) Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of Xylem, Inc. for their "Watermark Event" to be held on Wednesday, July 12th, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-399

SPECIAL EVENT - General Pulaski Day Parade

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the General Pulaski Association of the Niagara Frontier has made application to hold a parade honoring General Pulaski on Sunday, July 16th, 2017 at 1:30 p.m. beginning at the Thruway Plaza; then proceeding west on Walden Avenue; then north on Harlem Road to Cheektowaga Town Park, and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Highway Department and 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:

Submittal of plan for sanitary facilities;
 Submittal of site plan;
 Submittal of Security Plan;
 Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the General Pulaski Association of the Niagara Frontier for the aforementioned parade to be held on Sunday, July 16th, 2017 and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-400

SPECIAL EVENT - Shooting Starz Charity Softball Tournament

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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 Shooting Starz Charity Softball Association has made application to hold its Charity Softball Tournament for Make-A-Wish Foundation in Stiglmeier Park on Saturday, July 22nd, 2017 from 8:00 a.m. - 8:00 p.m, and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Facilities Department and Youth & Recreational Services Department, and

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

- Submittal of plan for sanitary facilities;
- Submittal of site plan;
- Submittal of Security Plan;
- Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Shooting Starz Charity Softball Association for the aforementioned Charity Softball Tournament for Make-A-Wish Foundation in Stiglmeier Park on Saturday, July 22nd, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-401

SPECIAL EVENT - Cheektowaga Oldtimers Softball League Annual Softball Picnic

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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 Cheektowaga Oldtimers Softball League has made application to hold its annual "Softball Picnic" at Stiglmeier Park (Diamond 1) on Sunday, August 6th, 2017 beginning at 11:00 a.m.; and

WHEREAS, this Board has reviewed the aforementioned application, 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:

2. Submittal of plan for sanitary facilities;
3. Submittal of site plan;
4. Submittal of Security Plan;
5. Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Oldtimers Softball League for its annual "Softball Picnic" at Stiglmeier Park (Diamond 1) on Sunday, August 6th, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-402

SPECIAL EVENT - Stephen Siller Tunnel to Towers Foundation 5K Run

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by resolution dated May 1, 1995, the 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, Brian Gould, on behalf of the Stephen Siller Tunnel to Towers Foundation, has made application to hold its " 5K Run" to raise funds for injured veterans on Saturday, September 9, 2017 beginning at 9:00 A.M. at the Bellevue Fire Hall, along Como Park Boulevard, through Losson Park and back onto Como Park Boulevard, ending at the Bellevue Fire Hall; AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Facilities Department and Highway 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 Prevention/Emergency Services Plan; NOW, THEREFORE, BE

IT

RESOLVED, that this Town Board hereby approves the aforementioned application of Brian Gould, on behalf of the Stephen Siller Tunnel to Towers Foundation, for said 5K Run on Saturday, September 9, 2017; AND BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such run and to ensure compliance with Section 1600(a)(6) of the Vehicle and Traffic Law.

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to Amend Resolution to change Losson Park to Stiglmeier Park. Motion Carried.

RESULT: ADOPTED AS AMENDED [UNANIMOUS]
MOVER: Christine Adamczyk, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-403

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and herby are terminated in the Department of Youth & Recreational Services effective as indicated:

Miranda Florek	Never worked	14227
Benjamin Sullivan	Never worked	14225

Motion by Councilmember Meyers, Seconded by Councilmember Rogowski to waive the reading of names for the following Resolutions: 2017-403, 2017-404, 2017-405. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-404

Youth & Recreation Transfers

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred effective immediately:

Recreation Aide to Recreation Attendant - 7140.1614 & 7140.1648 - \$9.70 - Regular Part-time
Kelly Glowny

Recreation Aide to Recreation Attendant - 7140.1614 & 7140.1645 - \$9.70 - Regular Part-time
Karly Glowny

BE IT FURTHER RESOLVED that the employee information be amended as follows:

Lifeguard to Recreation Instructor "Town Park Pool Head Lifeguard 1st Shift" - 7180.1902 - \$11.66 - Regular Part-time
Bryce Bielani

Lifeguard "Senior Lifeguard" to Recreation Instructor "Town Park Pool Head Lifeguard 2nd Shift" - 7180.1902 - \$11.66 - Seasonal
Katie Gramlich

Corrected(last day worked):
Keri Murphy 4/01/17 14227

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-405

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

COMMUNITY DEVELOPMENT Clerk \$12.00/hour effective 6/29/17
Jacqueline Hearst, Cheektowaga, New York

SENIOR SERVICES Van Driver (Substitute) \$9.70/hour effective 6/28/17
Joseph V. Soldaczewski, Cheektowaga, New York
Thomas Zimpfer, Cheektowaga, New York

BE IT RESOLVED, that the following individuals be and hereby are hired as **SEASONAL EMPLOYEES**, not to exceed five (5) months in a calendar year, in the various departments listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 6/28/17
Brandon A. Kraebel, Cheektowaga, New York
Joshua C. Richardson, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

BUILDING AND PLUMBING DEPARTMENT
Garrett Pyc effective 5/18/17
Roy Weiglein effective 6/24/17

COMMUNITY DEVELOPMENT
Sueanne B. Zielinski effective 6/28/17

JUSTICE COURT
Zelinda Olivieri effective 6/17/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-406

Appointment of Laborer (Labor/Permanent) Sanitation Department/Marc P. Beang

Sponsored By: Councilmember Adamczyk, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Laborer in the Sanitation 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, no TCEA bids were received for the vacant position; AND

WHEREAS, Marc P. Beang, currently employed as a temporary Motor Equipment Operator - B, applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Marc P. Beang, of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective June 28, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-407

Appointment of Maintenance Worker (Temporary) Facilities Department (Buildings and Grounds Division)/Jordan D. Pocobello

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a temporary Maintenance Worker position exists in the Facilities Department (Buildings and Grounds Division); 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, no bargaining unit member bid on the vacancy; AND

WHEREAS, Jordan D. Pocobello of Cheektowaga, New York, currently employed as a part-time Laborer in the Facilities Department, applied for said vacancy and meets the qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Jordan D. Pocobello of Cheektowaga, New York, be and hereby is appointed to the temporary position of Maintenance Worker in the Facilities Department (Buildings and Grounds Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective June 14, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-408

Travel Authorization Personnel Department

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the New York State Public Employer Labor Relations Conference is being held July 19, 2017 through July 21, 2017, in Saratoga Springs, New York; AND

WHEREAS, Coordinator of Employee Relations Karen Marchese has requested authorization to attend said conference; AND

WHEREAS, Ms. Marchese has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,290; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Coordinator of Employee Relations Karen Marchese be and hereby is authorized to attend the New York State Public Employer Labor Relations Conference being held July 19, 2017 through July 21, 2017, in Saratoga Springs, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-409

Travel Authorization Office of the Town Assessor

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, a Seminar on Appraising Application is being held July 17, 2017 through July 21, 2017, in Ithaca, New York; AND

WHEREAS, Assessor Jill Oxley has requested to attend said seminar; AND

WHEREAS, Ms. Oxley has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,526.72; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Assessor Jill Oxley be and hereby is authorized to attend the Seminar on Appraising Application being held July 17, 2017 through July 21, 2017, in Ithaca, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-410

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the FBINAA 53rd Annual Training Conference and Exhibition is being held July 30, 2017, through August 2, 2017, in Washington, D.C; AND

WHEREAS, Lieutenants Thomas Gerace and Brian Gould have been recommended to attend said conference and exhibition; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$2,111.98; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Lieutenants Thomas Gerace and Brian Gould be and hereby are authorized to attend the FBINAA 53rd Annual Training Conference and Exhibition being held July 30, 2017, through August 2, 2017, in Washington, D.C.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-411

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a SWAT Operator Course is being held:

- July 31, 2017 through August 4, 2017,
- August 7, 2017 through August 11, 2017,
- August 21 through August 25, 2017,
- August 28 through September 1, 2017; AND

WHEREAS, the course is being held in Oriskany, New York; AND

WHEREAS, Sergeants Daniel Albrecht and Caleb Harte and Police Officers Garrett Slawatycki and Michael Curtis, have been recommended to attend said course; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$6,972.98; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Sergeants Daniel Albrecht and Caleb Harte and Police Officers Garrett Slawatycki and Michael Curtis be and hereby are authorized to attend the SWAT Operator Course being held July 31, 2017 through August 4, 2017, August 7, 2017 through August 11, 2017, August 21 through August 25, 2017, and August 28, 2017 through September 1, 2017, in Oriskany, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Suspension of Rules

Motion by Councilmember Meyers, Seconded by Councilmember Rogowski to waive the rules to include the following Resolution: 2017-412. Motion Carried.



1. RESOLUTION 2017-412

Appointment of Working Crew Chief (Non-Competitive/Permanent) Facilities Department (Building & Grounds Division) - William Graczyk

Sponsored By: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Adamczyk, Magierski

WHEREAS, a vacancy currently exists in the position of Working Crew Chief in the Facilities Department (Buildings and Grounds Division); 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 Supervisory Unit; AND

WHEREAS, William Graczyk, currently employed as an Electrician in the Facilities Department (Building and Grounds), bid on said vacancy, and meets the necessary qualifications; NOW, THEREFORE BE IT

RESOLVED, that William Graczyk of Cheektowaga, New York, be and hereby is appointed to the position of Working Crew Chief in the Facilities Department (Buildings and Grounds Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Supervisory Unit effective June 30, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XII. Communications

A. Departmental Communications

1. **Minutes: Cheektowaga Planning Board - June 8, 2017**
2. **Minutes: Cheektowaga Traffic Safety Commission - June 20, 2017**

B. General Communications

1. **Notice of Claim: Niagara Mohawk Power Corporation d/b/a National Grid vs. Town of Cheektowaga**

2. Notice of Claim: Michael Schifferle vs. Town of Cheektowaga
3. Notice of Claim: Barbara E. Zarajczyk vs. Town of Cheektowaga
4. Summons and Complaint: Tiffany M. Green vs. James Morey, Jr., Matthew Brown, Town of Cheektowaga

XIII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIV. Adjournment

Motion by Councilmember Kaminski, Seconded by Councilmember Magierski to adjourn the meeting at 7:56 PM. Motion Carried.

Vickie L. Dankowski

Town Clerk



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, July 11, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on July 11, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Jill Oxley, Assessor
Kevin Schenk, Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Rogowski to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15

minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Presentation

IX. Resolutions



1. RESOLUTION 2017-413

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM: 100.1910.2680 Insurance Recoveries \$18,021.00

TO: 100.1640.4447 Collision Repairs \$18,021.00

RESULT: ADOPTED [UNANIMOUS]

MOVER: Diane Benczkowski, Supervisor

SECONDER: Timothy J. Meyers, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-414

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to July 11, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$271,973.72
RISK RETENTION FUND	32,459.00
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	2,970.00
SPECIAL DISTRICTS FUND	97,351.74
HIGHWAY FUND	51,445.36
CAPITAL FUND	273,179.05
TRUST & AGENCY FUND	3,293.40
HUD CDBG FUND	69,528.77
PART TOWN FUND	5,135.20
NYS AFFORDABLE HOUSING	200.00
	<hr/>
	\$807,536.24

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-415

Notice to Bidders - Demolition with Asbestos Abatement of 17 Yvette Drive (BID# 2017-28 LAW)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, it is in order that bids be advertised for the demolition and asbestos abatement of structures located at 17 Yvette Drive, Cheektowaga, New York; and

WHEREAS, specifications for same have been prepared by the Town Attorney's Office;
NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders (BID# 2017-28 LAW) for the demolition and asbestos abatement of structures located at 17 Yvette Drive, Cheektowaga, New York, said notice to be published in the CHEEKTOWAGA BEE, and BE IT FURTHER

RESOLVED, that sealed bids will be received and opened by the Town Clerk at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on **Wednesday, July 26, 2017, at 11:00 A.M.**



NOTICE TO BIDDERS

Sealed proposals will be received by the Town Clerk of the Town of Cheektowaga on **WEDNESDAY, JULY 26, 2017 at 11:00 A.M.** at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, for the demolition and asbestos abatement of **17 Yvette Drive** situate in the Town of Cheektowaga, New York.

Information for bidders and specifications may be obtained from the Town Clerk at her 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 specification and contract documents, and may waive any informalities, make an award to other than the low bidder, or reject any or all bids should it be in the best interest of the Town.

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

Vickie L. Dankowski, Town Clerk

Dated: 11 July 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-416

Notice to Bidders for the Purchase of Copy Paper and Envelopes (Bid No. 2017-29 LAW)

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, it is in order that bids be advertised for the purchase of copy paper and envelopes for the Town; and

WHEREAS, specifications for same have been prepared by the Town Attorney's Office; NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders (BID# 2017-29 LAW) for the Purchase of Copy Paper and Envelopes, said notice to be published in the CHEEKTOWAGA BEE, and BE IT FURTHER

RESOLVED, that sealed bids will be received and opened by the Town Clerk at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on **WEDNESDAY, JULY 26, 2017 at 11:00 A.M.**



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on **Wednesday, July 26, 2017 at 11:00 am**, at the Town Clerk's Office in the Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the purchase of copy paper and envelopes (BID# 2017-29 LAW) for all Town of Cheektowaga departments for the remainder of the 2017 calendar year.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Purchase of Copy Paper and Envelopes" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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.

Vickie L. Dankowski
Town Clerk

DATED: July 11, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-417

Cleveland Hill Usage of Town Park

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, The Cleveland Hill Union Free School District has requested permission to utilize a portion of Cheektowaga Town Park from August 14, 2017 to October 20, 2017 for practices and for its home cross-county track team meets, and

WHEREAS, the General Crew Chief of the Facilities Department has reviewed such request and has no objection to same, and

WHEREAS, the Cleveland Hill Union Free School District has provided the Town with the necessary insurance coverage for such track meets, and

WHEREAS, Cleveland Hill Union Free School District shall be responsible to utilize individuals to provide traffic control to monitor students crossing the roadways for their track meets and practices, and

WHEREAS, this Town Board, in the spirit of cooperation, wishes to approve this request, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approve the use of Cheektowaga Town Park from August 14, 2017 to October 20, 2017 for the Cleveland Hill Cross Country Track team practices, and BE IT FURTHER

RESOLVED, that the Director of Athletics of the Cleveland Hill School shall coordinate with the General Crew Chief of the Facilities Department concerning these track meets.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-418

Creation of Three (3) Van Drivers (Non-Competitive/Part Time) and Three (3) Sewer Inspectors (Non-Competitive/Part-Time)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that this Town Board hereby creates three (3) Van Driver (Part Time) positions and three (3) Sewer Inspector (Part Time) positions pursuant to Civil Service Laws and Rules effective July 12, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-419

Extension of Residency Provision (Peter A. Johnston)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, Peter A. Johnston was appointed to the provisional position of Assistant Town Engineer by Town Board Resolution effective June 13, 2016; AND

WHEREAS, that in compliance with the Local Law known as the Residency Law of the Town of Cheektowaga, Mr. Johnston was ordered to obtain residency within the Town of Cheektowaga within six (6) months from the date of his appointment; AND

WHEREAS, the Erie County Civil Service examination has not been scheduled for the Assistant Town Engineer Position and Peter Johnston has requested an extension of the residency requirement, the Board hereby determines that Peter Johnston's special skills, aptitude and expertise are sufficient reasons therefore to extend the residency requirement; NOW, THEREFORE, BE IT

RESOLVED, that in compliance with the Local Law known as the Residency Law of the Town of Cheektowaga, Peter A. Johnston of Williamsville, New York, is hereby granted an additional six (6) months from the expiration of the prior resolution until December 31, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-420

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are terminated in the Department of Youth & Recreational Services effective as indicated:

Danielle Szymkowiak	8/15/16	14227
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Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to waive the reading of names for the following Resolutions: 2017-420, 2017-421, 2017-422. Motion Carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-421

Youth & Recreation Transfer

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred effective immediately:

Recreation Aide to Recreation Attendant - 7140.1630 - \$9.70 - Regular Part-time
Mackenzie Stroud

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-422

Termination of Part-Time/Seasonal Appointments

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT

Brenda L. Benkleman effective 6/22/17

OFFICE OF THE TOWN CLERK

Linda Karaszewski effective 7/8/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-423

Appointment of Senior Assessment Clerk (Non-Competitive Promotional) Office of the Town Assessor/Michael G. Milks

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, there is a vacancy in the title of Senior Assessment Clerk in the Office of the Town Assessor; AND

WHEREAS, Assessment Clerk Michael G. Milks has been approved for a non-competitive promotion by the Erie County Department of Personnel to the title of Senior Assessment Clerk; NOW, THEREFORE, BE IT

RESOLVED, that Michael G. Milks of Cheektowaga, New York, be and hereby is appointed to the position of Senior Assessment Clerk in the Office of the Town Assessor in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective July 12, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-424

Appointment to Cheektowaga Economic Development Corporation Directors

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town Board of the Town of Cheektowaga previously created the Cheektowaga Economic Development Corporation for the purpose of assisting and encouraging economic development within the Town, and

WHEREAS, By Resolution dated February 7, 1983 the Town Board approved the By-Laws of the Cheektowaga Economic Development Corporation which provide that the Directors of the Cheektowaga Economic Development Corporation be appointed by resolution of the Cheektowaga Town Board, and

WHEREAS, the Cheektowaga Economic Development Corporation Board of Directors has unanimously recommended the re-appointment of the individual listed below to the Board of Directors of the Cheektowaga Economic Development Corporation for a term of three years, NOW, THEREFORE, BE IT

RESOLVED, that the following individuals are hereby appointed to the Board of Directors of the Cheektowaga Economic Development Corporation, effective immediately for a term of three years, said term expiring at the time of reappointment to said Board of Directors positions in 2020, but no later than June 30, 2020:

James Antkowiak
Stephen L. Bojdak
Denis Serugendo.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-425

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the International Association of Chiefs of Police (IACP) Annual Conference is being held October 20, 2017 through October 24, 2017, in Philadelphia, Pennsylvania; AND

WHEREAS, Police Chief David Zack, Captain Michael Isbrandt, Lieutenant Thomas Wentland, and Sergeant Lawrence Bauer have been recommended to attend said conference; AND

WHEREAS, a request for travel authorization has been submitted along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$7,349.28; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Chief David Zack, Captain Michael Isbrandt, Lieutenant Thomas Wentland, and Sergeant Lawrence Bauer be and hereby are authorized to attend the International Association of Chiefs of Police (IACP) Annual Conference being held October 20, 2017 through October 24, 2017, in Philadelphia, Pennsylvania.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-426

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a TASER Instructor Course is being held July 27, 2017 in Binghamton, New York; AND

WHEREAS, Police Officer Kurt Spieler has been recommended to attend said course; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$433; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officer Kurt Spieler be and hereby is authorized to attend a TASER Instructor Course being held July 27, 2017 in Binghamton, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to waive the rules to include the following Resolution: 2017-427. Motion Carried.
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1. RESOLUTION 2017-427

Support for AT & T Wireless Workers

Sponsored By: Councilmember Rogowski, Councilmember Kaminski

WHEREAS, twenty-one thousand (21,000) AT & T wireless workers across 36 states and Washington, DC, represented by the Communications Workers of America ("CWA"), are engaged in negotiations with AT & T for a new contract, and

WHEREAS, since 2011, AT & T has eliminated 12,000 Call Center jobs in the United States, and has sent these jobs overseas to third party vendors in other countries, and

WHEREAS, AT & T has begun utilizing third-party dealers for their authorized retail stores rather than utilizing AT & T workers, and

WHEREAS, this outsourcing of union and United States workers has resulted in a diminishment of quality service to customers of AT & T Wireless, and

WHEREAS, AT & T workers are continuing their fight for a fair contract that protects good jobs at America's largest telcom company and are fighting for the following:

- Wage increases that cover rising healthcare costs and inflation;
- Protections for retail worker compensation preventing management from unilaterally changing commission plans to cut wages by thousands of dollars each year;
- Basic job security in the face of rampant outsourcing;
- Affordable health care for all employees, including new hires;
- A fair scheduling policy that allows workers to use their earned sick time.

, and

WHEREAS, this Board is concerned about the loss of American jobs by AT & T and the outsourcing of work to other countries, and

WHEREAS, this Board wishes to express its support for AT & T employees and the CWA's attempts to secure a new and fair contract for its members, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby expresses its support for AT & T employees and CWA members in their attempt to obtain a new and fair contract, and BE IT FURTHER

RESOLVED, that this Town Board hereby request A T & T to approve a fair agreement with its AT & T wireless workers and to cease outsourcing of American jobs to other countries, and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward certified copies of this resolution to AT & T, the CWA, Senator Timothy Kennedy and Assemblywoman Monica Wallace.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Communications

A. Departmental Communications

B. General Communications

1. **Notice of Claim: Linda Martell vs. Town of Cheektowaga**
2. **Notice of Petition: Kurt B. & Joanne M. Kojm vs. Town of Cheektowaga**
3. **Notice of Petition: Paul F. & Linda L. Schnitzler vs. Town of Cheektowaga**
4. **Notice of Petition: Holland Motor Express vs. The Board of Assessors and the Board of Assessment Reviews of the Town of Cheektowaga**

XII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Adjournment

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to adjourn the meeting at 7:31 PM. Motion Carried.

Daniel Gniewecki

Deputy Town Clerk



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227
<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, July 25, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on July 25, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Jillian Gorman-King, Executive Director - Youth Board
Melissa Reese, Deputy Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Meyers to approve minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15

minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Resolutions



1. RESOLUTION 2017-428

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

CAPITAL

FROM: 500.8560.3500.5005 NYS Grant \$25,000.00

TO: 500.8560.4292.5005 Tree Management Plan Grant Expense \$25,000.00

RESULT: ADOPTED [UNANIMOUS]

MOVER: Diane Benczkowski, Supervisor

SECONDER: Timothy J. Meyers, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-429

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to July 25, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$4,319,137.60
RISK RETENTION FUND	1,454,857.00
NYS HOME PROGRAM	0.00
DEBT	284,891.76
HUD HOUSING REHABILITATION FUND	3,100.00
SPECIAL DISTRICTS FUND	1,962,818.32
HIGHWAY FUND	960,869.84
CAPITAL FUND	200,097.67
TRUST & AGENCY FUND	6,778.90
HUD CDBG FUND	71,416.03
PART TOWN FUND	145,520.27
NYS AFFORDABLE HOUSING	4,650.00
	<hr/>
	\$9,414,137.39

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-430

Amend Resolution for Award of Bid - Manhole/Catch Basin Frames & Covers (Bid #2017-11)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for receipt of bids for the furnishing of manhole/catch basin frames and covers, which bids were duly received and opened on March 8, 2017, AND

WHEREAS, three (3) bids were received and referred to the Town Engineer for analysis and tabulation, AND

WHEREAS, the bid for 400 sets of catch basin frames and covers was awarded to the Vellano Corporation, 10 Lancaster Parkway, Lancaster, NY 14086 for the price per set of \$153.75, AND

WHEREAS, the Town has received 192 of the 400 sets awarded to the Vellano Corporation, AND

WHEREAS, the Vellano Corporation abruptly ceased operations and is unable to fulfill the obligations of the awarded contract, AND

WHEREAS, written notice has been sent to the Vellano Corporation for Default of Contract, AND

WHEREAS, the second low bidder, K & S Contractors Supply, has been contacted and will honor their original bid price of \$153.89 per set for catch basin frames and covers, NOW, THEREFORE, BE IT

RESOLVED, that the balance of the original bid award for 208 catch basin frames and covers is hereby awarded to:

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

for their original bid amount of \$153.89 per set, AND, BE IT FURTHER

RESOLVED, that funds have been budgeted for said catch basin frames and covers in Account #500-5141-9910-5631.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-431

Approval of Change Order No. 1 - Traffic Signal Replacements

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, at a Town Board Meeting held on April 4, 2016 the project to replace four (4) traffic signals at various locations throughout the Town was awarded to Ferguson Electric Construction Company, Inc., AND

WHEREAS, inadvertently, the contractor was unable to complete the project by the deadline date, AND

WHEREAS, liquidated damages for delay of the project are spelled out in the Contract Documents, AND

WHEREAS, the contractor has accepted responsibility for said construction delays in the form of a change order credit in the amount of \$13,097.50, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 in the amount of \$13,097.50 as a **deduction** to the contract of Ferguson Electric Construction Company, Inc., 333 Ellicott Street, Buffalo, New York 14203 be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order documents on behalf of this Town Board.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-432

Approval of Change Order No. 1 - Equipment & Operators for Public Works Projects

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the contract for Equipment and Operators for Public Works Projects, based on hourly rates for certain pieces of equipment, was awarded by Town Board Resolution dated April 11, 2017 to C.M.H. Company, Inc., 12704 North Road, Alden, New York 14004, AND

WHEREAS, the Town has received additional Community Development Block Grant Funds, AND

WHEREAS, after discussions with the Director of Community Development and the Capital Improvements Committee, it has been recommended that these additional funds be utilized for the partial reconstruction and street-scaping of Greenleaf Lane and a section of Ridge Park Avenue, AND

WHEREAS, the Town Engineer has recommended that C.M.H. Company, Inc., under the aforesaid contract, perform the work necessary to complete the partial reconstruction and street-scaping of Greenleaf Lane and Ridge Park Avenue, AND

WHEREAS, materials will be purchased separately under County Contract, AND

WHEREAS, the additional cost to perform this work is estimated at \$250,000 beyond the original scope of the project as further detailed in the Change Order Document, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 for Equipment and Operators for Public Works Projects in the amount of \$250,000, as an addition to the original contract for the aforementioned Public Works Projects, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that funding for said Change Order shall be appropriated from a budget line from the Director of Community Development, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to execute said Change Order No. 1.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-433

Approval of Change Order No. 1 - Concrete Installation

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the contract for Concrete Installation, based on square footage and lineal foot prices, was awarded by Town Board Resolution dated April 11, 2017 to Scott Lawn Yard Inc., 5552 Townline Road, Sanborn, New York 14132, AND

WHEREAS, the Town has received additional Community Development Block Grant Funds, AND

WHEREAS, after discussions with the Director of Community Development and the Capital Improvements Committee, it has been recommended that these additional funds be utilized for the partial reconstruction and street scaping of Greenleaf Lane and a section of Ridge Park Avenue, AND

WHEREAS, the Town Engineer has recommended that Scott Lawn Yard, Inc., under the aforesaid contract, perform the work necessary to complete the partial reconstruction and street scaping of Greenleaf Lane and Ridge Park Avenue, AND

WHEREAS, the additional cost to perform this work is estimated at \$200,000 beyond the original scope of the project as further detailed in the Change Order Document, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 for Concrete Installation in the amount of \$200,000, as an addition to the original contract for the aforementioned Concrete Installation, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that funding for said Change Order shall be appropriated from a budget line from the Director of Community Development, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to execute said Change Order No. 1.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-434

Approval of Change Order No. 2 - Concrete Installation

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the contract for Concrete Installation, based on square footage and lineal foot prices, was awarded by Town Board Resolution dated April 11, 2017 to Scott Lawn Yard, Inc., 5552 Townline Road, Sanborn, NY 14132, AND

WHEREAS, the Town has received additional Community Development Block Grant Funds, AND

WHEREAS, after discussions with the Director of Community Development and the Capital Improvements Committee, it has been recommended that these additional funds be utilized for the replacement of sidewalks in the East Delavan neighborhood, AND

WHEREAS, the Town Engineer has recommended that Scott Lawn Yard, Inc., under the aforesaid contract, perform the work necessary to replace the aforementioned sidewalks, AND

WHEREAS, the additional cost to perform this work is estimated at \$425,000 beyond the original scope of the project as further detailed in the Change Order Document, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 2 for Concrete Installation in the amount of \$425,000, as an addition to the original contract for the aforementioned Concrete Installation, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that funding for said Change Order shall be appropriated from a budget line from the Director of Community Development, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to execute said Change Order No. 2.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-435

Adopt Local Law No. 3 of the Year 2017 - A Local Law Relating to a Tax Exemption for Reconstructed, Altered or Improved 1, 2 & 3 Family Residences

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, Chapter 220 of the Code of the Town of Cheektowaga presently permits certain Persons with Disabilities, certain Senior Citizens, certain Veterans, certain Converted Condominiums and certain Cold War veterans to obtain partial tax exemptions and exclusions from real property they own in the Town of Cheektowaga, and

WHEREAS, the New York Legislature enacted Section 421-f of the Real Property Tax Law to authorize an exemption from taxation and special ad valorem levies under certain conditions to owners of 1, 2 or 3 family residential buildings reconstructed, altered or improved, and

WHEREAS, this Board feels that owners of such residential properties deserve to have such exemptions on their Town taxes, and

WHEREAS, the Town Attorney's Office has drafted a local law to permit such an exemption from Town taxes, and

WHEREAS, in accordance with the provisions of the Town Law/Municipal Home Rule Law of the State of New York, a public hearing was held on the 27th day of June, 2017 at 7:00 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York; at which hearing all interested parties were given an opportunity to be heard as to whether Local Law Intro No. 2017-6 of the Year 2017, entitled "A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 & 3 Family Residences", and

WHEREAS, it is in the public interest to adopt said local law, NOW, THEREFORE, BE IT

RESOLVED, that Local Law No. 3 of the Year 2017 entitled "A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 & 3 Family Residences" which is attached hereto and made a part hereof, be and the same is hereby enacted, and BE IT FURTHER

RESOLVED, that Local Law No. 3 of the Year 2017 shall be effective immediately upon filing with the Secretary of State, and BE IT FURTHER

RESOLVED, that the Town Clerk shall file one (1) certified copy of this local law in her office, one (1) certified copy with the Secretary of State and one (1) certified copy with the New York State Office of Taxation and Finance.

Local Law No. 3 of the Year 2017

A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 or 3 Family Residences

This law authorizes a partial exemption from real property taxation of the increase in assessed value attributable to reconstruction, alterations or improvements made to residential property, as follows:

1. The property for which exemption is sought must be a one, two or three family residence;
2. The greater portion of the residence (as measured by square footage) after the capital improvement must be at least five years old;
3. The capital improvement must be commenced after the date this local law is enacted;
4. Unless limited by local law, the exemption applies to reconstruction, alterations or improvements; it does not apply to ordinary maintenance or repairs;
5. The value of such reconstruction, alteration or improvement must exceed the sum of \$10,000.00; and
6. A qualified reconstruction, alteration or improvement shall have increased the assessed value of the real property by at least \$10,000.00, with a maximum permitted exemption not to exceed \$150,000.00.
7. This local law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Motion by Supervisor Benczkowski, Seconded by Councilmember Rogowski to table item.
Motion Carried.

RESULT: TABLED [UNANIMOUS] Next: 8/8/2017 7:00 PM
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-436

Award of Bid - Firing Range Improvements (Bid #2017-27)

Sponsored By: Councilmember Adamczyk, Supervisor Benczkowski

WHEREAS, a Notice to Bidders was published for the receipt of bids for the Firing Range Improvements, which bids were duly received and opened on July 19, 2017, AND

WHEREAS, three (3) bids were received and referred to the Engineering Department and Popli Design Group, Project Engineers, for analysis, tabulation and report, which is contained in a letter from Popli Design Group, AND

WHEREAS, said letter recommends that the contract for Firing Range Improvements (deflecting baffles) be awarded to D.R. Chamberlain Corporation for their submission of the lowest bid meeting the requirements of the contract documents, NOW, THEREFORE, BE IT

RESOLVED, that the contract for Firing Range Improvements be and hereby is awarded to:

D.R. Chamberlain Corporation
50 Simonds Street
Lockport, New York 14094

for the total bid price of \$112,754.00, AND, BE IT FURTHER

RESOLVED, that funding for said project be chargeable to the Asset Forfeiture Account #600-0600-0881.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-437

Award of Bid for Mailing of Town and County Tax Bills

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, the Town Clerk/Receiver of Taxes and Assessments is charged under State law with the collection of County, Town and School taxes; and

WHEREAS, it is necessary that the Town Clerk engage a firm to assist her with the mailing of tax bills and receipts; and

WHEREAS, on June 22, 2017, a Request for Proposals was prepared by the Town Clerk soliciting quotations for said services from several vendors for the mailing and related services for the 2018-2019 County/Town and School tax bills; and

WHEREAS, Applied Business Systems, Inc. (ABS) has submitted the lowest responsible proposal for said services; and

WHEREAS, said services includes postage for the mailing of said bills and receipts; NOW, THEREFORE, BE IT

RESOLVED, that Applied Business Services, Inc. (ABS) be retained to provide the services specified in the Request for Proposals to the Town Clerk/Receiver of Taxes and Assessments for the 2018-19 School and County/Town tax bills; and BE IT FURTHER

RESOLVED, that this Town Board hereby authorizes the payment in advance of audit of claims to Applied Business Systems, Inc. (ABS) for said services at a cost of \$1,810.00 per year with additional pick-ups (if needed) at \$25.00 each and additional pick-ups (same day, if needed) at \$69.00 each and the cost of postage for mailings estimated at approximately \$28,200.00 per year.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-438

Accept Proposal for a New Heating & Ventilation Unit for the Highway Garage

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, at a Capital Improvements Meeting held earlier this year, a list of improvements were presented to the Capital Improvements Board that pertain to Town owned facilities, AND

WHEREAS, priorities were placed on these facilities in need of improvements over others, AND

WHEREAS, the existing Highway Garage heating system (adjacent to the office area) was in need of replacement due to the breakdown of the original heating system presently in place and continuously reported gas leaks throughout the garage and office area, AND

WHEREAS, through onsite investigation it was determined that several of the existing unit heaters are not operational and the garage itself offered little or no ventilation, AND

WHEREAS, through conversations with reputable contractors, it was suggested that a single 800,000 BTU heating and ventilation system should replace the existing system, AND

WHEREAS, three (3) contractors have submitted written proposals to perform this service with Northeast Mechanical, 139 Sawyer Avenue, Depew, New York 14043 being the lowest responsible bidder, NOW, THEREFORE, BE IT

RESOLVED, that the proposal for a new 800,000 BTU heating and ventilation unit for the existing highway garage (attached to the existing offices) be awarded to Northeast Mechanical for their proposal in the amount not to exceed \$29,995.00, AND, BE IT FURTHER

RESOLVED, that funding for said project shall be appropriated from Account #500-1910-2520-5728, said account derived from bonded monies designated for Capital Improvements.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-439

Notice to Bidders - Purchase of One (1) New and Unused 2018 Chevrolet Malibu (or Equivalent) Bid No. 2017-30 PD

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

BE IT RESOLVED, that the Town Clerk is hereby directed to publish a Notice to Bidders for the purchase of One (1) New and Unused 2018 or Newer Chevrolet Malibu 4-door Sedan (or Equivalent) by the Cheektowaga Police Department as specified; and be it further

RESOLVED, that sealed bids will be received by the Town Clerk on the 9th day of August, 2017, at 11:00 A.M., at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, 14227.



NOTICE TO BIDDERS

Sealed proposals will be received and opened by the Town Clerk of the Town of Cheektowaga on **Wednesday, August 9, 2017 at 11:00 A.M.** in the Council Chambers, First Floor, Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, for the purchase of One (1) New and Unused 2018 or Newer Chevrolet Malibu 4-door Sedan (or Equivalent), BID 2017-30 PD, by the Cheektowaga Police Department as specified in the Bid Specifications.

Information for bidders and specifications may be obtained from the Town Clerk at her office in said Town. One bid is to be submitted in a separate, sealed envelope plainly marked on the outside "Purchase of One (1) New and Unused 2018 or Newer Chevrolet Malibu 4-door Sedan (or Equivalent)" and submitted to the Town Clerk prior to bid opening.

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

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

Vickie L. Dankowski
Town Clerk

Dated: 25 July 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-440

Approve Purchase of Four (4) New and Unused 2017 S650 T4 Bobcat Skid-Steer Loaders

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Highway Department currently owns four (4) 2016 S650 T4 Bobcat Skid-Steer Loaders purchased through New York State OSG Contract PC67141, AND

WHEREAS, said New York State OSG Contract PC67141 runs through October 21, 2018, AND

WHEREAS, Bobcat of Buffalo offers a one year trade-in program for said equipment as long as the New York State OSG Contract remains in effect, AND

WHEREAS, said trade-in program is based on the hours of use of equipment and any price increase in the New York State OSG Contract, AND

WHEREAS, the Highway Department has requested authorization to trade-in four (4) 2016 S650 T4 Bobcat Skid-Steer Loaders for four (4) New and Unused 2017 S650 T4 Bobcat Skid-Steer Loaders as specified under the terms of the Bobcat's trade-in program and New York State OSG Contract PC67141, AND

WHEREAS, funds for said purchase have been budgeted and are available under account number 300-5130-2407, NOW THEREFORE BE IT

RESOLVED, that the Town Board hereby authorizes the trade-in of four (4) 2016 S650 T4 Bobcat Skid-Steer Loaders for four (4) New and Unused 2017 S650 T4 Bobcat Skid Steer Loaders in the amount of \$14,661.12 from:

Bobcat of Buffalo, Lockport, NY
6511 South Transit Road
Lockport, NY 14094

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-441

Authorize Municipal Cooperation Agreement with Village of Sloan

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Village of Sloan requested that the Town of Cheektowaga Highway Department assist them in the paving of Lovejoy Street in said municipalities, AND

WHEREAS, the Town of Cheektowaga Superintendent of Highways is willing to assist said municipalities as requested, AND

WHEREAS, Article 5-G of the General Municipal Law and Section 142-d of the Highway Law authorize this Town Board to enter into agreements with other municipalities to perform this work, NOW THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute municipal cooperation agreements with the Village of Sloan to pave Lovejoy Street in said municipalities, AND BE IT FURTHER,

RESOLVED, that moneys received from said municipalities for the provision of the requested services shall be deposited into the proper accounts as determined by the Director of Administration and Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-442

Authorize Auction of Surplus Vehicle and Equipment

Sponsored By: Councilmember Kaminski, Councilmember Magierski

WHEREAS, the Town wishes to dispose of a 1997 Zamboni Model 500, which is no longer functional or needed for Town use; and

WHEREAS, sale of surplus property by the Town is authorized by Section 64 of the Town Law of the State of New York; and

WHEREAS, Auctions International, Inc. will sell said 1997 Zamboni at an online auction; NOW THEREFORE, BE IT

RESOLVED, that the Town hereby retains Auctions International, Inc., 11167 Big Tree Road (20A), East Aurora, New York, 14052, to conduct a sale of the surplus vehicle to wit: One 1997 Zamboni, Model 500, at an online auction to be held on its website; and BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Cheektowaga be and hereby is authorized to execute an agreement with Auctions International, Inc., subject to approval by the Town Attorney, and any and all documents that may be required to effectuate the sale and/or transfer of said surplus vehicle and equipment.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-443

Authorize Supervisor to Execute Grant Application for Water Quality Improvement Program

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the New York State Department of Environmental Conservation offers grants through the Water Quality Improvement Program (WQIP), to assist municipalities with funds to improve Wastewater Treatment Plants and problems associated with treatment plants including CSO/SSO projects, and

WHEREAS, WQIP offers grants of up to \$5 million to pay 85% of the construction costs associated with CSO/SSO projects, and

WHEREAS, the Town of Cheektowaga seeks grant funding to help fund necessary improvements as mandated by the New York State Department of Environmental Conservation Order On Consent, including sewer lining and manhole rehabilitation, and

WHEREAS, WQIP grant funds may be used to help offset matching funds required as part of the Town's \$5 million grant and \$15 million no interest loan awarded through the New York State Environmental Facilities Corporation, and

WHEREAS, the Town intends to apply for an estimated \$5 million grant and,

WHEREAS, necessary matching funds in the amount of \$750,000 are available through budget line item 500.1440.4438.5531, NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Department of Environmental Conservation for the purpose of securing these funds, and BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-444

2018 Family Support Contract

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that subject to approval by the Town Attorney the Supervisor be and hereby is authorized to execute the 2018 Family Support Service Contract in the amount of \$29,945.00, on behalf of the Department of Youth & Recreational Services and the New York State Office for People with Developmental Disabilities.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-445

SPECIAL EVENT - National Night Out

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by resolution dated May 1, 1995, the 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 Cheektowaga Police Department - Neighborhood Watch Group has made application to hold its annual "National Night Out" in the Pavilion at Town Park on August 1, 2017 from 4:30 - 8:30 P.M.; and

WHEREAS, this Board has reviewed the aforementioned application, 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:

2. Submittal of plan for sanitary facilities;
3. Submittal of site plan;
4. Submittal of Security Plan;
5. Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Police Department - Neighborhood Watch Group for its annual "National Night Out" at the Town Park Pavilion on August 1, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-446

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

POLICE DEPARTMENT Police Attendant \$17.35/hour effective 7/26/17
Michael R. Ceremuga, Cheektowaga, New York

BUILDING AND PLUMBING DEPARTMENT Sewer Inspector \$17.00/hour effective 7/26/17
Roy Weiglein, Cheektowaga, New York
Robert W. Latshaw, Cheektowaga, New York
Walter F. Weishaupt, Cheektowaga, New York

BUILDING AND PLUMBING DEPARTMENT Clerk \$12.00/hour effective 7/26/17
Garrett Pyc, Cheektowaga, New York

FACILITIES DEPARTMENT (Parks Division) Laborer \$9.70/hour effective 7/26/17
Michael V. Full, Cheektowaga, New York
Matthew J. Hooker, Cheektowaga, New York

TOWN CLERK'S OFFICE Clerk \$11.00/hour effective 7/26/17
Judy M. Leli, Cheektowaga, New York

SENIOR SERVICES Van Driver \$9.70/hour effective 7/26/17
Patricia L. Todaro, Cheektowaga, New York

BE IT RESOLVED, that the following individual be and hereby is hired as a **SEASONAL EMPLOYEE**, not to exceed five (5) months in a calendar year, in the department listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

DEPARTMENT OF YOUTH AND RECREATIONAL SERVICES
Lifeguard - 7180.1903 - \$10.70/hour effective immediately
Colleen Wilkie, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT
Robert J. Janik effective 6/6/17

BE IT RESOLVED, that the following part-time employee's hourly wage be adjusted as listed:

JUSTICE COURT Clerk \$9.70/hour to \$11.00/hour effective 6/27/17
Marcia A. Bolero, Cheektowaga, New York

Motion by Councilmember Rogowski, Seconded by Councilmember Adamczyk to waive the reading of names for Resolution 2017-446. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-447

Appointment of Motor Equipment Operator - A (Non-Competitive/Permanent) Sanitation Department/Timothy T. Jaworowicz

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, a vacancy exists in the title of Motor Equipment Operator - A in the Sanitation Department; AND

WHEREAS, the Department was canvassed internally in accordance with an agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, Timothy T. Jaworowicz, currently employed as a Motor Equipment Operator - B in the Sanitation Department, meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Timothy T. Jaworowicz of Lancaster, New York, be and hereby is appointed to the position of Motor Equipment Operator - A in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective July 17, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-448

Appointment to Board of Ethics

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, by resolution dated April 5, 1993, the Town Board adopted a Local Law establishing a Board of Ethics Committee (Local Law No. 1 of the year 1993), which was amended by the adoption on April 4, 1994 of a Local Law Amending the Board of Ethics Law (Local Law No. 1 of the year 1994); AND

WHEREAS, pursuant to such law, this Town Board appointed five (5) members to serve on the Board of Ethics Committee; AND

WHEREAS, a vacancy exists as a result of Dan Dallmann, whose term expires on July 31, 2017, is not interested in reappointment to said Board of Ethics; AND

WHEREAS, Brandon E. Schulz-Koller has expressed interest in serving on the Board of Ethics Committee, was interviewed and recommended for appointment by said Board of Ethics; NOW, THEREFORE BE IT

RESOLVED, that Brandon Schulz-Koller of Cheektowaga, NY be and hereby is appointed to the Board of Ethics Committee of the Town of Cheektowaga effective August 1, 2017; with said appointment terminating on July 31, 2022 and, BE IT FURTHER

RESOLVED, that said appointment is contingent upon execution of Agreement of Confidentiality; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said Agreement of Confidentiality subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-449

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Canadian Critical Incident Incorporated (CCII) Fall Seminar is being held November 12, 2017 through November 15, 2017 in Niagara Falls, Ontario; AND

WHEREAS, Police Officers Michael McDonough and Scott Scharlau have been recommended to attend said seminar; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$1,697.96; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officers Michael McDonough and Scott Scharlau be and hereby are authorized to attend the Canadian Critical Incident Incorporated (CCII) Fall Seminar being held November 12, 2017 through November 15, 2017 in Niagara Falls, Ontario.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-450

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Remington Armorer School is being held September 12, 2017 through September 15, 2017 in Ilion, New York; AND

WHEREAS, Police Officers Jacob Gawronski and Kurt Spieler have been recommended to attend said school; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$2,319; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Police Officers Jacob Gawronski and Kurt Spieler be and hereby are authorized to attend the Remington Armorer School being held September 12, 2017 through September 15, 2017 in Ilion, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-451

Travel Authorization Community & Economic Development

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the New York State Department of State Code Enforcement Basic Training Program is being held:

- August 22 through August 24, 2017
- September 19 through September 21, 2017
- October 17 through October 19, 2017
- November 14 through November 16, 2017

in Cheektowaga, New York; AND

WHEREAS, Assistant Code Enforcement Officer Christopher Krajewski has been recommended to attend said training program; AND

WHEREAS, Director of Community Development Richard Willis has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$224.88; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Assistant Code Enforcement Officer Christopher Krajewski be and hereby is authorized to attend the New York State Department of State Code Enforcement Basic Training Program is being held on the dates listed above in Cheektowaga, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-452

Travel Authorization Building and Plumbing Department (Neighborhood Preservation/Fire Safety)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the New York State Fire Prevention and Control Fire Marshals and Inspector Seminar is being held October 17, 2017 through October 20, 2017 in Montour Falls, New York; AND

WHEREAS, Fire Inspector Joseph Ehnes has been recommended to attend said seminar; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$334.01; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Fire Inspector Joseph Ehnes be and hereby is authorized to attend the New York State Fire Prevention and Control Fire Marshals and Inspector Seminar being held October 17, 2017 through October 20, 2017 in Montour Falls, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Suspension of Rules

Motion by Councilmember Adamczyk, Seconded by Councilmember Magierski to waive the rules to include the following Resolution: 2017-453. Motion Carried.



1. RESOLUTION 2017-453

Appointment of Town Attorney (John Dudziak)

Sponsored By: Benczkowski, Meyers, Kaminski, Rogowski, Adamczyk, Hammer, Magierski

WHEREAS, there is a vacancy in the position of Town Attorney; AND

WHEREAS, John Dudziak, Esq., has applied for such position; AND

WHEREAS, John Dudziak, Esq. meets all of the qualifications for such position; NOW, THEREFORE, BE IT

RESOLVED, that John Dudziak, Esq., currently of Lancaster, New York be and hereby is appointed to the position of Town Attorney part time at the annual rate of \$50,000.00 effective August 8, 2017

AND BE IT FURTHER

RESOLVED, that, Chapter 25-7 of the Town Code allows for the Town to relax residency restrictions for any position of employment requiring special skills, aptitude, and expertise, AND

WHEREAS, the above position requires special skills, aptitude, and expertise as per code 25-7, NOW, THEREFORE, BE IT

RESOLVED, that, based on the above, this Town Board hereby exempts the above position and individual from the Town residency requirement.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Communications

A. Departmental Communications

1. **Minutes: Town of Cheektowaga Emergency Services - April to June 2017**
2. **Minutes: Cheektowaga Planning Board - July 13, 2017**
3. **Minutes: Cheektowaga Traffic Safety Commission - July 18, 2017**

B. General Communications

1. **Notice of Claim: Niagara Mohawk Power Corp. d/b/a National Grid vs. Town of Cheektowaga**
2. **Notice of Claim: Rocco M. Santoro vs. Town of Cheektowaga**
3. **Notice of Claim: Jessica A. Ware vs. Town of Cheektowaga**
4. **Notice of Petition: Ronald and Lisa Bolognese vs. Town of Cheektowaga**
5. **Notice of Petition: 151 Bennett Road LLC, 225 Bennett Road LLC vs. Assessor for the Town of Cheektowaga, NY, Board of Assessment Review for the Town of Cheektowaga, NY and the Town of Cheektowaga, NY**
6. **Notice of Petition: Buffalo RHM Operating LLC vs. Assessor for the Town of Cheektowaga, NY, Board of Assessment Review for the Town of Cheektowaga, NY and the Town of Cheektowaga, NY**
7. **Notice of Petition: DIP Hospitality, LLC vs. The Board of Assessors and/or the Assessor of the Town of Cheektowaga and the Board of Assessment Review**
8. **Notice of Petition: G&I IX Empire Thruway Plaza LLC vs. Assessor for the Town of Cheektowaga, NY, Board of Assessment Review for the Town of Cheektowaga, NY and the Town of Cheektowaga, NY**
9. **Notice of Petition: Holland Motor Express vs. The Board of Assessors and the Board of Assessment Review of the Town of Cheektowaga**
10. **Notice of Petition: ML-CFC 2007-8 Genesee Street, LLC vs. The Board of Assesors and/or the Assessor of the Town of Cheektowaga and the Board of Assessment Review**
11. **Notice of Petition: Penske Truck Leasing vs. The Assessor and the Board of Assessment Review of the Town of Cheektowaga, and the Town of Cheektowaga, County of Erie, New York**
12. **Notice of Petition: Pepsi Bottling Group vs. The Assessor and the Board of Assessment Review of the Town of Cheektowaga, and the Town of Cheektowaga, County of Erie, New York**
13. **Notice of Petition: R&F Walden Avenue, LLC vs. Town of Cheektowaga**
14. **Notice of Petition: Union Consumer Improvements, LLC vs. Assessor for the Town of Cheektowaga, NY, Board of Assessment Review for the Town of Cheektowaga, NY and the Town of Cheektowaga, NY**
15. **Notice of Petition: Walgreen Eastern Co., Inc. vs. The Assessor and the Board of Assessment Review of the Town of Cheektowaga**

XI. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XII. Adjournment

Motion by Councilmember Hammer, Seconded by Councilmember Adamczyk to adjourn the meeting at 7:55 PM. Motion Carried.

Vickie L. Dankowski

Town Clerk



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, August 8, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on August 8, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Excused	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Jill Oxley, Assessor
John Dudziak, Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Meyers, Seconded by Councilmember Hammer to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. From the Table



1. RESOLUTION 2017-435

Adopt Local Law No. 3 of the Year 2017 - A Local Law Relating to a Tax Exemption for Reconstructed, Altered or Improved 1, 2 & 3 Family Residences

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, Chapter 220 of the Code of the Town of Cheektowaga presently permits certain Persons with Disabilities, certain Senior Citizens, certain Veterans, certain Converted Condominiums and certain Cold War veterans to obtain partial tax exemptions and exclusions from real property they own in the Town of Cheektowaga, and

WHEREAS, the New York Legislature enacted Section 421-f of the Real Property Tax Law to authorize an exemption from taxation and special ad valorem levies under certain conditions to owners of 1, 2 or 3 family residential buildings reconstructed, altered or improved, and

WHEREAS, this Board feels that owners of such residential properties deserve to have such exemptions on their Town taxes, and

WHEREAS, the Town Attorney's Office has drafted a local law to permit such an exemption from Town taxes, and

WHEREAS, in accordance with the provisions of the Town Law/Municipal Home Rule Law of the State of New York, a public hearing was held on the 27th day of June, 2017 at 7:00 P.M. at a meeting of the Town Board at the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York; at which hearing all interested parties were given an opportunity to be heard as to whether Local Law Intro No. 2017-6 of the Year 2017, entitled "A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 & 3 Family Residences", and

WHEREAS, it is in the public interest to adopt said local law, NOW, THEREFORE, BE IT

RESOLVED, that Local Law No. 3 of the Year 2017 entitled "A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 & 3 Family Residences" which is attached hereto and made a part hereof, be and the same is hereby enacted, and BE IT FURTHER

RESOLVED, that Local Law No. 3 of the Year 2017 shall be effective immediately upon filing with the Secretary of State, and BE IT FURTHER

RESOLVED, that the Town Clerk shall file one (1) certified copy of this local law in her office, one (1) certified copy with the Secretary of State and one (1) certified copy with the New York State Office of Taxation and Finance.

Local Law No. 3 of the Year 2017

A Local Law to Adopt a Tax Exemption for Reconstructed, Altered or Improved 1, 2 or 3 Family Residences

This law authorizes a partial exemption from real property taxation of the increase in assessed value attributable to reconstruction, alterations or improvements made to residential property, as follows:

1. The property for which exemption is sought must be a one, two or three family residence;
2. The greater portion of the residence (as measured by square footage) after the capital improvement must be at least five years old;
3. The capital improvement must be commenced after the date this local law is enacted;
4. Unless limited by local law, the exemption applies to reconstruction, alterations or improvements; it does not apply to ordinary maintenance or repairs;
5. The value of such reconstruction, alteration or improvement must exceed the sum of \$10,000.00; and
6. A qualified reconstruction, alteration or improvement shall have increased the assessed value of the real property by at least \$10,000.00, with a maximum permitted exemption not to exceed \$150,000.00.
7. This local law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk

IX. Resolutions



1. RESOLUTION 2017-454

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1410.2201	Office Equipment	\$171.00
	100.1410.4088	Travel/Training/Conference	500.00
TO:	100.1410.4001	Office Supplies	\$671.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



2. RESOLUTION 2017-455

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to August 8, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$2,735,756.24
RISK RETENTION FUND	1,080,464.17
NYS HOME PROGRAM	0.00
DEBT	2,528,945.21
HUD HOUSING REHABILITATION FUND	10,000.00
SPECIAL DISTRICTS FUND	725,017.52
HIGHWAY FUND	525,009.15
CAPITAL FUND	241,349.22
TRUST & AGENCY FUND	16,049.59
HUD CDBG FUND	64,797.58
PART TOWN FUND	113,554.17
NYS AFFORDABLE HOUSING	750.00
	<hr/>
	\$8,041,692.85

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



3. RESOLUTION 2017-456

Amendment - Accept Site Plan- 35,45 & 101 French Road Garden Village Plaza Redevelopment - Modification of Condition Number 9.

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Benderson Development Company, LLC submitted a development review application for the re-development of an existing retail plaza at 35,45 and 101 French Road, which includes the demolition of (2) existing automotive use buildings at 35 French Road and the demolition of 87,916 s.f. of an existing 117,754 s.f retail plaza building; and the construction of three (3) new warehouse /office buildings, AND

WHEREAS, 89,838 s.f. of the existing retail plaza building will be re-purposed for warehouse/office uses, and the three (3) new warehouse /office buildings will be 94,794 s.f., 26,712 s.f. and 143,669 s.f. respectively in area for a total combined building area of 355,013 s.f., AND

WHEREAS, the Town of Cheektowaga Planning Board, Cheektowaga Conservation Advisory Council , Environmental Advisory Committee and the Traffic Safety Committee have reviewed and commented on the Application and have recommended approval thereof, AND

WHEREAS, the project requires an area variance, for a proposed (10) ten foot high fence along the east property line, AND

WHEREAS, the height of the proposed fence is necessary, to mitigate potential noise impacts associated with the loading facilities along the east wall of the easterly proposed building, NOW THEREFORE BE IT

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan and hereby renders the following determinations with respect to the Applicant's request for Site Plan Approval for the Project:

- a. That the Site arrangement, size, design, lighting, and compatibility of buildings will function well both internally and with respect to surrounding uses and the community; and
- b. That the Project's vehicular access and circulation, including intersections, roadways,

- pavement surfaces, dividers and traffic controls appear to function efficiently if mitigation in the form of a public betterment is implemented by the applicant by reconstructing the traffic signals at the intersection of French Road and Scrivner Road and his/her easterly driveway long French Road; and
- c. That the proposed site provides for 388 off street parking spaces and, which will accommodate a maximum of 258 employees based on the town's parking requirements for warehouses/industrial uses; and
 - d. That the proposed pedestrian walkways when amended in the site plan will maximize the safety and efficiency of pedestrian movements on the Site; and
 - e. That the site's proposed drainage facilities appear to meet the demands of the Project; based on an initial review by the Town's Assistant Engineer; and
 - f. That water supply and sewage disposal facilities appear to meet the demands of the Project; based on an initial review by the Town's Assistant Engineer; and
 - g. That the Project incorporates adequate vegetation and trees when amended in the site plan; and
 - h. That the fire lanes and emergency access zones and provision of fire hydrants appear acceptable after an initial review by the Town Fire Inspector; and
 - i. That the drainage plans for the Project Site will minimize the likelihood of ponding, flooding and/or erosion; and
 - j. That the Project is not anticipated to generate significant vibration that could be detected by adjacent property owners; and
 - k. That the project is not anticipated to generate air pollution or objectionable odors; and
 - l. That the quality of surface water and sanitary sewer discharges will not be degraded as a result of the project; and
 - m. The Project will be both compatible with surrounding uses and is a significant improvement over existing conditions and the project is generally consistent with the Town's comprehensive plan.

In addition to the foregoing and as part thereof, the Town Board places the following conditions on the site plan approval:

- 1. The Town Engineering Department approve any amended final civil plans for which a preliminary review has already been done.
- 2. That 5 foot wide concrete sidewalks be installed along the French Road right of way; from the applicant's east property line to his/her west property line.
- 3. That an internal connecting walks be provided to the new French Road sidewalk and to the existing walk along Union Road, near the Union Road driveway.
- 4. The Cheektowaga Zoning Board of Appeals grants the necessary area variance for the project.

5. Additional trees be provided as requested by the Town Planner along the east yard, interior islands and westerly yards.
6. A refuse containment plan be provided for review by the Town Planner.
7. A truck circulation plan be provided with truck turning templates for review by the Town Planner.
8. That all improvements proposed within the Town of West Seneca be reviewed and approved by the Town of West Seneca.
9. ~~The applicant provide a traffic signal design for improving the intersection of Scrivner Road and French Road and file a permit with Erie County Highway Department for such signal construction work within 6 months of occupying 50% of the first building constructed.~~

The applicant provide a traffic signal design plan for improving the intersection of Scrivner Road and French Road and file a permit with the Erie County Highway Department for such signal construction work within 6 months of occupying 50% of the newly constructed 143,689 s.f. building. The applicant will not be required to meet this condition if the applicant secures access for the project to the existing traffic signal located at the intersection of Union Road and Gardenville Parkway.
10. If the applicant desires to utilize the premises for light manufacturing activities, including food processing that an updated air resource study and acoustical evaluation be provided to the Town for review and concurrence.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



4. RESOLUTION 2017-457

Approval of Change Order No. 1 - Professional Services for Traffic Signal Improvements

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the contract to perform professional services for the design of new traffic signals was awarded to DiDonato Associates, P.E., P.C., 689 Main Street, Buffalo, New York 14203 by Town Board Resolution dated November 3, 2014, AND

WHEREAS, additional site inspections beyond the original scope of the project, in the amount of \$13,097.50, were conducted due to construction delays caused by the contractor, Ferguson Electric Construction Company, AND

WHEREAS, by Town Board Resolution dated July 25, 2017, Change Order No. 1 (Ferguson) was approved, **crediting the Town \$13,097.50**, the value of the additional site inspections caused by contractor delays, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (DiDonato) in the amount of \$13,097.50 as an addition to the contract of DiDonato Associates P.E., P.C. be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that said Change Order No. 1 (DiDonato) is at **no additional cost to the Town** due to credit from contractor delays (Change Order No. 1 Ferguson), AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order Documents on behalf of this Town Board.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



5. RESOLUTION 2017-458

Approval of Change Order No. 3 - Concrete Installation

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the contract for Concrete Installation, based on square footage and lineal foot prices, was awarded by Town Board Resolution dated April 11, 2017 to Scott Lawn Yard, Inc., 5552 Townline Road, Sanborn, NY 14132, AND

WHEREAS, as part of the original scope of work in said contract sidewalks were replaced along Shanley Street, Pleasant Parkway, Willowlawn Parkway, Meadowbrook Parkway and Griswold Street, AND

WHEREAS, these aforementioned sidewalks are located within a HUD determined income eligible area and as a result, the improvements were funded with Community Development Block Grant Funds, AND

WHEREAS, the replacement work came in under budget, AND

WHEREAS, numerous calls came in from two (2) adjoining streets, i.e., Cochrane Street and Clinton Street from Meadowbrook Parkway to Cochrane Street, requesting sidewalk improvements along these streets as well, AND

WHEREAS, both Cochrane Street and the segment of Clinton Street fall within the HUD determined income eligible target area, AND

WHEREAS, after discussions with the Director of Community Development and the Capital Improvements Committee, it has been recommended that the savings from the original work coming in under budget be utilized for the additional work on Cochrane Street and various portions of Clinton Street from Meadowbrook Parkway to Cochrane Street, AND

WHEREAS, the Town Engineer has recommended that Scott Lawn Yard, Inc., under the aforesaid contract, perform the work necessary to replace the aforementioned sidewalks, AND

WHEREAS, the original cost to perform this work was budgeted at \$320,000.00 with Community Development Block Grant Funds, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 3 for Concrete Installation in the amount of \$1,137.20, as a deduction to the original contract for the aforementioned Concrete Installation be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to execute said Change Order No. 3.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



6. RESOLUTION 2017-459

Approval of Change Order No. 4 - Concrete Installation

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the contract for Concrete Installation, based on square footage and lineal foot prices, was awarded by Town Board Resolution dated April 11, 2017 to Scott Lawn Yard, Inc., 5552 Townline Road, Sanborn, NY 14132, AND

WHEREAS, part of the original scope of work was for shelter pad replacement at Nokomis and Hanley Parks, AND

WHEREAS, the Anna Reinstein Memorial Library is a building owned and maintained by the Town of Cheektowaga, AND

WHEREAS, the Director of the Buffalo and Erie County Public Library contacted the Town about the condition of the existing concrete entrance to the Anna Reinstein Memorial Library, AND

WHEREAS, it was determined that the concrete entrance to the Anna Reinstein Memorial Library was in need of replacement, AND

WHEREAS, the concrete replacement work at the Anna Reinstein Library would replace the proposed shelter pad replacement in the original contract scope of work for concrete installation, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 4 for the sidewalk replacement at the Anna Reinstein Memorial Library in the amount of \$11,252.40 be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that funding for said Change Order shall be appropriated from a budget line from the General Crew Chief of the Facilities Department, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to execute said Change Order No. 4.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



7. RESOLUTION 2017-460

Approval of Change Order No. 1 (Final) Town Records Center

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the proposal to perform masonry restoration at the Town Records Center was awarded by Town Board Resolution dated May 23, 2017 to FSR Contracting, 3737 Lakeshore Road, Blasdell, New York 14219 in the amount of \$20,860.00, AND

WHEREAS, upon further investigation, while the contractor was on site, additional repairs needed to be addressed near the existing roof overhangs beyond the original scope of the project, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (Final) for the masonry restoration to the Town Records Center, as an addition to the contract in the amount of \$1,800.00 be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to execute said Change Order No. 1 (Final) documents on behalf of this Town Board.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



8. RESOLUTION 2017-461

Award of Bid - Entry Gate at the Firing Range

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Police Firing Range, located on Scott Place, is in need of a new entry gate at the site entrance, AND

WHEREAS, the existing gate has deteriorated to a level that site security has become a concern, AND

WHEREAS, two (2) written estimates have been received to provide two (2) new aluminum rolling gates with barbed wire to replace the existing gates, NOW, THEREFORE, BE IT

RESOLVED, that the contract for two (2) new 12' aluminum rolling gates with barbed wire be awarded to Excel Fence, Inc., 10760 Alleghany Road, Darien Center, New York 14040, for the total price of \$8,180.00 for material and installation, AND, BE IT FURTHER

RESOLVED, that funding for said project be chargeable to Asset Forfeiture Account #600-0600-0881.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



9. RESOLUTION 2017-462

Award of Bid for Demolition and Asbestos Abatement of 17 Yvette Drive (BID 2017-28 LAW)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a Notice to Bidders was advertised for the Demolition and Asbestos Abatement of structures at **17 Yvette Drive (BID 2017-28 LAW)**; and

WHEREAS, bid proposals were received and opened on **July 26, 2017** for said demolition and asbestos abatement; and

WHEREAS, the proposals were reviewed by the Town Attorney's Office and based on the proposals submitted, they have recommended that this Town Board award the bid for the demolition and asbestos abatement of the structures at **17 Yvette Drive to Apollo Dismantling Services, LLC**; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby awards the bid for the demolition and asbestos abatement of structures located at **17 Yvette Drive** to

**Apollo Dismantling Services, LLC
4511 Hyde Park Boulevard
Niagara Falls, New York 14305**

for the bid price of **\$48,800.00**, said bid being the lowest responsible bid meeting specifications; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed to execute an agreement with **Apollo Dismantling Services, LLC**. for the aforesaid services; and BE IT FURTHER

RESOLVED, that moneys for said services shall be appropriated from budget line item number 0800-800-0440.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



10. RESOLUTION 2017-463

Accept Proposal for Variable Frequency Drive (VFD) Installation at the Roycroft Pump Station

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the new monitoring system at the Roycroft Pump Station has shown that the station is experiencing an increase in power demand when sanitary pumps #1 and #2 start and engage, and it is known that the pumps, check valves and piping experience a hammer effect at start-up and stopping, AND

WHEREAS, the replacement of the two (2) existing size 3 motor starters with two (2) new 20 hp variable frequency drive controls will reduce the power demand at start-up, eliminate the hammer on the pumps, valves and piping, and provide flexibility in controlling flows, AND

WHEREAS, the pump manufacturer, Xylem Water Solutions USA, Inc. has submitted a proposal to install the new VFD controls and perform related work, NOW, THEREFORE, BE IT

RESOLVED, that the bid submitted by Xylem Water Solutions USA, Inc., 600 Mile Crossing Boulevard, Suite 3, Rochester, New York 14624 be and hereby is accepted for an amount not to exceed \$15,522.52, AND, BE IT FURTHER

RESOLVED, that funding for said controls installation shall be chargeable to Account No. 255-8125-2550.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



11. RESOLUTION 2017-464

Call for Public Hearing - Rezoning Request - 4714,4720 &4728 Transit Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Young Development Inc. has made application with the permission of the land owners, David E. Knauss and Gene Di Rosa and has requested the rezoning of 4714, 4720 and 4728 Transit Road from NS- Neighborhood Services to RA- Apartment District for the construction of four (4) ten unit apartment buildings , NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on August 22, 2017 at 6:45 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the 22nd day of August, 2017 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Young Development Inc.

For the rezoning of 4714, 4720 and 4728 Transit Road from NS- Neighborhood Services to RA- Apartment District for the construction of four (4) ten unit apartment buildings.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI, TOWN CLERK



All that tract or parcel of land situate in Town of Cheektowaga, County of Erie, and State of New York, being part of Lot Number 42, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

Beginning at a point in the center line of Transit Road, said center line being the east line of Lot Number 42, at a point 225.0 feet north of the south line of Lot Number 42; Thence westerly along a line parallel to the south line of said Lot, a distance of 50.01 to the True Point and Place of Beginning said point being on the westerly line of Transit Road; Thence continuing westerly along a line parallel to the south line of said Lot, a distance of 384.55 feet to the

southeasterly corner of lands on map file in Erie County Clerk's Office under Cover Number 2273; Thence northerly along the easterly line of said subdivision map, a distance of 549.20 feet to a point; Thence easterly along the southerly line of said subdivision map, a distance of 385.0 feet to a point on the westerly line of Transit Road; thence southerly and along the westerly line of Transit Road, a distance of 547.87 feet to the point and place of beginning; Parcel containing 4.845 acres of land, more or less.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



12. RESOLUTION 2017-465

Call for Public Hearing Local Law Intro No. 2017-8 of the Year 2017 - A Local Law to Amend and Replace Peddling and Soliciting Law

Sponsored By: Councilmember Hammer, Councilmember Meyers

WHEREAS, Chapter 179 of the Code of the Town of Cheektowaga, entitled "Peddling and Soliciting" was adopted by the Town Board on October 21, 1985, and

WHEREAS, said law requires any Peddler or Solicitor to obtain a permit from the Town Clerk and to otherwise comply with the other provisions of said law, and

WHEREAS, the Town Board has recommended that this law be amended and replaced and that a new "Peddling, Soliciting, Transient Business and Mobile Food Vending" Law be enacted, and

WHEREAS, the Town Attorney's Office has drafted a new Peddling, Soliciting, Transient Business and Mobile Food Vending Law , and, THEREFORE, BE IT

RESOLVED, that, in accordance with the provisions of the Town Law/Municipal Home Rule Law of the State of New York, a public hearing shall be held on the 22nd day of August, 2017 at 7:00 P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York, at which hearing all interested parties will be given an opportunity to be heard and at which time and place it may be determined by the Town Board whether Local Law Intro No. 2017-8 of the Year 2017 entitled "A Local Law to Amend and Replace the Peddling and Soliciting Law" should be enacted, and BE IT FURTHER

RESOLVED, that the Town Clerk shall publish the attached Notice of Hearing in the CHEEKTOWAGA BEE, the official Town newspaper.



LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall, 3301 Broadway, Cheektowaga, New York, on the 22nd day of August, 2017 at 7:00 P.M. on said day for the purpose of considering the adoption of Local Law Intro No. 2017-8 of the Year 2017, entitled "A Local Law to Amend and Replace the Peddling and Soliciting Law". A summary of such Local Law is as follows:

LOCAL LAW INTRO NO. 2017-8 OF THE YEAR 2017**A LOCAL LAW TO AMEND AND REPLACE THE PEDDLING AND SOLICITING LAW**

This local law would amend and replace the existing Peddling and Soliciting Law and replace it with a new "Peddling, Soliciting, Transient Businesses and Mobile Food Vending Law" which would generally require Peddler's and Solicitor's which operate in the Town of Cheektowaga to obtain permits from the Town Clerk, to pay the requisite fees for said permits and to otherwise comply with the provisions of said law.

A copy of the entire text of the proposed new "Peddling, Soliciting, Transient Businesses and Mobile Food Vending" Law" is on file in the Town Clerk's Office, where the same can be viewed during regular business hours.

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

Vickie L. Dankowski,
Town Clerk

DATED: August 8, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



13. RESOLUTION 2017-466

Notice to Bidders - Reroofing the Julia Boyer Reinstein Library (Bid #2017-31)

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, it is in order that bids be advertised for Reroofing the Julia Boyer Reinstein Library, 1030 Losson Road, Cheektowaga, NY, AND

WHEREAS, the Cheektowaga Engineering Department has prepared specifications for the aforesaid project, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for Reroofing the Julia Boyer Reinstein Library, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 6th day of September, 2017 at 11:00 am at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall.

* * * * *

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received by the Town Board of the Town of Cheektowaga until 11:00 am on the 6th day of September, 2017. All bids will be publicly opened and read at 11:00 am at the Town Hall, 3301 Broadway, Cheektowaga, New York 14227 for furnishing all tools, equipment, materials, labor and incidentals required for the Reroofing of the Julia Boyer Reinstein Library, 1030 Losson Road, Cheektowaga, NY 14227, and all related work, complete in place, tested and ready for use in accordance with the contract documents, therefore, including Plans, Specifications, Instructions to Bidders, etc. prepared by the Town of Cheektowaga Engineering Department.

All proposals shall be submitted on the forms furnished herein and the entire volume, including any addenda, shall be submitted in a sealed envelope and addressed to the Town of Cheektowaga, 3301 Broadway, Cheektowaga, New York 14227, to the attention of Vickie Dankowski, Town Clerk, and marked as "Reroofing the Julia Boyer Reinstein Library".

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may be secured at the Town Clerk's Office, Town Hall, 3301 Broadway, Cheektowaga, New York 14227.

The work shall be completed within 30 consecutive calendar days, to begin five (5) days after the "Notice to Proceed" has been issued.

A pre-bid inspection will be held at the site at 10:00 am on Thursday, August 31, 2017. Due to existing conditions, it is strongly recommended Contractor's be present at pre-bid inspection.

The right to reject any and all bids, to waive any informalities in, or to make an award to other than the low bidder, should it be deemed to be in the best interest of the Owner and in accordance with law, are herewith reserved.

Vickie Dankowski
Town Clerk

DATED: August 8, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



14. RESOLUTION 2017-467

Approve Purchase of One (1) 14' Dump Body, Sides-54 Gate

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, The Highway Department has requested authorization to purchase One (1) 14' Dump Body, 48" Sides-54 Gate, AND

WHEREAS, General Municipal Law 103 (16) permits the purchase of equipment, etc. through the use of a contract led by a political subdivision of New York State if such political subdivision's contract was let in a manner that constitutes competitive bidding consistent with New York State law and is made available for use by other governmental entities, AND

WHEREAS, as specified in the Oneida County Contract, Bid Results Contract Number 1889, Item Number 5 making its bidding procedures available to other governmental entities in accordance with General Municipal Law Section 103 (16), AND

WHEREAS, the Cheektowaga Highway Department has reviewed the bidding materials and procedures compiled by the Oneida County Contract, and have determined that same are compliant with New York State law including General Municipal Law 103, NOW THEREFORE BE IT,

RESOLVED, that the Town Board hereby authorizes the purchase of One (1) 14' Dump Body, 48" Sides-54 Gate in the amount of \$21,500.00 from Valley Fab and Equipment, Inc., 9766 Trevett Road, P.O. Box 380, Boston, NY 14025, where funds for said purchase have been budgeted and is available under account number 300.5130.2407.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



15. RESOLUTION 2017-468

Authorize Supervisor to Execute Agreement with Erie County Water Authority for Waterline Replacement Along Woodbine Pl. and Evergreen Pl.

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, Woodbine Place and Evergreen Place are Town highways maintained by the Town Highway Department, and

WHEREAS, the Town Highway Department will be reconstructing Woodbine Place and Evergreen Place in 2017, and

WHEREAS, the Erie County Water Authority (ECWA) intends to replace waterlines along said roads, and

WHEREAS, rather than install the waterlines itself, the ECWA has offered to remit the sum of \$415,000 to the Town if the Town, or its contractor, installs the waterlines along Woodbine and Evergreen Place while the Town reconstructs said roads, and

WHEREAS, the attorney for the ECWA has prepared a Municipal Cooperation Agreement for said project; NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said Agreement on behalf of the Town, subject to approval by the Town Attorney's Office.

Motion by Councilmember Magierski, Seconded by Councilmember Meyers to amend the Resolution to change Clover Place to Evergreen Place in second paragraph. Motion Carried.

RESULT:	ADOPTED AS AMENDED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



16. RESOLUTION 2017-469

Authorize Supervisor to execute Municipal Cooperation Agreement For The Sharing Of Attorneys To Defend Assessment Challenges

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, the Assessor of the Town of Cheektowaga has authority to assess certain real property located within the boundaries of the Town of Cheektowaga, including the Villages of Sloan and Depew, for real property tax purposes, and

WHEREAS, the SCHOOL DISTRICT obtains tax revenue from properties located within the SCHOOL DISTRICT boundaries, which boundaries are contained within the Town of Cheektowaga, and

WHEREAS, owners of properties located in the SCHOOL DISTRICT boundaries may make legal challenges to the assessment of their properties, and

WHEREAS, the TOWN and SCHOOL DISTRICT retain attorneys to defend the SCHOOL DISTRICT and the TOWN on these assessment challenges, and

WHEREAS, the TOWN and SCHOOL DISTRICT (collectively referred to as the "Parties") wish to enter into a municipal cooperation agreement to share legal services relating to defending assessment challenges to properties within the SCHOOL DISTRICT boundaries, and

WHEREAS, the Agreement between both parties has been prepared to accomplish this, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforementioned Agreement between the Town of Cheektowaga and the Cheektowaga Central School District through June 30, 2018 subject to approval by the Town Attorney.

Motion by Councilmember Magierski, Seconded by Councilmember Hammer to change Resolution to reflect the date 6/30/2018 in last paragraph. Motion Carried.

RESULT: ADOPTED AS AMENDED [UNANIMOUS]
MOVER: Alice Magierski, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk



17. RESOLUTION 2017-470

SPECIAL EVENT - Infant of Prague Church Lawn Fete

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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, Infant of Prague Church has made application to hold its annual Church Lawn Fete on Friday, August 25th (4:00 p.m. - 12:00 a.m.) and Saturday, August 26th, 2017 (12:00 p.m. - 12:00 a.m.) on Church grounds; and, as a result of this Lawn Fete, they are also requesting a street closing of Foisset Avenue from Cleveland Drive to end of Church property, AND

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Highway Department and 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 Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of Infant of Prague Church for said Lawn Fete and street closing on Friday, August 25th and Saturday, August 26th, 2017 as stated above; AND BE IT FURTHER

RESOLVED, that the Town Clerk shall forward a copy of this resolution to the Chief of Police Dave Zack.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



18. RESOLUTION 2017-471

SPECIAL EVENT - Federation of German-American Societies

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the 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 Federation of German-American Societies has made application to hold its annual German Fest at Cheektowaga Town Park on Saturday, September 2nd, 2017 and Sunday, September 3rd, 2017 (1:00 p.m. to 10:00 p.m.); and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Facilities Department, Police Department, and Youth and Recreational Services, 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. Submittal of Security Plan;
4. Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Federation of German-American Societies for the aforementioned German Fest to be held in Cheektowaga Town Park on Saturday, September 2nd and Sunday, September 3rd, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



19. RESOLUTION 2017-472

SPECIAL EVENT - Energy for Life Walkathon

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the Town Board adopted a Special Events policy, which requires any one 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 United Mitochondrial Disease Foundation has made application to hold its "Energy for Life Walk-a-thon" at Cheektowaga Town Park Lions Pavilion on Saturday, September 16th, 2017 starting at 1 p.m., and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Facilities Department, Parks Department and Youth and Recreational Services Department, and has no objection to same, and

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

- Submittal of plan for sanitary facilities;
- Submittal of site plan;
- Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the United Mitochondrial Disease Foundation for the aforementioned "Energy for Life Walk-a-thon" at the Cheektowaga Town Park Lions Pavilion to be held on Saturday, September 16th, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



20. RESOLUTION 2017-473

SPECIAL EVENT - Cheektowaga Police Charity Softball Tournament

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, by resolution dated May 1, 1995, the 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 Cheektowaga Police Department has made application to hold its Charity Softball Tournament in Stiglmeier Park on Saturday, September 23rd, 2017 starting at 9:00 a.m., and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Facilities Department and Youth & Recreational Services Department, and

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

- Submittal of plan for sanitary facilities;
- Submittal of site plan;
- Submittal of Security Plan;
- Submittal of Fire Prevention/Emergency Services Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Police Department for the aforementioned Charity Softball Tournament to be held on Saturday, September 23rd, 2017 in Stiglmeier Park.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



21. RESOLUTION 2017-474

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

POLICE DEPARTMENT Police Attendant \$17.35/hour effective 8/9/17
Jonathan D. Senn, Depew, New York

JUSTICE COURT Clerk \$9.70/hour effective 8/23/17
Diane Blake, Cheektowaga, New York; AND

WHEREAS, the Town has received a grant from Local Initiatives Support Corporation (LISC) for "Zombie and Vacant Properties Remediation and Prevention Initiatives" and as part of the grant there is a need to hire a part-time Assistant Code Enforcement Officer; NOW, THEREFORE

BE IT RESOLVED, that the following individual be and hereby is hired as a **PART-TIME EMPLOYEE** in the department listed in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

OFFICE OF COMMUNITY DEVELOPMENT Assistant Code Enforcement Officer \$17.00/hour effective 8/14/17 (Line to be charged 100.1910.4722)
Michael A. Sisti, Cheektowaga, New York; AND

BE IT RESOLVED, that the following individual be and hereby is hired as a **REGULAR PART-TIME EMPLOYEE** in the department listed in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

OFFICE OF THE TOWN CLERK (Tax Office) Clerk \$16.00/hour effective 8/14/17
Alexandra M. Wachowski, Cheektowaga, New York; AND

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT
Mark J. Dyl effective 8/2/17

FACILITIES DEPARTMENT
Jessica J. Full effective 7/10/17
Ryan E. Pocobello effective 5/14/17

SANITATION DEPARTMENT

Michael J. Cristina effective 7/15/17

Motion by Councilmember Rogowski, Seconded by Councilmember Magierski to waive the reading of names for the following Resolution: 2017-474. Motion Carried.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED: Christine Adamczyk



22. RESOLUTION 2017-475

Appointment of Electrician (Non-Competitive/Permanent) Facilities Department (Building and Grounds Division) David Saskowski

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Electrician in the Facilities Department (Buildings and Grounds Division); 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, David P. Saskowski, currently employed as a Motor Equipment Operator - B in the Sanitation Department, bid on said position and is eligible for appointment; NOW, THEREFORE, BE IT

RESOLVED, that David P. Saskowski of Cheektowaga, New York, be and hereby is appointed to the position of Electrician in the Facilities Department (Buildings and Grounds Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective August 9, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



23. RESOLUTION 2017-476

Appointment of Motor Equipment Operator - B (Non-Competitive/Permanent) Sanitation Department/Marc P. Beang

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, a vacancy exists in the title of Motor Equipment Operator - B in the Sanitation Department; AND

WHEREAS, notice of said 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, Marc P. Beang, of Cheektowaga, New York, currently a Laborer in the Sanitation Department, applied for said position and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Marc P. Beang of Cheektowaga, New York, be and hereby is appointed to the position of Motor Equipment Operator - B in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective August 9, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk



24. RESOLUTION 2017-477

Travel Authorization Building & Plumbing Department

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, New York State Code Enforcement Basic Training is being held in Cheektowaga, New York; AND

WHEREAS, Part-Time Sewer Inspector Robert Latshaw, Assistant Code Enforcement Officer Kyle Henrikson and Part-Time Sewer Inspector Walter Weishaupt have been recommended to attend said training on the following dates:

Robert Latshaw	September 19, 2017 - September 21, 2017
Kyle Henrikson	August 22, 2017 - August 24, 2017 September 19, 2017 - September 21, 2017 October 17, 2017 - October 19, 2017 November 14, 2017 - November 16, 2017
Walter Weishaupt	August 22, 2017 - August 24, 2017; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there shall be no cost to the Town; NOW, THEREFORE, BE IT

RESOLVED, that Part-Time Sewer Inspector Robert Latshaw, Code Enforcement Officer Kyle Henrikson and Part-Time Sewer Inspector Walter Weishaupt be and hereby are authorized to attend the New York State Code Enforcement Basic Training being held on the dates enumerated above in Cheektowaga, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk

X. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Hammer to waive the rules to include the following Resolution: 2017-478. Motion Carried.



1. RESOLUTION 2017-478

Satisfaction of Mortgage - Accept Settlement Proposal

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, on May 13, 1996 Warren B. Steinthal and Lorrie A. Steinthal (Mortgagor) of 43 Christa Place, Cheektowaga, NY executed a mortgage in favor of the Town of Cheektowaga (Mortgagee) in the amount of \$23,391.00; and

WHEREAS, the interest rate on this deferred-payment loan is 0.0% while the loan is deferred; and

WHEREAS, said mortgage became due and payable in the event of the sale of said premises, foreclosure, or any transfer of title to the premises; and

WHEREAS, Warren B. Steinthal is now deceased and Lorrie A. Steinthal, through her attorney Nancy W. Saia has represented to the Town of Cheektowaga that due to the severely dilapidated state of the premises at 43 Christa Place she is unable to sell the property to cover all outstanding liens; and

WHEREAS, Lorrie A. Steinthal, through her attorney Nancy W. Saia, has offered the Town of Cheektowaga the sum of \$17,071.01 toward full satisfaction of said mortgage to be paid directly out of the proceeds of the sale; and

WHEREAS, Town of Cheektowaga Deputy Attorney Melissa A. Reese, Esq. has recommended that the Town of Cheektowaga settle this matter, and

WHEREAS, this settlement is in the best interest of the Town of Cheektowaga; NOW THEREFORE, BE IT

RESOLVED, that the Town Board accepts the above settlement proposal and the Supervisor be and hereby is authorized to execute and procure all papers necessary to effectuate said payment of the above mentioned mortgage.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer, Magierski
EXCUSED:	Christine Adamczyk

XI. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: May 2017**
2. **Supervisor's Statement of Funds: June 2017**
3. **Minutes: Cheektowaga Conservation Advisory Council - July 7, 2017**

B. General Communications

1. **Request to Speak: Kim Spence, 51 Bahama Lane Cheektowaga NY - Concern of water problems on Bahama Lane**
2. **Notice of Claim: Brian Botens vs. Town of Cheektowaga**
3. **Notice of Claim: William Martin vs. Town of Cheektowaga**
4. **Summons and Complaint: Kathleen Czerniejewski vs. Town of Cheektowaga**
5. **Summons: Wells Fargo Bank, N.A. vs. Marie Osika a/k/a Marie T. Osika, Town of Cheektowaga, Etal Premises: 116 Autumn Lea Road**
6. **Notice of Petition: 80 Sonwil, LLC vs. Town of Cheektowaga**
7. **Notice of Petition: 3100 Genesee Street, LLC vs. Town of Cheektowaga**
8. **Notice of Petition: 3500 Genesee Associates, LLC vs. Town of Cheektowaga**
9. **Notice of Petition: 3770 Union Road, LLC a/k/a North Brunswick Route 1, LLC vs. Town of Cheektowaga**
10. **Notice of Petition: 5579 East River Road, LLC vs. Town of Cheektowaga**
11. **Notice of Petition: ATA Associates vs. The Board of Assessment Review for the Town of Cheektowaga, the Assessor of the Town of Cheektowaga and the Town of Cheektowaga, New York**
12. **Notice of Petition: Bhavani Group, Inc. vs. Town of Cheektowaga**
13. **Notice of Petition: Margaret M. Brezowski vs Town of Cheektowaga**
14. **Notice of Petition: Buffalo WVP Associates, LLC vs. The Town of Cheektowaga, New York and its Assessor and Board of Assessment Review**
15. **Notice of Petition: John C. Deinhart vs. Town of Cheektowaga**
16. **Notice of Petition: Derrick Corporation/Vacant vs. Town of Cheektowaga**
17. **Notice of Petition: Derrick Corporation vs. Town of Cheektowaga**

18. Notice of Petition: G&I IX Empire Thruway Plaza, LLC c/o Wal-Mart Real Estate Trust vs. Board of Assessment Review and/or Assessor of the Town of Cheektowaga and the Town of Cheektowaga, County of Erie, New York
19. Notice of Petition: Garden Village vs. Town of Cheektowaga
20. Notice of Petition: Goldi Group, Inc. vs. Town of Cheektowaga
21. Notice of Petition: HD Development of Maryland Inc. vs. Board of Assessment Review and/or Assessor of the Town of Cheektowaga and the Town of Cheektowaga, County of Erie, New York
22. Notice of Petition: Idylwood LLC and Morgan Management for itself and as agent-in-fact for Idylwood LLC vs. The Board of Assessment Review for the Town of Cheektowaga; the Assessor of the Town of Cheektowaga and the Town of Cheektowaga, New York
23. Notice of Petition: Idylwood Land Corp. vs. Board of Assessment Review and Assessor of the Town of Cheektowaga and the Town of Cheektowaga
24. Notice of Petition: Ingersoll Rand Company vs. The Assessor for the Town of Cheektowaga, the Board of Assessment Review for the Town of Cheektowaga and the Town of Cheektowaga in the County of Erie, New York
25. Notice of Petition: Ingersoll Rand Company vs. The Assessor for the Town of Cheektowaga, the Board of Assessment Review for the Town of Cheektowaga and the Town of Cheektowaga in the County of Erie, New York
26. Notice of Petition: Intelligent Financial Systems F/K/A P. Ledoux, Inc. vs. Town of Cheektowaga
27. Notice of Petition: KQ Bell Towers of Erie LLC and MM Bell Towers of Erie LLC vs. Board of Assessment Review and Assessor of the Town of Cheektowaga and the Town of Cheektowaga
28. Notice of Petition: Kabir's LLC vs. Town of Cheektowaga
29. Notice of Petition: Daniel and Pamela Koscielny vs. Town of Cheektowaga
30. Notice of Petition: LoVullo Associates, Inc. & Marauder Enterprises LLC vs. Town of Cheektowaga
31. Notice of Petition: M & A United, Inc. vs. Town of Cheektowaga
32. Notice of Petition: James A. Maguire, Jr. vs. The Board of Assessment Review for the Town of Cheektowaga; the Assessor of the Town of Cheektowaga and the Town of Cheektowaga, New York
33. Notice of Petition: McDonald's USA, LLC vs. Town of Cheektowaga
34. Notice of Petition: Montante Properties LLC a/k/a 3959 Union Road vs. Town of Cheektowaga
35. Notice of Petition: Tyson R. Prince vs. Town of Cheektowaga
36. Notice of Petition: RMF Holding, Inc. vs. Town of Cheektowaga

37. **Notice of Petition: Rite Aid Corporation/Eckerd Corporation vs. Town of Cheektowaga Board of Assessment Review and Assessor of the Town of Cheektowaga and the Town of Cheektowaga, Erie County, New York**
38. **Notice of Petition: Matt Robel vs. Town of Cheektowaga**
39. **Notice of Petition: Rotor Motion, Inc. vs. Town of Cheektowaga**
40. **Notice of Petition: Sonwil Real Estate Inc. a/k/a 50-60 Sonwil Drive vs. Town of Cheektowaga**
41. **Notice of Petition: Sonwil Real Estate Inc. a/k/a 100 Sonwil Drive vs. Town of Cheektowaga**
42. **Notice of Petition: Sonwil Distribution Center a/k/a 150 Sonwil Drive vs. Town of Cheektowaga**
43. **Notice of Petition: Sonwil Distribution Center a/k/a 200 Sonwil Drive vs. Town of Cheektowaga**
44. **Notice of Petition: Sonwil Distribution Center Inc. a/k/a 250 Sonwil Drive vs. Town of Cheektowaga**
45. **Notice of Petition: Urbandale Development vs. Town of Cheektowaga**
46. **Notice of Petition: Walmart Real Estate Business Trust #6673 vs. Board of Assessment Review and/or Assessor of the Town of Cheektowaga and the Town of Cheektowaga, County of Erie, New York**
47. **Notice of Petition: Williamstowne Senior Apartments vs. Town of Cheektowaga**

XII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Adjournment

Motion by Councilmember Hammer, Seconded by Councilmember Meyers to enter into Executive Session at 8:10 PM. Motion Carried.

Vickie L. Dankowski

Town Clerk



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, August 22, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on August 22, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Peter Johnston, Assistant Town Engineer
Robert Brandon, Zoning Board Chairman
Karen Marchese, Coordinator of Employee Relations
John Dudziak, Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Kaminski, Seconded by Councilmember Meyers to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Rezoning Request - 4714,4720 &4728 Transit Road

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT:	CLOSED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

2. Local Law Intro No. 2017-8 of the Year 2017 - A Local Law to Amend and Replace Peddling and Soliciting Law

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT:	CLOSED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Resolutions



1. RESOLUTION 2017-479

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.9903.8141	Medical Insurance	\$4,200.00
	100.9499.5124	HUD Reimbursement	26,000.00
	100.1910.4592	Zombie House Grant Revenues	77,217.00
TO:	100.1110.1990	Other Pay	\$1,200.00
	100.1220.1990	Other Pay	1,200.00
	100.1625.1990	Other Pay	600.00
	100.7110.1990	Other Pay	1,200.00
	100.9499.1971	Part-Time Wages	26,000.00
	100.1910.4722	Zombie House Grant Expenses	77,217.00

HIGHWAY

FROM:	300.5141.1901	Regular Pay	\$5,200.00
TO:	300.5141.1914	Shift Differential	\$5,200.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-480

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to August 22, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$253,920.76
RISK RETENTION FUND	35,310.48
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	81,434.75
SPECIAL DISTRICTS FUND	399,292.92
HIGHWAY FUND	130,156.84
CAPITAL FUND	911,207.43
TRUST & AGENCY FUND	1,642.50
HUD CDBG FUND	150,529.52
PART TOWN FUND	2,383.09
NYS AFFORDABLE HOUSING	0.00
	\$1,965,878.29

RESULT:	ADOPTED [6 TO 0]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski
ABSTAIN:	James P. Rogowski



3. RESOLUTION 2017-481

Accept Proposal to Replace Three Small Roof Areas at the Alexander Community Center

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, at a Capital Improvements Meeting held earlier this year, a list of improvements was presented to the Capital Improvement Board that pertain to Town owned facilities, AND

WHEREAS, one (1) such facility, the Alexander Community Center located at 275 Alexander Avenue, Cheektowaga, NY is in need of roof replacement of three (3) independent roofs over the front and rear entries to the facility, said roofs have been leaking excessively during recent rainfall events, AND

WHEREAS, three (3) local contractors have submitted written proposals to perform said roof replacement with Neth & Son, Inc, 146 Taylor Drive, Depew, New York 14043 being the lowest responsible bidder at the bid price of \$19,900.00, NOW, THEREFORE, BE IT

RESOLVED, that the proposal to replace three (3) small roof areas at the Alexander Community Center be awarded to Neth & Son, Inc. for their proposal in the amount not to exceed \$19,900.00, AND, BE IT FURTHER

RESOLVED, that funding for said project be appropriated from Account #500-1910-2520-5728, said account derived from bonded moneys designated for Capital Improvements.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-482

Call for Public Hearing - Special Use Permit for Accessory Drive Thru Window - 1753 Walden Avenue

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Chick-fil-A, Inc. has made application and requested a special use permit to establish an accessory drive thru window for a proposed 5,000 s.f. restaurant at 1753 Walden Avenue, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on September 12th, 2017 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the September 12, 2017 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Chick-fil-A, Inc.

for a special use permit to establish an accessory drive thru window for a proposed 5,000 s.f. restaurant at 1753 Walden Avenue.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI
TOWN CLERK



ALL THAT TRACT OR PARCEL OF LAND, situate, lying and being in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot 24, Township 11, Range 7 of the Holland Land. Company's Survey and more particularly bounded and described as follows:

BEGINNING at a point in the southerly line of lands taken by the State of New York for the "Walden Avenue Extension" as described in Notice of Appropriation recorded in Erie County Clerk's Office in Liber 4614 of Deeds at page 504, said point being the intersection formed by said southerly line of Walden Avenue with the division line between the lands now or formerly of the lands of TFM of NY, LLC (Book 11112, Page 8050 on the west and the lands now or formerly of Team R n' B New York, LLC (Book 11115, page 9324) on the east; Thence from

said point of beginning and along said division line, the following four courses: 1) South 00° 00' 00" E a distance of 199.29 feet to a point; 2) South 90°00' 00" E a distance of 77.00 feet to a point; 3) South 67°20' 56" E a distance of 66.53 feet to a point and 4) South 90°00' 00" E a distance of 111.50 feet to a point in the westerly line of Anderson Road being 60 feet wide as conveyed to Town of Cheektowaga by Deed recorded in Erie County Clerk's Office in Liber 6222 of Deeds at page 699; thence along the same North 00° 00' 00" E a distance of 192.91 feet to a point; thence along the lands appropriated by the State of New York (Liber 11300, page 9181), the following four courses: 1) South 89°59'31" West, 5.02 feet to a point; 2) North 09°11'44" West, 53.42 feet to a point; 3) North 19°50'03" West, 40.33 feet to a point and 4) North 71°22'21" West, 17.42 feet to a point; thence in a easterly direction and along the aforesaid southerly line of Walden Avenue, the following two courses: 1) South 69°00'49" West, 100.74 feet to a point and 2) South 75°54' 11" W a distance of 115.57 feet to the point or place of beginning, containing 1.394 acres, more or less.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-483

SEQR Determination for 1030 Losson Road HVAC & Door Replacement - Julia Boyer Reinstein Library

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, 6 NYCRR Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the State Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are Type II actions and are not subject to environmental review under the Environmental Conservation Law; and

WHEREAS, the Town of Cheektowaga has proposed the replacement of the Heating Ventilation and Air Conditioning (HVAC) equipment and entrance doorways within the Julia Boyer Reinstein Library, owned by the Town at 1030 Losson Road, AND

WHEREAS, the existing library building was constructed in 1995 and is now in need replacement HVAC mechanicals and entrance doors, AND

WHEREAS, after careful consideration and review of the proposed action to be taken by the Town of Cheektowaga for the above referenced project, the Town Board, in consultation with representatives from various Town departments, hereby determines that said project is a Type II action under SEQR based on the following criteria in 6 NYCRR Section 617.5(c):

- (1) The project involves the maintenance or repair involving no substantial changes in an existing structure or facility ;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga hereby determines that the proposed HVAC and door replacement project at the Julia Boyer Reinstein Library is a Type II action in accordance with 6 NYCRR Section 617.5(c)(1) and is therefore not subject to review under 6 NYCRR Part 617.

Attachments:

part 1, 2 & 3 EAF (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-484

Rescind Notice to Bidders for the Purchase of Copy Paper and Envelopes (Bid No. 2017-29 LAW)

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, by Resolution 2017-416, the Town issued a Notice to Bidders for the Purchase of Copy Paper and Envelopes (Bid No. 2017-29); and

WHEREAS, it is necessary to rescind bids received for this item and re-issue said Notice to Bidders; NOW, THEREFORE, BE IT

RESOLVED, that bids received for the purchase of copy paper and envelopes (Bid No. 2017-29 LAW) be and hereby are rescinded.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-485

Notice to Bidders - Purchase of One (1) New and Unused 2018 Chevrolet Malibu (or Equivalent) Bid No. 2017-32 PD

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a Notice to Bidders (Bid No. 2017-30 PD) was issued on July 25, 2017 for the purchase of One (1) New and Unused 2018 or Newer Chevrolet Malibu 4-door Sedan (or Equivalent) by the Cheektowaga Police Department as specified; and

WHEREAS, no bids were received and it is necessary to re-bid for said vehicle; NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is hereby directed to publish a Notice to Bidders for the purchase of One (1) New and Unused 2018 or Newer Chevrolet Malibu 4-door Sedan (or Equivalent) (BID No. 2017-32) by the Cheektowaga Police Department as specified; and be it further

RESOLVED, that sealed bids will be received by the Town Clerk on the 6th day of September, 2017, at 11:00 A.M., at a public bid opening to be held in the Council Chambers in the Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, 14227.



NOTICE TO BIDDERS

Sealed proposals will be received and opened by the Town Clerk of the Town of Cheektowaga on **Wednesday, September 6, 2017, at 11:00 A.M.** in the Council Chambers, First Floor, Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, for the purchase of One (1) New and Unused 2018 or Newer Chevrolet Malibu 4-door Sedan (or Equivalent), BID# 2017-32 PD, by the Cheektowaga Police Department as specified in the Bid Specifications.

Information for bidders and specifications may be obtained from the Town Clerk at her office in said Town. One bid is to be submitted in a separate, sealed envelope plainly marked on the outside "Purchase of One (1) New and Unused 2018 or Newer Chevrolet Malibu 4-door Sedan (or Equivalent)" and submitted to the Town Clerk prior to bid opening.

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

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

Vickie L. Dankowski
Town Clerk

Dated: 22 August 2017

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Christine Adamczyk, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-486

CERTIFIED RESOLUTION OF SUPPORT - A6505 / S4630 - Relates to Prohibiting the Collocation of Certain Children's Facilities with Adult Facilities in Erie County.

Sponsored By: Magierski, Adamczyk, Benczkowski, Kaminski, Rogowski, Hammer, Meyers

WHEREAS: The Western New York Children's Psychiatric Center opened in West Seneca in 1970. The center takes seriously emotionally disturbed children between the ages of 4 to 18 years old from 19 Western New York counties. The 19 different counties in New York State include: Allegany, Cattaraugus, Cayuga, Chautauqua, Chemung, Erie, Genesee, Herkimer, Livingston, Monroe, Niagara, Ontario, Orange, Orleans, Oswego, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, Wyoming and Yates; and

WHEREAS: Despite the significant volume from these 19 counties the Western New York Children's Psychiatric Center has the lowest 30 day and 90 day reinstatement or re-institutionalization rate of any facility in New York State. The costs of long term hospitalization and institutionalization are drastically reduced and eliminated when the readmission rates are low; and

WHEREAS: Governor Cuomo in his 2017 Budget proposed that the West Seneca Children's Psychiatric Center be moved to the Buffalo Psychiatric Center, an adult facility and campus. Moving these children into an adult setting would not be therapeutically beneficial and may in fact be detrimental to the psyches of many of these children; and

WHEREAS: The medicinal and therapeutic benefits of treating and counseling children with mental illnesses in both rural and school settings have been documented in many medical journals and academic papers. The Governor's proposal to place these children in a lock down facility with adults runs counter to science, logic and common sense; and

WHEREAS: The New York State Assembly and Senate unanimously passed A6505 / S4630 which prohibit the collocation of certain children's facilities with adult facilities in Erie County; and

WHEREAS: Governor Cuomo needs to sign this bill and save WNY Children's Psychiatric Center in West Seneca.

NOW THEREFORE BE IT RESOLVED: The Town of Cheektowaga Town Board supports the passage of the above bills in the New York State Legislature and also strongly encourages Governor Cuomo to immediately sign this necessary legislation into law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-487

Authorize Supervisor to Execute Grant Application for Julia Boyer Reinstein Library Building Renovations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the New York State Education Department, Division of Library Development, under the Public Library Construction Grant Program ("State Grant"), is offering funds up to 75% of approved costs for renovation or rehabilitation of public libraries in New York State; and

WHEREAS, the Town of Cheektowaga is the owner of the land and building housing the Town of Cheektowaga Public Library Julia Boyer Reinstein Branch located at 1030 Losson Road, in the Town of Cheektowaga, and maintains such building under an arrangement with the Buffalo and Erie County Public Library System; and

WHEREAS, the Julia Boyer Reinstein Library building is in need of improvements to the HVAC system and new doors to improve energy efficiency; and

WHEREAS, this project is eligible for funding under the aforementioned State Grant program; and

WHEREAS, the Town of Cheektowaga Public Library, previously created by the Town of Cheektowaga, is in charge of operating the Julia Boyer Reinstein Library, and, as per the guidelines for the State Grant, must be the applicant for such grant; and

WHEREAS, the Town of Cheektowaga will benefit from the aforementioned grant since renovations/rehabilitation to the Town-owned library building will be made, and the Town of Cheektowaga will be providing the required match for this grant;

NOW, THEREFORE, BE IT RESOLVED, that, as owner of the Julia Reinstein Library, the Town of Cheektowaga recognizes its responsibility to maintain the building and, in accordance with its responsibility, hereby commits One hundred-fifty-five thousand three hundred and ten dollars (\$155,310), minus the award amount to be used as local matching funds towards the State Grant, and BE IT FURTHER

RESOLVED, that this Town Board hereby authorizes and directs the Supervisor to execute an agreement between the Town and the Town of Cheektowaga Public Library relating to the aforementioned improvements and application for grant funding.

Attachments:

JBR Library Grant Agreement (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-488

Collaborative Agreement Assessment of Fair Housing Study

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

Collaborative Agreement Assessment of Fair Housing Study

WHEREAS, the County of Erie, ACT Consortium (Towns of Amherst, Cheektowaga and Tonawanda), Town of Hamburg and City of Buffalo are Federal entitlement communities under the U.S. Department of Housing and Urban Development's (HUD) Community Development Block Grant (CDBG) program; and

WHEREAS, an important requirement for receiving federal CDBG grant funds is an Assessment of Fair Housing within each recipient municipalities every five years; and

WHEREAS, the aforementioned local governments, Erie County and City of Buffalo are desirous of conducting a joint Analysis of Assessment of Fair Housing Study consistent with federal guidelines for the period of April 1, 2020 to March 31, 2025; and

WHEREAS, funds for the Analysis will be federal Community Development Block Grant (CDBG) monies available to each municipality with proportional contributions from each municipality, and

WHEREAS, the County of Erie will act as the lead agency for coordinating the preparation of the Assessment of Fair Housing Study for each community, and

WHEREAS, the Town of Cheektowaga Attorney has reviewed and approved of the agreement,

NOW, THEREFORE, BE IT RESOLVED, that the Town Supervisor be and hereby is authorized to execute an agreement with the County of Erie, ACT Consortium (Towns of Amherst, Cheektowaga and Tonawanda), Town of Hamburg and City of Buffalo for the Fair Housing Study.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-489

CHDO Operating Expense Agreement Extension

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the United States Government, in accordance with the HOME Investment Partnerships Program, authorized by Title II of the Cranston-Gonzales National Affordable Housing Act of 1990 (42 U.S.C. 12701-12839) (hereinafter referred to as the "Act") recognized the need to supplement private and public spending for housing in the nation's metropolitan centers and to expand the supply of decent and affordable housing, particularly homeownership housing, for low and very low income Americans (the "Program") and;

WHEREAS, the Town of Cheektowaga is a participant in the Amherst-Cheektowaga-Tonawanda HOME Consortium, having an office located at Amherst Town Hall, 5583 Main Street, Williamsville, New York 14221, (hereinafter referred to as the "Consortium"),

WHEREAS, the Consortium receives an Entitlement allocation of HOME Investment Partnership Grant funds (herein referred to as the Grant), Catalogue of Federal Domestic Assistance No. 14.239 from the Department of Housing and Urban Development (herein referred to as HUD), and

WHEREAS, through participation in the Consortium the TOWN is the recipient of HOME Investment Partnerships Program Funds from HUD, including funds that are reserved for the use of Community Housing Development Organizations; and

WHEREAS, rules and regulations of HUD which govern the Grant require the acquisition, rehabilitation and reconstruction of housing through a Community Housing Development Organization (herein referred to as CHDO), and

WHEREAS, Polish Community Center of Buffalo, Inc. d/b/a Lt. Colonel Matt Urban Human Services Center of WNY, represents itself as an eligible CHDO under 24 Part 92.2 of the HOME regulations, and,

WHEREAS, the Polish Community Center of Buffalo, Inc. d/b/a Lt. Colonel Matt Urban Human Services Center of WNY has been certified with the Town as a CHDO, and has submitted a proposal for use of CHDO funds for a CHDO-eligible Project under the HOME regulations;

WHEREAS, the Town Board by resolution dated December 5, 2016 (Resolution No. 2016-644) has previously contracted with the Polish Community Center of Buffalo, Inc. d/b/a Lt. Colonel Matt Urban Human Services Center of WNY, for Operating Expenses as a CHDO developer to acquire, rehabilitate and reconstruct housing in the Town of Cheektowaga, and

RESOLVED, that this Town Board hereby approves the attached agreement extension with the Lt. Col. Matt Urban Human Services Center of WNY for operating funds; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with the Polish Community Center, Inc. d/b/a the Lt. Col. Matt Urban Human Service Center of WNY, 1081 Broadway, Buffalo, NY 14212 for operating funds, subject to review and

approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-490

Authorize Supervisor and Police Chief to Execute any and all Documents Pertaining to the Application for and Acquisition of Funding Through the Bureau of Justice Assistance - Edward R. Byrne Justice Assistance Grant

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, grant monies are available to select municipalities through the Bureau of Justice Assistance, Edward R. Byrne Justice Assistance Grant, and

WHEREAS, two communities in Erie County, the City of Buffalo and the Town of Cheektowaga, are eligible to receive monies through submission of a joint application, and

WHEREAS, the grant application must be in consortium with the other eligible applicant and, the City of Buffalo has agreed to serve as the lead agency for the purpose of securing and administering these grant funds, and

WHEREAS, the Town of Cheektowaga Police Department is eligible to receive \$14,862 in funding through the program, NOW, THEREFORE, BE IT

RESOLVED, that Grantmakers Advantage, Inc. the Town's grants consultant, be and hereby is authorized and directed to complete the necessary application, forms, etc. to be submitted for the purpose of securing this grant, and BE IT FURTHER

RESOLVED, that the Town's Chief Legal Officer be granted the authority to certify that the Town will comply with Title 8, United States Code, Section 1373, and BE IT FURTHER

RESOLVED, that the Supervisor and Police Chief be and hereby are authorized and directed to execute any and all documents pertaining to the application for and acquisition of said funding.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-491

Increase the Fee for Popli Design Group for Services Rendered Beyond the Original Scope of Design

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, at a Town Board Meeting held on July 18, 2016 the firm of Popli Design Group was retained to provide professional services for the design of bullet deflecting baffles at the police outdoor shooting range located on Scott Place, AND

WHEREAS, during the course of design, the Police Department requested additional services beyond the original scope of the proposal, which included adjusting the angle of baffle deflection and related structural components, NOW, THEREFORE, BE IT

RESOLVED, that the firm of Popli Design Group, 374 Delaware Avenue, Suite 306, Buffalo, New York 14202 be granted an additional fee of \$3,400 for services rendered beyond the original scope of design, AND, BE IT FURTHER

RESOLVED, that said professional services shall be charged to the Police Asset Forfeiture line #600-0600-0881.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-492

Install Luminaire on Colden Court

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the New York State Electric & Gas Corporation be and hereby is authorized to install one (1) 100 watt high pressure sodium cobra head street light on the east side of Colden Court on a new pole to be installed by the Town of Cheektowaga. The annual increase to the General Lighting District will be approximately \$8.00 plus installation costs, which are estimated at approximately \$3,000.00, which shall be chargeable to Account No. 990-5182-4432, AND, BE IT FURTHER

RESOLVED, that the Town Clerk is hereby directed to submit a copy of this resolution to:

Mr. Mark Stifter
NYSEG Marketing Department
150 Erie Street
Lancaster, New York 14086

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-493

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are terminated in the Department of Youth & Recreational Services effective as indicated:

Alexia Jaworowicz	Never worked	14212
Debra Wright	7/24/16	14043

BE IT FURTHER RESOLVED that Brad Bauman be terminated from the Dept. of Youth & Recreational Services effective 8/22/17.

Motion by Councilmember Rogowski, Seconded by Supervisor Benczkowski to waive the reading of names for the following Resolutions: 2017-493, 2017-494. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-494

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

POLICE DEPARTMENT School Crossing Guard \$10.00/hour effective 8/23/17
Sharyl L. Caparaso, Cheektowaga, New York

POLICE DEPARTMENT Student Assistant \$9.70/hour effective 8/23/17
Brad J. Bauman, Cheektowaga, New York

ASSESSOR'S OFFICE Clerk \$9.75/hour effective 8/23/17
Hannah Resch, Cheektowaga, New York

WHEREAS, the Town has received a grant from Local Initiatives Support Corporation (LISC) for "Zombie and Vacant Properties Remediation and Prevention Initiatives" and as part of the grant there is a need to hire a part-time Clerk; NOW, THEREFORE

BE IT RESOLVED, that the following individual be and hereby is hired as a **PART-TIME EMPLOYEE** in the department listed in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

OFFICE OF COMMUNITY DEVELOPMENT Clerk \$12.00/hour effective 8/23/17 (Line to be charged 100.1910.4722)
Tammy Ratcliff, Cheektowaga, New York; AND

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

JUSTICE COURT
Michael Cieslinski effective 8/12/17

BUILDING AND PLUMBING DEPARTMENT
Tammy Ratcliff effective 8/22/17

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-495

Amendment to Deputy Highway Superintendent Position

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, it is the position of the Town Board that the current full time position of Deputy Superintendent of the Highway Department is unnecessary towards performance of the current department mission; and

WHEREAS, the Town Board is consistently seeking ways to reduce costs to taxpayers without reducing services available to residents and elimination of this position will result in significant savings on a yearly basis; and

WHEREAS, after review of staffing needs and levels in the Town Highway Department, the Town Board has determined that it is in the best interests of the Town's taxpayers and the Town to eliminate this full time position as the Town Board believes the required duties can be performed on an as needed basis;

WHEREAS, Town Law Section 32 (2) provides that the Deputy Town Superintendent of Highways shall be appointed by and serve at the pleasure of the Town Superintendent of Highways; NOW, THEREFORE, BE IT

BE IT RESOLVED, as of August 25, 2017 the position of Deputy Superintendent shall be on an as needed basis with an annual salary in the amount of \$10,000.00 and the Deputy Highway Superintendent may act in the capacity of the Highway Superintendent in the event of his absence for any reason, e.g. vacation, illness, etc. and authorize the Supervisor to complete and sign the necessary forms for Erie County Personnel and said appointment shall be pursuant to Town Law Section 32; and

BE IT FURTHER RESOLVED, that the Town Board recognizes that an appointment to the position of Deputy Highway Superintendent is governed by Town Law Section 32(2) and the Town Highway Superintendent has the sole discretion regarding said appointment.

RESULT: WITHDRAWN



18. RESOLUTION 2017-496

Appointment of Motor Equipment Operator - A (Non-Competitive/Permanent) Sanitation Department/Raymond H. Full

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Motor Equipment Operator - A in the Sanitation Department; AND

WHEREAS, the department was canvassed internally in accordance with an agreement with the Town of Cheektowaga Employees Association; AND

WHEREAS, Raymond H. Full, currently employed as a Motor Equipment Operator - B in the Sanitation Department, meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Raymond H. Full of Cheektowaga, New York, be and hereby is appointed to the position of Motor Equipment Operator - A in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective August 31, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-497

Appointment of Motor Equipment Operator - B (Non-Competitive/Permanent) Sanitation Department/Joseph J. Alba

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Motor Equipment Operator - B in the Sanitation 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, Joseph J. Alba, currently employed as a Laborer in the Sanitation Department, bid on said vacancy and meets the qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Joseph J. Alba of Cheektowaga, New York, be and hereby is appointed to the position of Motor Equipment Operator - B in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective August 23, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-498

Appointment of Laborer (Labor/Permanent) Sanitation Department/Richard Anderson

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Laborer in the Sanitation 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, Richard Anderson of Cheektowaga, New York, applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Richard Anderson of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective August 23, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-499

Authorization of Student Intern (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Zachary Bremer, a student at Villa Maria College, has requested to participate in the student internship program at the Police Department; AND

WHEREAS, this individual has been interviewed by the Police Department and the Police Department is willing to afford him the opportunity to intern in the Police Department; NOW, THEREFORE, BE IT

RESOLVED, that Zachary Bremer of Cheektowaga, New York, be and hereby is authorized to participate as an unpaid intern in the Police Department, subject to his execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that Zachary Bremer's internship be and hereby is effective September 1, 2017 through December 31, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate this student internship in the Police Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-500

Travel Authorization Community Development

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Lead Renovator Initial Lead-Based Paint Training is being held September 11, 2017 in Buffalo, New York; AND

WHEREAS, Assistant Code Enforcement Officer Christopher Krajewski has been recommended to attend said training; AND

WHEREAS, Director of Community Development Richard Willis has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$195; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Assistant Code Enforcement Officer Christopher Krajewski be and hereby are authorized to attend the Lead Renovator Initial Lead-Based Paint Training being held September 11, 2017 in Buffalo, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Meyers to waive the rules to include the following Resolution: 2017-501. Motion Carried.



1. RESOLUTION 2017-501

Direct Grantmakers Advantage Inc. to Apply for Grant for Julia Boyer Reinstein Library

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the New York State Education Department, Division of Library Development, under the Public Library Construction Grant Program ("State Grant"), is offering funds up to 75% of approved costs for renovation or rehabilitation of public libraries in New York State; and

WHEREAS, the Town of Cheektowaga is the owner of the land and building housing the Town of Cheektowaga Public Library Julia Boyer Reinstein Branch ("Julia Boyer Reinstein Library") located at 1030 Losson Road in the Town of Cheektowaga, and maintains such building under an arrangement with the Buffalo and Erie County Public Library System; and

WHEREAS, the Julia Boyer Reinstein Library's HVAC system is in need of improvement and the doors are in need of replacement, and

WHEREAS, this project is eligible for funding under the aforementioned State Grant program; and

WHEREAS, the Cheektowaga Public Library, previously created by the Town of Cheektowaga, is in charge of operating the Julia Boyer Reinstein Library, and, as per the guidelines for the State Grant, must be the applicant for such grant, and

WHEREAS, the Town of Cheektowaga, as owner of the Julia Boyer Reinstein Library, would benefit from the aforementioned grant since renovations/rehabilitation to the Town-owned library building will be made, and the Town of Cheektowaga will be providing the local match for this grant, and

WHEREAS, this Town Board desires to have Grantmakers Advantage, Inc., the Town's grant consultant, assist the Cheektowaga Public Library with the application for the State Grant;

NOW, THEREFORE, BE IT RESOLVED, that this Town Board hereby directs Grantmakers Advantage Inc. to complete the necessary application, forms, etc. to be submitted to the State Education Department, Division of Library Development for the purpose of securing this grant.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Communications

A. Departmental Communications

B. General Communications

1. Notice of Claim: Larry Anderson vs. Town of Cheektowaga
2. Notice of Claim: Nicholas Herkey vs. Town of Cheektowaga
3. Notice of Claim: Darlene Kowalski vs. Town of Cheektowaga
4. Notice of Claim: Joanne Shamp vs. Town of Cheektowaga
5. Notice of Petition: Robert A. and Rosalie T. McDivitt vs. The Assessor of the Town of Cheektowaga, Erie County, New York and the Board of Assessment Review for the Town of Cheektowaga

XII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Adjournment

Motion by Councilmember Magierski, Seconded by Councilmember Hammer to adjourn the meeting at 7:55 PM. Motion Carried.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

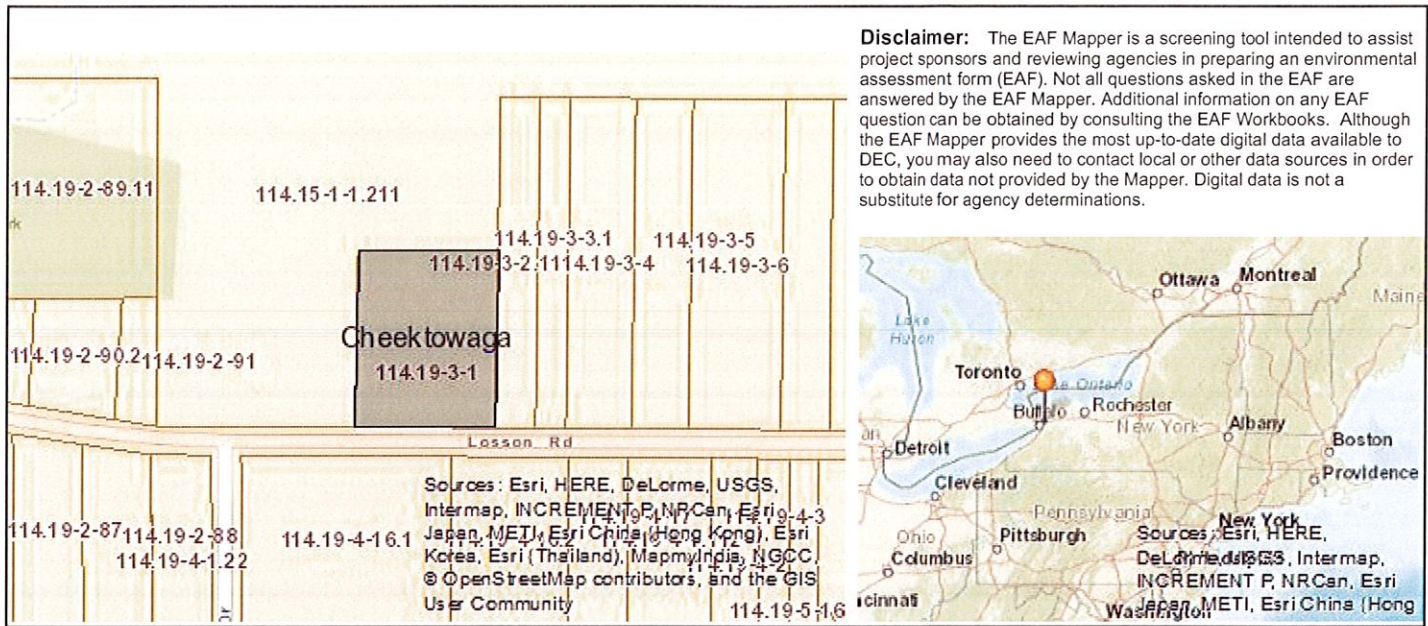
Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Julia Boyer Reinstein Library Repairs			
Name of Action or Project: 1030 Losson Road, Cheektowaga, Erie County			
Project Location (describe, and attach a location map):			
Brief Description of Proposed Action: Replacement of heating, ventilation and air conditioning equipment (HVAC) and entrance door ways to an existing public library.			
Name of Applicant or Sponsor: Town of Cheektowaga		Telephone: 716-686-3567	
		E-Mail: dulatowski@tocny.org	
Address: 275 Alexander Avenue			
City/PO: Cheektowaga		State: New York	Zip Code: 14211
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval:			NO <input checked="" type="checkbox"/>
			YES <input type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		_____ N/A acres	
b. Total acreage to be physically disturbed?		_____ acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input checked="" type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input checked="" type="checkbox"/> Other (specify): Civic _____			
<input checked="" type="checkbox"/> Parkland			

Attachment: part 1, 2 & 3 EAF (RES-2017-483 : SEQOR Determination for 1030 Losson Road)

EAF Mapper Summary Report

Wednesday, August 16, 2017 10:24 AM



Part 1 / Question 7 [Critical Environmental Area]	Yes
Part 1 / Question 7 [Critical Environmental Area - Identify]	Name:Reinstein Woods, Name:Wetlands, Reason:Preserve wildlife and green areas, Reason:Significant & sensitive recharge area, Agency:Cheektowaga, Town of, Date:6-27-88, Date:8-30-79
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Attachment: part 1, 2 & 3 EAF (RES-2017-483 : SEQR Determination for 1030 Losson Road)

Agency Use Only [If applicable]

Project: JBR- 2017

Date: 8/16/17

***Short Environmental Assessment Form
Part 2 - Impact Assessment***

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

PRINT FORM

Project: JBR -2017

Date: 8/16/17

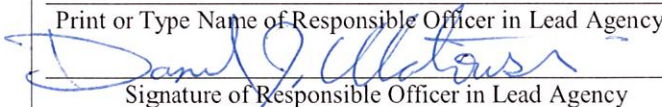
Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Attachment: part 1, 2 & 3 EAF (RES-2017-483 : SEQR Determination for 1030 Losson Road)

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Town of Cheektowaga	August 16, 2017
_____	_____
Name of Lead Agency	Date
Daniel J. Ulatowski, AICP	Town Planner
_____	_____
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
	_____
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT FORM

JULIA BOYER REINSTEIN LIBRARY GRANT AGREEMENT

THIS AGREEMENT, dated the 16th day of August, 2017 by and between the TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, a municipal corporation with offices located at 3301 Broadway, Cheektowaga, New York 14227, and the TOWN OF CHEEKTOWAGA PUBLIC LIBRARY, with offices located at 1030 Losson Road, Cheektowaga, New York 14227.

WITNESSETH:

WHEREAS, the Town of Cheektowaga (hereinafter referred to as "Town") is the owner of the Julia Boyer Reinstein Library building located at 1030 Losson Road, Cheektowaga, New York (hereinafter referred to as the "Library"), and

WHEREAS, the Town of Cheektowaga Public Library (hereinafter referred to as the "Library Board"), in cooperation with the Buffalo & Erie County Public Library, operates a public library at that location, and

WHEREAS, funding is available from the State of New York through the Public Library Construction Grant Program ("State Grant") for construction/renovation/rehabilitation work at public libraries in New York State, provided the applicant supplies local matching funds services in the amount up to 75% of the cost of the project, and

WHEREAS, pursuant to the State Grant guidelines, the Library Board must be the applicant for the grant, and

WHEREAS, the Town, as the owner of the Julia Boyer Reinstein Library building, must provide the local match for the grants and must approve the project, and

WHEREAS, the Library Board intends to apply for a State Grant in the amount of One Hundred-Sixteen Thousand, Four Hundred and Eighty-Two Dollars and 00/100 (\$116,482) toward a total project cost of \$155,310 to improve energy efficiency by upgrading the HVAC system and replacing the entrance doors at the Library;

NOW, THEREFORE, it is mutually understood and agreed as follows:

1. The Library Board will utilize the State Grant funds awarded to have the following work completed at the Library:
 - A. HVAC Improvements –
 - i.) Reclaim refrigerant, disconnect Condenser and dispose of, purchase and install 40 ton Condensing unit, re-pipe refrigerant piping thru ceiling space and terminate at AHU, clean piping system, evacuate and charge system,

reconnect wiring, remove all existing refrigerant piping, and insulate refrigerant piping.

ii.) Replace AHU2 with two 2 ½ ton wall mounted mini split heat pumps, allowing for existing duct chase to be reused as a chaseway for the piping for AHU1 condenser unit. Includes installation of new breakers, evaporators, completion of roof penetration, pressure testing of system, evacuate, charge and verify operation and one year warranty.

B. Door Replacement – Replace main entrance doors at Library Pods including two exterior main entrance doors, frame and side lights; one staff entrance door and frame and three single exterior pod doors and frames.

2. The Town will supply matching funds in an amount not to exceed One Hundred-Fifty-Five Thousand, Three Hundred and Ten Dollars and 00/100 (\$155,310.00), minus the grant award amount, representing the local match for the grant for the aforementioned work.
3. The Town hereby agrees and covenants that the Library shall remain available for use as a public library for at least ten (10) years from the anticipated date of completion of the aforementioned renovation/rehabilitation project, or the Grant funds will be repaid as required by the State Grant rules.
4. The Town hereby approves of the above referenced renovation/rehabilitation project for the Library and grants permission to the Library Board to undertake such work at the Library.
5. The Town agrees to retain the necessary consultants to prepare the plans and specifications and to take all steps to formally bid the aforementioned Library renovation/rehabilitation work, award the bid(s), and thereafter, monitor the successful bidder(s) during the course of the renovation/rehabilitation work to ensure compliance with the terms of its contract and completion of the aforementioned renovation/rehabilitation at the Library.
6. The Library Board agrees to complete the necessary documents for the State Grant and to utilize and promptly authorize the payment of said grant moneys to the contractor(s) who is/are awarded the bid(s) for the Library renovation/rehabilitation work.
7. Both the Town and Library Board agree to carry out the terms of this Agreement in compliance with all laws of the State of New York, including, but not limited to, State competitive bidding laws; and will comply with all of the terms and conditions of the Grant award.
8. The Town will retain ownership of any and all equipment and materials (leasehold improvements), purchased by the Library Board with the Grant funds.
9. The parties' obligations under this Agreement are conditioned upon the State Grant being awarded for the aforementioned Library renovation/rehabilitation project.
10. This Agreement shall constitute the full and complete obligation of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

TOWN OF CHEEKTOWAGA,
ERIE COUNTY, NEW YORK

By _____
DIANE BENCZKOWSKI, SUPERVISOR

TOWN OF CHEEKTOWAGA PUBLIC LIBRARY

By Mark E. Weber
MARK E. WEBER, CHAIRMAN

Attachment: JBR Library Grant Agreement (RES-2017-487 : Author SV Exec grant app Reinstein Library reno)



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, September 12, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on September 12, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Jill Oxley, Assessor
Anthony Vesona, Municipal Legal Assistant

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Hammer to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Special Use Permit for Accessory Drive Thru Window - 1753 Walden Avenue

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Resolutions



1. RESOLUTION 2017-502

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1355.4575	Contracted Appraisals	\$4,750.00
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TO:	100.1355.2005	Office Equipment	\$4,750.00
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RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-503

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to September 12, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$2,911,127.95
RISK RETENTION FUND	1,045,461.55
NYS HOME PROGRAM	0.00
DEBT	1,624,131.25
HUD HOUSING REHABILITATION FUND	108,482.51
SPECIAL DISTRICTS FUND	712,348.73
HIGHWAY FUND	493,006.58
CAPITAL FUND	536,142.88
TRUST & AGENCY FUND	32,173.60
HUD CDBG FUND	128,310.10
PART TOWN FUND	103,856.92
NYS AFFORDABLE HOUSING	375.00
	<u>\$7,695,417.07</u>

Motion by Supervisor Benczkowski, Seconded by Councilmember Hammer to amend the Warrant (Resolution 2017-503) to eliminate several individuals' mileage reimbursement. Removed \$1,291.06 from the General Fund. Motion Carried.

RESULT: ADOPTED AS AMENDED [UNANIMOUS]
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-504

Award of Bid - Reroofing the Julia Boyer Reinstein Library (Bid #2017-31)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a Notice to Bidders was published for the receipt of bids for the Reroofing of the Julia Boyer Reinstein Library, which bids were duly received and opened on September 6, 2017, AND

WHEREAS, three (3) bids were received and referred to the Engineering Department for analysis and tabulation, NOW, THEREFORE, BE IT

RESOLVED, that the Reroofing of the Julia Boyer Reinstein Library contract be awarded to:

Neth & Son, Inc.
146 Taylor Drive
Depew, New York 14043

in the amount of **\$228,500.00**, of which **\$133,019.00** will be funded through the New York State Education Department, Division of Library Development Construction Grant, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is authorized and directed to execute a contract with said firm and any other documents necessary to effectuate completion of this project, AND, BE IT FURTHER

RESOLVED, that funding for said project, the balance of **\$95,481.00**, shall be chargeable to Account #500-1910-2520-5728.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-505

Award of Bid for Purchase of Chevrolet Malibu Vehicle for Police Department (BID 2017-32 PD)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a Notice to Bidders was issued for the purchase of One New and Unused 2018 Chevrolet Malibu (or Equivalent) for use by the Police Department (BID No. 2017-32 PD); and

WHEREAS, bid proposals were received and opened on September 6, 2017; and

WHEREAS, the proposals were reviewed by the Police Department, and based on the proposals submitted, they have recommended that the Town Board award the bid for the said vehicle to Joe Basil Chevrolet; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby awards the bid for the purchase of One New and Unused 2018 or Newer Chevrolet Malibu 4-Door Sedan (or Equivalent) to:

Joe Basil Chevrolet
5111 Transit Road
Depew, New York 14043

for the bid price of \$16,750.00, said bid being the lowest responsible bid meeting specifications; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed to execute all documents that may be required to effectuate said purchase; and BE IT FURTHER

RESOLVED, that moneys for said purchase shall be appropriated from line item number 100-3120-2303.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-506

Purchase 1 Passenger Van for the Senior Center

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Town of Cheektowaga Office of Community Development would like to purchase one (1) Passenger Van for use by the Town of Cheektowaga Senior Center, and

WHEREAS, Article 5-A of the General Municipal Law of the State of New York permits a municipality to utilize New York State bid pricing for purchases in lieu of advertising for bids on its own, and

WHEREAS, New York State has awarded a bid for the purchase of such vehicle (Contract Group Number 40451, Award Number 22898) and has, as part of said bid process, allowed various municipalities, including the Town of Cheektowaga, to utilize its bid prices for the purchase of such vehicle, and

WHEREAS, Cappellino Chevrolet, 9000 Boston State Road, Boston, NY 14025, has agreed to provide one (1) Passenger Van at a cost of \$23,997.00, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga hereby agrees to utilize NYS Contract Number 40451 for the purchase of one (1) Passenger Van at a total cost of \$23,997.00 as per the proposal submitted by Cappellino Chevrolet dated 7/26/2017, and BE IT FURTHER

RESOLVED, that funding for the purchase of this vehicle shall be appropriated from Community Development Block Grant Funds in the amount of \$17,000.00, with the balance of the purchase price being paid by the Cheektowaga Senior Citizen's Foundation, Inc.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-507

Accept Site Plan- 1395 George Urban Blvd.

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, St. Patrick Episcopal Church submitted a development review application for a 9,450 s.f. sand volley ball recreation area, accessory to an existing place of worship, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of June 8, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the drainage /grading plan.
2. The Town Planner reviewing/approving a photometric plan for exterior lighting.

Attachments:
location plan (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-508

Notice to Bidders for the Purchase of Copy Paper and Envelopes (Bid No. 2017-33 LAW)

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, it is in order that bids be advertised for the purchase of copy paper and envelopes for the Town; and

WHEREAS, specifications for same have been prepared by the Town Attorney's Office; NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders (BID# 2017-33 LAW) for the Purchase of Copy Paper and Envelopes, said notice to be published in the CHEEKTOWAGA BEE, and BE IT FURTHER

RESOLVED, that sealed bids will be received and opened by the Town Clerk at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall on **WEDNESDAY, OCTOBER 4, 2017 at 11:00 A.M.**



NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on **Wednesday, October 4, 2017 at 11:00 am**, at the Town Clerk's Office in the Cheektowaga Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for the purchase of copy paper and envelopes (BID# 2017-33 LAW) for all Town of Cheektowaga departments for calendar years 2017 (remainder of year) and 2018.

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

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Bid for Purchase of Copy Paper and Envelopes" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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.

Vickie L. Dankowski
Town Clerk

DATED: September 12, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-509

Authorization To Extend Time for Determination of Up State Tower Company, LLC and Buffalo-Lake Erie Wireless System's Application to Construct and Operate a Wireless Telecommunications Tower

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Up State Tower Co. LLC ("Up State"), in conjunction with Buffalo-Lake Erie Wireless Systems ("Blue Wireless"), submitted a special use permit application dated October 17, 2016 (the "Application") to the Town of Cheektowaga ("Town") for approval to construct and operate a public utility wireless telecommunications tower on the property located at 294 N. Seine Drive, Cheektowaga, New York, which is further identified as tax map number 125.07-14-34; and

WHEREAS, on November 18, 2009, the Federal Communications Commission ("FCC") issued a ruling requiring that a reviewing authority (*i.e.*, the Town) has 150 days from the date of application for a new tower to render a decision on the application (see FCC Declaratory Ruling, 24 FCC rcd. 13994, 14006 (¶ 45) (2009); and

WHEREAS, Up State and the Town acknowledge that the 150 day period within which the Town was required to complete its review of the Application and issue a determination was previously extended until June 20, 2017; and

WHEREAS, to provide Up State and Blue Wireless an opportunity to evaluate various alternate site proposals presented by the Town on May 30, 2017 concerning the location of a wireless telecommunications facility(ies) in the Town, the parties executed an agreement ("Agreement"), dated June 22, 2017, under which the parties extended the applicable review period until July 25, 2017; and

WHEREAS, Up State and the Town continue to discuss alternate site proposals, the pursuit of which will require the execution of a lease agreement with and the receipt of zoning approval from the Town for each site; and

WHEREAS, the parties acknowledge and agree that additional time is required to complete the lease and zoning processes for each alternate site agreed to by the parties, and the parties therefore wish to further extend the applicable review period until December 1, 2017; and **BE IT FURTHER**

RESOLVED, that subject to review and approval by the Town Attorney the Supervisor be and hereby is directed and authorized to execute the agreement for additional time.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-510

Authorize Supervisor to Execute Contract

Sponsored By: Councilmember Adamczyk, Supervisor Benczkowski

WHEREAS, by Town Board Resolution dated July 25, 2017 this Town Board awarded the contract for Firing Range Improvements to the D.R. Chamberlain Corporation, 50 Simonds Street, Lockport, New York 14094 for the total bid price of \$112,754.00, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby authorized and directed to execute said contract with the D.R. Chamberlain Corporation.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-511

Authorize End-of-Lease Purchase of 2014 Chevrolet Tahoe

Sponsored By: Councilmember Kaminski, Councilmember Magierski

WHEREAS, by Resolution 2013-436, adopted August 19, 2013, the Town Board awarded a bid for the purchase of a 2014 Chevrolet Tahoe vehicle for use by the Department of Emergency Services, and approved a Municipal Lease Purchase Agreement between the Town of Cheektowaga ("Town") and Lake Erie Funding, LLC ("Lake Erie") to fund purchase of same; and

WHEREAS, Section 19 of the Municipal Lease Purchase Agreement provides an End-of-Lease Purchase Option of the vehicle for \$1.00 per unit (vehicle), upon written notice, said \$1.00 to be added to the final payment as shown on Schedule "B" of the Agreement; and

WHEREAS, it makes sense economically for the Town to exercise the End-of-Lease purchase option and purchase the vehicle for the sum of \$1.00 for continued use by the Department of Emergency Services; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby approves the end-of-lease purchase of the 2014 Chevrolet Tahoe for the sum of \$1.00, said amount to be added to the final payment; and BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of the Town Board, be and hereby is authorized and directed to execute any documents necessary to effectuate this purchase; and BE IT FURTHER

RESOLVED, that funds for such payment shall be appropriated from Account number 100-1220-4008.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-512

Approve Disposal of Obsolete Mobile Devices

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town wishes to dispose of a number of various mobile devices which are broken, damaged, obsolete, unusable, have no market value and have reached end of life; and

WHEREAS, the disposal of such property is authorized by Section 64 of the Town Law of the State of New York; and

WHEREAS, RevalueTech of East Hanover, New Jersey, a purchaser of used mobile technologies company and recommended by the Town's Verizon Representative, will accept said devices and dispose of the same according to best practices and will provide the Town a Data Clear Document, NOW, THEREFORE, BE IT

RESOLVED, that the Town hereby authorizes the Director of Information Technology to send the obsolete mobile devices as they reach their end of life and dispose of the same in compliance with all applicable federal and state regulations governing the disposal; and BE IT FURTHER

RESOLVED, that subject to review and approval by the Town Attorney the Supervisor be and hereby is directed and authorized to execute any documents necessary for the proper disposal of mobile devices.

OBSOLETE MOBILE DEVICES FOR DESTRUCTION

MAKE	MODEL
SAMSUNG	SCH-U680 CONVOY 3
CASIO	C781 RAVINE 2
BLACKBERRY	UNKNOWN
MOTOROLA	DROID MINI XT1030
SAMSUNG	SM-G920V GALAXY S6 32GB
SAMSUNG	SCH-1435 GALAXY S4 MINI
SAMSUNG	SM-G900V GALAXY S5
SAMSUNG	SCH-1800 GALAXY TAB
APPLE	IPHONE6 16GB
APPLE	IPHONE5 16GB
APPLE	IPHONE4 8GB
APPLE	IPAD 32GB 3G
APPLE	IPAD 16GB 3G
APPLE	IPAD AIR 4G 16 GB

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-513

SPECIAL EVENT - John F. Kennedy High School Homecoming Parade

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by resolution dated May 1, 1995, the 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 Student Council of John F. Kennedy High School has made application to hold its Homecoming Parade on Saturday, September 23, 2017, beginning at 12:00 p.m. (parade route attached to application); and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department, Highway Department; Facilities Department and Department of Youth and Recreational Services, and has no objection to same, and

WHEREAS, due to the nature of the event, this Town Board hereby waives the following requirements: Submittal of plan for sanitary facilities;

- 1) Submittal of site plan;
- 2) Requirement that application be made at least 60 days prior to the date of the special event;
- 3) Submittal of Security Plan;
- 4) Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Student Council of John F. Kennedy High School for their Homecoming Parade to be held on Saturday, September 23, 2017 , and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660 (a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-514

SPECIAL EVENT - Cheektowaga Central High School Homecoming Parade

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, by resolution dated May 1, 1995, the 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 Cheektowaga Central School District has made application to hold its Homecoming Parade on Friday, October 6, 2017 beginning at 5:45 p.m. (parade route - Union Road, only to cross over to Zoerb and back again from South Creek); and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Cheektowaga Police Department and Highway Department, and has no objection to same, and

WHEREAS, due to the nature of the event, this Town Board hereby waives the following requirements: Submittal of plan for sanitary facilities;

- 1) Submittal of site plan;
- 2) Requirement that application be made at least 60 days prior to the date of the special event;
- 3) Submittal of Security Plan;
- 4) Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the Cheektowaga Central School District for the aforementioned Homecoming Parade to be held on Friday, October 6th, 2017, and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660 (a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-515

SPECIAL EVENT - WNY Perinatal Bereavement Network "Walk to Remember"

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, by resolution dated May 1, 1995, the Town Board adopted a Special Events policy, which requires any one 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 Perinatal Bereavement Network, Inc., has made application to hold its Annual "Walk to Remember" to pay tribute and honor children lost to perinatal loss on Sunday, October 8th, 2017 at the Lions Pavilion in Cheektowaga Town Park from 8:00 A.M. to 2:30 P.M.; and

WHEREAS, this Board has reviewed the aforementioned application, which application has been approved by the Police Department, Facilities Department and Youth and Recreational Services Department, and has no objection to same, and

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

Submittal of plan for sanitary facilities;
 Submittal of site plan;
 Submittal of Security Plan;
 Submittal of Fire Prevention/Emergency Services Plan.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the application of the Perinatal Bereavement Network Inc., for the aforementioned "Walk to Remember" to be held in Cheektowaga Town Park on Sunday, October 8th, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-516

Bonfire - JFK High School - 305 Cayuga Creek Road

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, pursuant to the Open Burning Law of the Town of Cheektowaga, the Fire Inspector reviews various applications for open fires and open burning and renders his recommendation concerning the fire safety and impact to the general public of such application, AND

WHEREAS, the Town Board, pursuant to the Open Burning Law of the Town of Cheektowaga, is designated the Approval Agency, AND

WHEREAS, since the Town Board is the Approval Agency, it must affirm, modify or reject any recommendations or permits submitted to it by the Town Fire Inspector, AND

WHEREAS, an application for a permit was submitted by JFK High School to conduct an open fire on September 22, 2017 on the property located at 305 Cayuga Creek Road, Cheektowaga, New York AND

WHEREAS, the applicant intends to maintain a small bonfire with the assistance of the Doyle 1 & Doyle 2 Fire Departments in conjunction with summer youth activities, AND

WHEREAS, the Fire Inspector has received this application and finds that all requirements have been met. And that this application is in compliance with conditions and requirement of the Town of Cheektowaga Fire Prevention Code and the Open Burning Law. He requests the Town Board approve issuance of a permit, AND

WHEREAS, this Town Board has reviewed the application submitted by JFK High School and the recommendations of the Fire Inspector, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, authorizes the Fire Inspector to issue such permit.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-517

Bonfire - Cleveland Hill High School - 105 Mapleview Road

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, pursuant to the Open Burning Law of the Town of Cheektowaga, the Fire Inspector reviews various applications for open fires and open burning and renders his recommendation concerning the fire safety and impact to the general public of such application, AND

WHEREAS, the Town Board, pursuant to the Open Burning Law of the Town of Cheektowaga, is designated the Approval Agency, AND

WHEREAS, since the Town Board is the Approval Agency, it must affirm, modify or reject any recommendations or permits submitted to it by the Town Fire Inspector, AND

WHEREAS, an application for a permit was submitted by the Cleveland Hill High School to conduct an open fire on September 22, 2017 on the property located at 71-105 Mapleview Road, Cheektowaga, New York AND

WHEREAS, the applicant intends to maintain a small bonfire with the assistance of the Cleveland Hill Fire Department in conjunction with summer youth activities, AND

WHEREAS, the Fire Inspector has received this application and finds that all requirements have been met. And that this application is in compliance with conditions and requirement of the Town of Cheektowaga Fire Prevention Code and the Open Burning Law. He requests the Town Board approve issuance of a permit, AND

WHEREAS, this Town Board has reviewed the application submitted by the Cleveland Hill High School and the recommendations of the Fire Inspector, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, authorizes the Fire Inspector to issue such permit.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-518

Bonfire - Cheektowaga Central High School - 3600 Union Road

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, pursuant to the Open Burning Law of the Town of Cheektowaga, the Fire Inspector reviews various applications for open fires and open burning and renders his recommendation concerning the fire safety and impact to the general public of such application, AND

WHEREAS, the Town Board, pursuant to the Open Burning Law of the Town of Cheektowaga, is designated the Approval Agency, AND

WHEREAS, since the Town Board is the Approval Agency, it must affirm, modify or reject any recommendations or permits submitted to it by the Town Fire Inspector, AND

WHEREAS, an application for a permit was submitted by Cheektowaga Central High School to conduct an open fire on October 3, 2017 with a rain date of October 4, 2017 on the property located at 3600 Union Road, Cheektowaga, New York AND

WHEREAS, the applicant intends to maintain a small bonfire with the assistance of the Forks Fire Department in conjunction with summer youth activities, AND

WHEREAS, the Fire Inspector has received this application and finds that all requirements have been met. And that this application is in compliance with conditions and requirement of the Town of Cheektowaga Fire Prevention Code and the Open Burning Law. He requests the Town Board approve issuance of a permit, AND

WHEREAS, this Town Board has reviewed the application submitted by Cheektowaga Central High School and the recommendations of the Fire Inspector, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board, authorizes the Fire Inspector to issue such permit.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-519

Youth & Recreation Transfers

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred effective immediately:

From Seasonal to Regular Part-time - Lifeguard - 7180.1903 - \$10.70

- Rachel Blake
- Ryan Blake
- Charlotte Foxe
- Sydney Gennocro
- Zachary Jones

From Seasonal to Regular Part-time - Lifeguard "Senior" - 7180.1903 - \$10.91

Kevin Lopez-Rodriguez

Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the reading of names for the following Resolutions: 2017-519, 2017-520. Motion Carried.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-520

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individuals be and hereby are hired as **SEASONAL EMPLOYEES**, not to exceed five (5) months in a calendar year, in the various departments listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 9/18/17
 Brenden T. Horton, Cheektowaga, New York
 Gabriel B. Foster, Cheektowaga, New York
 Steven J. Gillenwater, Cheektowaga, New York
 Christopher J. Kelley, Cheektowaga, New York
 Ryan Baczkiewicz, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal employee be transferred to part-time status:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 9/18/17
 Keith M. Pignatora, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT
 Richard J. Schrueler effective 6/22/17

SEWER MAINTENANCE
 Daniel M. Wierzba effective 8/24/17
 Eric R. Cartenuto effective 8/15/17
 Sean Ross effective 9/4/17

FACILITIES DEPARTMENT
 Donovan A. Boshier effective 8/19/17
 Tyler D. Petroski effective 8/6/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-521

Appointment of Clerk (Temporary) Building & Plumbing Department/Garrett M. Pyc

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a temporary full-time Clerk vacancy exists in the Building and Plumbing Department; AND

WHEREAS, Garrett M. Pyc, currently employed as a part-time Clerk in the Building and Plumbing Department, meets all the necessary qualifications for temporary full-time appointment; NOW, THEREFORE, BE IT

RESOLVED, that Garrett M. Pyc of Cheektowaga, New York, be and hereby is appointed to the temporary position of full-time Clerk in the Building and Plumbing Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective September 13, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-522

Appointment of Administrative Clerk (Provisional) Building & Plumbing Department/Judith A. Smith

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Administrative Clerk in the Building and Plumbing Department; AND

WHEREAS, notice of said 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, no full-time employee bid on said vacancy; AND

WHEREAS, said job title is in the competitive class of civil service; AND

WHEREAS, both the town and county-wide civil service lists for said title were canvassed; AND

WHEREAS, both lists were invalidated; AND

WHEREAS, Judith A. Smith applied for said vacancy and meets all of the necessary qualifications for provisional appointment; NOW, THEREFORE, BE IT

RESOLVED, that Judith A. Smith of Cheektowaga, New York, be and hereby is appointed to the provisional position of Administrative Clerk in the Building and Plumbing Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective September 18, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-523

Appointment of Motor Equipment Operator - B (Non-Competitive/Permanent) Sanitation Department/David P. Saskowski

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, David P. Saskowski was appointed by this Town Board to the position of Electrician at the Town Board Meeting of August 8, 2017 effective August 9, 2017; AND

WHEREAS, Mr. Saskowski has been unable to perform the physical demands of the Electrician position; AND

WHEREAS, Mr. Saskowski's former position as Motor Equipment Operator - B in the Sanitation Department has not been filled; AND

WHEREAS, this Town Board desires to transfer Mr. Saskowski back to his former position as Motor Equipment Operator - B in the Sanitation Department; NOW, THEREFORE, BE IT

RESOLVED, that David P. Saskowski be and hereby transferred to his former position as Motor Equipment Operator - B in the Sanitation Department effective September 13, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-524

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, an Interview and Interrogation for Cyber Investigations Course is being held September 11, 2017 through September 15, 2017, in Huntsville, Alabama; AND

WHEREAS, Detective Joseph Crean has been recommended to attend said course; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there shall be no cost incurred to the Town; NOW, THEREFORE, BE IT

RESOLVED, that Detective Joseph Crean be and hereby is authorized to attend the Interview and Interrogation for Cyber Investigations Course being held September 11, 2017, through September 15, 2017, in Huntsville, Alabama.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-525

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a seminar entitled Basic Mobile Device Investigations (BMDI) is being held December 10, 2017, through December 15, 2017, in Huntsville, Alabama; AND

WHEREAS, Detective James Genson has been recommended to attend said seminar; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there shall be no expense incurred by the Town; NOW, THEREFORE, BE IT

RESOLVED, that Detective James Genson be and hereby is authorized to attend the seminar entitled Basic Mobile Device Investigations (BMDI) being held December 10, 2017, through December 15, 2017, in Huntsville, Alabama.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Suspension of Rules

Motion by Councilmember Hammer, Seconded by Councilmember Kaminski to waive the rules to include the following Resolutions: 2017-526, 2017-527. Motion Carried.



1. RESOLUTION 2017-526

Appointment of Laborer (Labor/Temporary) Sanitation Department

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, a temporary vacancy exists in the title of Laborer in the Sanitation Department; AND

WHEREAS, notice of said 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, no bargaining unit member bid on said vacancy; AND

WHEREAS, Robert Pikuzinski, bid on said position and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Robert Pikuzinski of Cheektowaga, New York, be and hereby is appointed to the temporary position of Laborer in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective September 13, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-527

Purchase and Installation of Computer Software for Assessor's Office

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, the Town of Cheektowaga is in need of a computer software program to better manage the field work process in the Assessor's Office, and

WHEREAS, the development of this computer software involves specialized skills and expertise in computer programming and, as such, is not subject to competitive bidding, and

WHEREAS, Systems Development Group, Inc. (hereinafter referred to as "SDG") has submitted a proposal to the Town of Cheektowaga for such a software program, equipment cost and system support and training at a cost of \$4,750.00, and

WHEREAS, the proposal submitted by SDG is unique and was created to be specific to the needs of the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the proposal submitted by SDG and hereby authorizes and directs the Supervisor to sign the same on behalf of the Town, and BE IT FURTHER

RESOLVED, that moneys for said computer software program and training proposal shall be appropriated from budget line item as to be determined by Brain Krause, Director of Administration and Finance.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: July 2017**
2. **Minutes: Cheektowaga Planning Board - August 9, 2017**

B. General Communications

1. **Notice of Claim: Laurence Burroughs vs. Town of Cheektowaga**
2. **Notice of Claim: Jean Felber vs. Town of Cheektowaga**
3. **Notice of Claim: Alafias O. Satcher vs. Town of Cheektowaga**
4. **Summons and Complaint: U.S. Bank National Association vs. Lino Olivieri. Town of Cheektowaga Etal Premises: 26 Jean Terrace**

XII. Comments

A. Supervisor's Comments

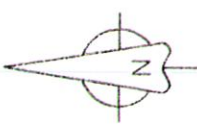
B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Adjournment

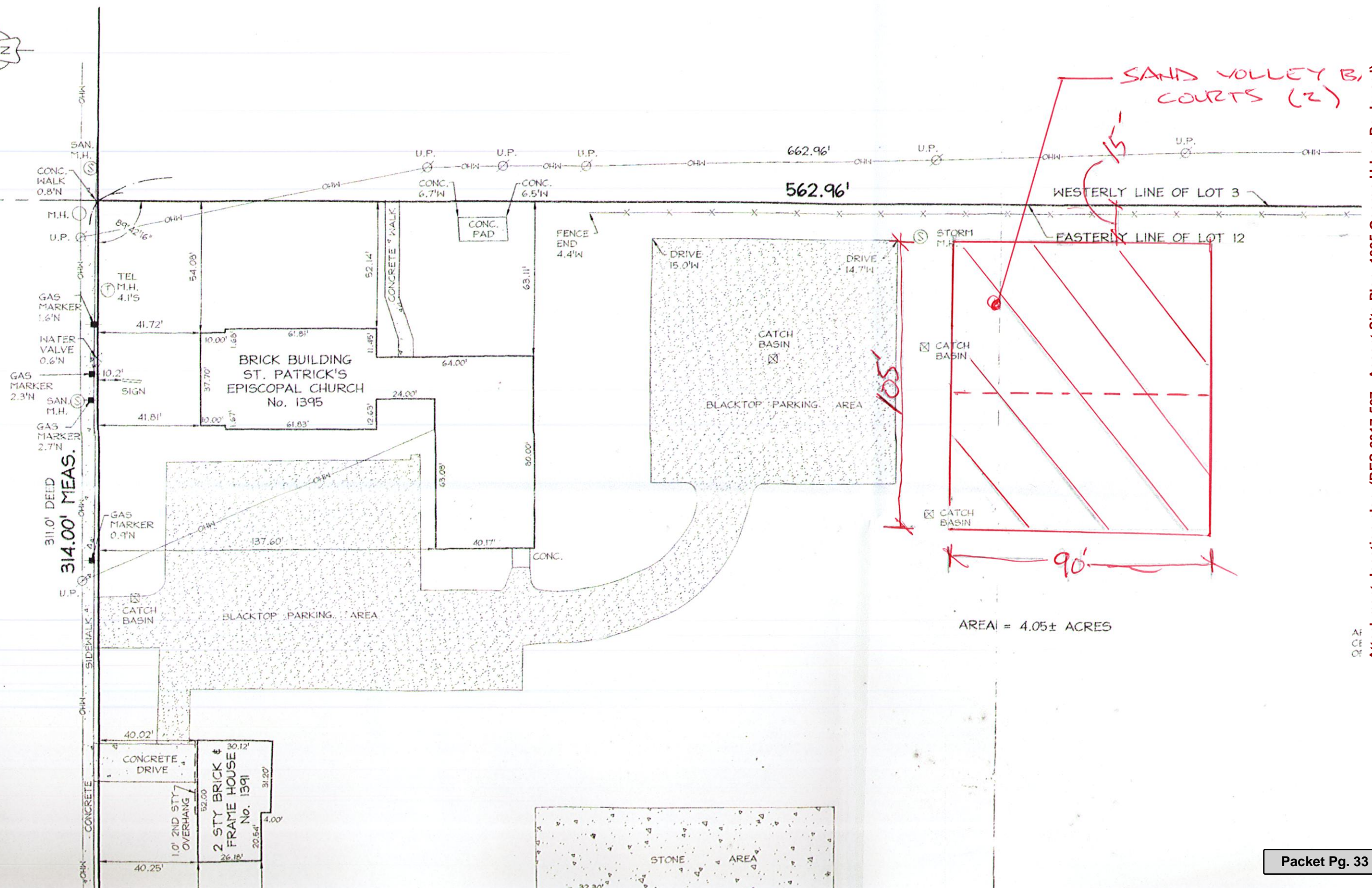
Motion by Councilmember Adamczyk, Seconded by Councilmember Hammer to adjourn the meeting at 8:20 PM. Motion Carried.



BOULEVARD

(WIDTH VARIES)

URBAN



AREA = 4.05± ACRES

Attachment: location plan (RES-2017-507 : Accept Site Plan- 1395 George Urban Boulevard)



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, September 26, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on September 26, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Excused	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Excused	

2. Additional Attendees

Raymond Bobeck, General Crew Chief, Sewer Department
Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
John Jaroszewski, General Crew Chief, Parks Division
Stanley Kaznowski, III, Planning Board Chairman
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Jill Oxley, Assessor
Kerry Peek, Senior Services Director
John Dudziak, Town Attorney
Mark Wegner, Highway Superintendent

V. Recognition

VI. Approve Minutes

Motion by Councilmember Meyers, Seconded by Councilmember Hammer to approved the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Presentation

Budget Advisory Committee

IX. Resolutions



1. RESOLUTION 2017-528

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1410.4431	Equipment Maintenance	\$1,500.00
	100.7310.1901	Regular Payroll	4,174.00
	100.1355.4411	Petition Filing Refunds	500.00
	100.7310.1971.1811	Conservation Corps. Supervisors	6,000.00
	100.7310.1971.1811	Conservation Corps. Supervisors	6,000.00
	100.7310.1971.1811	Conservation Corps. Supervisors	5,000.00
	100.7140.1971.1646	Sports Camps	3,500.00
	100.7140.1971.1632	Dartwood Camp Salaries	1,841.00
	100.7180.1971.1901	Bathhouse Attendants	1,000.00
	100.3120.4321	Data Processing Services	3,350.00
TO:	100.1410.4001	Office Supplies	\$1,500.00
	100.7310.4475	Consultants	4,174.00
	100.1355.4082	Seminars, Memberships, Training	500.00
	100.7180.1971.1902	Supervisors-Pool	6,000.00
	100.7180.1971.1903	Lifeguard-Pool	6,000.00
	100.7310.1971.1816	Youth Conservation Corps.-Regular	5,000.00
	100.7140.1971.1636	Soccer Salaries	3,500.00
	100.7140.1971.1624	Polish Festival Support	1,841.00
	100.7310.1971.1814	Teen Center Initiative	1,000.00
	100.3120.4510	Urgent Outsourced Services	3,350.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



2. RESOLUTION 2017-529

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to September 26, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$2,990,308.81
RISK RETENTION FUND	1,064,991.23
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	180,539.50
SPECIAL DISTRICTS FUND	855,124.17
HIGHWAY FUND	495,940.24
CAPITAL FUND	882,872.15
TRUST & AGENCY FUND	11,877.95
HUD CDBG FUND	188,896.14
PART TOWN FUND	115,835.74
NYS AFFORDABLE HOUSING	0.00
	\$6,786,385.93

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



3. RESOLUTION 2017-530

Award of Contract for the Removal of Dangerous Conditions at 95 Pinehurst Avenue

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga Law for the Administration and Enforcement of the Codes of New York State; and the Property Maintenance Code of New York State require that all vacant structures and premises thereof or vacant land shall be maintained in clean, safe, secure and sanitary condition so as not to cause a blighting problem or adversely affect the public health or safety and all nuisances abated, AND

WHEREAS, the Town of Cheektowaga has received notification of an unsafe tree on the premises located at 95 Pinehurst Avenue, Cheektowaga, New York SBL# 91.19-3-43 that is a danger to the safety of others, and records kept by the Assessor's Office identify Messrs. Thomas and William Maurman, 95 Pinehurst Avenue, Cheektowaga, New York 14225, as the owners AND

WHEREAS, an inspection of such premises was conducted at 95 Pinehurst Avenue on September 20, 2017 by the Housing and Neighborhood Preservation Office, AND

WHEREAS, such inspection found the premises to be a hazard, and a danger to the safety and wellbeing of others, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office properly notified the property owners in accordance with the Town of Cheektowaga Law for the Administration and Enforcement of the Codes of New York State, and the owners failed to take actions to safeguard the premises, AND

WHEREAS, these conditions require the Town of Cheektowaga Housing and Neighborhood Preservation Office to take immediate steps to safeguard the premises to protect the health and safety of others and abate all nuisances and that pursuant to Section 70-31D and Section 70 of the Town of Cheektowaga Law for the Administration and Enforcement of the Codes of New York State that the property yard be kept clean and free of hazards. Where the presence of a dead, dying, diseased and/or distressed tree(s) are apparent, they shall be removed and the land brought back to a safe condition and insure that the premises be safeguarded and all nuisances abated; and all costs incurred be assessed against the property hereinbefore described, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office issued a Request for Proposals to nine (9) professional tree removal companies for tree removal at 95 Pinehurst Avenue, AND

WHEREAS, one (1) proposal was received, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office reviewed the proposal, AND

WHEREAS, the Town of Cheektowaga Housing and Neighborhood Preservation Office

has recommended that The Davey Tree Expert Company be retained based on its proposal of \$1,250.00, NOW, THEREFORE, BE IT

RESOLVED, that the proposal of The Davey Tree Expert Company, 1200 Commerce Parkway, Lancaster, NY 14086 for tree removal services at 95 Pinehurst Avenue be hereby approved and accepted; AND BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized to sign any contract or other document that may be necessary for said work to proceed, subject, however, to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



4. RESOLUTION 2017-531

Approve Purchase of One (1) 2017 Ford F250 Pickup

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, The Highway Department has requested authorization to purchase One (1) 2017 Ford F250 Pickup, AND

WHEREAS, purchase is being made off of New York State OGS Contract #PC66774, AND

WHEREAS, the Highway Department has requested authorization to purchase One (1) 2017 Ford F250 Pickup off the New York State OGS contract # PC66774 for use by the Superintendent of Highway, AND

WHEREAS, funds for said purchase have been budgeted and are available under account number 300-5130-2407, NOW THEREFORE BE IT

RESOLVED, that the Town Board hereby authorize to purchase One (1) 2017 Ford F250 Pickup in the amount of \$42,175.32 from:

Delacy Ford
3061 Transit Road
P.O. Box 437
Elma, NY 14059-0437

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



5. RESOLUTION 2017-532

Authorize the Purchase of Technical Desktop Services Software

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town currently utilizes Technical Desktop Services software from BMC Software, Inc., specifically designed for Information Technology Departments to provide Help Desk Support for Town departments; and

WHEREAS, an upgrade to a new system through Freshdesk is necessary and cost effective and will provide enhanced and highly efficient components within a new system which will be hosted by Freshworks, Inc.; and

WHEREAS, since this new computer software system and maintenance involve professional services, they are exempt from competitive bidding under New York State law; and

WHEREAS, this purchase will enable the Town's Technology Department to better track and manage desktop support functions; and

WHEREAS, Freshworks, Inc., is based on a monthly user fee of \$350/mo.; and

WHEREAS, funds are available for said purchase; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby authorizes the purchase of the aforesaid software, together with ancillary services as more particularly stated on the website of Freshworks, Inc.; and BE IT FURTHER

RESOLVED, that funding for said purchase shall be appropriated from budget line item 100.1680.4434; and BE IT FURTHER

RESOLVED, that the Director of Information Technology be and hereby is authorized and directed to set up the Freshdesk Account with Freshworks, Inc. subject to approval by the Supervisor and the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



6. RESOLUTION 2017-533

Call for Public Hearing - Rezoning Request 3535 Genesee Street

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Tyler Cooper of Dent Pro Buffalo, LLC has made application with the permission of the land owner and requested the rezoning of 3535 Genesee Street from CM - General Commercial to MS- Motor Service District to permit the conversion of an existing lawful nonconforming motor repair garage to a collision repair facility, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on October 10, 2017 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the 10th day of October, 2017 at 7:00 P.M., of said day for the purpose of considering the application of:

Dent Pro Buffalo, LLC

For the rezoning of 3535 Genesee Street from CM - General Commercial to MS- Motor Service District to permit the conversion of an existing lawful nonconforming motor repair garage to a collision repair facility.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI,
TOWN CLERK



All that tract or parcel of land situate in the Town of Cheektowaga, County of Erie, State of New York, and is more particularly described as follows;

being part of Lot 18, Township 11 and Range 7 of the Holland Land Company's Survey, and according to map filed in the Erie county Clerk's Office under Cover number 1260 as being subdivision lots number 18, 19, and 20 more particularly described as follows:

BEGINNING at the point in the south line of Sublot 20 of said Cover Number 1260 at the southwest corner of lands appropriated by the State of New York as shown on Map 15 Parcel 130 and filed in the Erie County Clerk's Office in Liber 9002 of deeds at page 105;

THENCE S 88°33'50" W a distance of 101.28 feet to the southwest corner of Sublot 18;

THENCE N 01°26'10" W along the westerly line of said Sublot 18 a distance of 116.80 feet to the southwest corner of lands appropriated by the State of New York as shown on Map 233 Parcel 270;

THENCE N 75°02'50" E along said appropriation as shown on Map 233 Parcel 270 a distance of 66.75 feet to a point on the southwest line of aforementioned appropriation as shown on Map 105 Parcel 130;

THENCE S 52°57'16" E along the southwest line of said Parcel 130 a distance of 52.81 feet

THENCE southerly along a curve to the left with a radius of 11409.16 feet and arc length of 99.66 feet to the point of beginning containing 0.29 acres more or less.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



7. RESOLUTION 2017-534

Call for Public Hearing - Rezoning Request 2224,2228 & 2240 Old Union Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Depaul Properties, Inc. has made application and requested the rezoning of 2224, 2228 and 2240 Old Union Road from CF - Community Facilities and M1- Light Manufacturing to RA- Apartment District for the construction of two (40) unit apartment buildings and a (15) unit addition to an existing apartment building, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on October 10, 2017 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the 10th day of October, 2017 at 7:00 P.M., of said day for the purpose of considering the application of:

Depaul Properties, Inc.

For the rezoning of 2224, 2228 and 2240 Old Union Road from CF - Community Facilities and M1- Light Manufacturing to RA- Apartment District for the construction of two (40) unit apartment buildings and a (15) unit addition to an existing apartment building.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI,
TOWN CLERK



All that tract or parcel of land situate in the Town of Cheektowaga, County of Erie, State of New York, and is more particularly described as follows;

Beginning at a point on the northwesterly right-of-way line of Old Union Road, said point being the intersection formed by the said right-of-way of Old Union Road and the south line of Town Lot 88 and being further described as being the southeast corner of a parcel of land conveyed to DePaul Properties, Inc. in a deed filed in the Erie County Clerks' Office, Liber 10970 of

Deeds, Page 8956,

thence, Northeasterly forming an interior angle of 133°32'02" along the northwest right-of-way line of Old Union Road a distance of 512.72 feet to a point, thence, Northwesterly forming an interior angle of 90°00'00" a distance of 192.06 feet to a point, thence, Westerly forming an interior angle of 136°24'35" a distance of 500.00 feet to a point, thence, Southerly forming an interior angle of 90°00'00" a distance of 87.79 feet to a point, thence, Southeasterly forming an interior angle of 117°37'55" a distance of 194.50 feet to a point, thence, Southerly forming an interior angle of 225°51'30" a distance of 105.50 feet to a point, thence, Southwesterly forming an interior angle of 240°06'00" a distance of 176.38 feet to a point, thence, Southerly making an interior angle of 136°27'58" a distance of 96.68 feet to a point, thence, Easterly making an interior angle of 90°00'00" a distance of 205.00 feet to the point and place of beginning.

Intending to describe a parcel of land situated on the northwesterly side of Old Union Road, containing 4.465± acres of land to the right-of-way, Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



8. RESOLUTION 2017-535

Call for Public Hearing for Community Development Funds

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga is eligible to receive funding from the Department of Housing and Urban Development under the Community Development Block Grant and HOME Investment Partnerships Programs for the 2018 Program Year, 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 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, to identify additional proposed activities, and to review program performance during the previous program year, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on October 10, 2017 at 7:00 P.M. at Cheektowaga Town Hall, 3301 Broadway at Union Road, Cheektowaga, NY 14227 for the above stated purpose, and BE IT

FURTHER RESOLVED, that a public notice of such public hearing be published in the Cheektowaga Bee.



Notice of Public Hearing
Town of Cheektowaga FY 2018 Annual Plan
Community Development Block Grant/HOME Programs

A Public Hearing will be held on Tuesday, October 10, 2017 at 7:00 P.M. at Cheektowaga Town Hall, 3301 Broadway, Cheektowaga, New York, regarding the Town of Cheektowaga's FY 2018 Annual Plan for the Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Programs.

The amount of CDBG and HOME funding for which the Town will be eligible next year has not yet been determined by the Department of Housing and Urban Development (HUD). In 2017, the Town received \$910,260 in CDBG funds and \$191,983 in HOME funds. The purpose of the hearing is to solicit the views of citizens, public agencies and other interested parties on housing and community development needs throughout the Town, develop proposed activities and to review program performance of the Town's Community Development Program. A complete listing of eligible activities can be obtained from the Town's Community Development Office at the address listed below. Funded eligible activities have included the rehabilitation of residences owned by low-income residents,

services to seniors and low-income youth, as well as counseling for homebuyers, those at risk for foreclosure, financial education, police foot patrols in low-income neighborhoods, and capital improvements in low-income neighborhoods.

Residents of low income neighborhoods and all citizens of the Town and Villages are encouraged to participate and express their views on the use of funds and activities that may be carried out with program funds. Although not likely, CDBG or HOME funded activities may result in displacement. In the event displacement due to CDBG or HOME funded activities occurs, relocation assistance will be provided in conformity with the requirements of the Uniform Relocation Act of 1970, implementing regulations in 24 CFR Part 42, and regulations governing the CDBG program at 24 CFR 570.606.

Upon prior request, an interpreter will be made available at the hearing to sign for the hearing impaired. Please contact the Cheektowaga Community Development Office (716-897-7200) seven (7) days prior to the hearing if you need such special arrangements or have language issues which need to be addressed. The hearing location is accessible to the physically disabled. Written comments may be submitted to the Town of Cheektowaga Office of Community Development, 275 Alexander Avenue, Cheektowaga, New York, 14211.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



9. RESOLUTION 2017-536

Notice to Bidders - Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Road Cured-in-Place Linings, Sewer Shed #1 (Bid #2017-34)

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Road Cured-in-Place Linings in Sewer Shed #1, AND

WHEREAS, the Engineering Department has prepared specifications for same, 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 said Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Road Cured-in-Place Linings in Sewer Shed #1, (Bid #2017-34) said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 18th day of October at 11:00 am at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on October 18, 2017 at 11:00 A.M. at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York, for Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs, and Mt. Vernon Cured-in-Place Linings in Sewer Shed #1 (Bid #2017-34) in the Town of Cheektowaga.

Information for bidders and specifications may be examined at the Town Clerk's Office, Town Hall, 3301 Broadway, Cheektowaga, New York 14227. Copies may be purchased from the Town Clerk's Office upon payment of \$50.00 in the form of one (1) check made payable to the Town of Cheektowaga for each copy requested. Any bidder returning such specifications in good condition within ten (10) business days following the bid opening will be refunded the full amount of the deposit. The deposit will not be refunded for non-bidders. Material suppliers and anyone returning the Specifications before the bid opening will be classified as non-bidders. Any bidders requesting more than one (1) set of specifications may purchase the excess, but it is understood that these are non-refundable.

Proposals shall be submitted in a sealed envelope, plainly marked on the outside "Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Cured-in-Place Linings in Sewer Shed #1" and submitted to the Town Clerk prior to bid opening.

The work shall be completed within 120 calendar days, to begin five (5) days after the "Notice to Proceed" has been issued.

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

The Town Board reserves the right to 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.

Vickie Dankowski
Town Clerk

DATED: September 26, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



10. RESOLUTION 2017-537

Negative SEQR Declaration - 4714,4720 & 4728 Transit Road Woodside Villas Apartments

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, an application was submitted by Young Development Inc. with the permission of the land owners, David E. Knauss and Gene Di Rosa for the rezoning of 4714, 4720 and 4728 Transit Road from NS- Neighborhood Services to RA- Apartment District for the construction of four (4) ten unit apartment buildings, AND

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the SEQRA Lead Agency, AND

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

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the rezoning request and site plan at their meetings of July 13 th and September 14th, 2017 respectively, AND

WHEREAS, the Town of Cheektowaga Traffic Safety Commission has reviewed the subject project and has offered its review comments, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on August 30, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



11. RESOLUTION 2017-538

Negative SEQR Declaration - 1753 Walden Avenue Chick -fil-A, Inc.

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, a development review application and special use permit request was submitted by Chick -fil-A, Inc. for the redevelopment of an existing vacant restaurant at 1753 Walden Avenue, AND

WHEREAS, the site redevelopment includes the demolition of the existing restaurant / above ground improvements and the construction of a new 5,000 + s.f. restaurant with an accessory drive thru window for which a special use permit must be approved, AND

WHEREAS, the Town Board, pursuant to the Environmental Impact Review Ordinance of the Town of Cheektowaga, is designated the SEQRA Lead Agency, AND

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

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the special use permit and site plan at their meeting of August 9, 2017, AND

WHEREAS, the Town of Cheektowaga Traffic Safety Commission has reviewed the subject project and has offered its review comments, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on August 30, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



12. RESOLUTION 2017-539

Accept Site Plan- 4714,4720 & 4728 Transit Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Young Development, Inc. submitted a development review application for the rezoning of 4714, 4720 and 4728 Transit Road from NS- Neighborhood Services to RA-apartment District for the construction of four (4) ten unit apartment buildings, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of September 14, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the drainage grading plan.
2. The Town Planner reviewing/approving the final landscaping plan and photometric plan for exterior lighting.
3. The applicant providing a jurisdictional determination from the US Army Corps of Engineers (USACOE) for the wetlands identified prior to any site disturbance.
4. The applicant provide monies in lieu of replacement trees for those trees which will not be re-planted on a 1 for 1 basis.

Attachments:
site plan (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



13. RESOLUTION 2017-540

Accept Site Plan- 1753 Walden Avenue Chick - fil- A, Inc.

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Chick-fil-A, Inc. submitted a development review application for the re-development of 1753 Walden Avenue, which includes the demolition of an existing 7,500 s.f. restaurant and the construction of a new 5,000 + s.f. restaurant with an accessory drive thru window, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of August 9, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the drainage grading plan.
2. The Town Planner reviewing/approving the final landscaping plan and photometric plan for exterior lighting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



14. RESOLUTION 2017-541

Approval of Rezoning - 4714,4720 & 4728 Transit Road Young Development, Inc.

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Young Development Inc. has made application with the permission of the land owners, David E. Knauss and Gene Di Rosa and has requested the rezoning of 4714, 4720 and 4728 Transit Road from NS- Neighborhood Services to RA- Apartment District for the construction of four (4) ten unit apartment buildings , AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 22nd, day of August, 2017 at 7:00 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, this Town Board previously issued a Negative Declaration under SEQRA and the Town Environmental Impact Review Ordinance for this rezoning, NOW, THEREFORE, BE IT

RESOLVED, that the application of Young Development Inc. for the rezoning of 4714, 4720 and 4728 Transit Road from NS- Neighborhood Services to RA- Apartment District as further described in the attached legal description is the same is hereby approved, and BE IT FURTHER

RESOLVED, that the applicant has offered the following condition of this approval, which this Town Board accepts, as it provides a visual and aesthetic buffer to the adjacent less intensive residential land uses to the west and further protects beneficial natural resources identified by the Town as important to the entire community:

1. *The westernmost seventy feet (70') of the Project Site as depicted on the Concept Plan prepared by Carmina Wood Morris DPC [Drawing C-100 - Date: 08/15/17] shall be designated as Permanent Open Space that shall not be developed or utilized as principal buildings, accessory buildings, roadway(s) or parking spaces and with the exception of the removal of dead or diseased trees within the Permanent Open Space, the existing mature trees within the Permanent Open Space shall be preserved. Construction activities within the Permanent Open Space shall be prohibited. In order to ensure the permanent protection of the Permanent Open Space, a Declaration of Restrictions Declaration of Restrictions shall be recorded at the Erie County Clerk's Office once the Project Sponsor closes on the purchase of the Project Site. The content of the Declaration of Restrictions shall be reviewed and approved by the Town Attorney's Office before the Declaration of Restrictions is recorded at the Erie County Clerk's Office. A recorded copy of the Declaration of Restrictions and the recording receipt shall be provided to the Town Attorney's Office, the Building Department, the Town Clerk's Office and the Town Board immediately upon recording at the Erie County Clerk's Office.*

And BE IT FURTHER,

RESOLVED, that any future additions to the development or site plan must be resubmitted to the Town Board to determine whether the addition is substantially in agreement with the intent of this rezoning and site plan approval, and BE IT FURTHER

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



LEGAL DESCRIPTION

All that tract or parcel of land situate in Town of Cheektowaga, County of Erie, and State of New York, being part of Lot Number 42, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

Beginning at a point in the center line of Transit Road, said center line being the east line of Lot Number 42, at a point 225.0 feet north of the south line of Lot Number 42; Thence westerly along a line parallel to the south line of said Lot, a distance of 50.01 to the True Point and Place of Beginning said point being on the westerly line of Transit Road; Thence continuing westerly along a line parallel to the south line of said Lot, a distance of 384.55 feet to the southeasterly corner of lands on map file in Erie County Clerk's Office under Cover Number 2273; Thence northerly along the easterly line of said subdivision map, a distance of 549.20 feet to a point; Thence easterly along the southerly line of said subdivision map, a distance of 385.0 feet to a point on the westerly line of Transit Road; thence southerly and along the westerly line of Transit Road, a distance of 547.87 feet to the point and place of beginning; Parcel containing 4.845 acres of land, more or less.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



15. RESOLUTION 2017-542

Approve Special Permit - 1753 Walden Avenue

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

APPROVE SPECIAL USE PERMIT- 1753 WALDEN AVENUE

WHEREAS, Chick-fil-A, Inc., pursuant to Section 260-47.1C of the Zoning Law of the Town of Cheektowaga, has submitted a development review application and requested a Special Use Permit to construct an accessory drive thru window for a proposed restaurant at 1735 Walden Avenue, AND,

WHEREAS, a public hearing was held before the Cheektowaga Town Board on the 12th day of September, 2017 at 7:00 pm of said day for the purpose of considering said application for the Special Use Permit, after publication and service of the notices required by the provisions of the 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 recommended approval of this Special Use Permit; and

WHEREAS, this Town Board previously issued a Negative Declaration under SEQRA for this project; NOW, THEREFORE BE IT

RESOLVED, that the aforesaid Special Use Permit be and hereby is granted.

LEGAL DESCRIPTION FOR SPECIAL USE PERMIT

ALL THAT TRACT OR PARCEL OF LAND, situate, lying and being in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot 24, Township 11, Range 7 of the Holland Land. Company's Survey and more particularly bounded and described as follows:

Beginning at a point in the southerly line of lands taken by the State of New York for the "Walden Avenue Extension" as described in Notice of Appropriation recorded in Erie County Clerk's Office in Liber 4614 of Deeds at page 504, said point being the intersection formed by said southerly line of Walden Avenue with the division line between the lands now or formerly of the lands of TFM of NY, LLC (Book 11112, Page 8050 on the west and the lands now or formerly of Team R n' B New York, LLC (Book 11115, page 9324) on the east; Thence from said point of beginning and along said division line, the following four courses: 1) South 00° 00' 00" E a distance of 199.29 feet to a point; 2) South 90°00' 00" E a distance of 77.00 feet to a point; 3) South 67°20' 56" E a distance of 66.53 feet to a point and 4) South 90°00' 00" E a distance of 111.50 feet to a point in the westerly line of Anderson Road being 60 feet wide as conveyed to Town of Cheektowaga by Deed recorded in Erie County Clerk's Office in Liber 6222 of Deeds at page 699; thence along the same North 00° 00' 00" E a distance of 192.91 feet to a point; thence along the lands appropriated by the State of New York (Liber 11300, page 9181), the following four courses: 1) South 89°59'31" West, 5.02 feet to a point; 2) North

09°11'44" West, 53.42 feet to a point; 3) North 19°50'03" West, 40.33 feet to a point and 4) North 71°22'21" West, 17.42 feet to a point; thence in a easterly direction and along the aforesaid southerly line of Walden Avenue, the following two courses: 1) South 69°00'49" West, 100.74 feet to a point and 2) South 75°54' 11" W a distance of 115.57 feet to the point or place of beginning, containing 1.394 acres, more or less.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



16. RESOLUTION 2017-543

Supervisor's Proclamation of November 25, 2017 as Small Business Saturday

Sponsored By: Benczkowski, Rogowski, Kaminski, Hammer, Meyers

WHEREAS, the Town of Cheektowaga celebrates our local small businesses and the contributions they make to our local economy and community; according to the United States Small Business Administration, there are currently 28.8 million small businesses in the United States, they represent 99.7 percent of all businesses with employees in the United States, are responsible for 63 percent of net new jobs created over the past 20 years, and

WHEREAS, small businesses employ 48 percent of the employees in the private sector in the United States; and

WHEREAS, on average, 33 percent of consumers' holiday shopping will be done at small, independently-owned retailers and restaurants; and

WHEREAS, 91% of all consumers believe that supporting small, independently-owned restaurants and bars is important; and

WHEREAS, 76% of all consumers plan to go to one or more small businesses as part of their holiday shopping; and

WHEREAS, the Town of Cheektowaga supports our local businesses that create jobs, boost our local economy and preserve our neighborhoods; and

WHEREAS, advocacy groups as well as public and private organizations across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga does hereby proclaim November 25, 2017 as:

SMALL BUSINESS SATURDAY

AND, urge the residents of our community and communities across the country to support small businesses and merchants on Small Business Saturday and throughout the year.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



17. RESOLUTION 2017-544

Authorize Supervisor to Execute Lease Agreement with Buffalo WVP Associates, LLC for the Use of Two Parking Spaces

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the New York State Energy Research and Development Authority ("NYSERDA") operates the Clean Energies Communities Program to encourage local governments to take action to improve the environment and reduce energy consumption, and

WHEREAS, NYSERDA has identified ten high-impact actions that local governments can take to save money, foster a vibrant economy and improve the environment; by completing four of the ten high-impact actions, a local government can earn the Clean Energy Community designation as well as become eligible for a grant up to \$250,000 per municipality, and

WHEREAS, the Town of Cheektowaga is interested in obtaining the Clean Energy Community designation, and obtaining grant funds through NYSERDA, and

WHEREAS, Energetics Incorporated has partnered with Clean Communities of Western New York and Plug-In-Stations Online to make electric vehicle charging stations available to eligible municipalities, and

WHEREAS, the Town Board has accepted an electric vehicle charging station from Energetics Incorporated to assist us in becoming a Clean Energy Community (Resolution 2017-364), and

WHEREAS, there is a need for two parking spaces at the Electric Vehicle Charging Station Host Site, and

WHEREAS, Buffalo WVP Associates, LLC has offered to provide two parking spaces located at Cabela's Crossing, Walden Avenue at no cost to the Town of Cheektowaga through June 30, 2022, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Lease Agreement between Buffalo WVP Associates, Inc. and the Town of Cheektowaga for the non-exclusive right to use two (2) existing parking spaces located at Cabela's in accordance with the Electric Vehicle Charging Station Host Site Agreement with Energetics Incorporated.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



18. RESOLUTION 2017-545

Authorize Supervisor to sign Proposal with Popli Design Group for Professional Services for Firing Range Improvements

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, at a Town Board Meeting held on July 25, 2017, the contract for Firing Range Improvements was awarded by the recommendation from Popli Design Group, Project Engineers, AND

WHEREAS, Popli Design Group has submitted a proposal for Professional Engineering Services for the duration of the project, including the coordination of special inspections as required by the New York State Department of State, Division of Code Enforcement & Administration, NOW, THEREFORE, BE IT

RESOLVED, that Popli Design Group, Project Engineers, 374 Delaware Avenue, Suite 306, Buffalo, New York 14202 be retained for the provision of professional services throughout the duration of the project construction not to exceed sum of \$11,350.00 (including \$3,500.00 for special inspections), in accordance with the proposal dated August 24, 2017, AND, BE IT FURTHER

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

RESOLVED, that the cost of said professional services in the amount of \$11,350.00 shall be chargeable to the Police Asset Forfeiture line #600-0600-0881.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



19. RESOLUTION 2017-546

Authorize and Direct Supervisor To Execute Grant Documents Pertaining to the Application and Acquisition of Funding to Support Priority Water Quality Improvement

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, the Lake Erie Watershed Protection Alliance (LEWPA), is soliciting grant proposals to utilize funding available through the New York State Department of Environmental Conservation, Environmental Protection Fund to support priority water quality improvement or protection projects and water-related climate resiliency projects in the Niagara River/Lake Erie Watershed, and

WHEREAS, the Town of Cheektowaga and the Buffalo Niagara Waterkeepers are interested in forming a partnership to establish water quality improvements and habitat enhancements in a priority segment of the Scajaquada Creek watershed through the development of an actionable water quality improvement strategy and implementation of a small scale demonstration area, and

WHEREAS, the Town of Cheektowaga will serve as the lead agency for the purposes of this grant application, NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted for the purpose of securing these funds, and BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



20. RESOLUTION 2017-547

Authorize and Direct Supervisor to Execute all Documents Pertaining to the Application and Acquisition of Funding for Senior Services Department

Sponsored By: Councilmember Kaminski, Supervisor Benczkowski

WHEREAS, Grant funds in the amount of \$5,000 have been made available to the Town of Cheektowaga Senior Services Department via State Assemblywoman Monica Wallace through the New York State Office for the Aging, and

WHEREAS, said funding is intended to be used toward expenses associated with the promotion and implementation of a veterans' themed dance and provision of concert events,
NOW THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Office for the Aging and BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



21. RESOLUTION 2017-548

Authorize and Direct Supervisor to Execute all Documents Pertaining to the Application and Acquisition of Funding for Youth and Recreational Services Department

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, grant funds in the amount of \$5,000 have been made available to the Town of Cheektowaga Youth and Recreational Services Department via State Assemblywoman Monica Wallace through the New York State Office of Children and Family Services, and

WHEREAS, said funding is intended to be used toward expenses associated with family-oriented activities provided by the Town during the Cheektowaga Winter Recreation Celebration event, NOW THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Office of Children and Family Services and BE IT FURTHER

RESOLVED, that the Supervisor and Director Youth and Recreational Services be and hereby are authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



22. RESOLUTION 2017-549

Public Improvement Permit - 485 Kennedy Road

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Public Improvement Permit Ordinance of the Town of Cheektowaga requires that all public improvements which are to be dedicated to and be maintained by the Town, be installed under a Public Improvement Permit, AND

WHEREAS, D & H Paving, LLC, in conjunction with the construction of a drainage culvert installation, has submitted plans and specifications and a Public Improvement Permit application and permit fee for the installation of 620 lineal feet of Town owned storm sewer and one (1) drainage structure across their property at 485 Kennedy Road, AND

WHEREAS, the Town Engineer has reviewed the plans and specifications for the subject improvements and finds said design acceptable, NOW, THEREFORE, BE IT

RESOLVED, that the Public Improvement Permit be and hereby is approved for the proposed storm sewer improvements and modifications, AND, BE IT FURTHER

RESOLVED, that the permit fee in the amount of \$1,350.00 be deposited in the Public Improvement Permit Account which has been established for receipt and disbursement of such fees.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



23. RESOLUTION 2017-550

SPECIAL EVENT - South Line Fire Company Halloween Parade

Sponsored By: Councilmember Meyers, Councilmember Hammer

WHEREAS, the South Line Volunteer Fire Company has made application to hold their annual Halloween Parade on Saturday, October 28th, 2017 at 6:30 p.m., beginning at their fire hall (1049 French Road), west to Violet Senior Housing, around the building, then east to return to fire hall; and

WHEREAS, this Board has reviewed the aforementioned application and said application has been approved by the Police Department and the Highway Department, and each has no objection to same, and

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

- Submittal of plan for sanitary facilities;
- Submittal of site plan;
- Submittal of Security Plan;

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the aforementioned application of the South Line Volunteer Fire Company for the aforementioned Halloween Parade to be held on Saturday, October 28th, 2017 at 6:30 PM, and BE IT FURTHER

RESOLVED, that the Chief of Police be and hereby is directed to provide traffic safety and escort services for such parade and to ensure compliance with Section 1660(a)(6) of the Vehicle and Traffic Law.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



24. RESOLUTION 2017-551

Bonfire - Maryvale High School - 1050 Maryvale Drive

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, Pursuant to the Open Burning Law of the Town of Cheektowaga, the Fire Inspector reviews various applications for open burning and renders his recommendation concerning the fire safety and impact to the general public of such application, AND

WHEREAS, the Town Board, pursuant to the Open Burning Law of the Town of Cheektowaga, is designated the Approval Agency, AND

WHEREAS, an application for a permit was submitted by Maryvale High School to conduct an open fire on September 27, 2017 with no rain date on the property located at 1050 Maryvale Drive, Cheektowaga, New York AND

WHEREAS, the applicant intends to maintain a small bonfire with the assistance of the U-Crest Fire Department in conjunction with summer youth activities, AND

WHEREAS, the Fire Inspector has received this application and finds that all requirements have been met. And that this application is in compliance with conditions and requirement of the Town of Cheektowaga Fire Prevention Code and Open Burning Law. He requests the Town Board approve issuance of a permit, AND

WHEREAS, this Town Board has reviewed the application submitted by Maryvale High School and the recommendations of the Fire Inspector, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board authorizes the Fire Inspector to issue such permit.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



25. RESOLUTION 2017-552

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are terminated in the Department of Youth & Recreational Services, effective as indicated:

Emily Adamczak	9/03/17	14043
Mason Albright	8/17/17	14225
Samuel Alfonso	8/23/17	14215
Samir Alhemyari	8/19/17	14225
Evan Astran	8/21/17	14225
Jordan Badura	9/03/17	14212
Peyton Barker	9/03/17	14215
Andrew Bauer	9/01/17	14043
Ross Bauman	8/13/17	14227
Adam Bellaus	Never worked	14211
Brittany Benthien	8/25/17	14225
Emily Benthien	8/25/17	14225
Jessica Beutler	9/03/17	14227
Bryce Bielani	8/23/17	14215
Morgan Blake	8/18/17	14225
Andrew Bloom	8/20/17	14225
Shannon Borowiak	8/20/17	14227
Bailey Boyer	8/20/17	14212
Justin Brackna	8/11/17	14225
Jamie Brundo	8/22/17	14225
Spencer Bruno	9/1/17	14227
Marissa Busiello	9/03/17	14225
Jessica Calandra	9/03/17	14215
Lennon Cavanaugh-Gordon	8/18/17	14215
Jessie Cecere	8/11/17	14225
Kayla Cecere	8/18/17	14225
Kara Colvin	5/30/17	14227
Grace Dalton	9/03/17	14227
Jared Dietl	8/15/17	14225
Mitchell Dietl	8/16/17	14225
Erika DiFonzo	8/20/17	14227
Frederick Drzewiecki III	8/16/17	14225
Matthew J. Eckle	9/08/17	14225
Domonique Ector	8/09/17	14225
Emma Eisenhardt	8/18/17	14211
Lilly Eisenhardt	8/18/17	14211
Rebekah Frank	8/19/17	14227
Nicole Frigioni	8/20/17	14225
Shelby Gennocro	8/18/17	14225
Tyler Giglio	8/13/17	14225
Anthony Goodman	8/18/17	14225
Meaghan Gosciak	9/03/17	14225

Haley Graczyk	8/22/17	14225
Katie Gramlich	8/23/17	14225
Nadia Gray	8/19/17	14227
Niyah Green	8/22/17	14211
Nicholas Hahn	8/18/17	14225
Matthew Hencinski	8/18/17	14227
Zachary Hermanski	8/18/17	14225
Thomas Isbrandt	Never worked	14225
Leeann Jacobs	8/17/17	14215
John Jaroszewski III	8/11/17	14043
Ronald Jerozal	9/01/17	14227
Maelynn Johnson	8/19/17	14215
Samantha Johnston	8/24/17	14227
Connor Karek	8/18/17	14225
Julie Karpinski	9/03/17	14225
Michael Keller	8/24/17	14225
Sara Keller	8/12/17	14043
Katlyn Kicak	9/03/17	14225
Amanda Kiripolsky	8/18/17	14215
Athena Kozlowski	8/18/17	14225
Alexis Krueger	9/03/17	14215
Eric Kubiak	8/18/17	14211
Natalie Lane	8/08/17	14215
Alex Lenhard	9/08/17	14227
Evan Lenhard	8/25/17	14227
Robert Love Jr.	8/18/17	14225
Felicia Magnuszewski	8/18/17	14043
Alexandria Makowski	9/03/17	14206
Andrew Matulich	8/25/17	14225
Kyle McGill	8/22/17	14212
Devon Menefee	9/03/17	14225
Jamie Millace	8/18/17	14211
Hayden Monnin	8/25/17	14043
A'Moniee Morrison	8/18/17	14225
Allison Musial	8/23/17	14225
Zoe Obstarczyk	8/16/17	14211
Elizabeth Olear	8/20/17	14043
Jacob Osswald	8/16/17	14215
Madison Pawarski	8/20/17	14227
Dante Peters	8/20/17	14225
Katelin Petranchuk	8/23/17	14227
Samantha Pietrzak	8/20/17	14227
Madeline Pike	8/18/17	14206
Tyler Piwowarski	8/25/17	14043
Carter Post	8/04/17	14043
Brianna Poules	9/03/17	14227
Anthone Proctor	9/03/17	14225
Dominic Prusiecki	8/20/17	14225
Robert Pulkownik	9/03/17	14227
Zachary Ratcliff	8/22/17	14225
Noelle Rautenstrauch	8/20/17	14225
Alyssa Reesor	8/12/17	14211
Rhyan Riggs	8/11/17	14227
Haley Robinson	8/19/17	14225

Emily Rohauer	8/22/17	14211
Alexis Schraeder	9/03/17	14225
Caremine Seemueller	8/13/17	14215
Adam Serio	5/25/17	14227
Justin Siejak	8/25/17	14227
Parker Sprada	7/12/17	14206
Drew Stachewicz	8/22/17	14227
Sydney Stradtman	8/18/17	14227
Christopher Suchan	9/01/17	14227
Tyler Suchan	8/31/17	14227
Mora Sullivan	8/20/17	14225
James Urshel	8/25/17	14043
Aaron Wahler	8/19/17	14215
Jacob Warden	8/25/17	14227
Alexis Whelan	9/03/17	14225
Sarah Wierzba	8/20/17	14212
Michael Wierzbicki	Never worked	14227
Colleen Wilkie	8/22/17	14043
Mariah Wilson	7/26/17	14215
Taylor Wilson	9/03/17	14227
Alexandria Wnuk	8/20/17	14043
Melissa Wood	9/03/17	14227
Stanley Zolnowski	8/20/17	14225

Motion by Councilmember Kaminski, Seconded by Councilmember Rogowski to waive the reading of the names for the following Resolutions: 2017-552, 2017-553. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED: Christine Adamczyk, Alice Magierski



26. RESOLUTION 2017-553

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

FACILITIES DEPARTMENT (Buildings and Grounds Division) Laborer \$9.70/hour effective 9/27/17

Diane M. Mez, Cheektowaga, New York

POLICE DEPARTMENT Police Attendant \$17.35/hour effective 9/27/17

Martin M. Ganczewski, Cheektowaga, New York

COMMUNITY DEVELOPMENT Assistant Code Enforcement Officer (Temporary/Zombie Grant) \$17.00/hour effective 9/27/17

Lawrence J. Kensy, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

BUILDING AND PLUMBING DEPARTMENT

Tammy M. Ratcliff effective 8/19/17

SANITATION DEPARTMENT

Ryan T. Baczkiwicz effective 5/10/17

Aaron M. McCarty effective 6/2/17

Gregory L. Merritt effective 5/2/17

Jaret S. Pawarski effective 8/26/17

POLICE DEPARTMENT

Douglas J. Mekeel effective 8/2/17

FACILITIES DEPARTMENT

Tyler M. Measer effective 9/5/17

Robert M. Pikuzinski effective 9/13/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



27. RESOLUTION 2017-554

Appointment of Electrician (Facilities Department/Buildings and Grounds Division) Non-Competitive/Permanent - Jeffrey A. Tumiel

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Electrician in the Facilities Department (Buildings and Grounds Division); 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, no bargaining unit member bid on said vacancy; AND

WHEREAS, Jeffery A. Tumiel, applied for said position and is eligible for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Jeffrey A. Tumiel of Cheektowaga, New York, be and hereby is appointed to the position of Electrician in the Facilities Department (Buildings and Grounds Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective October 10, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



28. RESOLUTION 2017-555

Appointment of Laborer (Sanitation Department) Labor/Permanent/Nicholas S. Fullington

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Laborer in the Sanitation 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, no bargaining unit member bid on said vacancy; AND

WHEREAS, Nicholas S. Fullington, currently employed as a temporary Laborer in the Highway Department, applied for said vacancy and meets the qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Nicholas S. Fullington, of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective September 27, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



29. RESOLUTION 2017-556

Appoint Chairman of the Board of Ethics Committee

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, by resolution dated April 5, 1993, the Town Board adopted a Local Law establishing a Board of Ethics (Local Law No. 1 of the year 1993), which was amended by the adoption, on April 4, 1994, of a Local Law Amending the Board of Ethics Law (Local Law No. 1 of the year 1994); AND

WHEREAS, a vacancy exists in the position of Chairman of the Board of Ethics; AND

WHEREAS, Joseph Treanor, III, a current member of the Board of Ethics, has expressed interest in serving as Chairman; NOW, THEREFORE BE IT

RESOLVED, that Joseph Treanor, III of Cheektowaga, New York be and hereby is appointed as Chairman of the Town of Cheektowaga's Board of Ethics, effective immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



30. RESOLUTION 2017-557

Appointment to Planning Board

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, there is one (1) vacancy in the position of Member of the Cheektowaga Planning Board, and

WHEREAS, Walter Burgett of 394 McNaughton Avenue, Cheektowaga, New York has expressed an interest in serving as Member of the Planning Board, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board determines that the following individual meets the qualifications for Member of the Planning Board and hereby appoints the following individual to the following terms:

Name	Term
Walter Burgett	September 26, 2017 to December 31, 2021

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



31. RESOLUTION 2017-558

Travel Authorization Youth and Recreational Services

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Association of New York State Youth Bureaus is being held October 3, 2017, through October 4, 2017, in Liverpool, New York; AND

WHEREAS, Executive Director (Youth Board) Jillian Gorman-King has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$400; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Executive Director (Youth Board) Jillian Gorman-King be and hereby is authorized to attend the Association of New York State Youth Bureaus being held October 3, 2017, through October 4, 2017, in Liverpool, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



32. RESOLUTION 2017-559

Travel Authorization Building and Plumbing Department

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Fire Marshals and Inspectors Seminar (24 Hours of Mandatory Training for Code Enforcement Officers) is being held October 17, 2017, through October 20, 2017, in Montour Falls, New York; AND

WHEREAS, Planner Daniel J. Ulatowski has been recommended to attend said seminar; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$176; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Planner Daniel J. Ulatowski be and hereby is authorized to attend the Fire Marshals and Inspectors Seminar (24 Hours of Mandatory Training for Code Enforcement Officers) being held October 17, 2017 through October 20, 2017, in Montour Falls, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



33. RESOLUTION 2017-560

Travel Authorization Personnel Department

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Organization of Public Employer Negotiations Seminar is being held October 20, 2017, in Cheektowaga, New York; AND

WHEREAS, Coordinator of Employee Relations Karen Marchese has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$130; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Coordinator of Employee Relations Karen Marchese be and hereby is authorized to attend the Organization of Public Employer Negotiations Seminar being held October 20, 2017, in Cheektowaga, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski

X. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the rules to include the following Resolutions: 2017-561, 2017-562. Motion Carried.



1. RESOLUTION 2017-561

Appoint Town Prosecutor

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, John Dudziak, Esq. is currently the Cheektowaga Town Attorney as per adopted resolution dated July 25, 2017, Resolution No. 2017-453, and

WHEREAS, the Town of Cheektowaga is currently in need of additional support for prosecutorial duties in the Cheektowaga Town Justice Court, and

WHEREAS, Attorney Dudziak meets all the qualifications for such position, NOW, THEREFORE BE IT,

RESOLVED, that John Dudziak, Esq. is appointed to the position of Prosecuting Attorney, effective immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski



2. RESOLUTION 2017-562

Health Coverage for Prosecuting Attorney

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, John Dudziak, Esq. is currently the Cheektowaga Town Attorney as per adopted resolution dated July 25, 2017, Resolution No. 2017-453, and

WHEREAS, John Dudziak, Esq. was appointed to the position of Prosecuting Attorney as per adopted resolution dated September 26, 2017, Resolution No. 2017-561, and

WHEREAS, as the Town Attorney is an exempt Management employee and Department Head, THEREFORE, BE IT

RESOLVED, that in exchange for taking on additional duties as a Prosecuting Attorney for the Town of Cheektowaga, John Dudziak, Esq. shall be provided by the Town a Single Plan for both Health and Dental coverage effective October 1, 2017 of which he shall contribute a 15% cost share towards such coverage.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Hammer
EXCUSED:	Christine Adamczyk, Alice Magierski

XI. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: August 2017**
2. **Town of Cheektowaga - 2018 Tentative Benefit Basis Budget**
3. **Minutes: Cheektowaga Planning Board - September 14, 2017**
4. **Minutes: Cheektowaga Traffic Safety Commission - September 19, 2017**

B. General Communications

1. **Notice of Claim: Craig W. Jainer vs. Town of Cheektowaga**
2. **Notice of Claim: Jose Vega, Individually and as Putative Administrator of the Estate of Jared R. Beaver, Deceased vs. Town of Cheektowaga**
3. **Notice of Claim: Joette Williams vs. Town of Cheektowaga**
4. **Summons and Complaint: Nationstar Mortgage LLC D/B/A Mr. Cooper vs. Jodie J. Rodriguez, Town of Cheektowaga, Etal Premises: 216 Commodore Terrace**

XII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Adjournment

Motion by Councilmember Hammer, Seconded by Councilmember Meyers to adjourn the meeting at 8:12 PM. Motion Carried.



COLORED SITE PLAN

Attachment: site plan (RES-2017-539 : Accept Site Plan- 4714,4720 & 4728 Transit Road)



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, October 10, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Excused	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk , Seconded by Councilmember Hammer to approve the minutes. Motion carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Rezoning Request - 3535 Genesee Street

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers

2. Rezoning Request - 2224, 2228 & 2240 Old Union Rd

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers

3. Community Development Funds

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: **CLOSED [UNANIMOUS]**
MOVER: Linda Hammer, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers

IX. Resolutions



1. RESOLUTION 2017-563

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1110.4082	Business Travel	\$2,500.00
	100.7140.2126	Pool Rental	303.82
TO:	100.1110.4013	Law Books	\$2,500.00
	100.7180.1902	Pool Supervisors	303.82

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



2. RESOLUTION 2017-564

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to October 10, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$244,955.31
RISK RETENTION FUND	22,603.53
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	129,971.70
SPECIAL DISTRICTS FUND	53,514.32
HIGHWAY FUND	100,050.97
CAPITAL FUND	919,698.27
TRUST & AGENCY FUND	7,325.52
HUD CDBG FUND	3.00
PART TOWN FUND	2,789.98
NYS AFFORDABLE HOUSING	10,710.80
	<hr/>
	\$1,491,623.40

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



3. RESOLUTION 2017-565

Amend Resolution #2016-497 - Direct Supervisor to sign Public Utility Work Agreement HC-140 for Street Light Adjustments on Walden Avenue at Galleria Drive/Anderson Road

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, the New York State Department of Transportation proposes intersection safety improvements and the minor reconstruction of Walden Avenue at Galleria Drive/Anderson Road in the Town of Cheektowaga located in Erie County, PIN 5811.06, AND

WHEREAS, the State will include as part of the construction, reconstruction or improvement of the above mentioned project the relocation and replacement of designated street lights pursuant to Section 10, Subdivision 24 of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner, AND

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended, AND

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the above mentioned project, NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga approves of the designated street light adjustments and the above mentioned work performed on the project and shown on the contract plans relating to the project providing that such modifications meet the approval of the Town Engineer, AND, BE IT FURTHER

RESOLVED, that all costs associated with the adjustment and modification to street lighting facilities are to be borne by the NYSDOT as an integral part of the highway reconstruction project, AND, BE IT FURTHER

RESOLVED, that the Town of Cheektowaga agrees to maintain said street lighting facilities upon completion of their installation, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed, on behalf of this Town Board, to sign the Public Utility Work Agreement HC-140, submitted by the New York State Department of Transportation, which provides for adjustment and modification to street lighting facilities.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Gerald Kaminski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



4. RESOLUTION 2017-566

Award of Bid for the Purchase of Copy Paper and Envelopes

Sponsored By: Councilmember Magierski, Supervisor Benczkowski

WHEREAS, in accordance with the policies and procedures adopted by the Cheektowaga Town Board for the procurement of goods and services, the Cheektowaga Town Attorney's Office has solicited and reviewed proposals for the purchase of copy paper and envelopes, AND

WHEREAS, proposals were received and reviewed by the Cheektowaga Town Attorney's Office for the provision of said copy paper and envelopes, AND

WHEREAS, W.B. Mason Co., Inc. has submitted the lowest responsible quotation for the provision of copy paper and envelopes, NOW, THEREFORE, BE IT

RESOLVED that this Town Board hereby awards the contract for the provision of copy paper and envelopes at a cost of \$6,829.26 to:

W.B. Mason Co., Inc.
2855 Broadway
Cheektowaga, New York 14227

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



5. RESOLUTION 2017-567

Designation of Halloween Night

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

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, 2017 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 8:00 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, 2017 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 8:00 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

Vickie L. Dankowski, Town Clerk

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



6. RESOLUTION 2017-568

Call for Public Hearing - 2018 Preliminary Ad Valorem Budget

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

RESOLVED, that this Town Board does hereby prepare and approve as the Preliminary Ad Valorem Budget of this Town for the Fiscal Year beginning on the 1st day of January, 2018, the itemized statement of estimated revenues and expenditures, and also an itemized statement of estimated revenues and expenditures of the Lighting Districts and Consolidated Garbage District, 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 person at all reasonable hours, effective October 2, 2017, AND, BE IT FURTHER

RESOLVED, that this Town Board shall meet at 7:00 P.M. on the 24th day of October, 2017, 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 BEE, the official Town newspaper on October 12, 2017, and post same on the signboard maintained by the Town Clerk.



LEGAL NOTICE

of

PUBLIC HEARING

on

PRELIMINARY AD VALOREM 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 District Budgets for the Fiscal Year beginning January 1, 2018, has been completed and filed in the Office of the Town Clerk at the Town Hall, corner of Broadway and Union Roads, Cheektowaga, New York where it

is available for inspection by any interested person at all reasonable hours, effective October 2, 2017.

FURTHER NOTICE IS HEREBY GIVEN that the Town Board of the Town of 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 7:00 P.M. on the 24th day of October, 2017 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 any item therein contained.

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

SUPERVISOR	\$79,140
TOWN CLERK	\$80,960
HIGHWAY SUPERINTENDENT	\$83,790
COUNCILMEMBER(6)	\$20,680
TOWN JUSTICE(2)	\$74,960

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

VICKIE DANKOWSKI,
TOWN CLERK

Dated: October 10, 2017

Published: October 12, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



7. RESOLUTION 2017-569

Call for Public Hearing - 2018 Benefit Basis Budget

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, this Town Board has prepared detailed estimates of the anticipated 2018 revenues and expenditures for every district in which the expenses of the improvement are 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 7:00 P.M. on the 24th day of October, 2017 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 be published in substantially the following form in the CHEEKTOWAGA BEE, the official Town newspaper on October 12, 2017.



PUBLIC NOTICE

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

NOTICE IS ALSO GIVEN that a public hearing on such Estimates and Assessment Rolls will be held on Tuesday, October 24, 2017 at 7:00 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.

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

Vickie Dankowski, Town Clerk

Dated: October 10, 2017
Published: October 12, 2017

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



8. RESOLUTION 2017-570

Call for Public Hearing - Rezoning Request 5 French Road

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, Andrew J. Moquin has made application with the permission of the land owner and requested the rezoning of 5 French Road from CM - General Commercial to MS-Motor Service District to permit the demolition of an existing vacant motor vehicle repair garage and the construction of a new 7,200 s.f. repair automobile collision repair facility, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on October 24, 2017 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the 24th day of October, 2017 at 7:00 P.M., of said day for the purpose of considering the application of:

5 French Road/ Macco

For the rezoning of 5 French from CM - General Commercial to MS- Motor Service District to permit the demolition of an existing vacant motor vehicle repair garage and the construction of a new 7,200 s.f. repair automobile collision repair facility . All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI,
TOWN CLERK



ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 114, Township 10, Range 7 of the Buffalo Creek Reservation described as follows:

Beginning at the intersection of the easterly right of way line of Union Road, Route 277, also known as state highway No. 1733 as presently laid out and the southeast right of way line of French Road as presently laid out and monumented with a 5/8 in rebar: thence northeasterly at an interior angle of 126 degrees 01' 56" a distance of 283 feet to 5/8 inch rebar: thence

southwesterly at an interior angle of 49 degrees 27' 45", a distance of 283 feet to a 5/8 inch diameter rebar: thence southwesterly at an interior angle of 134 degrees 03' 35", a distance of 226 feet to a 5/8 inch diameter rebar: thence southwesterly at an interior angle of 151 degree 45' 30", a distance of 35.80 feet to a 5/8 inch diameter rebar: thence northeasterly at an interior angle of 78 degrees 41' 14", a distance of 232 feet to a 5/8 inch rebar, also being the point of the beginning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



9. RESOLUTION 2017-571

Call for Public Hearing - Rezoning Request 3600, 3622 and 3624 Genesee Street

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, 3600 Genesee, LLC has made application and requested the rezoning of 3600, 3622, and 3624 Genesee Street, as well as SBL Nos. 91.16-2-53.12 & 91.16-2-59.12 from CM - General Commercial to MS- Motor Service District to permit a parking area expansion for vehicle inventory storage/exterior vehicle display and to place an existing lawful non conforming new motor vehicle sales dealership (Keller Chevrolet) within the appropriate zoning district, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on October 24, 2017 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on the 24th day of October, 2017 at 7:00 P.M., of said day for the purpose of considering the application of:

3600 Genesee, LLC/ Keller Chevrolet

For the rezoning of 3600, 3622, and 3624 Genesee Street, as well as SBL Nos. 91.16-2-53.12 & 91.16-2-59.12 from CM - General Commercial to MS- Motor Service District to permit a parking area expansion for vehicle inventory storage/exterior vehicle display and to place an existing lawful non conforming new motor vehicle sales dealership (Keller Chevrolet) within the appropriate zoning district . All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI
TOWN CLERK



ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of Genesee Street, being the northerly line of lands acquired by the New York State Department of Transportation by Map 60, Parcel 63, and the westerly line of lands conveyed to 3600 Genesee LLC by deed recorded in the Erie County Clerk's Office in Liber 11205 of deeds at page 4632; thence northerly along the west line of lands so conveyed by Liber 11205, page 4632 a distance of 329.88 feet to a point; thence westerly at right angles a distance of 174.93 feet to the east line of Union Road; thence northerly along the east line of Union Road a distance of 40.0 feet to the south line of lands excepted from Liber 11205, page 4632; thence easterly along the southerly line of lands excepted from Liber 11205, page 4632 a distance of 181.49 feet to the southeast corner thereof; thence northerly along the easterly line of lands excepted from Liber 11205, page 4632 a distance of 100.00 feet to a point in the north line of lands conveyed by Liber 11205, page 4632; thence easterly along said north line a distance of 326.10 feet to the southwest corner of lands conveyed to 3600 Genesee LLC by deed recorded in the Erie County Clerk's Office in Liber 11309 of deeds at page 2216; thence northerly along the west line of Liber 11309, page 2216 a distance of 215.67 feet to the south line of Leo Place as shown on Cover No. 1094 (50 feet wide); thence easterly along the south line of Leo Place a distance of 202.12 feet to the west line of Map Covers 545 and 1094; thence southerly along the west line of Map Covers 545 and 1094 a distance of 389.12 feet to the northwest corner of Subdivision Lot Number One in Block "B" of Map Cover 545, thence easterly along the north line of said Subdivision Lot Number One a distance of 29.60 feet to the northeast corner thereof; thence southerly along the east line of Subdivision Lot Number One a distance of 85.73 feet to a point; thence easterly at right angles a distance of 12.00 feet to a point; thence southerly at right angles a distance of 73.49 feet to the northerly line of Genesee Street, being the northerly line of Lands Acquired by the New York State Department of Transportation by Map 239, Parcel 276; thence westerly along the northerly line of Genesee Street along the northerly line of lands acquired by the New York State Department of Transportation by Map 239, Parcel 276 and Map 237, Parcel 274 and Map 235, Parcel 272 a distance of 57.16 feet to the northerly line of lands Acquired by the New York State Department of Transportation by Map 59, Parcel 62; thence continuing westerly along the northerly line of Genesee Street and the northerly line of Map 59, Parcel 62 a distance of 57.33 feet to an angle point therein; thence continuing westerly along the northerly line of Genesee Street and the northerly line of lands acquired by the New York State Department of Transportation by Map 59, Parcel 62 and Map 60, Parcel 63 a distance of 479.78 feet to the point of beginning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



10. RESOLUTION 2017-572

Issue Notice of Request for Proposals for the Furnishing of Pre-Hospital Emergency Services

Sponsored By: Councilmember Adamczyk, Councilmember Magierski

WHEREAS, the Town's Agreement for Pre-Hospital Emergency Services expires on December 31, 2017, and this Board needs to issue a Request for Proposals for a new agreement, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk is hereby directed to publish a Notice of Request for Proposals for the Furnishing of Pre-Hospital Services to the Town of Cheektowaga for the Years 2018 through 2020 (with one (1) extension of one (1) year), said notice to be published in the CHEEKTOWAGA BEE; and BE IT FURTHER

RESOLVED, that sealed proposals will be received by the Town Clerk of the Town of Cheektowaga on the 25th day of October, 2017 at 11:00 a.m., at her office in said Town Hall.

Proposals shall be submitted in triplicate in a sealed envelope plainly marked on the outside "Proposal for Pre-Hospital Emergency Services" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to consider informal any proposal 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, make an award to any company it determines to 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.

Vickie L. Dankowski, Town Clerk

DATED: October 10, 2017



NOTICE OF REQUEST FOR PROPOSALS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on Wednesday, October 25, 2017 at 11:00 A.M. at the Town Hall, corner of Broadway and Union Roads, for the furnishing of Pre-Hospital Emergency Services to the Town of Cheektowaga for the term of three years covering the period of January 1, 2018 to December 31, 2020, with one (1) extension of one (1) year.

Information and specifications may be obtained from the Town Clerk at her office in said

Town Hall.

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Proposal for Pre-Hospital Emergency Services" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to consider informal any proposal 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, make an award to any company it determines to 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.

VICKIE L. DANKOWSKI, Town Clerk

DATED: October 10, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



11. RESOLUTION 2017-573

Call for Creation of a Vacant and Abandoned Properties Task Force

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, by commitment of the letter dated October 18, 2016 from Local Initiatives Support Corporation (LISC) to the Town of Cheektowaga for a \$250,000.00 grant for the zombie and vacant properties remediation and prevention initiatives, the Town of Cheektowaga is required to establish a vacant and abandoned properties task force, and

WHEREAS, the members of the vacant and abandoned properties task force will include the Supervising Code Enforcement Official, Town Board members, the Town Housing and Neighborhood Preservation Office, the Town Community Development Office, and representatives from Belmont Housing Resources, Western New York Law Center, State Senator Tim Kennedy's Office, State Assembly Member Monica Wallace's Office, and community/tax payer associations, and

WHEREAS, this Board wishes to establish a vacant and abandoned properties task force, NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga hereby requests that Community and Economic Development Director Richard J. Willis chair and assemble a committee for the purpose of making recommendations to significantly reduce vacant, abandoned and "zombie" properties throughout the Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



12. RESOLUTION 2017-574

Retain Outside Legal Counsel For Municipal Law Matters

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, periodically, the Town of Cheektowaga requires the services of outside legal counsel to assist and/or represent the Town with regard to various legal matters as they pertain to Municipal Law, AND

WHEREAS, moneys have been budgeted by the Town for this purpose, AND

WHEREAS, Joseph G. Makowski, Esq., on behalf of the firm Law Office of Joseph G. Makowski, has submitted an engagement letter to the Town of Cheektowaga to provide these services to the Town and has the necessary expertise in this area, NOW, THEREFORE, BE IT

RESOLVED, that the Law Office of Joseph G. Makowski be and hereby is retained as outside counsel to assist the Town of Cheektowaga on an as-needed basis with respect to matters of Municipal Law, pursuant to its engagement letter dated September 7, 2017, AND, BE IT FURTHER

RESOLVED, that payments for said outside counsel shall be appropriated from budget line item number 100.1420.4501, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said engagement letter, subject to approval of the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



13. RESOLUTION 2017-575

Authorize Supervisor to Execute Municipal Cooperation Agreement for the Sharing of Attorneys to Defend Assessment Challenges

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, the Assessor of the Town of Cheektowaga has authority to assess certain real property located within the boundaries of the Town of Cheektowaga, including the Villages of Sloan and Depew, for real property tax purposes, and

WHEREAS, the SCHOOL DISTRICT obtains tax revenue from properties located within the SCHOOL DISTRICT boundaries, which boundaries are contained within the Town of Cheektowaga, and

WHEREAS, owners of properties located in the SCHOOL DISTRICT boundaries may make legal challenges to the assessment of their properties, and

WHEREAS, the TOWN and SCHOOL DISTRICT retain attorneys to defend the SCHOOL DISTRICT and the TOWN on these assessment challenges, and

WHEREAS, the TOWN and SCHOOL DISTRICT (collectively referred to as the "Parties") wish to enter into a municipal cooperation agreement to share legal services relating to defending assessment challenges to properties within the SCHOOL DISTRICT boundaries, and

WHEREAS, the Agreement between both parties has been prepared to accomplish this, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforementioned Agreement between the Town of Cheektowaga and the Cleveland Hill Union Free School District through June 30, 2018 subject to approval by the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



14. RESOLUTION 2017-576

Authorize Supervisor to Sign Contracts for Concerts and Special Events

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that subject to approval by the Town Attorney, the Supervisor be and hereby is authorized to sign contracts between the Town of Cheektowaga, performers, sponsors and recurring vendors for concerts and special events to be held during the year 2018.

FUNDING SOURCE:

0100-7140-4503

0100-7140-4491

0100-7620-4491

0100-7620-4685

0100-7550-4374

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



15. RESOLUTION 2017-577

Authorize Supervisor to Sign Dasherboard Contracts

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that subject to approval by the Town Attorney, Supervisor Diane Benczkowski be and hereby is authorized to sign contracts between the Town of Cheektowaga, businesses and/or organizations for dasherboard advertising and ice rentals at the Town Recreation Center during the 2017-2018 season.

FUNDING SOURCE: 0100.7140.4521

REVENUE SOURCE 0100.7140.2128
0100.0882

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



16. RESOLUTION 2017-578

Authorize Supervisor to Execute Agreement with National Grid to Attach Holiday Decorations to Electrical Poles

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, during the holiday season, the Town of Cheektowaga usually attaches decorations to electrical poles throughout the town; and

WHEREAS, National Grid is the owner of electrical poles in a portion of the Town of Cheektowaga; and

WHEREAS, National Grid has notified the Town of Cheektowaga that, if we decide to attach decorations to National Grid's poles, the Town needs to execute an agreement with National Grid; and

WHEREAS, the Town is interested in attaching holiday decorations to National Grid's electrical poles; NOW, THEREFORE, BE IT

RESOLVED, that subject to approval by the Town Attorney, the Supervisor be and hereby is authorized and directed to execute an agreement with National Grid and any other documents necessary to permit the Town to attach holiday decorations to the electrical poles of National Grid.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



17. RESOLUTION 2017-579

Authorize Supervisor, Director of Administration and Finance and Grantmakers Advantage, Inc. to Execute Grant Application

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, grant funds in the amount of \$5,000 have been made available to the Town of Cheektowaga via State Assemblywoman Monica Wallace through the New York State Office of Children and Family Services, and

WHEREAS, said funding is intended to be used toward expenses associated with the Town's Fourth of July Weekend Festivities including the "Freedom Fest" concert, Fourth of July parade, and activities held throughout the weekend at Cheektowaga Town Park, NOW THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Office of Children and Family Services and BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



18. RESOLUTION 2017-580

Request Erie County to Levy Omitted Taxes Against Properties in the Town

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, in any given year, when the owners of properties fail or refuse to maintain their properties, the Town of Cheektowaga must maintain or demolish the properties, AND

WHEREAS, if the owners of these properties refuse to reimburse the Town for expenses incurred by the Town for landlord fines and the maintenance or demolition of said properties, the Town must place special assessments against these properties, AND

WHEREAS, pursuant to the Town Law of the State of New York, the Town must notify the County of Erie of these special assessments which are considered omitted taxes under the law, AND

WHEREAS, in **2017**, the Town maintained and demolished various properties in the Town and the expenses for same were not paid by the respective property owners, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby requests the Erie County Legislature to levy the sum of **\$333,642.77** against the applicable properties, AND BE IT FURTHER

RESOLVED, that the Assessor is hereby directed to deliver to the County of Erie her master computer assessment roll file, AND BE IT FURTHER

RESOLVED, that the Town Supervisor be and hereby is authorized and directed to execute a Letter of Authorization to the Erie County Real Property Tax Department to enforce the various unpaid accounts/omitted taxes mentioned above.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



19. RESOLUTION 2017-581

Authorize Supervisor to Execute Letter of Intent to Empire State Development Corporation Regarding the Revitalization of 3600 Harlem Road

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga is interested in the revitalization of property located at 3600 Harlem Road as a means of creating economic stimulus in the Harlem Road area, and

WHEREAS, funding is available to municipalities through the Empire State Development Corporation for the RESTORE NY grant program to revitalize properties, and

WHEREAS, the Town must submit a Letter of Intent to indicate interest in applying for funding through the RESTORE NY grant program, NOW, THEREFORE BE IT

RESOLVED, that the Supervisor is hereby authorized to execute a Letter of Intent to the Empire State Development Corporation indicating the Town's intention to submit a full application for 3600 Harlem Road to the RESTORE NY grant Program.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



20. RESOLUTION 2017-582

Authorize Supervisor to Execute Letter Of Intent to Empire State Development Corporation Regarding the Revitalization of the Pine Ridge Neighborhood

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga is interested in revitalizing neighborhoods as a means of creating economic stimulus and stabilizing the Town's housing stock, and

WHEREAS, within the Pine-Ridge neighborhood, properties located at 112 Hoerner Avenue and 134 Woodell Avenue are in need of demolition and reconstruction, and

WHEREAS, funding is available to municipalities through the Empire State Development Corporation for the RESTORE NY grant program to revitalize properties, and

WHEREAS, the Town must submit a Letter of Intent to indicate interest in applying for funding through the RESTORE NY grant program, NOW, THEREFORE BE IT

RESOLVED, that the Supervisor is hereby authorized to execute a Letter of Intent to the Empire State Development Corporation indicating the Town's intention to submit a full application for revitalization of the Pine-Ridge neighborhood, including 112 Hoerner Avenue and 134 Woodell Avenue, to the RESTORE NY grant Program.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



21. RESOLUTION 2017-583

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and herby are terminated in the Department of Youth & Recreational Services, effective as indicated:

Glenn A. Au	3/27/15	14225
James Chmurzynski	8/14/17	14225
Austin Dzimian	8/17/17	14225
Andrew Evenhouse	Never worked	14225
Kellie Kaminski	8/16/17	14043
Elizabeth Meyerhofer	9/25/17	14225

Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the reading of names for the following Resolutions: 2017-583, 2017-584, 2017-585. Motion Carried.

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



22. RESOLUTION 2017-584

Youth & Recreation Transfer

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred effective immediately:

From Laborer - Seasonal to Recreation Aide - 7140.1611- Part-time - \$9.70
Jason Leonarczyk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



23. RESOLUTION 2017-585

Youth & Recreation Hiring

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are hired, as indicated, in the Department of Youth & Recreational Services, effective immediately:

Recreation Aide - 7140.1611 - \$9.70 - Part-time

Alec Zimmerman 14225

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



24. RESOLUTION 2017-586

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

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

FACILITIES DEPARTMENT Laborer \$9.70/hour effective 9/11/2017
Jordan Pocobello, Cheektowaga, New York

SANITATION DEPARTMENT Laborer \$9.70/hour effective 10/11/17
Paul A. Nazzarett III, Cheektowaga, New York
Jonathan W. Robinson, Cheektowaga, New York

BE IT RESOLVED, that the following individual be and hereby is hired as a **SEASONAL EMPLOYEE**, not to exceed five (5) months in a calendar year, in the department listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 10/11/17
Ronald R. Sobocinski, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

SEWER DEPARTMENT
Paul Nazzarett III effective 9/30/17

FACILITIES DEPARTMENT - PARKS DIVISION
Alex Kluck effective 8/31/17
Mark Stucke effective 9/25/17
Alexander Roehre effective 9/25/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



25. RESOLUTION 2017-587

Appointment of Park Maintenance Worker I (Labor/Temporary) Facilities Department/Aaron Hausberger

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, a temporary Park Maintenance Worker I position exists in the Facilities Department (Parks Division); AND

WHEREAS, Aaron T. Hausberger, currently employed as a Maintenance Worker in the Facilities Department, bid on said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Aaron T. Hausberger of Cheektowaga, New York be and hereby is appointed to the temporary position of Park Maintenance Worker I in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective October 6, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



26. RESOLUTION 2017-588

Appointment of Maintenance Worker (Non-Competitive/Temporary) Facilities Department/Jordan Pocobello

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, a temporary Maintenance Worker position exists in the Facilities 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, no bargaining unit member bid on the vacancy; AND

WHEREAS, Jordan Pocobello, currently employed as a part-time Laborer in the Facilities Department, applied for said vacancy and meets the necessary qualifications; NOW, THEREFORE, BE IT

RESOLVED, that Jordan Pocobello of Cheektowaga, New York be and hereby is appointed to the temporary position of Maintenance Worker in the Facilities Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective October 6, 2017 until November 5, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

X. Suspension of Rules

Motion by Councilmember Adamczyk, Seconded by Councilmember Magierski to waive the rules to include the following Resolution: 2017-589. Motion carried.



1. RESOLUTION 2017-589

Authorization of Student Interns

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Shannon Petrinec, a student at Hilbert College, Kelsi Sajdak, a student at Hilbert College, and Melissa Shaw, a student at Bryant and Stratton College, have requested to participate in the student internship program at the Police Department; AND

WHEREAS, these individuals have been interviewed by the Police Department and the Police Department is willing to afford them the opportunity to intern in the Police Department; NOW, THEREFORE, BE IT

RESOLVED, that Shannon Petrinec of Attica, New York, Kelsi Sajdak of Cheektowaga, New York, and Melissa Shaw of Cheektowaga, New York, be and hereby are authorized to participate as unpaid interns in the Police Department, subject to their execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that these internships be and hereby are effective October 10, 2017, through December 31, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate these student internships in the Police Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

XI. Communications

A. Departmental Communications

B. General Communications

1. Notice of Claim: Maya Thompson vs. Town of Cheektowaga
2. Summons & Complaint: Charles D. Alexis vs. Town of Cheektowaga
3. Summons & Complaint: Bank of America, N.A. vs. Clara K. Brandner, Town of Cheektowaga, Etal Premises: 3 Joseph Street
4. Summons & Complaint: Wells Fargo Bank, N.A. vs. Daniel A. Dombkiewicz, Jennifer L. Dombkiewicz, Town of Cheektowaga, Etal Premises: 38 Jane Drive

XII. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Adjournment

Motion by Councilmember Kaminski, Seconded by Councilmember Magierski to adjourn the meeting at 8:13 PM. Motion carried.



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, October 24, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on October 24, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
Kerry Peek, Senior Services Director
John Dudziak, Town Attorney

V. Executive Session

1. Motion To: Exit Executive Session at 7:00 PM

RESULT: ADOPTED [UNANIMOUS]
MOVER: Christine Adamczyk, Councilmember
SECONDER: Alice Magierski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

VI. Recognition



1. RESOLUTION 2017-603

Appointment of Acting Detective (Police Department) Kurt F. Spieler

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a vacancy exists in the position of Detective in the Police Department; AND

WHEREAS, Police Officers assigned to the Detective Bureau must fulfill a six (6) month probationary period and complete an Intern Program; NOW, THEREFORE BE IT

RESOLVED, that Kurt F. Spieler of Cheektowaga, New York, be and hereby is assigned to the rank of Acting Detective in the Police Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Police Club effective November 6, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

VII. Approve Minutes

Motion by Councilmember Hammer, Seconded by Councilmember Kaminski to approve the minutes. Motion Carried.

VIII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

IX. Public Hearings

1. Rezoning Request - 5 French Rd.

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

2. Rezoning Request - 3600, 3622 & 3624 Genesee St.

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: James P. Rogowski, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

3. 2018 Preliminary Ad Valorem Budget

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: CLOSED [UNANIMOUS]
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

4. 2018 Benefit Basis Budget

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT: **CLOSED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Resolutions



1. RESOLUTION 2017-590

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM: 100.1680.4202 Townwide Telephone \$12,000.00

TO: 100.1680.4206 Internet Services \$12,000.00

TRUST & AGENCY

FROM: 600.0600.0833 Pyramid Creek Maintenance \$33,967.80

TO: 600.0600.0834 Pyramid Detention Basin \$33,967.80

RESULT: **ADOPTED [UNANIMOUS]**

MOVER: Diane Benczkowski, Supervisor

SECONDER: Timothy J. Meyers, Councilmember

AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-591

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to October 24, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$169,050.56
RISK RETENTION FUND	39,909.39
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	66,081.08
SPECIAL DISTRICTS FUND	208,272.17
HIGHWAY FUND	51,304.30
CAPITAL FUND	146,469.46
TRUST & AGENCY FUND	16,007.01
HUD CDBG FUND	120,357.63
PART TOWN FUND	1,127.18
NYS AFFORDABLE HOUSING	123.00
	<hr/>
	\$818,701.78

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-592

Approval of Change Order No. 1 (Final) - Brentwood Drive Bridge Repair

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the contract for Construction Work for the Brentwood Drive Bridge Repairs was awarded by Town Board Resolution dated May 23, 2017 to Edbauer Construction, 2790 Clinton Street, West Seneca, New York 14224 in the amount of \$88,500.00, AND

WHEREAS, the Town Engineer has recommended the approval of Change Order No. 1 (Final) which provides for various additions and deletions, unforeseen at the start of construction and as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (Final) for the Brentwood Drive Bridge Repairs Project, as a **credit** to the contract for construction work in the amount of \$9,872.00, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 (Final) on behalf of this Town Board

RESULT:	WITHDRAWN
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4. RESOLUTION 2017-593

Call for Public Hearing - Amendment to Vehicle and Traffic Law

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

BE IT RESOLVED, that a public hearing on proposed amendments to Chapter 235 (formerly Chapter 76) of the Code of the Town of Cheektowaga (Vehicle and Traffic) be held on November 14, 2017 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 BEE on the 26th day of October, 2017, 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, 3301 Broadway in said Town of Cheektowaga on November 14, 2017 at 7:00 P.M. to consider the advisability of adopting amendments to Chapter 235 of the Code of the Town of Cheektowaga (Vehicle and Traffic); said proposed amendments being as follows:

• ARTICLE V - Schedules

Schedule XA: Alternate Parking in Designated Locations, shall be amended by adding thereto the following streets or parts of streets:

WAGNER STREET - From the south curblineline of William Street to the north curblineline of Wagner Street (at the bend).

• ARTICLE V - Schedules

Schedule X: Parking Prohibited in Designated Locations, shall be amended by deleting thereto the following streets or parts of streets:

LOCHLAND DRIVE - East side: from the north curblineline of Huth Road to the south curblineline of Cleveland Drive.

WAGNER AVENUE - West side: from north curblineline of Bismarck Street to south curblineline of William Street.

• ARTICLE V - Schedules

Schedule X: Parking Prohibited in Designated Locations, shall be amended by adding thereto the following streets or parts of streets:

LOCHLAND DRIVE - West side: from the north curblineline of Huth Road to the south curblineline of Cleveland Drive.

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

Dated: October 24, 2017

VICKIE L. DANKOWSKI
Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-594

Designation of Individuals Required to File Financial Disclosure Statement

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, Section 18-14 of Chapter 18 of the Code of the Town of Cheektowaga (Code of Ethics) states that the Town Board can designate certain Town employees and elected officials to file financial disclosure statements each year with the Board of Ethics, and

WHEREAS, this Board has reviewed the job duties and responsibilities of Town employees to ascertain who should file the financial disclosure statement, NOW, THEREFORE, BE IT

RESOLVED that those employees with the following job titles be and hereby are required to file the annual statement of financial disclosure, effective immediately:

Accountant
 Administrative Clerk - Personnel (non-union)
 Assessor
 Assistant Chief of Police
 Assistant Superintendent, Wastewater Pump Station
 Assistant to Town Supervisor
 Assistant Town Engineer
 Automotive Mechanic Crew Chief
 Bingo Inspectors
 Candidates for Town Elected Office
 Captain, Police Department
 Members of, Board of Assessment Review
 Members of, Board of Ethics
 Members of, Cheektowaga Conservation Advisory Council
 Members of, Cheektowaga Economic Development Corporation
 Members of, Emergency Medical Services Board
 Members of, Environmental Advisory Committee
 Members of, Planning Board
 Members of, Traffic Safety Commission
 Members of, Zoning Board of Appeals
 Chief of Police
 Clerk to Town Justice
 Clerk Stenographer - Council Office (non - union)
 Coordinator of Employee Relations
 Council Members [formerly Councilmen]
 Deputy Superintendent of Highways
 Deputy Town Attorney
 Deputy Town Clerk, Non-Union
 Director of Administration and Finance
 Director of Community Development
 Director of Information and Technology and Records Management
 Director of Senior Services

Executive Director, Youth and Recreation Services
General Crew Chief
Lieutenant in Charge of Vice, Gambling & Narcotics, Police Department
Principal Personnel Clerk (non - union)
Prosecuting Attorney
Secretary to Town Supervisor
Senior Public Safety Dispatcher
Superintendent of Highways
Superintendent, Wastewater Pump Station
Supervising Code Enforcement Officer
Supervisor
Town Attorney
Town Clerk
Town Engineer
Town Justice
Working Crew Chief
Working Crew Chief B

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-595

Chief and Assistant Chief of Police Salary Adjustment

Sponsored By: Councilmember Adamczyk, Supervisor Benczkowski

WHEREAS, the Town and the Cheektowaga Captains and Lieutenants Association, Inc. have negotiated and have agreed upon a successor agreement for Years 2016 through 2019 by resolution 2017-202 on March 28, 2017, and

WHEREAS, the Town believes the Chief and Assistant Chief of Police should also have their compensation adjusted to that contract settlement agreement, NOW, THEREFORE, BE IT

RESOLVED, that the Chief and Assistant Chief of Police compensation shall be adjusted in accordance with the Captains and Lieutenants Association, Inc. settlement regarding the wage increase modifications for 2016 through 2019.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-596

Authorize Supervisor to Execute Grant Application for Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Town of Cheektowaga Police Department submitted a grant application to the New York State Department of Criminal Justice Services Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) program to continue efforts to reduce instances of motor vehicle theft and insurance fraud; and

WHEREAS, the State has awarded the Town \$36,242.00 in grant monies for contract period beginning January 1, 2018 to December 31, 2018, and \$36,242.00 in grant monies for contract period beginning January 1, 2019 to December 31, 2019 to enable the Police Department to reduce the incidences of motor vehicle theft and insurance fraud in the Town through enforcements and investigations; NOW, THEREFORE BE IT

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-597

Authorize Supervisor to Execute Contracts and Documents with Metro Communications for the Fiber Optic Communication Network Services

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga has been actively upgrading and solidifying our current Local Area Network infrastructure for the Town Hall and Alexander Campus, AND

WHEREAS, Metro Communications has supplied the Town comprehensive Fiber Communication Network services through the implementation of the Town Campus Fiber Project, AND

WHEREAS, it is advantageous to the Town to enter into an additional agreement with Metro Communications for the continuation of the above services, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor shall have power to execute the necessary documents, and hereby is authorized to make any changes, insertions and omissions as agreed upon by Metro Communications and the Town, AND BE IT FURTHER

RESOLVED, that this Town Board hereby authorizes the Supervisor to execute the necessary contracts and all other necessary documents with Metro Communications for the aforementioned Fiber Optic Communication Network services and fiber, at a cost not to exceed \$20,000.00, AND BE IT FURTHER

RESOLVED, that funds for Town Campus Fiber Communication Networks shall be appropriated through budget line item number 0100-1680-4146.

RESULT:	WITHDRAWN
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9. RESOLUTION 2017-598

Authorize Supervisor to Execute Service and Supply Agreement With Eagle Systems, Inc.

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Eagle Systems, Inc., presently provides service and supplies for copy machines located in the following Town Departments:

<u>Model No.</u>	<u>Serial No.</u>	<u>ID No.</u>	<u>Department</u>
TOSHIBA ESTUDI06540C	CCJC1340	E0769	Clerk's Office
TOSHIBA ESTUDI0656	SZK290492	E0727	Law Dept. Atty.
TOSHIBA ESTUDI05540CT	CBC215553	E0753	Police Dept. Patrol
TOSHIBA ESTUDI0356 Dispatch	C2HC51969	E0749	Police Dept.
TOSHIBA ESTUDI05540CT	CBC320480	E0734	Supervisor/Acct.
TOSHIBA ESTUDI03055C	C71C20082	E0733	Housing
TOSHIBA ESTUDI05540C	CBG322246	E0732	Comm. Develop.
TOSHIBA ESTUDI03055C	C7KC32187	E0818	Engineering
TOSHIBA ESTUDI0356	C2JC65963	E0854	Senior Center
TOSHIBA ESTUDI03055C	C7LC35998	E0855	Youth & Recreation
TOSHIBA ESTUDI03055C	C7AD43811	E0895	Records
TOSHIBA ESTUDI0357	CEED13226	E5142	Tax Dept
TOSHIBA ESTUDI03055C	C7BD48066	E5059	Building
TOSHIBA ESTUDI03055C	C7AD41142	E0896	Senior Center
TOSHIBA ESTUDIO3055C	C7BD48062	E0928	Personnel
TOSHIBA ESTUDI03055C	C7ED62967	E5204	Crime Resist. Bsmt.

and

WHEREAS, the current Service and Supply Maintenance Agreement expires as of November 6, 2017; and

WHEREAS, Eagle Systems, Inc., 2421 Harlem Road, Cheektowaga, New York, has submitted a proposal to renew the service and supply agreement for the above copy machines for a one (1) year period from November 7, 2017 to November 6, 2018, said agreement covering travel, labor, parts, drums & toner cartridges (excluding paper and staples) at a 5% increase in the per-copy cost for the new term (black and white pages billed quarterly at .0088 per page and color pages billed quarterly at .0092 per page); and

WHEREAS, the Town Director of Administration and Finance and the Town Attorney recommend that the Town accept Eagle's new proposal; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board accepts the proposal of Eagle Systems, Inc., to provide annual service and supplies for the copy machines above set forth for the period November 7, 2017 to and including November 6, 2018, at the following rates: black and white pages billed quarterly at .0088 per page and color pages billed quarterly at .0092 per page, said cost to include travel, labor, parts, drums and toners for said copiers; and BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute an agreement with Eagle Systems, Inc., for said services.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-599

Authorize Supervisor to Execute all Documents Pertaining to the Application for Clean Energy Initiatives Grant

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the New York State Energy Research and Development Authority ("NYSERDA") operates the Clean Energies Communities Program to encourage local governments to take action to improve the environment and reduce energy consumption, and

WHEREAS, NYSERDA has identified ten high-impact actions that local governments can take to save money, foster a vibrant economy and improve the environment; and

WHEREAS, by completing four of the ten high-impact actions, a local government can earn the Clean Energy Community designation as well as become eligible for a grant up to \$250,000 per municipality, and

WHEREAS, NYSERDA has certified that the Town of Cheektowaga has completed four of the ten high-impact actions thereby earning the Town designation as a Clean Energy Community and qualifying the Town to be eligible for a grant up to \$250,000 to further implement Clean Energy initiatives, and

WHEREAS, the Town of Cheektowaga intends to submit a grant application for up to \$250,000 to underwrite costs associated with the development of clean fleets including, leasing vehicles, installing charging stations and related generating system, and embark upon public education to educate the citizenry and other communities regarding the benefits of clean fleets, NOW THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the New York State Energy Research and Development Authority and BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-600

Youth & Recreation Termination

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are terminated in the Department of Youth & Recreational Services, effective as indicated:

Eric Green	8/14/17	14225
Josh Strezelec	8/11/17	14211

Motion by Councilmember Rogowski, Seconded by Supervisor Benczkowski to waive the reading of names for the following Resolutions: 2017-600, 2017-601. Motion Carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-601

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

SENIOR SERVICES Van Driver \$9.70/hour effective 10/25/17
James C. Pilat, Cheektowaga, New York

OFFICE OF THE TOWN ATTORNEY Clerk \$16.00/hour effective 10/23/17
Dawn M. Smith, Cheektowaga, New York

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

SENIOR SERVICES
Joseph V. Soldaczewski effective 10/19/17
Patricia Todaro effective 8/5/17

FACILITIES DEPARTMENT
Ronald J. Lewandowski effective 6/2/17
Jonathan W. Robinson effective 10/1/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-602

Transfer of Detective Joseph G. Stroud to Police Officer Position (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Joseph G. Stroud, currently employed as a Detective with the Town of Cheektowaga Police Department, has requested to return to his former duties as a Police Officer; AND

WHEREAS, Chief of Police David Zack has approved this request; NOW, THEREFORE, BE IT

RESOLVED, that Joseph G. Stroud be and hereby is granted a transfer from his title as Detective to the title of Police Officer effective November 6, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-604

Appointment of Administrative Clerk (Provisional) Engineering Department/Lynn M. Dearmyer-Lee

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Administrative Clerk in the Engineering Department; AND

WHEREAS, notice of said 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, no full-time employee bid on said vacancy; AND

WHEREAS, no valid civil service list exists for said title; AND

WHEREAS, Lynn M. Dearmyer-Lee applied for said vacancy and meets all of the necessary qualifications for provisional appointment; NOW, THEREFORE, BE IT

RESOLVED, that Lynn M. Dearmyer-Lee of Cheektowaga, New York, be and hereby is appointed to the provisional position of Administrative Clerk in the Engineering Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective October 30, 2017.

RESULT:	ADOPTED [6 TO 1]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Meyers, Adamczyk, Hammer, Magierski
NAYS:	Gerald Kaminski



15. RESOLUTION 2017-605

Appointment of Laborer (Temporary) Facilities Department (Parks Division) (Jordan Pocobello) and Appointment of Maintenance Worker (Temporary) Facilities Department (Parks Division) (Randy J. Walker, Jr.)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a temporary Maintenance Worker position was filled in the Facilities Department (Parks Division) at the October 10, 2017, Town Board Meeting; AND

WHEREAS, internal bidding was not conducted as it should have pursuant to the bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association; AND

WHEREAS, part-time Laborer Jordan Pocobello was appointed to the temporary Maintenance Worker position in the Facilities Department (Parks Division); AND

WHEREAS, Jordan Pocobello must be appointed back to his former position as a part-time Laborer in the Facilities Department (Parks Division) in order to rectify this error; NOW, THEREFORE, BE IT

RESOLVED, that Jordan Pocobello of Cheektowaga, New York be and hereby is appointed to the part-time position of Laborer in the Facilities Department (Parks Division) effective October 6, 2017; AND

WHEREAS, Randy J. Walker, Jr., currently a Laborer in the Facilities Department, bid internally on said temporary Maintenance Worker vacancy in the Facilities Department (Parks Division); AND

WHEREAS, Mr. Walker meets the qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Randy J. Walker, Jr., be and hereby is appointed to the temporary position of Maintenance Worker in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective October 16, 2017 through November 5, 2017; AND

WHEREAS, a temporary Laborer position exists in the Facilities Department (Parks Division) as a result of this action; AND

WHEREAS, no Town of Cheektowaga Employees Association bids were received; AND

WHEREAS, Jordan Pocobello, currently a part-time Laborer in the Facilities Department (Parks Division) applied for said vacancy and meets the qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Jordan Pocobello of Cheektowaga, New York be and hereby is appointed to the full-time temporary Laborer position in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective October 16, 2017 through November 5, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-606

Authorization of Student Intern Community Development

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, Emma Phillips, a student at the State University of New York at Buffalo, has requested to participate in the student internship program at the Office of Community Development; AND

WHEREAS, this individual has been interviewed by the Office of Community Development and the Office of Community Development is willing to afford her the opportunity to intern in the Office of Community Development; NOW, THEREFORE, BE IT

RESOLVED, that Emma Phillips of Bergen, New York, be and hereby is authorized to participate as an unpaid intern in the Office of Community Development, subject to her execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that Emma Phillip's internship be and hereby is effective August 28, 2017 through December 8, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate this student internship in the Office of Community Development.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-607

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the SANS SEC 301: Introduction to Information Security Seminar is being held November 6, 2017 through November 11, 2017 in Miami, Florida; AND

WHEREAS, Detective Joseph Crean has been recommended to attend said seminar; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there shall be no expense incurred to the Town; NOW, THEREFORE, BE IT

RESOLVED, that Detective Joseph Crean be and hereby is authorized to attend the SANS SEC 301: Introduction to Information Security Seminar being held November 6, 2017 through November 11, 2017 in Miami, Florida.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-608

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the ICAT (Integrating Communications, Assessment, and Tactics) Training and Implementation Meeting is being held November 15, 2017 in Saint Paul, Minnesota; AND

WHEREAS, Sergeant Thomas Allen has been recommended to attend said meeting; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$552.97; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Sergeant Thomas Allen be and hereby is authorized to attend the ICAT (Integrating Communications, Assessment, and Tactics) Training and Implementation Meeting being held November 15, 2017 in Saint Paul, Minnesota.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-609

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Child Passenger Safety (CPS) Instructor Training is being held November 7, 2017 through November 8, 2017 in Albany, New York; AND

WHEREAS, Police Officer Paul Nazzarett has been recommended to attend said training; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, there shall be no cost incurred to the Town; NOW, THEREFORE, BE IT

RESOLVED, that Police Officer Paul Nazzarett be and hereby is authorized to attend the Child Passenger Safety (CPS) Instructor Training being held November 7, 2017 through November 8, 2017 in Albany, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-610

Travel Authorization Community Development

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Advanced CDBG: Managing an Effective Program and CDBG/Home Underwriting/Subsidy Layering Seminar is being held November 14, 2017 through November 15, 2017 in Naples, Florida; AND

WHEREAS, Director of Community Development Richard Willis has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$569; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Director of Community Development Richard Willis be and hereby is authorized to attend the Advanced CDBG: Managing an Effective Program and CDBG/Home Underwriting/Subsidy Layering Seminar being held November 14, 2017 through November 15, 2017 in Naples, Florida.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-611

Travel Authorization (Building and Plumbing Department) Niagara Frontier Building Officials Association Education Conference

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Annual Niagara Frontier Building Officials Association Education Conference will be held from January 22, 2018 through January 24, 2018 at the Millennium Hotel, Cheektowaga, New York; AND

WHEREAS the following have requested authorization to attend said Conference:

1. Richard Coburn - Supervising Code Enforcement Officer
2. Greg Magnuszewski - Assistant Plumbing Inspector
3. Mark Radecki - Assistant Code Enforcement Officer
4. Peter Mauer - Assistant Code Enforcement Officer
5. Donald Wartinger - Assistant Code Enforcement Officer
6. Daniel Ulatowski - Planner
7. Gary Parks - Assistant Code Enforcement Officer
8. Mark Bielefeld - Assistant Code Enforcement Officer; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, these expenses have been budgeted by the Building and Plumbing Department; NOW, THEREFORE, BE IT

RESOLVED, that the aforementioned be and hereby are authorized to attend the Annual Niagara Frontier Building Officials Association Education Conference being held from January 22, 2018 through January 24, 2018 at the Millennium Hotel, Cheektowaga, New York.

RESULT:	WITHDRAWN
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XI. Suspension of Rules

Motion by Councilmember Rogowski, Seconded by Councilmember Magierski to waive the rules to include Resolution 2017-612, 2017-613, 2017-614. Motion Carried.
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1. RESOLUTION 2017-612

Termination of Laborers (Temporary) in Sanitation Department (Nicholas Snyder and Walter W. Szafraniec)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, two (2) temporary Laborer positions exist in the Sanitation Department;
AND

WHEREAS, Nicholas Snyder and Walter Szafraniec were appointed to these temporary positions; AND

WHEREAS, these temporary positions are no longer necessary; NOW, THEREFORE,
BE IT

RESOLVED, that Nicholas Snyder and Walter Szafraniec, be and hereby are terminated from the temporary Laborer positions in the Sanitation Department effective October 27, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-613

Transfer of Laborers (Temporary) from Highway Department to Sanitation Department (Dean Winkler and Steven W. Schultz)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, two (2) temporary Laborer positions exist in the Highway Department; AND

WHEREAS, Dean Winkler and Steven W. Schultz were appointed to these temporary positions; AND

WHEREAS, these temporary positions are no longer necessary; NOW, THEREFORE, BE IT

RESOLVED, that Dean Winkler of Cheektowaga, New York, and Steven W. Schultz of Cheektowaga, New York, be and hereby are transferred to their former positions of Laborer in the Sanitation Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective October 27, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-614

Authorize Supervisor to Execute Contracts and Documents with Metro Communications for the Fiber Optic Communication Network Services

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga has been actively upgrading and solidifying our current Local Area Network infrastructure, AND

WHEREAS, Metro Communications has supplied the Town comprehensive Fiber Communication Network services through the implementation of the Town Campus Fiber Project in the past, AND

WHEREAS, the Town has experienced a failure in the only remaining critical access point which is utilized for uploading Police in-car dash cam video, AND

WHEREAS, it is advantageous to the Town to enter into an additional agreement with Metro Communications for this critical situation that requires the mounting of these access points, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor shall have power to execute the necessary documents, and hereby is authorized to make any changes, insertions and omissions as agreed upon by Metro Communications and the Town, AND BE IT FURTHER

RESOLVED, that this Town Board hereby authorizes the Supervisor to execute the necessary contracts and all other necessary documents with Metro Communications for the immediate placement of the access points, at a cost not to exceed \$5,680.00, AND BE IT FURTHER

RESOLVED, that funds shall be appropriated through budget line item number 0100-1680-4146.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XII. Communications

A. Departmental Communications

1. **Town of Cheektowaga Emergency Services Quarterly Report - July to September 2017**
2. **Minutes: Cheektowaga Planning Board - October 12, 2017**
3. **Minutes: Cheektowaga Traffic Safety Commission - October 17, 2017**

B. General Communications

1. **Notice of Claim: Liberty Mutual a/s/o Melissa & Joe Kreuzer vs. Town of Cheektowaga**
2. **Notice of Claim: Loretta Williams vs. Town of Cheektowaga**
3. **Summons & Complaint: E*Trade Bank vs. Michael Swierczynski; Lisa M. Tur a/k/a Lisa Tur, Town of Cheektowaga, Etal Premises: 101 Fairhaven Drive**

XIII. Comments

A. Supervisor's Comments

A Work Session to discuss the Budget will be held on November 1, 2017 at 6:00 PM in the Council Chambers.

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIV. Adjournment

Motion by Councilmember Adamczyk, Seconded by Councilmember Hammer to adjourn the meeting at 9:05 PM. Motion Carried.



Town of Cheektowaga

Work Session

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Thursday, November 9, 2017

5:00 PM

Council Chambers

I. Call to Order

5:00 PM Meeting called to order on November 9, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

II. EXECUTIVE SESSION

1. **Motion To:** Enter Executive Session at 5:00 PM

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

2. **To discuss the employment history of a particular person(s)**
3. **Motion To:** Exit Executive Session at 6:10 PM

RESULT: ADOPTED [UNANIMOUS]
MOVER: Christine Adamczyk, Councilmember
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

III. ITEMS OF DISCUSSION

1. **Tentative 2018 Town Budget**

IV. RESOLUTION ITEM(S)



1. RESOLUTION 2017-615

Transfer of Motor Equipment Operator - A from Highway Department to Sanitation Department (Robert Hupkowicz)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that Motor Equipment Operator – A Robert Hupkowicz in the Highway Department, be and hereby is transferred to the position of Motor Equipment Operator – A in the Sanitation Department effective October 30, 2017.

RESULT:	ADOPTED [5 TO 2]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Meyers, Adamczyk, Hammer, Magierski
NAYS:	James P. Rogowski, Gerald Kaminski

V. EXECUTIVE SESSION

- Motion To:** Enter Executive Session at 6:55 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

VI. ADJOURNMENT

Motion by Councilmember Adamczyk, Seconded by Councilmember Rogowski to adjourn the meeting at 7:16 PM. Motion Carried.



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, November 14, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
John Dudziak, Town Attorney
Mark Wegner, Highway Superintendent

V. Recognition

VI. Approve Minutes

Motion by Councilmember Meyers, Seconded by Councilmember Magierski to approve the minutes. Motion carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. Amendments to Vehicle and Traffic Law

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT:	CLOSED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Resolutions



1. RESOLUTION 2017-616

Appointment of Detective (Timothy A. Turnbull)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Timothy A. Turnbull was assigned to the rank of Acting Detective in the Detective Bureau on April 26, 2017; AND

WHEREAS, the aforementioned employee has completed the Intern Program and satisfactorily served the six (6) month probationary period; NOW, THEREFORE, BE IT

RESOLVED, that Timothy A. Turnbull of Cheektowaga, New York, be and hereby is assigned to the rank of Detective in the Police Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Police Club effective October 26, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-617

Appointment of Police Sergeant (Shawn J. McAdams)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, a vacancy exists in the position of Police Sergeant in the Police Department; AND

WHEREAS, candidates from the existing Erie County Civil Service list were interviewed and work performance reviews were studied; AND

WHEREAS, the Chief of Police recommends that Police Officer Shawn J. McAdams be promoted to the position of Police Sergeant; NOW, THEREFORE, BE IT

RESOLVED, that Police Officer Shawn J. McAdams of Depew, New York, be and hereby is appointed to the position of Police Sergeant in the Police Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Cheektowaga Police Club effective November 15, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-618

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to November 14, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$3,678,749.12
RISK RETENTION FUND	1,067,475.25
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	74,264.58
SPECIAL DISTRICTS FUND	1,054,749.67
HIGHWAY FUND	644,781.57
CAPITAL FUND	352,140.19
TRUST & AGENCY FUND	12,434.68
HUD CDBG FUND	62,970.07
PART TOWN FUND	118,842.13
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$7,066,407.26

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-619

Adopt Ad Valorem Budget for 2018

Sponsored By: Meyers, Rogowski, Adamczyk, Hammer

WHEREAS, officers and employees in charge of the various administrative units of the government of the Town of Cheektowaga have submitted estimate of revenues and expenditures for the 2018 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, 2018, and a public hearing was conducted there on October 24, 2017 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 listed below

AD VALOREM BUDGET

Appropriations	\$77,273,730
Other Revenues	\$16,148,455
Appropriated Fund Balance	\$ 5,877,423
Tax Levy	\$55,247,852

RESOLVED, that the preliminary budget is hereby adopted as the annual budget of the Town of Cheektowaga for the fiscal year beginning on January 1, 2018.

RESULT:	ADOPTED [4 TO 3]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	James P. Rogowski, Timothy J. Meyers, Christine Adamczyk, Linda Hammer
NAYS:	Diane Benczkowski, Gerald Kaminski, Alice Magierski



5. RESOLUTION 2017-620

Adopt Benefit Basis Budget for 2018

Sponsored By: Meyers, Rogowski, Kaminski, Adamczyk, Hammer

WHEREAS, Diane Benczkowski, 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 set forth, namely:

Town of Cheektowaga Final Benefit Basis Budget, AND

WHEREAS, a Public Hearing was duly held on the 24th day of October, 2017 at 7:00 P.M. in relation to the Preliminary Benefit Basis Budget, as provided by law, with amendments made to same listed below, NOW, THEREFORE, BE IT

BENEFIT BASIS BUDGET

Appropriations	\$14,076,603
Other Revenues	\$ 272,609
Appropriated Fund Balance	\$ 971,762
Tax Levy	\$12,832,232

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 Roll for the Year 2018.

RESULT:	ADOPTED [5 TO 2]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Rogowski, Kaminski, Meyers, Adamczyk, Hammer
NAYS:	Diane Benczkowski, Alice Magierski



6. RESOLUTION 2017-621

Approval of Change Order No. 1 (Final) - Brentwood Drive Bridge Repair

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the contract for Construction Work for the Brentwood Drive Bridge Repairs was awarded by Town Board Resolution dated May 23, 2017 to Edbauer Construction, 2790 Clinton Street, West Seneca, New York 14224 in the amount of \$88,500.00, AND

WHEREAS, the Town Engineer has recommended the approval of Change Order No. 1 (Final) which provides for various additions and deletions, unforeseen at the start of construction and as further detailed in the Change Order Documents, NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 (Final) for the Brentwood Drive Bridge Repairs Project, as a **credit** to the contract for construction work in the amount of \$8,145.00, be and hereby is approved, AND, BE IT FURTHER

RESOLVED, that the Supervisor is hereby authorized and directed to execute said Change Order No. 1 (Final) on behalf of this Town Board chargeable to Account No. 500.5141.9919.5631.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-622

Award of Bid Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Cured-in-Place Linings, Sewer Shed #1

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, a Notice to Bidders was duly published for the receipt of bids for Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Cured-in-Place Linings, Sewer Shed #1 in the Town of Cheektowaga, which bids were duly received and opened on October 18, 2017, AND

WHEREAS, said bids were referred to the Engineering Department for analysis, tabulation and report, which analysis, tabulation and report is contained in the award package prepared by the Town Engineer, AND

WHEREAS, the Town Engineer has recommended that the bid be awarded to National Water Main Cleaning Company based on their submission of the lowest bid meeting the requirements of the specifications, NOW, THEREFORE, BE IT

RESOLVED, that the bid for Phase II of Sanitary Sewer Manhole Rehabilitation for Sanitary Sewer Shed #5 be and hereby is awarded to:

National Water Main Cleaning Company
25 Marshall Street
Canton, MA 02021

for the base bid price of \$298,100.00, being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is directed and authorized to sign any and all agreements for the aforesaid contract on behalf of this Town Board, AND, BE IT FURTHER

RESOLVED, that funding for Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Cured-in-Place Linings, Sewer Shed #1 shall be chargeable to Account Number: 500.1440.4438.5531.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-623

Amendment To Rules Pertaining To Public Access To Records (Resolution 2008-574)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, the Town wishes to amend Section 7 of Resolution 2008-574 "Adoption of Rules Pertaining to Public Access to Records of the Town of Cheektowaga"; AND

WHEREAS, the following language is proposed to replace Section 7 of the aforementioned:

§ 7 Denial of Access to Records and Appeal of Denial.

(a) Denial of access to records shall be from the Records Manager and shall be in writing stating the reason therefore and advising the requester of the right to appeal in writing, within thirty (30) days of the denial, to the Cheektowaga Town Attorney, Town Hall, 3301 Broadway, Cheektowaga, New York 14227 ((716) 686-3457).

(b) The time for deciding an appeal by the Cheektowaga Town Attorney shall commence upon receipt of the written appeal that identifies the following:

- (1) the date and location of requests for records;
- (2) a description, to the extent possible, of the records that were denied; and
- (3) the name and return address of the person denied access.

(c) A failure to determine an appeal within ten (10) business days of its receipt by granting access to the records sought or fully explaining the reasons for further denial in writing shall constitute a denial of the appeal.

(d) The Cheektowaga Town Attorney shall inform the appellant and the Committee on Open Government of its determination in writing within ten (10) business days of receipt of an appeal. The determination shall be transmitted to the Committee on Open Government at the following address:

Committee on Open Government
Department of State
41 State Street
Albany, NY 12231

WHEREAS, the Town Board has reviewed and wishes to adopt this proposed amendment, NOW, THEREFORE BE IT

RESOLVED, that the aforementioned amendment to Section 7 of Resolution 2008-574 "Adoption of Rules Pertaining to Public Access to Records of the Town of Cheektowaga" be effective immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-624

Call for Public Hearing - RESTORE New York Communities Initiative Municipal Grant Application

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga intends to submit an application to Empire State Development Corporation (ESD), for a RESTORE New York Communities Initiative Municipal Grant on or about December 15, 2017, AND

WHEREAS, the Town of Cheektowaga is required to prepare and submit an application that may be considered for financial assistance for revitalization of Cheektowaga's urban center through the elimination of blight and redevelopment of blighted structures and will include the administration and program delivery of such, AND

WHEREAS, the goal of this application is to selectively demolish and rehabilitate 3600 Harlem Road and induce commercial investment, improve the local housing stock, and increase the tax base, AND

WHEREAS, the Town is required to hold a public hearing to afford an opportunity for discussion and comment on the proposed application and to obtain the views of citizens, public agencies and other interested parties on the needs of the jurisdiction for the ESD application, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on November 28, 2017 at 7:00 P.M. at Cheektowaga Town Hall, 3301 Broadway at Union Road, Cheektowaga, NY 14227 for the above stated purpose, and BE IT

RESOLVED, that all monies for the submission of the application and associated fees shall be paid for by the Town from budget line no. 0100.0100.0380, and BE IT

RESOLVED, that the Developer of the property, 3600 Harlem Road, LLC. shall be responsible for the full reimbursement of all moneys and associated fees for the submission of the application to the Town, and BE IT FURTHER

FURTHER RESOLVED, that a public notice of such public hearing shall be published in the Buffalo News for three consecutive days and in the Cheektowaga Bee.



LEGAL NOTICE

**PUBLIC HEARING
AND**

PUBLICATION OF PROPERTY ASSESSMENT LIST

The Town of Cheektowaga intends to submit an application to Empire State Development (ESD) for a RESTORE New York Communities Initiative Municipal Grant on or about December 15, 2017. The application may be considered for financial assistance for revitalization of Cheektowaga's urban center through the elimination of blight and redevelopment of blighted structures and will include the administration and program delivery of such. The goal of this application is to selectively demolish and rehabilitate 3600 Harlem Road and induce commercial investment, improve the local housing stock, and increase the tax base.

Property Assessment List

#	Site Name/Address	Sq. Ft.	R- Residential C- Commercial	DM-Demolition DC-Deconstruction RH-Rehabilitation RC-Reconstruction	V-Vacant A- Abandoned C- Condemned S-Surplus
1	3600 Harlem Road	42,001	R	DM, RH	V

A Public Hearing will be held in the Town Council Chambers, Cheektowaga Town Hall, 3301 Broadway on November 28, 2017 at 7:00 P.M. to afford an opportunity for discussion and comment on the proposed application and to obtain the views of citizens, public agencies and other interested parties on the needs of the jurisdiction for the ESD application. Comments on the RESTORE New York Program or the proposed project will be received at this time.

Upon prior request, an interpreter will be made available at the hearing to sign for the hearing impaired. Please contact the Cheektowaga Community Development Office (716-897-7200) seven (7) days prior to the hearing if you need such special arrangements or have language issues which need to be addressed. The hearing location is accessible to the physically disabled. Written comments may be submitted to the Town of Cheektowaga Office of Community Development, 275 Alexander Avenue, Cheektowaga, New York, 14211.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-625

Negative SEQR Declaration - 3600 Genesee Street

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, an application was submitted by 3600 Genesee, LLC for the rezoning of 3600, 3622, and 3624 Genesee Street and SBL Nos. 91.16-2-53.12 and 91.16-2-59.12 from CM-General Commercial to MS- Motor Service district to allow for the construction of a vehicle display /parking area expansion and place a lawful non confirming new motor vehicle sales facility into a conforming zoning district, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the rezoning and site plan at their meetings of September 14, 2017 and November 9, 2017 respectively, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on October 25, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-626

Negative SEQR Declaration - 5 French Road

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, an application was submitted by Andrew Moquin for the rezoning of 5 French Road from CM-General Commercial to MS- Motor Service district for the demolition of an existing vacant motor repair facility and the construction of a new 7,200 s.f. motor vehicle collision repair facility, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the rezoning and site plan at their meetings of September 14, 2017 and November 9, 2017 respectively, AND

WHEREAS, the Environmental Advisory Committee at its meetings held on October 25, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-627

Approval of Rezoning - 3600 Genesee Street

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, 3600 Genesee, LLC has made application and has requested the rezoning of 3600, 3622, and 3624 Genesee Street and SBL Nos. 91.16-2-53.12, and 91.16-2-59.12 from CM- General Commercial to MS- Motor Service , AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 24th, day of October, 2017 at 7:00 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, this Town Board previously issued a Negative Declaration under SEQRA and the Town Environmental Impact Review Ordinance for this rezoning, NOW, THEREFORE, BE IT

RESOLVED, that the application of 3600 Genesee, LLC for the rezoning of 3600, 3622, and 3624 Genesee Street and SBL Nos. 91.16-2-53.12, and 91.16-2-59.12 from CM- General Commercial to MS- Motor Service District as further described in the attached legal description is the same is hereby approved, and BE IT FURTHER

RESOLVED, that any future additions to the development or site plan must be resubmitted to the Town Board to determine whether the addition is substantially in agreement with the intent of this rezoning and site plan approval, and BE IT FURTHER

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



LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of Genesee Street, being the northerly line of lands acquired by the New York State Department of Transportation by Map 60, Parcel 63, and the westerly line of lands conveyed to 3600 Genesee LLC by deed recorded in the Erie County Clerk's Office in Liber 11205 of deeds at page 4632; thence northerly along the west line of lands so conveyed by Liber 11205, page 4632 a distance of 329.88 feet to a point; thence westerly at right angles a distance of 174.93 feet to the east line of Union Road; thence

northerly along the east line of Union Road a distance of 40.0 feet to the south line of lands excepted from Liber 11205, page 4632; thence easterly along the southerly line of lands excepted from Liber 11205, page 4632 a distance of 181.49 feet to the southeast corner thereof; thence northerly along the easterly line of lands excepted from Liber 11205, page 4632 a distance of 100.00 feet to a point in the north line of lands conveyed by Liber 11205, page 4632; thence easterly along said north line a distance of 326.10 feet to the southwest corner of lands conveyed to 3600 Genesee LLC by deed recorded in the Erie County Clerk's Office in Liber 11309 of deeds at page 2216; thence northerly along the west line of Liber 11309, page 2216 a distance of 215.67 feet to the south line of Leo Place as shown on Cover No. 1094 (50 feet wide); thence easterly along the south line of Leo Place a distance of 202.12 feet to the west line of Map Covers 545 and 1094; thence southerly along the west line of Map Covers 545 and 1094 a distance of 389.12 feet to the northwest corner of Subdivision Lot Number One in Block "B" of Map Cover 545, thence easterly along the north line of said Subdivision Lot Number One a distance of 29.60 feet to the northeast corner thereof; thence southerly along the east line of Subdivision Lot Number One a distance of 85.73 feet to a point; thence easterly at right angles a distance of 12.00 feet to a point; thence southerly at right angles a distance of 73.49 feet to the northerly line of Genesee Street, being the northerly line of Lands Acquired by the New York State Department of Transportation by Map 239, Parcel 276; thence westerly along the northerly line of Genesee Street along the northerly line of lands acquired by the New York State Department of Transportation by Map 239, Parcel 276 and Map 237, Parcel 274 and Map 235, Parcel 272 a distance of 57.16 feet to the northerly line of lands Acquired by the New York State Department of Transportation by Map 59, Parcel 62; thence continuing westerly along the northerly line of Genesee Street and the northerly line of Map 59, Parcel 62 a distance of 57.33 feet to an angle point therein; thence continuing westerly along the northerly line of Genesee Street and the northerly line of lands acquired by the New York State Department of Transportation by Map 59, Parcel 62 and Map 60, Parcel 63 a distance of 479.78 feet to the point of beginning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-628

Approval of Rezoning - 5 French Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, Andrew Moquin has made application with the permission of the landowner Buffalo Lube Realty, LLC. and has requested the rezoning of 5 French Road from CM- General Commercial to MS- Motor Service , AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 24th, day of October, 2017 at 7:00 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, this Town Board previously issued a Negative Declaration under SEQRA and the Town Environmental Impact Review Ordinance for this rezoning, NOW, THEREFORE, BE IT

RESOLVED, that the application of Andrew Moquin for the rezoning of 5 French Road from CM- General Commercial to MS- Motor Service District as further described in the attached legal description is the same is hereby approved, and BE IT FURTHER

RESOLVED, that any future additions to the development or site plan must be resubmitted to the Town Board to determine whether the addition is substantially in agreement with the intent of this rezoning and site plan approval, and BE IT FURTHER

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



LEGAL DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 114, Township 10, Range 7 of the Buffalo Creek Reservation described as follows:

Beginning at the intersection of the easterly right of way line of Union Road, Route 277, also known as state highway No. 1733 as presently laid out and the southeast right of way line of French Road as presently laid out and monumented with a 5/8 in rebar: thence northeasterly at an interior angle of 126 degrees 01' 56" a distance of 283 feet to 5/8 inch rebar: thence southwesterly at an interior angle of 49 degrees 27' 45", a distance of 283 feet to a 5/8 inch diameter rebar: thence southwesterly at an interior angle of 134 degrees 03' 35", a distance of

226 feet to a 5/8 inch diameter rebar: thence southwesterly at an interior angle of 151 degree 45' 30", a distance of 35.80 feet to a 5/8 inch diameter rebar: thence northeasterly at an interior angle of 78 degrees 41' 14", a distance of 232 feet to a 5/8 inch rebar, also being the point of the beginning.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-629

Accept Site Plan- 3600 Genesee Street Keller Chevrolet

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, 3600 Genesee, LLC submitted a development review application and site plan to re-zone 3600, 3622, and 3624 Genesee Street and SBL Nos. 91.16-2-53.12 and 91.16-2-59.12 from CM-General Commercial to MS- Motor Service district to allow for the construction of a vehicle display /parking area expansion and place a lawful non confirming new motor vehicle sales facility into a conforming zoning district, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the site plan application at their meeting of November 9, 2017 and have recommended its approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to :

1. The existing driveway apron and curb cut at 3624 Genesee Street be removed.
2. The Assistant Town Engineer reviewing/approving the civil plans for drainage and grading.
3. The Town Planner reviewing approving the final landscaping plan and photometric plan for exterior lighting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-630

Accept Site Plan- 5 French Road Maaco Autobody Collision and Repair Center

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Andrew Moquin submitted a development review application and site plan to re-zone 5 French Road from CM-General Commercial to MS- Motor Service to demolish an existing vacant motor repair facility and construct a new 7,200 s.f. automobile collision repair facility, AND

WHEREAS, the proposed redevelopment of the existing commercial site required area variances for building and parking setbacks from the Town of Cheektowaga Zoning Board of Appeals, AND

WHEREAS, on October 18, 2017 the Cheektowaga Zoning Board of Appeals had a public hearing to consider the necessary area variances, AND

WHEREAS, the applicant has made modifications to his site plan and building architecture at the request of the Town, including vegetative screening on all sides of the vehicle storage area, adding trees along the slope of southern portion of the property and the addition of cultured stone along the building facades and the removal of a proposed exterior metal facing along the rear wall, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the site plan application at their meeting of November 9, 2017 and have recommended its approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to :

1. The Assistant Town Engineer reviewing/approving the civil plans for drainage and grading.
2. The Town Planner reviewing approving the final landscaping plan and photometric plan for exterior lighting.

Attachments:

site plan and renderings (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-631

Accept Site Plan- 3600 Harlem Road

Sponsored By: Councilmember Meyers, Councilmember Rogowski

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Sandra Mancuso of E&I Team, Inc. submitted a development review application and site plan for the conversion of an existing 35,600 s.f. two story nursing home into (76) seventy six one bedroom and (4) four two bedroom apartments for senior independent living, AND

WHEREAS, the proposed building conversion includes the construction of a third floor addition and two three story additions, adding 42,400 sf in new building area, AND

WHEREAS, this Town Board on December 21, 2015 previously approved a site plan for the subject project which had expired since a building permit was not applied for within a year of the site plan approval, AND

WHEREAS, the Town of Cheektowaga Zoning Board of Appeals approved an area variance application for relief from building /parking setbacks and the quantity of off street parking spaces provided, to accommodate the proposed building conversion AND

WHEREAS, said area variance application was approved by the Cheektowaga Zoning Board of Appeals on October 18th, 2017, AND

WHEREAS, this Town Board on December 21, 2015 previously made a SEQRA, determination of non significance for the proposed project, AND

WHEREAS, this Town Board re-affirms said SEQRA determination of non significance, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the site plan application at their meeting of October 12, 2017 and have recommended its re-approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to :

1. The Town Engineer reviewing/approving the civil plans for drainage, grading, adequacy of potable water supply and sufficiency of sanitary sewer capacity.

2. The Town Planner reviewing approving the final landscaping plan and photometric plan for exterior lighting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-632

Accept Site Plan- 60 Boxwood Lane

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, Darling Paint submitted a development review application for 2,480 s.f. building addition to an existing warehouse building at 60 Boxwood Lane, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the Application at their meeting of August 9, 2017 and have recommended approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to:

1. The Assistant Town Engineer reviewing/approving the grading drainage plan.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-633

Notice to Bidders 2018 and 2019 Portable Chemical Toilets (Bid #2017-35)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, The Town of Cheektowaga, Facilities Department, Parks Division, utilizes Portable Chemical Toilets at various locations to service their recreational activities and Special Events (Bid# 2017-35), NOW BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice To Bidders for the Leasing and Servicing of Portable Chemical Toilets for 2018 and 2019, 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 29th day of November, 2017 at 11:00 AM Eastern Standard Time at a public bid opening to be held in the Council Chambers at Cheektowaga Town Hall.



Notice to Bidders

Sealed proposals will be received by the Town Clerk on November 29, 2017 at 11:00 AM Eastern Standard Time at the Town Hall, 3301 Broadway, for Leasing and Servicing of Portable Chemical Toilets for the year 2018 and 2019 (Bid# 2017-35).

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

Vickie L. Dankowski
Town Clerk

Date: November 14, 2017

RESULT: ADOPTED [UNANIMOUS]

MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-634

Supporting a Home Rule Request: Seeking Permission from New York State to Amend the Erie County Tax Act

Sponsored By: Magierski, Adamczyk, Benczkowski, Kaminski, Rogowski, Hammer, Meyers

WHEREAS, since 2015 more than 800 homes in Western New York have been deemed “zombie houses” defined as properties undergoing the foreclosure process that can remain vacant for years; and

WHEREAS, the economic result of such vacant properties is nearly \$58 million worth of real estate in Erie County since it was last calculated; and

WHEREAS, if the home remains vacant for a long enough period of time the property value could decrease to such a level that it is no longer in a bank’s financial interest to foreclose on the property implying that time is a crucial factor in these cases; and

WHEREAS, these houses remain empty typically due to homeowners’ misunderstanding of proper foreclosure procedure-leaving these houses in limbo, i.e. the homeowners no longer maintain the property and banks are not legally obligated to. This means these properties are maintained often times at the expense of taxpayers; and

WHEREAS, in the United States the average time it takes to foreclose on a property is two years. If a house has been deemed abandoned by the municipality the foreclosure process should only take one year; and

WHEREAS, the Cheektowaga Town Board requests permission from New York State to make the following amendments to the legislation known as the Erie County Tax Act; and

WHEREAS, the purpose of this resolution is to recommend the New York State Senate and Assembly amend § 9-1.0 of the Erie County Tax Act to shorten the period in which the holder of a tax sale certificate may foreclose on a property that is certified by a municipality to be vacant and abandoned from two years to one year; and

NOW, THEREFORE, BE IT

RESOLVED, the following resolution is hereby adopted by the Town of Cheektowaga; and be it further,

RESOLVED, that the Clerk of the Town of Cheektowaga forward certified copies of this resolution to the New York State Assembly attention Speaker Carl E. Heastie and New York State Senate attention Majority Leader Flanagan as well as to the Erie County Executive, the Honorable Mark Poloncarz and to all other parties deemed necessary and proper.

FISCAL IMPACT: None for resolution

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-635

Accept Perpetual, Non-Exclusive Right of Way and Easement at 4872 Transit Road

Sponsored By: Councilmember Rogowski, Councilmember Meyers

WHEREAS, an application for erection of a cell tower has been submitted by Upstate Tower Co., LLC and a Town owned parcel to the rear of 4872 Transit Road has been proposed; and

WHEREAS, ingress and egress issues exist at the proposed location for construction, access and maintenance of said cell tower; and

WHEREAS, the Town Board prefers the location of the cell tower to be placed at said location, which requires execution of an easement to allow for access to said location through the property located at 4872 Transit Road; and

WHEREAS, in order to alleviate the situation, the Town of Cheektowaga and Up State Tower Co., LLC have requested Monro Muffler Brake, Inc., the owner of 4872 Transit Road, to grant the Town of Cheektowaga and Up State Tower Co., LLC a perpetual, non-exclusive right of way and easement though its property; and

WHEREAS, Monro Muffler Brake, Inc., the owner of said property, agreed to provide said perpetual, non-exclusive right of way and easement to the Town and Up State Tower Co., LLC; and

WHEREAS, a perpetual, non-exclusive right of way and easement was prepared by Up State Tower Co., LLC and reviewed and approved by the Town Attorney, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts said perpetual, non-exclusive right of way and easement and authorizes and directs the Town Supervisor to execute said document.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-636

Adoption of Car Pool/Mileage Reimbursement Policy

Sponsored By: Councilmember Magierski, Councilmember Kaminski

BE IT RESOLVED, that the Town Board hereby adopt the attached policy:

- Use of Pool Car/Mileage Reimbursement Policy

Attachments:

FINAL - Pool Car Mileage Reimbursement Policy (PDF)

RESULT:	WITHDRAWN
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22. RESOLUTION 2017-637

Authorize Supervisor to Execute Memorandum of Agreement with the TCEA

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, the Parties wish to enter into this Agreement to resolve the grievances filed by the TCEA as well as to include additional language in the CBA.

THEREFORE, IT IS HEREBY AGREED:

1. The Town and the TCEA agree to renumber the existing Section 5.04 in the CBA as 5.04(a).

2. The Town and TCEA agree to add new subsections 5.04(b), 5.04(c) and 5.04(d) to the CBA, to state as follows.

- (b) An employee who will be late for the start of his/her scheduled time to report to work must call in to his/her immediate supervisor prior to the time he/she is scheduled to report to work no later than 30 minutes after the start of his/her scheduled time she/he is to report to work and provide a reason for his/her lateness. If the employee properly calls in late, as stated in the preceding sentence, she/he must report to work within one (1) hour from the time she/he is scheduled to report to work and will be subject to the following:
1. If s/he is late for the scheduled time s/he is to report to work up to fifteen (15) minutes, he/she will not be permitted to work for the first fifteen (15) minutes and shall not receive pay for the first fifteen (15) minutes;
 2. If s/he is late for the scheduled time s/he is to report to work by more than fifteen(15) minutes but less than thirty (30) minutes, he/she will not be permitted to work for the first thirty (30) minutes and shall not receive pay for the first thirty (30) minutes;
 3. If s/he is late for the scheduled time s/he is to report to work more than thirty (30) minutes, but less than forty-five (45) minutes, he/she will not be permitted to work for the first forty-five (45) minutes and shall not receive pay for the first forty-five(45) minutes;
 4. If s/he is late for the scheduled time s/he is to report to work by more than forty- five (45) minutes, but less than sixty (60) minutes, he/she will not be permitted to work for the first sixty (60) minutes and shall not receive pay for the first sixty (60) minutes;
 5. If s/he is late for the scheduled time s/he is to report to work by more than sixty(60) minutes, s/he shall be considered absent without leave and will not be permitted to work for the entire shift/day and shall not receive pay for the entire shift/day.

If an employee fails to properly call in, that is, call his/her immediate supervisor within 30 minutes after the start of his/her scheduled time s/he is to report to work

and provide a reason for his/her lateness, s/he shall be considered absent without leave and will not be permitted to work for the entire day/shift and shall receive no pay for the entire day.

- (c) An employee who is sick, but who does not call in prior to the start of his/her shift, shall receive no pay for the entire day/shift.
- (d) In addition to the procedure set forth in subsections (b) and (c), above, the Town may impose discipline against the late employee pursuant to Article 19 of the CBA:
 - 1. First occurrence - oral reprimand - shall remain in employee's personnel file for three (3) months;
 - 2. Second occurrence - written reprimand - shall remain in the employee's personnel file for six (6) months;
 - 3. Third and subsequent occurrences - suspension or discipline (including up to termination) - shall remain in employee's personnel file for twelve (12) months.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-638

Approve Auction of Town Surplus Vehicles

Sponsored By: Councilmember Kaminski, Councilmember Magierski

WHEREAS, the Town wishes to dispose of a number of surplus motor vehicles that are no longer needed for Town use; NOW, THEREFORE BE IT

RESOLVED, that the Town hereby retains Auctions International, Inc. 808 Borden Road, Cheektowaga, NY as per the submitted contract, to conduct a sale of surplus town vehicles identified on the list below at an on-line auction to be held on its website

2017

FALL

AUCTION
VEHICLES

Vehicle #	Year	Make	Model	VIN	Mileage	Department
18	2012	CHEVROLET	TAHOE	1GNLC2E07CR316060	150,100	POLICE
54	2002	CHEVROLET	TAHOE	1GNEK13Z42R143068	174,566	POLICE
14	2012	CHEVROLET	TAHOE	1GNLC2E06CR317443	140,369	POLICE
11	2012	CHEVROLET	TAHOE	1GNLC2E03CR313401	153,184	POLICE
16	2012	CHEVROLET	TAHOE	1GNLC2E09CR317422	160,000 APRX	POLICE
104	2000	CHEVROLET	2500HD PICKUP	1GCGK24R1YF500318	57,112	PARKS
458	1994	FORD	ECONOLINE E-250	1FTHS24Y9RHA65369	67,723	PARKS
15	2012	CHEVROLET	TAHOE	1GNLC2E09CR317324	152,442	POLICE
2	2012	CHEVROLET	TAHOE	1GNLC2E02CR318685	162,021	POLICE
14	2008	FORD	CROWN VIC	2FAHP71V68X158251	131,941	POLICE
99	2008	FORD	CROWN VIC	2FAHP71VX8X158253	160,574	POLICE
66	2006	FORD	EXPEDITION	1FMPU16586LA42379	148,995	POLICE
77	2011	FORD	CROWN VIC	2FABP7BV5BX159497	148,334	POLICE
23	1998	CHEVROLET	LOW BOY DUMP	1GBJK34R0WF062274	36,622	SANITATION
132-A	1986	WELLS CARGO	TRAILER	1WC200J21G1035222	NA	DISASTER COORDINATOR
28	1999	VOLVO	WX64-DUMP	4VMDCLUE7XN778894	184,252	SANITATION
NA	VARIOUS	STAR	SABRE	Light Bars	Police	POLICE
NA	2000	GENERAC	EPS-25	3205518	432 HRS	BUILDINGS & GROUNDS
NA	VARIOUS	D&R	VARIOUS	CENTER CONSOLE	NA	POLICE

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-639

Purchase and Installation of Computer Software for the Community Development Office and Building Inspections Department

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga is in need of a computer software program to better manage the vacant housing complaint process, and the scheduling of inspections in the existing IPS system, and

WHEREAS, the development of this computer software involves specialized skills and expertise in computer programming and, as such, is not subject to competitive bidding, and

WHEREAS, Business Automation Services, Inc. (hereinafter referred to as "BAS") has submitted a proposal to the Town of Cheektowaga for the IPS Web Portal software program and system support and training at a cost of \$16,000.00, and

WHEREAS, BAS has submitted a proposal to the Town of Cheektowaga for the IPS Outlook Integration software program and system support and training at a cost of \$1,950.00, and

WHEREAS, the proposal submitted by BAS is unique and was created to be specific to the needs of the Town, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby accepts the proposal submitted by BAS and hereby authorizes and directs the Supervisor to sign same on behalf of the Town, and BE IT FURTHER

RESOLVED, that moneys for said computer software program and training proposal shall be appropriated from The Office of Community and Economic Development budget line, known as the "Zombie House Grant Expenses" item no. 0100.1910.4722, and BE IT FURTHER

RESOLVED, that moneys for said annual computer software support, hosting and maintenance fees shall be appropriated from a budget line item as to be determined by Brain Krause, Director of Administration and Finance.

Attachments:
BAS quote (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-640

Authorize Supervisor to Execute Agreements with School Districts Concerning Surveillance Cameras in the Schools

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, Cheektowaga Central School District, Cheektowaga Maryvale Union Free School District, Cheektowaga Sloan Union Free School District, Cleveland Hill Union Free School District and Harkness Career & Technical Center (hereinafter referred to as "School Districts") operate public schools located in the Town of Cheektowaga; and

WHEREAS, surveillance cameras have been installed in the School Districts' buildings to monitor the hallways, etc.; and

WHEREAS, the School Districts desire to have the Town, through its Police Department, monitor the aforesaid surveillance camera video stream for the safety of school children, teachers, etc.; and

WHEREAS, video streams from the Schools will be relayed to the Town Police Department Dispatch Center via dedicated circuit; and

WHEREAS, in order for the video to stream to the Dispatch center necessary equipment and connections will be provided by the Town's Information Technology Department; and

WHEREAS, the Director of Information Technology will determine the design and the most advantageous and secure connection for the dedicated circuit and provide the Dispatch Center with connectivity; and

WHEREAS, the Town has agreed to purchase this equipment and connections. The participating School Districts have agreed to reimburse the Town for all costs associated with the purchase, installation, maintenance, recurring expenses, and administration fees; and

WHEREAS, the cost of the design, equipment, installation, dedicated circuit and recurring expenses is estimated \$620.00 annually; and

WHEREAS, the Town's Accounting Department will send the School Districts an invoice annually which will include costs associated with the connection for these security services; and

WHEREAS, an agreement between the Town and the School Districts is authorized by Article 13 of the General Municipal Law of the State of New York; and

WHEREAS, the Town Attorney will prepare agreements between the Town and the School Districts for this purpose, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute agreements with the School Districts for the above stated purpose.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Linda Hammer, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-641

Retain Foreign Language Interpreters 2018

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the New York State Unified Court System, Eighth Judicial District, requires the Cheektowaga Justice Court to provide qualified foreign language and sign language interpreters in all civil and criminal matters if a party does not speak or understand the English language, AND

WHEREAS, the Unified Court System has provided the Justice Court with a list of the names of qualified interpreters in various languages, all of whom meet the necessary requirements and are qualified by education and experience to provide such services, AND

WHEREAS, the Town is desirous of retaining such interpreters for use in civil and criminal matters on a *per diem* basis when the need arises, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby approves the retention of foreign language and sign language interpreters for use in civil and criminal matters before the Justice Court, on a *per diem* basis, for calendar year 2018, provided said interpreters meet the qualifications, requirements, and certification necessary to perform interpretation services in a legal and courtroom environment and, BE IT FURTHER

RESOLVED, that an interpreter shall be chosen first from an up-to-date list of qualified *per diem* foreign and sign language interpreters as such list is provided by the New York State Unified Court System, Eighth Judicial District, or, if said list does not contain the name of an interpreter for the particular language required, then from any other source that will provide an interpreter meeting the requirements of the Unified Court System; and BE IT FURTHER

RESOLVED, that the cost for said interpreters shall be appropriated from line item number 100-1110-4592 and, BE IT FURTHER

RESOLVED, that subject to approval by the Town Attorney, the Supervisor is hereby authorized to execute agreements for the services of interpreters during calendar year 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-642

Retain Stenographers for the Calendar Year 2018

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Town of Cheektowaga is in need of the services of stenographers for civil, criminal, and miscellaneous matters in the Justice Court and other Town departments in which transcripts and records of said proceedings are required, AND

WHEREAS, the Town has, in the past, retained the services of various qualified and experienced court reporters who have provided such services when needed, NOW, THEREFORE, BE IT

RESOLVED, that this Town Board approves the retention of qualified and experienced court stenographers for the calendar year 2018 when such services are required by the Town including, but not limited to, the following named persons and agency: Paula Bielat, Martha Emiliani, Deborah Delalys, and Lisa Peterson of Peterson Reporting and, BE IT FURTHER

RESOLVED, that the cost of these services shall be charged to the line items designated for said expenses for the respective department and, BE IT FURTHER

RESOLVED, that subject to approval of the Town Attorney, the Supervisor is authorized to execute Agreements for the above services for the calendar year 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



28. RESOLUTION 2017-643

Youth & Recreation Transfers

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred effective as indicated:

Recreation Instructor - Seasonal to Recreation Instructor - Regular Part-time - \$10.00 - 7310.1801 - Retro to 10/6/17
Nicole Cervi

Recreation Attendant - Seasonal to Recreation Attendant - Regular Part-time - \$9.70 - 7310.1801 - Retro to 10/6/17
Rebecca Cervi
Madison Heide

Recreation Instructor - Seasonal to Recreation Instructor - Regular Part-time - \$11.00 - 7310.1801 - Retro to 10/20/17
Sandra Schrader

Recreation Attendant - Seasonal to Recreation Attendant - Regular Part-time - \$9.70 - 7310.1801 - Retro to 10/20/17
Allison Hinshaw
Jamie Kuwik

Recreation Attendant - Seasonal to Recreation Attendant - Regular Part-time - \$9.70 - 7310.1814 - Retro to 11/10/17
Tailynn Thompson

Recreation Attendant - Seasonal to Recreation Attendant - Regular Part-time - \$9.70 - 7140.1632 - Retro to 11/10/17
Khoa Le

Recreation Attendant - Seasonal to Recreation Attendant - Regular Part-time - \$9.70 - 7310.1801 - Retro to 11/10/17
Madisyn Bernas
Cassidy Okon

BE IT FURTHER RESOLVED that the employee (terminated 10/24/17) information be amended as follows (correcting the spelling of first name):

Joshua Strezelec

8/11/17

14211

Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the reading of names for the following Resolutions: 2017-643, 2017-644. Motion Carried.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



29. RESOLUTION 2017-644

Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

FACILITIES DEPARTMENT

Alexander E. Wodarczyk effective 10/26/17

Connor J. Strusienski effective 9/30/17

Jonathan W. Robinson effective 10/1/17

BUILDING AND PLUMBING DEPARTMENT

Garrett M. Pyc effective 11/7/17

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



30. RESOLUTION 2017-645

Authorization of Student Intern (Police Department)

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, Cody Hanavan, a student at Erie Community College, has requested to participate in the student internship program at the Police Department; AND

WHEREAS, this individual has been interviewed by the Police Department and the Police Department is willing to afford him the opportunity to intern in the Police Department; NOW, THEREFORE, BE IT

RESOLVED, that Cody Hanavan of West Seneca, New York, be and hereby is authorized to participate as an unpaid intern in the Police Department, subject to his execution of a Waiver of Liability and Agreement of Confidentiality; AND, BE IT FURTHER

RESOLVED, that Mr. Hanavan's internship be and hereby is effective November 15, 2017 through December 31, 2017; AND, BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the Agreement of Confidentiality, and all other documents necessary to effectuate this student internship in the Police Department.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



31. RESOLUTION 2017-646

Reappointment to Board of Assessment Review

Sponsored By: Councilmember Hammer, Councilmember Magierski

WHEREAS, the term of Mary Schemm as a Member of the Board of Assessment Review expired on September 30, 2017, and

WHEREAS, Mary Schemm has requested reappointment to said Board and is qualified for said position; NOW, THEREFORE, BE IT

RESOLVED, that Mary Schemm of Cheektowaga, New York be and hereby is reappointed to the position of member of the Cheektowaga Board of Assessment Review, effective immediately and terminating on September 30, 2022.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



32. RESOLUTION 2017-647

Appoint Secretary to Traffic Safety Commission

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, there is a vacancy in the position of Executive Secretary to the Cheektowaga Traffic Safety Commission due to the death of Mark E. Nacke, and

WHEREAS, Robert Daviszik, former International Transportation Specialist with NYS DOT, has requested appointment to this vacancy, NOW, THEREFORE, BE IT

RESOLVED, that Robert Daviszik, of 4909 William Street, Lancaster, New York be and hereby is appointed to the position of Secretary to the Cheektowaga Traffic Safety Commission, residency requirement waived, effective immediately and terminating on December 31, 2017, and BE IT FURTHER

RESOLVED, that Robert Daviszik shall be paid \$368.33, for November and December of 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



33. RESOLUTION 2017-648

Travel Authorization Engineering Department

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, the 29th Annual Bridge Conference is being held November 17, 2017 in Buffalo, New York; AND

WHEREAS, Town Engineer Patrick Bowen has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$120; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Town Engineer Patrick Bowen be and hereby is authorized to attend the 29th Annual Bridge Conference being held November 17, 2017 in Buffalo, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Suspension of Rules

Motion by Councilmember Adamczyk, Seconded by Councilmember Kaminski to waive the rules to include the following Resolution: 2017-649. Motion Carried.



1. RESOLUTION 2017-649

Place Housing & Neighborhood Preservation Office Under Supervision of Community Development Director

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, currently, the Supervising Code Enforcement Officer supervises and manages the employees of the Housing and Neighborhood Preservation Office, and

WHEREAS, due to the interconnection of the workings and missions of the Housing and Neighborhood Preservation Office and the Community Development Office with economic development and neighborhood preservation activities, this Board feels that it makes sense for the Community Development Director to manage and supervise the employees of the Housing & Neighborhood Preservation Office, NOW, THEREFORE, BE IT

RESOLVED, that, effective immediately, the management and supervision of the Housing and Neighborhood Preservation Office shall be under the control of the Director of Community Development, and BE IT FURTHER

RESOLVED, that the Supervising Code Enforcement Officer be and hereby is directed to provide any necessary assistance and advice to the Director of Community Development with issues relating to the Housing and Neighborhood Preservation Office.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds: September 2017**
2. **Minutes: Cheektowaga Conservation Advisory Council - October 5, 2017**

B. General Communications

1. **Notice of Claim: Paul Antonio vs. Town of Cheektowaga**
2. **Notice of Claim: Catherine B. Coyne vs. Town of Cheektowaga**
3. **Notice of Claim: Helen S. Koszelak vs. Town of Cheektowaga**
4. **Notice of Claim: Helen S. Koszelak vs. Town of Cheektowaga**
5. **Notice of Claim: Derek Middlebrooks vs. Town of Cheektowaga**
6. **Summons and Complaint: Kischeak D. Scott vs. Town of Cheektowaga**
7. **Summons and Complaint: Ann Zwick vs. Town of CheektowagaXII. Comments**

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Executive Session

1. **Motion To:** Enter Executive Session at 8:27 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

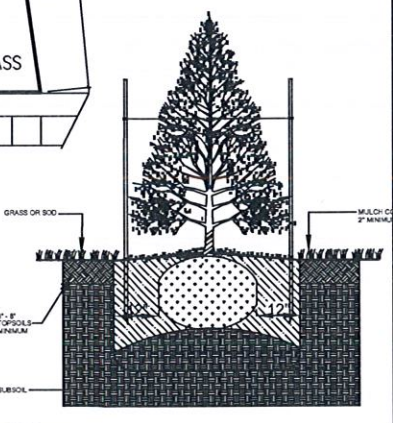
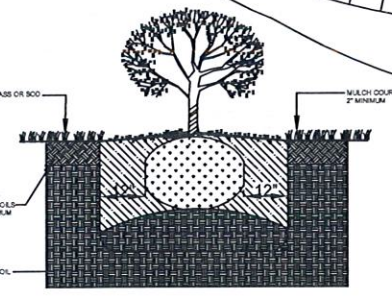
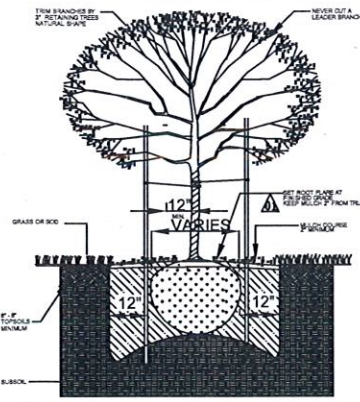
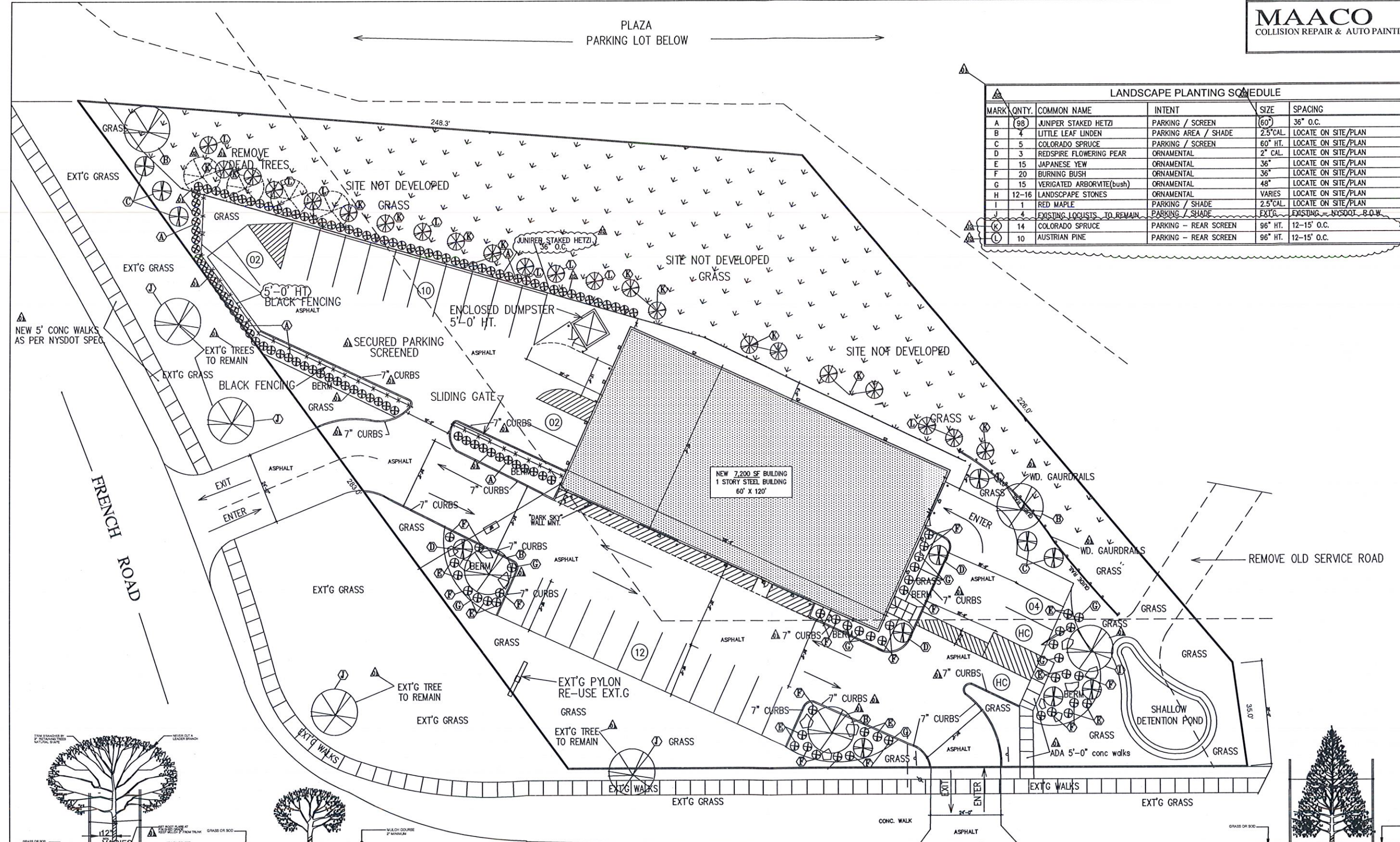
2. **Motion To:** Exit Executive Session at 8:42 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XIV. Adjournment

Motion by Councilmember Adamczyk, Seconded by Councilmember Hammer to adjourn meeting at 8:42 PM. Motion Carried.

LANDSCAPE PLANTING SCHEDULE					
MARK	QNTY.	COMMON NAME	INTENT	SIZE	SPACING
A	98	JUNIPER STAKED HETZI	PARKING / SCREEN	60"	36" O.C.
B	4	LITTLE LEAF LINDEN	PARKING AREA / SHADE	2.5" CAL.	LOCATE ON SITE/PLAN
C	5	COLORADO SPRUCE	PARKING / SCREEN	60" HT.	LOCATE ON SITE/PLAN
D	3	REDSPIRE FLOWERING PEAR	ORNAMENTAL	2" CAL.	LOCATE ON SITE/PLAN
E	15	JAPANESE YEW	ORNAMENTAL	36"	LOCATE ON SITE/PLAN
F	20	BURNING BUSH	ORNAMENTAL	36"	LOCATE ON SITE/PLAN
G	15	VERIGATED ARBORVITE(bush)	ORNAMENTAL	48"	LOCATE ON SITE/PLAN
H	12-16	LANDSCAPE STONES	ORNAMENTAL	VARIES	LOCATE ON SITE/PLAN
I	1	RED MAPLE	PARKING / SHADE	2.5" CAL.	LOCATE ON SITE/PLAN
J	4	EXISTING LOCUSTS TO REMAIN	PARKING / SHADE	EXT'G	EXISTING - NYSDOT B.O.W.
K	14	COLORADO SPRUCE	PARKING - REAR SCREEN	96" HT.	12-15' O.C.
L	10	AUSTRIAN PINE	PARKING - REAR SCREEN	96" HT.	12-15' O.C.



- PLANTING NOTES:**
- DO NOT ALLOW AIR POCKETS TO BE FORMED WHEN BACKFILLING TREES/SHRUBS. SOAK WITH WATER UPON COMPLETION OF PLANTING
 - MAINTAIN ORIGINAL GRADE AT TREE / SHRUB BASE AFTER TRANSPLANTING.
 - WRAP ALL DECIDUOUS TREE TRUNKS WITH APPROVED TREE WRAP, FROM TOP OF BALL TO 12" ABOVE FIRST BRANCH.
 - PAINT ALL CUTS/MARS WITH APPROVED TREE PAINT.
 - BASE OF PLANT PIT SHALL BE SCARIFIED IN A DEPTH OF 12" MINIMUM.
 - TOPSOIL PLANTING MIXTURE AS PER OWNER - LANDSCAPE CONTRACTOR AGREEMENT.
 - CUT AND REMOVE BURLAP FROM TRUNK OF TREES.

UNION ROAD

LANDSCAPE PLAN

PARKING TOTAL 30 SPACES
ADA STALLS 2

0 12.5 25 37.5 50

NORTH

MAACO
COLLISION REPAIR & AUTO PAINTING
NEW 7,200SF FACILITY
CHEEKTOWAGA, New York Owner, MOQUIN AUTOBOY COLLISION

WARNING:
THIS IS A RENDERING OF ARCHITECTURAL DESIGN. IT IS NOT TO BE USED FOR ANY PURPOSE TO ALTER AN EXISTING OR NEW CONSTRUCTION, UNLESS UNDER THE SUPERVISION OF A LICENSED ARCHITECT.

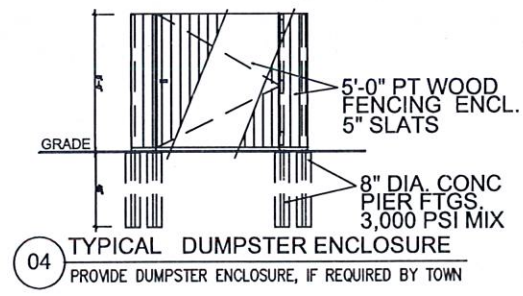
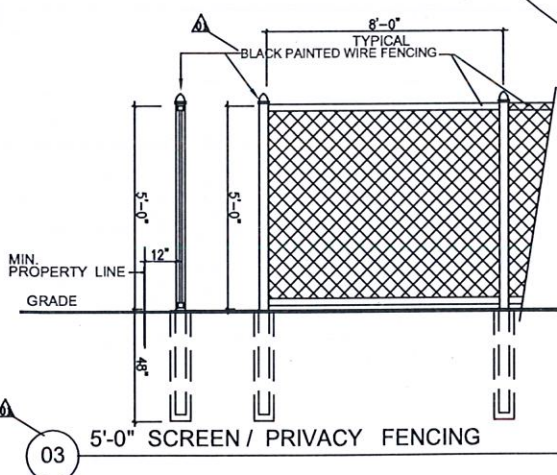
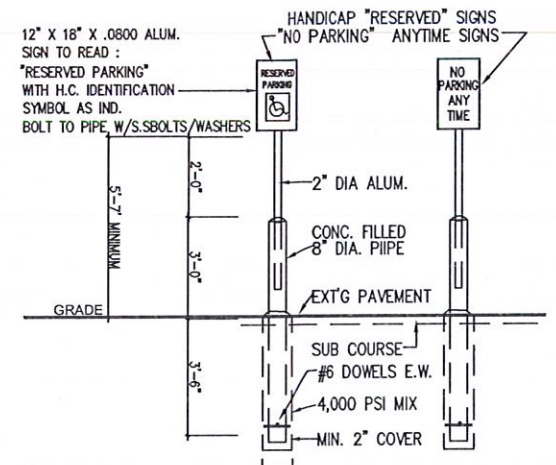
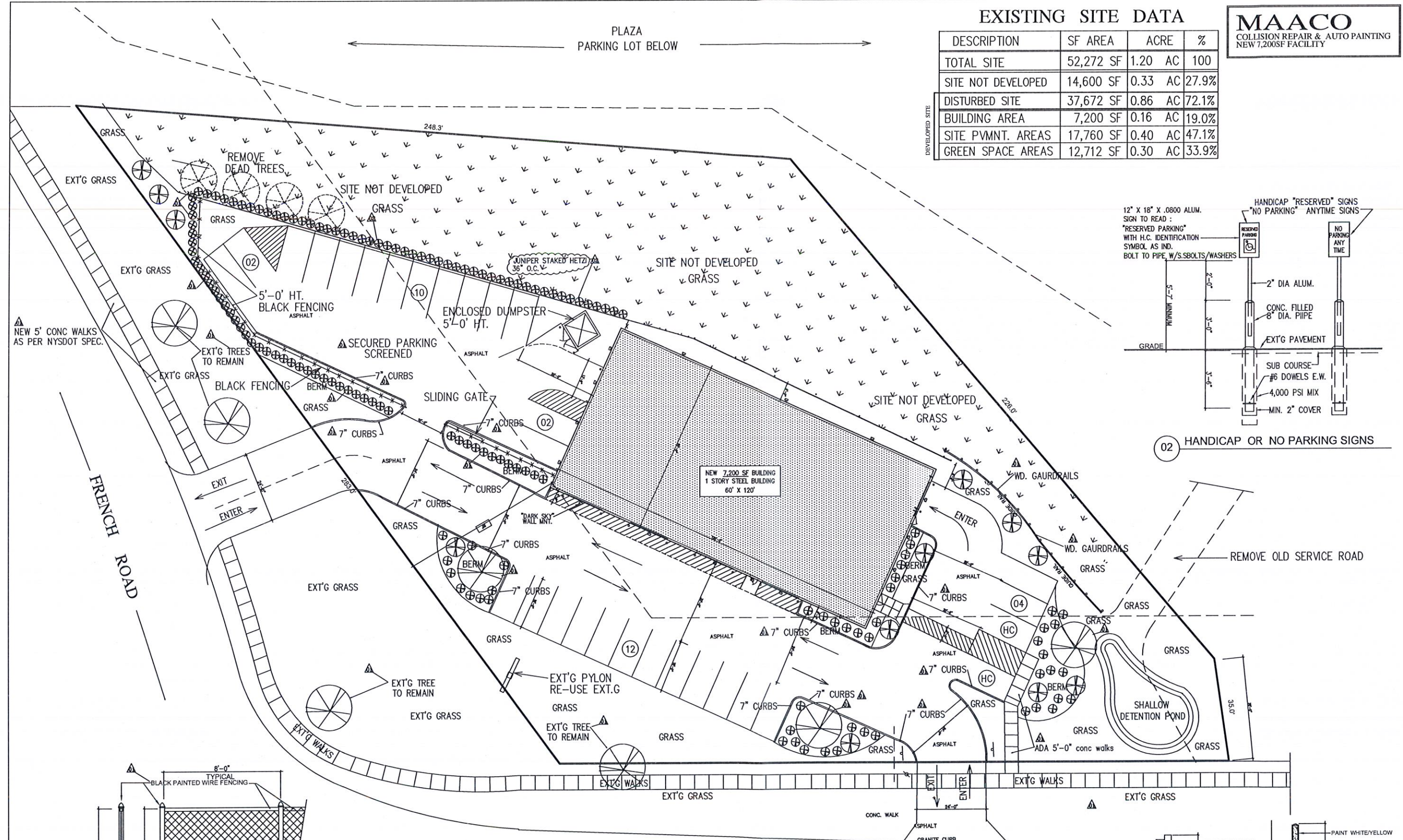
NO.	DATE	BY	REVISION
1	08-24-17	DJW	NO DATE
2	08-24-17	DJW	NO DATE
3	08-24-17	DJW	NO DATE
4	08-24-17	DJW	NO DATE

Attachment: site plan and renderings (RES-2017-630 : Accept Site Plan- 5 French Road)

EXISTING SITE DATA

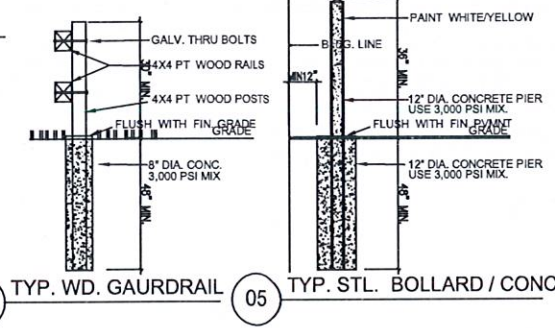
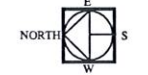
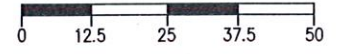
DESCRIPTION	SF AREA	ACRE	%
TOTAL SITE	52,272 SF	1.20 AC	100
SITE NOT DEVELOPED	14,600 SF	0.33 AC	27.9%
DISTURBED SITE	37,672 SF	0.86 AC	72.1%
BUILDING AREA	7,200 SF	0.16 AC	19.0%
SITE PVMNT. AREAS	17,760 SF	0.40 AC	47.1%
GREEN SPACE AREAS	12,712 SF	0.30 AC	33.9%

MAACO
COLLISION REPAIR & AUTO PAINTING
NEW 7,200SF FACILITY



MASTER SITE PLAN

PARKING TOTAL 30 SPACES
ADA STALLS 2



MAACO
COLLISION REPAIR & AUTO PAINTING
NEW 7,200SF FACILITY

CHEEKTOWAGA, New York
MOQUIN AUTOMOTIVE GROUP INC.

WARNING:
IF IN A VIOLATION OF ARTICLE 147, SECTION 7006 OF THE NEW YORK STATE EDUCATION LAW FOR ANY PERSON TO ACT AS AN ENGINEER OR ARCHITECT OR TO SIGN, SEAL OR DATE ANY DRAWING OR DOCUMENT, WITHOUT BEING THE EMPLOYEE OF A LICENSED ARCHITECT.

NO.	DATE	BY	REVISION
01	08-21-17	DDW	ISSUED FOR PERMITS
02	08-21-17	DDW	REVISED AS PER PLANNING DEPT / MAC TOWN OF CHEEKTOWAGA
03	08-21-17	DDW	REVISED AS PER TOWN OF CHEEKTOWAGA COMMENTS
04	08-21-17	DDW	REVISED AS PER TOWN OF CHEEKTOWAGA COMMENTS
05	08-21-17	DDW	REVISED AS PER TOWN OF CHEEKTOWAGA COMMENTS
06	08-21-17	DDW	REVISED AS PER TOWN OF CHEEKTOWAGA COMMENTS

Attachment: site plan and renderings (RES-2017-630 : Accept Site Plan- 5 French Road)



Attachment: site plan and renderings (RES-2017-630 : Accept Site Plan- 5 French Road)

Moquin Automotive Group Inc.



WYLIER
&
ASSOCIATES
ARCHITECTURE - INTERIORS
3072 Upper Mountain Road Sanborn, New York
716-946-4656
wylier@bluefrog.com



Attachment: site plan and renderings (RES-2017-630 : Accept Site Plan- 5 French Road)

Moquin Automotive Group Inc.



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&
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ARCHITECTURE - INTERIORS
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wylier@bluefrog.com

Use of Pool Car/Mileage Reimbursement Policy

The Town Board wishes to minimize the use of private vehicles and mileage reimbursement for Town employees in the performance of their job duties. Effective immediately, every attempt should be made to utilize available pool cars within each department for staff members in the performance of their job duties.

Should a pool car within a department not be available, the department head should first request and reserve the use of a pool car from the Central Garage. Should that pool car be unavailable, the department head should contact another department to see if any of their pool cars would be available for use.

Private vehicles shall be used only after all pool car options have been exhausted.

THE USE OF POOL CARS

For each pool car being used, the employee will be responsible to log beginning mileage, as well as ending mileage upon the car's return. If, within the performance of their job duties, it is more efficient for an employees to take their lunch while they have the pool car, then that, too, should be noted on the log.

REFERENCE

This policy applies to the following (3) departments: Youth and Recreational Services Department, the Assessor's Office and the Senior Center

EXCEPTION TO POLICY

The only exception to this policy will be the part-time/seasonal employees that work in the Youth and Recreational Services Department.

TOWN OF CHEEKTOWAGA

WEB PORTAL/OUTLOOK

QUOTE



OCTOBER 2017



INTEGRATED PROPERTY SYSTEM

The Integrated Property System (IPS) is an innovative suite of integrated applications that consolidates property data from every department within a municipality into a shared, centralized database. This provides efficient and easy access for all authorized users, while providing ample security restrictions to tailor the system to your business needs.

PERMITTING

CODE ENFORCEMENT / SERVICE REQUESTS

PLANNING / ZONING

PERIODIC INSPECTIONS

COMPREHENSIVE PARCEL HISTORY

DOCUMENT MANAGEMENT

BATCH PRINTING

MOBILE APP

CITIZEN WEB PORTAL

WORKFLOW AUTOMATION

ASSESSMENT INTEGRATION

OUTLOOK / EXCHANGE INTEGRATION

ACTIVE DIRECTORY INTEGRATION

GRANULAR SECURITY CONTROLS

What Do Our Customers Think?

"IPS has provided greater productivity for many aspects of the City of Syracuse's operations, for the benefit of citizens, developers, and City staff. The Complaint Module provides Code Enforcement and Public Works a means to more efficiently manage and track high volumes of varied activities, and the Web Portal allows constituents to enter and track complaints and service requests online. Using Workflow for interdepartmental reviews of permit and zoning plans has made review processes transparent and more efficient, automatically notifying the applicant and other reviewers of relevant results. Access to information tracked by multiple departments has made IPS an invaluable tool for planning and resource allocation, and we look forward to working with the BAS team on further IPS integration with BAS Tax, Water Billing, and Public Works software.

- Martha Maywalt

City of Syracuse

Director of Pre-development Neighborhood & Business Development



"Transforming the way government works"

661 Plank Road • Clifton Park • New York • 12065 • Phone 518-371-6869 • Fax 518-371-8207

10/6/2017

TOWN OF CHEEKTOWAGA

IPS WEB PORTAL QUOTE

SOFTWARE/SERVICES:

Online Web Portal

Integrated Property System: \$10,000

Web Portal/Service Request System

Implementation Services: \$3,600

System Configuration & Installation (\$2,400)
(16 hours remote from BAS office)

Software Training (\$1,200)
(8 hours via webinar)

Total Software/Services: \$13,600

Annual Software Support, Hosting & Maintenance Fee: \$2,400
(\$200/month invoiced annually)

Total 1st Year Cost: \$16,000

Approved by:

Name (printed)

Signature

Title

Date

Attachment: BAS quote (RES-2017-639 : Purchase and Installation of Computer Software)



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10/6/2017

TOWN OF CHEEKTOWAGA

IPS OUTLOOK INTEGRATION QUOTE

<u>SOFTWARE/SERVICES:</u>	<u>COST</u>
IPS: Outlook Integration	\$1,500
Implementation Services:	\$450
System Configuration (\$450) (3 hours)	
Software Training (\$N/C) (1 hour via internet)	
Total Software/Services:	\$1,950
Annual Software Support & Maintenance Fee:	\$N/C
Total 1 st Year Cost:	\$1,950

Approved by:

Name

Signature

Title

Date

Confidential

This Quote is Valid for 60 Days

Attachment: BAS quote (RES-2017-639 : Purchase and Installation of Computer Software)



“Transforming the way government works”

661 Plank Road • Clifton Park • New York • 12065 • Phone 518-371-6869 • Fax 518-371-8207

Notes on IPS Software & Services:

1. Our proposal assumes that your municipality is using the NYS Real Property System and that the RPSV4 assessment data will be on the same computer/network as the BAS property software; if this is not the case, a custom interface will be required for which estimates will be provided.
2. The Annual Software Maintenance Fee covers any State mandated changes and other BAS initiated software enhancements as well as unlimited telephone and remote assistance support.
3. Implementation services include system configuration which is the custom setup (at BAS) of the software including the various permits and/or inspection types, the forms required (e.g. CO, CC, violations), etc; If the amount of setup work required exceeds the estimate it will be billed at our standard rate of \$1200 per day for each BAS software specialist.
4. Training hours are invoiced at our standard rate of \$1200/day. Training will be conducted at your location, unless otherwise instructed. Travel expenses includes, but is not limited to, personal vehicle transportation at the Federal/State Mileage Rate; train/airfare; lodging; parking; tolls and meal expenses.
5. Installation and software training is normally completed within approximately 30-60 days after receipt of a confirmed order. However, the actual schedule is dependent on receiving confirmation that the client's computer system meets the BAS Windows Software Hardware/Network Guidelines; if conversion of data is required prior to the “live” operation of the system, the implementation schedule will be adjusted accordingly. Any additional training required will be billed at our standard rate.
6. The BAS professional rate for consulting, systems analysis, custom software development or technical support is \$175 per hour; estimates will be provided in advance for client approval before this type of work would be initiated.
7. Internet Access is required for downloading software updates, email support and web-based technical support. BAS utilizes remote connection technology for off-site support; no 3rd party communications software is needed.
8. Due to copyright infringement issues it is necessary for your municipality to have a licensing agreement with your current NY State Code vendor (ICC) for the same number of workstation licenses purchased from BAS; this will allow you to copy and paste the codes into the BAS IPS software.
9. Prospective purchasers should carefully review the BAS Windows Software Hardware/Network Guidelines.
10. To order the software, a 50% down payment is needed along with a signed purchase order or letter of commitment.



Town of Cheektowaga

Work Session

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, November 14, 2017

5:00 PM

Council Chambers

I. TOWN BOARD MEETING RESOLUTION ITEMS

II. EXECUTIVE SESSION

1. **Motion To:** Enter Into Executive Session at 5:50 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

2. **To discuss TCEA collective bargaining negotiations, employment history of a particular person(s) and matters leading to the appointment of a particular person(s)**

3. **Motion To:** Exit Executive Session at 7:17 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, November 28, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on November 28, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Excused	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Robert Brandon, Zoning Board Chairman
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
John Dudziak, Town Attorney
David Zack, Chief of Police

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Kaminski to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. RESTORE New York Communities Initiative Municipal Grant Application

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT:	CLOSED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

IX. Resolutions



1. RESOLUTION 2017-650

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Adamczyk

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;
GENERAL

FROM:	100.1440.4191	Miscellaneous Expense	\$166.00
TO:	100.1440.4088	Travel, Training & Conferences	\$166.00

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



2. RESOLUTION 2017-651

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Adamczyk

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to November 28, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$240,694.77
RISK RETENTION FUND	32,651.93
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	4,226.00
SPECIAL DISTRICTS FUND	393,224.99
HIGHWAY FUND	43,779.78
CAPITAL FUND	857,222.68
TRUST & AGENCY FUND	7,973.76
HUD CDBG FUND	29,728.60
PART TOWN FUND	2,694.00
NYS AFFORDABLE HOUSING	0.00
	\$1,612,196.51

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



3. RESOLUTION 2017-652

Adopt Amendments to Vehicles and Traffic Law

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, this Town Board held a public hearing on November 14, 2017 to consider the advisability of adopting proposed amendments to Chapter 235 of the Code of the Town of Cheektowaga (Vehicle and Traffic), said hearing being held in accordance with Notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1:

That this Town Board determines it is in the public interest to adopt the following amendments to Chapter 235 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 V - Schedules

Schedule XA: Alternate Parking in Designated Locations, shall be amended by **adding** thereto the following streets or parts of streets:

WAGNER STREET - From the south curblineline of William Street to the north curblineline of Wagner Street (at the bend).

• ARTICLE V - Schedules

Schedule X: Parking Prohibited in Designated Locations, shall be amended by **deleting** thereto the following streets or parts of streets:

LOCHLAND DRIVE - East side: from the north curblineline of Huth Road to the south curblineline of Cleveland Drive.

WAGNER AVENUE - West side: from north curblineline of Bismarck Street to south curblineline of William Street.

• ARTICLE V - Schedules

Schedule X: Parking Prohibited in Designated Locations, shall be amended by **adding** thereto the following streets or parts of streets:

LOCHLAND DRIVE - West side: from the north curblineline of Huth Road to the south curblineline of Cleveland Drive.

Section 2. Time to Take Effect

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.

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 235 (formerly Chapter 76) of the Code of the Town of Cheektowaga shall be entered into the minutes of the Town Board and shall be published in the CHEEKTOWAGA BEE, 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



4. RESOLUTION 2017-653

Award of Bid - Pre-Hospital (Ambulance) Emergency Services

Sponsored By: Councilmember Adamczyk, Councilmember Magierski

WHEREAS, the Town's existing Agreement for Pre-Hospital Emergency Services (for ambulance services for emergencies when called into the Cheektowaga Dispatch Office) expires on December 31, 2017, and

WHEREAS, by resolution dated October 10, 2017, this Town Board requested proposals for a new agreement for Pre-Hospital Emergency Services, and

WHEREAS, a single proposal was duly received by this Town Board at a bid opening on October 25 2017 for pre-hospital emergency services, and said proposal was referred to the Emergency Medical Services Board for analysis, tabulation, and report; and

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

RESOLVED, that the bid be awarded to American Medical Response, 481 William Gaiter Parkway, Buffalo, New York, 14215, being the sole and only bidder meeting the requirements set forth in the Request for Proposal referred to herein, for the period January 1, 2018 to December 31, 2020, with one extension of (1) year on the same terms and conditions pending approval by the EMS Board and Town Board within six (6) months of contract expiration; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute an agreement and any other documents that may be necessary for said services, subject to approval by the Town Attorney's Office.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Alice Magierski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



5. RESOLUTION 2017-654

Change Order No. 1 – Cheektowaga Safe Crossings Project (the “Project”), P.I.N. 5761.10

Sponsored By: Supervisor Benczkowski, Councilmember Adamczyk

WHEREAS, by Resolution #2017-95, the Supervisor of the Town of Cheektowaga, subject to the approval of the Town Attorney, is authorized to execute all necessary agreements, certifications or reimbursement requests in connection with the advancement or approval of the Project, in accordance with Supplemental Agreement #1 (SA#1), approved by Resolution #2017-95, between the Town of Cheektowaga and the New York State Department of Transportation (NYSDOT), AND

WHEREAS, the Project in the amount of \$139,749.00, chargeable to Account #500-1440-4830-5429, AND

WHEREAS, in order to proceed with the Project, the Town Engineer and the Project Consultant, Watts A/E, have recommended the approval of Change Order No. 1, in the amount of \$2,841.39, to restore the traffic signal loop inductance to preconstruction operation, at the northeast corner of Cayuga Creek Road at South Henry Street, AND

WHEREAS, Change Order No. 1, in the amount of \$2,841.39, will be fully compensated by a contingency work item (#697.03 Field Change Payment) within the aforementioned contract with Millennium Construction, Inc., thereby, not affecting the original contract amount, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized and directed to execute Change Order No. 1, on behalf of this Town Board, chargeable to Account #500-1440-4830-5429, AND, BE IT FURTHER

RESOLVED, that this Resolution shall take effect immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



6. RESOLUTION 2017-655

Change Order No. 2 – Cheektowaga Safe Crossings Project (the “Project”), P.I.N. 5761.10

Sponsored By: Supervisor Benczkowski, Councilmember Adamczyk

WHEREAS, by Resolution #2017-95, the Supervisor of the Town of Cheektowaga, subject to the approval of the Town Attorney, is authorized to execute all necessary agreements, certifications or reimbursement requests in connection with the advancement or approval of the Project, in accordance with Supplemental Agreement #1 (SA#1), approved by Resolution #2017-95, between the Town of Cheektowaga and the New York State Department of Transportation (NYSDOT), AND

WHEREAS, by Resolution #2017-228, Millennium Construction, Inc. was awarded the contract for the Project in the amount of \$139,749.00, chargeable to Account #500-1440-4830-5429, AND

WHEREAS, the Town Engineer and the Project Consultant, Watts A/E, have recommended the approval of Change Order No. 2, in the amount of \$4,500.00, to install a concrete curb along the back edge of the new ADA ramp, located on William Street, opposite of Theodore Roosevelt Elementary, to correct the slope created between the existing lawn and new ADA ramp that was unforeseen during the design and construction, AND

WHEREAS, Change Order No. 2, in the amount of \$4,500.00, will be fully compensated by a contingency work item (#697.03 Field Change Payment) within the aforementioned contract with Millennium Construction, Inc., thereby, not affecting the original contract amount, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor is authorized and directed to execute Change Order No. 2, on behalf of this Town Board, chargeable to Account #500-1440-4830-5429, AND, BE IT FURTHER

RESOLVED, that this Resolution shall take effect immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



7. RESOLUTION 2017-656

Call for a Public Hearing Local Law Intro No. 2017-9 of the Year 2017 - A Local Law to Amend the Taxation Law (Cold War Veterans Exemption)

Sponsored By: Councilmember Magierski, Councilmember Hammer

WHEREAS, by resolution (Resolution No. 2009-287) dated June 1, 2009, Local Law No. 2 of the Year 2009 of the Town of Cheektowaga, entitled "A Local Law to Adopt a Tax Exemption for Veterans of the Cold War" was adopted, and

WHEREAS, the Town Board has recommended that the Taxation Law be amended:

1. to amend Section 220-26 E. to eliminate the maximum period of 10 years for the exemption and allow the exemption for as long as the veteran owns the qualifying property in accordance with amended s.458-b of the Real Property Tax Law of the State of New York, and

WHEREAS, a draft of such amendment has been prepared by the Town Law Department, NOW, THEREFORE, BE IT

RESOLVED, that a public hearing be held on the 12th day of December, 2017 at 7:00P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider the advisability of adopting "A Local Law to Amend the Taxation Law", and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to publish the attached Notice of Hearing in the Cheektowaga Bee, and BE IT FURTHER



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that, pursuant to the Municipal Home Rule Law of the State of New York, a Public Hearing will be held before the Town Board of the Town of Cheektowaga on the 12th day of December, 2017 at 7:00P.M. at the Town Hall, 3301 Broadway, Cheektowaga, New York to consider and discuss and, if need be, act upon the proposed enactment of Local Law Intro No. 2017-9 of the Year 2017, entitled "A Local Law to Amend the Taxation Law". Following is a synopsis of the proposed Local Law Intro No. 2017-9:

Local Law Intro No. 2017-9

A Local Law to Amend the Taxation Law

Amend the following sections of the Taxation Law of the Town of Cheektowaga:

- 2. to amend Section 220-26 E. to eliminate the maximum period of 10 years for the exemption and allow the exemption for as long as the veteran owns the qualifying property in accordance with amended s.458-b of the Real Property Tax Law of the State of New York .

Dated: November 28, 2017

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

VICKIE L. DANKOWSKI, Town Clerk

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



8. RESOLUTION 2017-657

Negative SEQR Declaration - 2224,2228 & 2240 Old Union Road

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

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

WHEREAS, an application was submitted by DePaul Properties, Inc. for the rezoning of 2224, 2228 and 2240 Old Union Road from CF- Community Facilities to RA- Apartment District to allow for the construction of (2) two three story (40) forty unit apartment buildings and the construction of a (2) two story, 15 unit addition to an existing apartment building, 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 any recommendations submitted to it by the Advisory Committee, AND

WHEREAS, the Town of Cheektowaga Planning Board recommended approval of the rezoning and site plan at their meetings of September 14, 2017 , AND

WHEREAS, the Environmental Advisory Committee at its meetings held on October 25, 2017 recommended a determination of non-significance, AND

WHEREAS, this Town Board has reviewed the application submitted and the recommendations made by the Environmental Advisory Committee and the Planning Board 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 of the State Environmental Quality Review Act (SEQRA).

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



9. RESOLUTION 2017-658

Approval of Rezoning - 2224,2228 & 2240 Old Union Road

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, an application was submitted by DePaul Properties, Inc. for the rezoning of 2224, 2228 and 2240 Old Union Road from CF- Community Facilities to RA- Apartment District to allow for the construction of (2) two three story (40) forty unit apartment buildings and the construction of a (2) two story, 15 unit addition to an existing apartment building, AND

WHEREAS, a public hearing on such petition was held before this Town Board on the 10th, day of October, 2017 at 7:00 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 subject property is currently developed and utilized by Depaul Properties, Inc., a non profit organization that provides for special residential services, including memory care and mental health support, AND

WHEREAS, an existing Payment In Lieu of Tax Agreement (P.I.L.O.T.) is currently in effect for the existing premises, AND

WHEREAS, the applicant has agreed to re-negotiate the P.I.L.O.T. agreement with the Town, to offset any future cost of Town provided services as a result of the new project, AND

WHEREAS, this Town Board previously issued a Negative Declaration under SEQRA and the Town Environmental Impact Review Ordinance for this rezoning, NOW, THEREFORE, BE IT

RESOLVED, that the application of DePaul Properties, Inc. for the rezoning of 2224, 2228 and 2240 Old Union Road from CF- Community Facilities to RA- Apartment District as further described in the attached legal description is the same is hereby approved, and BE IT FURTHER

RESOLVED, that any future additions to the development or site plan must be resubmitted to the Town Board to determine whether the addition is substantially in agreement with the intent of this rezoning and site plan approval, and BE IT FURTHER

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



LEGAL DESCRIPTION

All that tract or parcel of land situate in the Town of Cheektowaga, County of Erie, State of New York, and is more particularly described as follows;

Beginning at a point on the northwesterly right-of-way line of Old Union Road, said point being the intersection formed by the said right-of-way of Old Union Road and the south line of Town Lot 88 and being further described as being the southeast corner of a parcel of land conveyed to DePaul Properties, Inc. in a deed filed in the Erie County Clerks' Office, Liber 10970 of Deeds, Page 8956,

thence, Northeasterly forming an interior angle of 133°32'02" along the northwest right-of-way line of Old Union Road a distance of 512.72 feet to a point, thence, Northwesterly forming an interior angle of 90°00'00" a distance of 192.06 feet to a point, thence, Westerly forming an interior angle of 136°24'35" a distance of 500.00 feet to a point, thence, Southerly forming an interior angle of 90°00'00" a distance of 87.79 feet to a point, thence, Southeasterly forming an interior angle of 117°37'55" a distance of 194.50 feet to a point, thence, Southerly forming an interior angle of 225°51'30" a distance of 105.50 feet to a point, thence, Southwesterly forming an interior angle of 240°06'00" a distance of 176.38 feet to a point, thence, Southerly making an interior angle of 136°27'58" a distance of 96.68 feet to a point, thence, Easterly making an interior angle of 90°00'00" a distance of 205.00 feet to the point and place of beginning.

Intending to describe a parcel of land situated on the northwesterly side of Old Union Road, containing 4.465± acres of land to the right-of-way, Town of Cheektowaga.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



10. RESOLUTION 2017-659

Accept Site Plan- 2224,2228 & 2240 Old Union Road Depaul Properties, Inc.

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, pursuant to the Zoning Law of the Town of Cheektowaga, the Planning Board reviews various development review applications for site plans, rezonings, special permits and realty subdivisions and renders its recommendation concerning the compatibility of such application with the zoning regulations, the Town Master Plan and neighborhood character, AND

WHEREAS, the Town Board, pursuant to section 260-47.1C of the Zoning Law of the Town of Cheektowaga is vested with the authority to approve site plans and modify or reject any recommendation submitted to it by its advisory committees, AND

WHEREAS, De Paul Properties, Inc. submitted a development review application and site plan to re-zone 2224, 2228 and 2240 Old Union Road from CF- Community Facilities to RA- Apartment District to allow for the construction of (2) two three story (40) forty unit apartment buildings and the construction of a (2) two story, 15 unit addition to an existing apartment building, AND

WHEREAS, the proposed project is a redevelopment of an existing multifamily assisted living facility /apartment complex operated by Depaul Properties, Inc., AND

WHEREAS, the project site plan required area variances for quantity of parking, size of lot and parking setbacks to newly created parcel lines, which have been approved by the Cheektowaga Zoning Board of Appeals, AND

WHEREAS, the Town of Cheektowaga Planning Board, reviewed and commented on the site plan application at their meeting of September 14, 2017 and have recommended its approval thereof, NOW THEREFORE BE IT,

RESOLVED, that pursuant to Section 260-47-1 of the Code of the Town of Cheektowaga and Section 274-a of New York State Town Law that this Town Board approves the proposed site plan subject to :

1. The Assistant Town Engineer reviewing/approving the civil plans for drainage and grading.
2. The Town Planner reviewing approving the final landscaping plan and photometric plan for exterior lighting.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



11. RESOLUTION 2017-660

Notice to Bidders For Snow & Ice Removal from Various Privately-Owned Properties (Bid #2017-36)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, and

WHEREAS, when violations are noted, property owners are notified to clean up their properties by removing hazardous snow and ice conditions on public sidewalks within the Town of Cheektowaga and

WHEREAS, the cleaning up of these public sidewalks includes snow and ice removal, and

WHEREAS, in the event property owners do not comply with clean up orders from the Housing & Neighborhood Preservation Office, public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary public sidewalk snow and ice removal on the property, and

WHEREAS, consistent with the provisions of the International Property Maintenance Code as adopted by the State of New York and Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, AND

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2018 through December 31, 2018, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Removal of Snow and Ice from Various Privately-Owned Properties (Bid# 2017-36) in the Town of Cheektowaga in the Cheektowaga Bee, and BE IT FURTHER

RESOLVED, that bids will be received until December 20, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time 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 December 20, 2017 at 11:00 AM., at the Town Hall, corner of Broadway and Union Roads, for Removal of Snow and Ice from Various Privately-Owned Properties (Bid# 2017-36) in the Town of Cheektowaga for January 1, 2018 through December 31, 2018, said services to include residential and commercial property snow and ice removal and is not intended to include town-owned properties, cemeteries or other excluded properties. Work will be done on an as-needed basis, as directed/requested by the Housing and Neighborhood Preservation Office.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Removal of Snow and Ice from Various Privately-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-36)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

DATED: November 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



12. RESOLUTION 2017-661

Notice to Bidders For Snow & Ice Removal from Various Town-Owned Properties (Bid #2017-37)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, wishes to alleviate hazardous snow and ice conditions on sidewalks located on various properties owned or designated by the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, and

WHEREAS, the cleaning up of these public sidewalks includes snow and ice removal, and

WHEREAS, the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary public sidewalk snow and ice removal on the property, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2018 through December 31, 2018, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Removal of Snow and Ice from Various Town-Owned Properties in the Town of Cheektowaga (Bid# 2017-37) in the Cheektowaga Bee, and BE IT FURTHER

RESOLVED, that bids will be received until December 20, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time 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 December 20, 2017 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for Removal of Snow and Ice from Various Town-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-37), said services to include twelve (12) town-owned properties, with a total of approximately 1062 lineal feet of public sidewalk. Work will be done on an as-needed basis, based on snow conditions. Specifically, as directed/requested by the Office of Housing and Neighborhood Preservation.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Removal of Snow and Ice from Various Town-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-37)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

DATED: November 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



13. RESOLUTION 2017-662

Notice to Bidders For Grass Cutting Town-Owned Properties (Bid #2017-38)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, wishes to continue the upkeep of certain Town owned properties within the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, and

WHEREAS, the cleaning up of these properties includes the cutting and removal of grass, weeds, brush, or plant growth in the excess of six (6) inches in height and to remove all accumulations of debris, etc., and

WHEREAS, the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary grass cutting and landscaping services on the property, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2018 through December 31, 2018, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for Grass Cutting and Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga (Bid# 2017-38) in the Cheektowaga Bee, and BE IT FURTHER

RESOLVED, that bids will be received until December 20, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time 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 December 20, 2017 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for Grass Cutting and Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-38), said services to include twelve (12) town-owned properties. Work will be done on an as-needed basis, based on property conditions. Specifically, as directed/requested by the Office of Housing and Neighborhood Preservation.

Information for bidders and specifications may be obtained from the Town Clerk at her

office in said Town Hall.

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Grass Cutting and Related Landscaping Services for Various Town-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-38)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

DATED: November 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



14. RESOLUTION 2017-663

Notice to Bidders For Grass Cutting on Various Vacant & Unmaintained Properties (Bid #2017- 39)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, and

WHEREAS, when violations are noted, property owners are notified to clean up their properties by the cutting and removing of grass, weeds, brush or plant growth in excess of six (6) inches, and to remove all accumulations of debris on various vacant and unmaintained privately-owned properties within the Town of Cheektowaga and

WHEREAS, the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary grass cutting and landscaping services on the property, and

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2018 through December 31, 2018, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for Grass Cutting and Related Landscaping Services for Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga (Bid# 2017- 39) in the Cheektowaga BEE, and BE IT FURTHER

RESOLVED, that bids will be received until December 20, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time 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 December 20, 2017 at 11:00 AM at the Town Hall, corner of Broadway and

Union Roads, for Grass Cutting and Related Landscaping Services for Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid # 2017-39). Work will be done on an as-needed basis, based on property conditions. Specifically, as directed/requested by the Office of Housing and Neighborhood Preservation.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Grass Cutting and Related Landscaping Services for Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid # 2017- 39)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

DATED: November 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



15. RESOLUTION 2017-664

Notice to Bidders For Clean-Up of Various Vacant & Unmaintained Properties (Bid #2017-40)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Office of Building Inspections, Housing & Neighborhood Preservation Division, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with residential and commercial property maintenance codes, and

WHEREAS, maintenance of these properties sometimes includes clean-up, garbage/rubbish & debris removal, minor demolition of structures and closure or removal of above ground pools and other related work, and

WHEREAS, when violations are noted, property owners are notified to maintain and secure their properties, and

WHEREAS, in the event property owners do not comply with these orders from the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary work on the property, and

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building Inspections Department, Housing & Neighborhood Preservation Office and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2018 through December 31, 2018, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Clean-up of Vacant Land and Unmaintained Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-40) in the Cheektowaga BEE, and BE IT FURTHER

RESOLVED, that bids will be received until December 20, 2017 at 11:00 a.m. by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time 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 December 20, 2017 at 11:00 A.M., at the Town Hall, corner of Broadway and Union Roads, for Furnishing Equipment and Operators for the Clean-up of Vacant Land and Unmaintained Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-40), said services to include installation of padlocks and latches; boarding up of openings and minor demolitions.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing Equipment and Operators for the Clean-up of Vacant Land and Unmaintained Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-40)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

DATED: November 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



16. RESOLUTION 2017-665

Notice to Bidders For Board-Up of Various Vacant & Unmaintained Properties (Bid #2017-41)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Office of Building Inspections, Housing & Neighborhood Preservation Division, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with residential and commercial property maintenance codes, and

WHEREAS, maintenance of these properties sometimes includes boarding up/securing structures and closure of in-ground pools and other related work, and

WHEREAS, when violations are noted, property owners are notified to maintain and secure their properties, and

WHEREAS, in the event property owners do not comply with these orders from the Housing & Neighborhood Preservation Office, and public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary work on the property, and

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, and

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, and

WHEREAS, the Building Inspections Department, Housing & Neighborhood Preservation Office and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2018 through December 31, 2018, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Board Up of Various Vacant and Unmaintained Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-41) in the Cheektowaga BEE, and BE IT FURTHER

RESOLVED, that bids will be received until December 20, 2017 at 11:00 a.m. by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time 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 December 20, 2017 at 11:00 A.M., at the Town Hall, corner of Broadway and

Union Roads, for Furnishing Equipment and Operators for the Board Up of Various Vacant and Unmaintained Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-41), said services to include installation of padlocks and latches; boarding up of openings and closure of in-ground pools.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing Equipment and Operators for the Board Up of Various Vacant and Unmaintained Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid #2017-41)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

DATED: November 28, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



17. RESOLUTION 2017-666

Notice to Bidders For Removal of Trees From Various Vacant & Unmaintained Properties in Cheektowaga (Bid #2017-42)

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Neighborhood Preservation Office, a Division of Building and Plumbing Inspections Department, is responsible for inspecting various properties within the Town of Cheektowaga to ensure compliance with the Codes of New York State and Cheektowaga Town Law, AND

WHEREAS, when violations are noted, property owners are notified to clean up their properties by removing hazardous dead, dying, diseased and/or distressed tree condition(s) within the Town of Cheektowaga, AND

WHEREAS, the cleaning up of these conditions includes tree and stump removal and filling and grading of disturbed areas, AND

WHEREAS, in the event property owners do not comply with clean up orders from the Housing & Neighborhood Preservation Office, public health and safety require that action be taken immediately, it is necessary that the Housing & Neighborhood Preservation Office retain a private contractor to perform the necessary tree and stump removal and filling and grading of disturbed areas on the property, AND

WHEREAS, consistent with the provision of Section 70-8 of the Town Code, costs incurred by the Inspector in eliminating or removing nuisances and dangerous or unsafe conditions shall be paid for by the municipal fiscal officer out of the municipal treasury upon certification of the Inspector. Such costs shall be charged against the premises and shall constitute a lien thereon in favor of the municipality, and the amount of such costs shall be entered on the tax rolls as being due and payable, AND

WHEREAS, due to the projected annual cost for performing this work, it is in order that this Board advertise for bids for these services, AND

WHEREAS, the Building and Plumbing Inspections Department, Neighborhood Preservation Office, and the Town Attorney's Office have drafted bid specifications for this purpose for January 1, 2018 through December 31, 2018, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and hereby is directed to publish a Notice to Bidders for Furnishing Equipment and Operators for the Removal of Trees from Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid# 2017-42) in the Cheektowaga Bee, and BE IT FURTHER

RESOLVED, that bids will be received until December 20, 2017 at 11:00 AM by the Town Clerk, who is hereby authorized and directed to publicly open all bids received at such time 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 December 20, 2017 at 11:00 AM., at the Town Hall, corner of Broadway and Union Roads, for Furnishing Equipment and Operators for the Removal of Trees from Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid# 2017-42), said services to include residential and commercial property tree and stump removal and filling and grading of disturbed areas and is not intended to include town-owned properties, cemeteries or other excluded properties. Work will be done on an as-needed basis, as directed/requested by the Housing and Neighborhood Preservation Office.

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

Proposals shall be submitted in a sealed envelope plainly marked on the outside "Bid for Furnishing Equipment and Operators for the Removal of Trees from Various Vacant & Unmaintained Privately-Owned Properties in the Town of Cheektowaga for January 1, 2018 through December 31, 2018 (Bid# 2017-42)" and submitted to the Town Clerk prior to bid opening.

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

The Town Board reserves the right to 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 Town Attorney, in a sum equal to five percent (5%) of the total amount of the bid, conditioned that if the bidders proposal is accepted, the bidder will enter into a contract for the same, and that the bidder will execute such further security as may be required for the faithful performance of the contract.

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

Vickie L. Dankowski
Town Clerk

DATED: November 28, 2017

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Linda Hammer, Councilmember
SECONDER: Diane Benczkowski, Supervisor
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



18. RESOLUTION 2017-667

Notice to Bidders - One New and Unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4X4 with Carbon Steel Rigid Dump Body with Coal Chute (Bid #2017-43)

Sponsored By: Supervisor Benczkowski, Councilmember Adamczyk

WHEREAS, it is in order that bids be advertised for the purchase of one (1) new and unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4x4 with Carbon Steel Rigid Dump Body with Coal Chute, or equal, for use by the Facilities Department, AND

WHEREAS, the Engineering Department has completed preparation of specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of one (1) new and unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4X4 with Carbon Steel Rigid Dump Body with Coal Chute, or equal, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 6th day of December, 2017 at 11:00 am 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 by the Town of Cheektowaga on December 6, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, for the purchase of one (1) new and unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4X4 with Carbon Steel Rigid Dump Body with Coal Chute, or equal, for use by the Facilities Department.

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

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

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

Vickie Dankowski
Town Clerk
Bid #2017-43

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Christine Adamczyk, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



19. RESOLUTION 2017-668

Notice to Bidders - 2018 Chevrolet Tahoe 4WD Premier (or equal) for the Disaster Coordinator (Bid# 2017-44)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, the Town of Cheektowaga desires to lease for a period of four (4) years, with an option to buy, one (1) 2018 model, Chevrolet Tahoe 4WD Premier (or equal), for use by the Disaster Coordinator (Bid# 2017-44), 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 said lease of one (1) 2018 model, Chevrolet Tahoe 4WD Premier (or equal), said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received and opened by the Town Clerk on the 6th day of December, 2017 at 11:00 A.M., at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on December 6, 2017 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for the four (4) year lease with option to buy of one (1) 2018 model, Chevrolet Tahoe 4WD Premier (or equal) for use by the Disaster Coordinator.

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

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

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

Vickie L. Dankowski
Town Clerk
Bid# 2017-44

Dated: November 28, 2017

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Gerald Kaminski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED: Timothy J. Meyers



20. RESOLUTION 2017-669

Community Development Housing Rehab Funds

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

Community Development Housing Rehab Funds

WHEREAS, the Town receives annual Community Development Block Grant Funds from the Department of Housing and Urban Development (HUD), and

WHEREAS, the Town also receives program income on an annual basis from the repayment of loans of the Housing Rehabilitation Loan Program, and

WHEREAS, the funds allocated towards new Housing Rehabilitation Loans for Fiscal Year 2017 is derived from anticipated program income from the repayment of loans and loan payoffs under the Town's HUD approved 2017 Annual Action Plan, and

WHEREAS, the anticipated collection of program income funds has not kept pace with the large amount of new Housing Rehabilitation Loans approved for program year 2017, and

WHEREAS, the Housing Rehabilitation Loan Program is in need of funds temporarily to pay contractors for completed work until such time as sufficient loan payments are collected to cover such costs, and

WHEREAS, the Community Development Department is therefore requesting that the Town pay such invoices for all work under currently under contract, and

WHEREAS, such loaned funds will be fully reimbursed to the Town when such loan payments are received, and

THEREFORE, be it resolved that the Town Board hereby authorize the accounting department to pay such project invoices for the Housing Rehabilitation Loan Program until sufficient funds are collected from previous loan payments.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



21. RESOLUTION 2017-670

Authorize Supervisor to Execute Grant Application for Restore NY Funding

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town of Cheektowaga Comprehensive Plan (2010), supports the redevelopment and revitalization of underutilized, obsolete and vacant buildings for economically viable uses, and

WHEREAS, the remediation, partial demolition and redevelopment of 3600 Harlem Road for senior housing effectively and efficiently provides for the use of existing infrastructure to accommodate residential uses targeted to meet the needs of the Town's growing senior population, thereby enhancing Cheektowaga's economic development, and preservation of community resources, and

WHEREAS, the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create, and sustain employment opportunities in the community by providing residential housing for senior citizens, and

WHEREAS, grant funding is available through the Empire State Development Corporation's Restore NY Program for capital projects similar to the proposed reuse of 3600 Harlem Road, and

WHEREAS, the Town of Cheektowaga may apply to Restore NY for a maximum grant of \$1,000,000 toward the estimated \$19,000,000 project, and

WHEREAS, the developer has indicated their intent to provide matching funds necessary to undertake the project, indicating the proposed financing is appropriate for the project, NOW, THEREFORE, BE IT

RESOLVED, that the Cheektowaga Town Board authorizes the submission of a grant application for Restore NY funding

AND BE IT FURTHER

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

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



22. RESOLUTION 2017-671

Authorize Supervisor to Execute Grant Application, Administration and Disbursement Agreements Relative to Restore NY Grant Regarding 3600 Harlem Road

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the New York State Empire Development Corporation offers grants through the Restore NY program to fund the demolition, remediation, and redevelopment of structures and,

WHEREAS, the property located at 3600 Harlem Road is in need of partial demolition, remediation, and redevelopment, and

WHEREAS, the Developer, 3600 Harlem, LLC, has expressed willingness to participate in the Restore NY program and

WHEREAS, this Town Board did, at its regular meeting held on Tuesday, November 14, 2017, call a public hearing to consider the grant application for funding for the demolition, remediation, and redevelopment of property located at 3600 Harlem Road in conjunction with the Developer, 3600 Harlem, LLC; and

WHEREAS, said hearing was held on the 28th day of November, 2017 at which time all persons were given an opportunity to be heard; NOW, THEREFORE BE IT

RESOLVED, that, subject to the Town Attorney's approval, this Town Board does hereby approve and authorize the Supervisor to execute a Grant Application, Administration and Disbursement Agreement between the Town of Cheektowaga and 3600 Harlem Road, LLC outlining the responsibilities of the parties relative to the Restore NY Grant (Round 5) Application for demolition, remediation, and redevelopment for premises located at 3600 Harlem Road.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



23. RESOLUTION 2017-672

Authorize Supervisor To Sign & Execute Waiver

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, on August 15, 2002 Maryann Diehl (Mortgagor) of 127 Sprucewood Drive, Cheektowaga, NY executed a mortgage in favor of the Town of Cheektowaga (Mortgagee) in the amount of \$37,000.00; and

WHEREAS, the interest rate on this deferred-payment loan is 0.0% while the loan is deferred; and

WHEREAS, said mortgage became due and payable in the event of the death of the last permanently residing owner-occupant of the property; and

WHEREAS, Maryann Diehl is now deceased and Ronald Diehl, through his attorney at the WNY Law Center is looking to act as administrator of the estate; and

WHEREAS, the Surrogate's Court of the State of New York is requesting the Town of Cheektowaga sign a Waiver of Citation and Consent to Appointment of Administrator to complete the process; and

WHEREAS, Town of Cheektowaga Deputy Attorney Melissa A. Reese, Esq. has recommended that the Town of Cheektowaga sign the waiver, and

WHEREAS, this agreement is in the best interest of the Town of Cheektowaga; NOW THEREFORE, BE IT

RESOLVED, that the Town Board accepts the recommendation that the Supervisor sign the consent and waiver and the Supervisor be and hereby is authorized to execute said waiver and consent subject to the approval of the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



24. RESOLUTION 2017-673

Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Adamczyk

BE IT RESOLVED, that the following seasonal and/or part-time employees be and hereby are terminated as listed:

POLICE DEPARTMENT
Phillip Conti effective 12/1/17
Jonathan Senn 11/2/17

SANITATION DEPARTMENT
Ronald Sobocinski 10/13/17
Steven Gillenwater 9/23/17

SENIOR SERVICES DEPARTMENT
Jerome Lewandowski 11/14/17

Motion by Councilmember Rogowski, Seconded by Councilmember Kaminski to waive the reading of names for the following Resolution: 2017-673. Motion Carried.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



25. RESOLUTION 2017-674

Appointment of Assistant Code Enforcement Officer (Competitive/Provisional) Building & Plumbing Department/Robert Komasa

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a vacancy exists in the position of Assistant Code Enforcement Officer in the Building and Plumbing Department; AND

WHEREAS, notice of said 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, no full-time employee bid on said vacancy; AND

WHEREAS, no valid civil service list exists for said title; AND

WHEREAS, Robert Komasa applied for said vacancy and meets all of the necessary qualifications for provisional appointment; NOW, THEREFORE, BE IT

RESOLVED, that Robert Komasa of Cheektowaga, New York, be and hereby is appointed to the provisional position of Assistant Code Enforcement Officer in the Building and Plumbing Department in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective December 6, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



26. RESOLUTION 2017-675

Appointment of Laborer (Labor/Permanent) Facilities Department - Parks Division/Christopher LaCorte

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, a vacancy exists in the title of Laborer in the Facilities Department (Parks Division); 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, Christopher LaCorte, applied for said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Christopher LaCorte, of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Facilities Department (Parks Division) in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective November 29, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



27. RESOLUTION 2017-676

Travel Authorization Police Department

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Force Science Realistic De-escalation Program is being held December 19, 2017 through December 20, 2017 in Oneida County, New York; AND

WHEREAS, Sergeant Thomas Allen and Police Officer Jacob Gawronski have been recommended to attend said program; AND

WHEREAS, Police Chief David Zack has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$303; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Sergeant Thomas Allen and Police Officer Jacob Gawronski be and hereby are authorized to attend the Force Science Realistic De-escalation Program being held December 19, 2017 through December 20, 2017 in Oneida County, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



28. RESOLUTION 2017-677

Travel Authorization Office of Community & Economic Development

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Niagara Frontier Building Officials Education Conference is being held January 22-24, 2018 in Cheektowaga, New York; AND

WHEREAS, Director of Community Development Richard Willis, Junior Planner Dale Marie Parks, and Assistant Code Enforcement Officer PT Lawrence Kensy have been recommended to attend said training; AND

WHEREAS, Director of Community Development Richard Willis has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$945.00; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Director of Community Development Richard Willis, Junior Planner Dale Marie Parks, and Assistant Code Enforcement Officer PT Lawrence Kensy be and hereby are authorized to attend the Niagara Frontier Building Officials Education Conference being held January 22-24, 2018 in Cheektowaga, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



29. RESOLUTION 2017-678

Travel Authorization Building and Plumbing

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, a Fire Inspector 1 Seminar is being held April 9, 2018 in Montour Falls, New York; AND

WHEREAS, Fire Inspector Joseph Ehnes been recommended to attend said seminar; AND

WHEREAS, Supervising Code Enforcement Officer Richard Coburn has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$424.60; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Fire Inspector Joseph Ehnes be and hereby is authorized to attend the Fire Inspector 1 Seminar on April 9, 2018 in Montour Falls, New York.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

X. Communications

A. Departmental Communications

1. Minutes: Cheektowaga Planning Board - November 9, 2017
2. Minutes: Cheektowaga Traffic Safety Commission - November 21, 2017

B. General Communications

1. Notice of Claim: Patricia Martin vs. Town of Cheektowaga

XI. Comments

A. Supervisor's Comments

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XII. Adjournment

Motion by Councilmember Hammer, Seconded by Councilmember Kaminski to adjourn the meeting at 8:06 PM. Motion Carried.



Town of Cheektowaga

Work Session

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, November 28, 2017

5:00 PM

Council Chambers

I. ITEM(S) OF DISCUSSION

1. AMR Contract- Councilmember Adamczyk

II. TOWN BOARD MEETING RESOLUTION ITEMS

III. EXECUTIVE SESSION

1. **Motion To:** Enter Executive Session at 6:10 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers

2. **To discuss the employment history of a particular person(s) and TCEA collective bargaining negotiations pursuant to civil service law**

3. **Motion To:** Exit Executive Session at 7:07 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Adamczyk, Hammer, Magierski
EXCUSED:	Timothy J. Meyers



Town of Cheektowaga

Regular Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Tuesday, December 12, 2017

7:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Invocation

IV. Call to Order

7:00 PM Meeting called to order on December 12, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Patrick Bowen, Town Engineer
Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
John Dudziak, Town Attorney

V. Recognition

VI. Approve Minutes

Motion by Councilmember Adamczyk, Seconded by Councilmember Kaminski to approve the minutes. Motion Carried.

VII. Public Comment Period

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on items appearing on the AGENDA of the Town Board meeting. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

VIII. Public Hearings

1. **Local Law Intro No. 2017-9 of the Year 2017 - A Local Law to Amend the Taxation Law (Cold War Veterans Exemption)**

COMMENTS - Current Meeting:

This being the time and place advertised for a Public Hearing, the Supervisor directed the Town Clerk to present that such notice has been duly published and posted; upon the order of the Supervisor such proof was duly filed.

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

RESULT:	CLOSED [UNANIMOUS]
MOVER:	Alice Magierski, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

IX. Resolutions



1. RESOLUTION 2017-679

Supervisor's Proclamation of December 15, 2017 as William E. Fichtner Day

Sponsored By: Benczkowski, Rogowski, Kaminski, Hammer, Meyers, Adamczyk, Magierski

WHEREAS, actor William E. Fichtner, one of Hollywood's most distinct and familiar faces, grew up in the Town of Cheektowaga and is a 1974 graduate of Maryvale High School; and

WHEREAS, he has starred in such television productions such as "As The World Turns", "Grace Under Fire", "Prison Break" and is currently starring in "Mom"; and

WHEREAS, he has starred in such movies as "Armageddon", "Blackhawk Down", "Perfect Storm", "The Lone Ranger", "Contact" and "Heat" and most recently wrapped his own film Cold Brook, that he directed, produced, wrote and starred in, that filmed here in Western New York; and

WHEREAS, he is a lifelong fan of the Buffalo Sabres and the Buffalo Bills; and

WHEREAS, he passionately declares such hometown favorites as beef on weck, chicken wings and sponge candy as some of his favorite and most pursued culinary desires; and

WHEREAS, he continuously presents himself as a quintessential ambassador for the Town of Cheektowaga; NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby proclaim December 15, 2017 as William E. Fichtner Day in the Town of Cheektowaga on the occasion of his appearance at the Dedication Ceremony renaming the Maryvale High School Performing Arts Center in his name.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-680

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.1680.4434	Software Maintenance	\$15,000.00
	100.1680.4146	Outsourcing	4,000.00
	100.1110.4001	Office Supplies	3,000.00
	100.1415.3500	State Aid Archives	145,336.51
TO:	100.1680.2204	Computer Hardware	\$15,000.00
	100.1680.4203	Cellular Phones	4,000.00
	100.1110.4592	Contracted Clerical	3,000.00
	100.1415.4001	Contractual Services	145,336.51

SPECIAL DISTRICTS

FROM:	150.8160.4071	Uniforms	\$48.00
	255.8125.1951	Seasonal Regular	3,500.00
TO:	150.8160.4001	Office Supplies	\$48.00
	255.8125.1914	Shift Differential	3,500.00

CDBG

FROM:	700.1015.0662	Sanitary Sewer Rep. & Manhole Inst.	\$14,871.50
TO:	700.1015.0600	Housing Rehab.-Single Family	\$14,871.50

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-681

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to December 12, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$9,155,689.28
RISK RETENTION FUND	1,291,384.68
NYS HOME PROGRAM	0.00
DEBT	0.00
HUD HOUSING REHABILITATION FUND	34,138.71
SPECIAL DISTRICTS FUND	1,565,318.50
HIGHWAY FUND	1,510,828.13
CAPITAL FUND	640,526.20
TRUST & AGENCY FUND	3,521.63
HUD CDBG FUND	74,536.38
PART TOWN FUND	312,797.58
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$14,588,741.09

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-682

Approve Annual Plan Amendment

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, the Town is required to amend its Annual Plans on the use of Community Development Block Grant Funds, and

WHEREAS, a Public Comment Period was held beginning November 2, 2017 through December 1, 2017 at which time citizens and interested parties were provided the opportunity to comment on the proposed amendment pursuant to the Citizen Participation Plan previously adopted by the Town Board, and

WHEREAS, the Director of Community Development recommends approval of the proposed amendment as attached, NOW THEREFORE BE IT

RESOLVED, that the Town Board hereby amends the Town of Cheektowaga's Annual Plans on the use of Community Development Block Grant Funds for the 2015 and 2017 program year pursuant to the attached Community Development Block Grant Annual Plan Amendment and hereby authorizes submission of said changes to the Department of Housing and Urban Development.

Town of Cheektowaga
Community Development Block Grant Program
Annual Plan Amendment

The following activities will be canceled and modified in order to provide for actual needs and proposed costs:

Item	Activity to be Cancelled	Year	Amount
1	Domestic Violence Program	2015	\$ (9,000.00)
2	First Time Home Buyer Assistance	2017	(34,000.00)
	TOTAL		\$ (43,000.00)
	Activity to be Modified		
1	Housing Rehabilitation - Single Family	2015	\$ 9,000.00
2	Police Foot Patrols	2017	16,996.78
3	Summer Day Camp	2017	654.00
4	Housing Rehabilitation - Single Family	2017	(654.00)
5	Housing Rehabilitation - Emergency Program	2017	(65,950.00)
6	Housing Rehabilitation - Single Family	2017	65,953.22
	TOTAL		\$ 26,000.00
	Activity to be Added		
1	Senior Citizen Van Acquisition		\$ 17,000.00
	TOTAL		\$ 17,000.00

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Linda Hammer, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-683

Award of Bid - 2018 & 2019 Portable Chemical Toilets (Bid 2017-35)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, bid proposals were received for the Leasing and Servicing of Portable Chemical Toilets on November 29, 2017 AND

WHEREAS, said proposal has been reviewed for compliance under the terms of the specifications, NOW THEREFORE BE IT

RESOLVED, the Cheektowaga Town Board hereby award said Bid for the Leasing and Servicing of Portable Chemical Toilets for 2018 & 2019 to:

Ball Toilet & Septic Services
P. O. Box 2072
Blasdell, New York 14219

2018 & 2019

- Category A - Single Units \$2.97 Per day per unit Items I through IX
- Category B - Handicapped Units \$4.45 Per day per unit Items I and II
- Category C - Special Events \$58.75 Per day per unit items I through V

RESULT: ADOPTED [UNANIMOUS]
MOVER: Diane Benczkowski, Supervisor
SECONDER: Timothy J. Meyers, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-684

Call for Public Hearing -Special Use Permit Request

1050 Maryvale Drive

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless has made application with the permission of the land owner, Cheektowaga Maryvale Union Free School District and is requesting a special use permit to erect a micro cell antenna on the building roof of an existing school building at 1050 Maryvale Drive, AND

WHEREAS, the proposed micro cell antenna will have a mounting height of approximately (7.5) seven and one half feet in height above the roof of the subject building, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on January 9, 2018 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on January 9, 2018 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless

for a special use permit to erect a micro cell antenna on the building roof of an existing school building at 1050 Maryvale Drive.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI
TOWN CLERK



ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of new York, being parts of Farm Lots 13 and 14, Township 11, Range 7 of the Holland Land Company's Survey and more particularly described as follows:

BEGINNING at a point in the easterly line of Union Road, as now existing, which point is distant seven and forty-six hundredths (7.46) feet more or less southerly from the

intersection of the northerly line of said Lot 13 with the said easterly line of Union Road, as measured along said easterly line; thence easterly along the northerly line of the secondarily described part of the premises conveyed by the County of Erie to Edward J. Lublin and Hilda Lublin, his wife, by deed dated October 20, 1942, and recorded in Erie County Clerk's Office on October, 23, 1942 in Liber 3316 of Deeds at page 366 a distance of one hundred thirty (130) feet; thence south parallel to said East line of Union Road and along the east line of premises so conveyed by said County of Erie to said Lublin and wife, three hundred twenty and sixty-four hundredths (320.64) feet more, or less to the southerly line of the premises conveyed by Charles Ulrich, Referee, to the County of Erie by deed dated January 19, 1940 and recorded in Erie County Clerk's Office on January 24, 1940 in Liber 2951 of Deeds at page 388; thence easterly along said line of the premises so conveyed by said Referee to the said County of Erie, seven hundred twenty-four and thirty-four hundredths (724.34) feet more or less to the west line of the premises acquired by the said County of Erie by tax proceeding in Rem No. 72, Serial 346, and more particularly described in a certain deed to said County of Erie dated and recorded 1 in Erie County Clerk's Office on the 29th day of October, 1947, in Liber 4216 of Deeds at page 411; thence south and parallel to said easterly line of Union Road five hundred thirty-one and sixty-three hundredths (531.63) feet more or less to the south line of the premises so deeded to the County of Erie by said last mentioned deed; thence east along said last mentioned line six hundred twenty-eight and seventy-two hundredths (628.72) feet more or less, to the east line of the premises heretofore referred to deeded to said County by deed recorded in Erie County Clerk's Office in Liber 4216 of Deeds at page 411; thence north parallel to the said east line of Union Road, five hundred thirty-five (535) feet more or less to the south line of the premises deeded by Charles Ulrich, Referee, to the County of Erie by deed dated January 19, 1940 and recorded January 24, 1940 in Erie County Clerk's Office in Liber 2951 of Deeds at page 388; thence east along said south of said premises so conveyed by said Charles Ulrich, Referee, to the County of Erie a distance of three hundred forty-nine and seventy-six hundredths (349.76) feet more or less to a point which is distant, as measured along the said south line, three hundred seventy (370) feet west from the center line of the premises described in a certain deed given by the County of Erie to the Buffalo Niagara Electric Corporation and which deed is dated July 26, 1946 and recorded in Erie County Clerk's Office on December 16, 1946 in Liber 4038 of Deeds at page 225; thence northerly and on a line parallel with said center line of said premises so described in said deed given by the County of Erie to the Buffalo Niagara Electric Corporation and said line extended, one thousand five hundred thirty-two and five tenths (1532.5) feet more or less to the north line of the premises conveyed by Charles Ulrich, Referee, to the County of Erie by deed dated April 23, 1941 and recorded in the Erie County Clerk's Office in Liber 3095 of Deeds at page 337; thence west along the said north line of said premises so conveyed, one thousand six hundred ninety-eight and thirty-seven hundredths (1698.37) feet more or less to the east line of the firstly described part of the premises conveyed by the County of Erie to Edward J. Lublin and Hilda Lublin, his wife, by deed dated October 20, 1942 and recorded in Erie County Clerk's Office on October 23, 1942 in Liber 3316 of Deeds at page 366; thence south along said east line, which said line as also parallel to the east line of Union Road, as now existing, one-thousand one hundred seventy-three (1173) feet more or less to the south line, of the firstly described part of the premises so conveyed by said County of Erie to said Lublin and wife; thence west on a line parallel to the north line of the premises deeded by said Charles Ulrich to said County of Erie and so recorded in Erie County Clerk's Office in Liber 3095 of Deeds at page 337, one hundred thirty (130) feet more or less to the easterly line of said Union Road, as now existing; thence south along said easterly line of said Union Road, sixty-eight (68) feet more or less to the place of beginning.

ALSO, THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 14, Township 11, Range 7 of the Holland Land Company's Survey being Subdivision Lot 226 and parts of Subdivision Lots 224, 225 and 227 as shown on map known as "Nob-Hill" and filed in the Erie County Clerk's Office under Cover 1628 and further bounded and described as follows:

BEGINNING at the southwest corner of subdivision lot 226 being the intersection of the east line of Union Road (100' wide) with the south line of land shown on Subdivision Map of "Nob-Hill" filed in Erie County Clerk's Office under Cover 1628, said point of beginning also being two hundred (200) feet southerly from the intersection of the east line of Union Road with the south line of Babcock Pkwy; thence northerly along the east line of Union Road one hundred (100) feet; thence easterly parallel with the south line of the above mentioned Subdivision Lots 224, 225 and 226 two hundred twenty-three (223) feet; thence southerly one hundred and forty-hundredths (100.40) feet to a point in the south line of said Subdivision Lot 224 two hundred thirty and eighty-four hundredths (230.84) feet east of the point of beginning; thence westerly along the south line of said Subdivision Lots 224, 225 and 226 two hundred thirty and eighty-four hundredths (230.84) feet to the point of beginning.

ALSO, ALL THAT TRACT AND PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the northwest corner of Subdivision Lot No. 10 as shown on a map filed in the Erie County Clerk's Office under Cover No. 1748, said point being in the south line of lands conveyed to Helen Burdeete by deed recorded in the Erie County Clerk's Office in Liber 2528 of Deeds at Page 317; thence northerly along an extension northerly of the west line of said Subdivision Lot No. 10, also being along the west line of Subdivision Lots Nos. 2 and 3 as shown on a map filed in the Erie County Clerk's Office under Cover No. 1832, about 56.49 feet to the north line of lands conveyed to Helen Burdeete by deed aforesaid; thence westerly along said last mentioned line about 336.14 feet to the northwest corner of lands conveyed to Helen Burdeete by deed aforesaid; thence southerly along the west line of lands conveyed to Helen Burdeete by deed aforesaid, about 55.91 feet to the southwest corner of said lands conveyed to Helen Burdeete by deed aforesaid; thence easterly along the south line of said lands conveyed to Helen Burdeete by deed aforesaid and along the north line of lands shown on map filed in the Erie County Clerk's Office under Cover No. 1748, about 336.15 feet to the point of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point in the west line of said Lot No. 13 distant 530.66 feet south of the northwest corner thereof; running thence easterly parallel with the north line of said Lot No. 13 a distance of 371.36 feet to the true point of beginning; thence continuing easterly along said parallel line 500 feet; thence southerly parallel with the west line of Lot No. 13 a distance of 50 feet; thence westerly parallel with the north line of said lot, 500 feet; and thence northerly 50 feet to the point of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point in the west line of said Lot No. 13 distant 740.66 feet south of the northwest corner thereof; running thence easterly parallel with the north line of said Lot No. 13 a distance of 371.36 feet to the true point of beginning; thence continuing easterly along said parallel line 500 feet; thence southerly parallel with the west line of Lot No. 13 a distance of 50 feet; thence westerly parallel with the north line of said lot, 500 feet; and thence northerly 50 feet to the point of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded, and described as follows:

COMMENCING at a point in the west line of said Lot No. 13 distant 580.66 feet south of the northwest corner thereof; running thence easterly parallel with the north line of said Lot No. 13 a distance of 533.36 feet to the true point of beginning; thence continuing easterly along said parallel line 338 feet; thence southerly parallel with the west line of Lot No. 13, a distance of 110 feet; thence westerly parallel with the north line of said lot, 338 feet; and thence northerly 110 feet to the point of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

COMMENCING at a point in the west line of said Lot No. 13 distant 380.66 feet south of the northwest corner thereof; running thence easterly parallel with the north line of said Lot No. 13 a distance of 371.36 feet to the true point of beginning; thence continuing easterly along said parallel line 500 feet; thence southerly parallel with the west line of Lot No. 13 a distance of 50 feet; thence westerly parallel with the north line of said lot, 500 feet; and thence northerly 50 feet to the point of beginning.

EXCEPTING AND RESERVING ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 14, Township 11, Range 7 of the Holland Land Company's Survey, and being a portion of lands now or formerly conveyed to the Common School District No. 2 of the Town of Cheektowaga by deed recorded in the Erie County Clerk's Office in Liber 4424 of Deeds at Page 27, and a portion of lands now or formerly conveyed to Union Free School District No. 2 by deed recorded in the Erie County Clerk's Office in Liber 5342 of Deeds at Page 32, being more particularly bounded and described as follows:

BEGINNING at a point on the east line of Union Road (width varies) at the southwest corner of Subdivision Lot No. 228 as shown on the Nob - Hill Subdivision filed in the Erie County Clerk's Office under Map Cover 1628, said point also being the northwest corner of Subdivision Lot No. 50 of the Unionhurst Subdivision filed in the Erie County Clerk's Office under Map Cover 1658;

Thence northerly along the said east line of Union Road, a distance of 100.00 feet to a point;

Thence easterly at an interior angle of 89° 18' 33" and parallel with the south line of said Map Cover 1628, a distance of 223.00 feet to a point;

Thence southerly at an interior angle of 95° 12' 08", a distance of 140.40 to a point on the south line of said Map Cover 1628, said point being 230.84 feet easterly from the said east line of Union Road as measured along the said south line of map Cover 1628;

Thence easterly at an interior angle of 264° 47' 52" along the said south line of Map Cover 1628 and also along the south line of the North Hills Estates Subdivision filed in the Erie County Clerk's Office In Map Cover 1805, a distance of 464.71 feet to a point;

Thence southeasterly at an interior angle of 105° 05' 12", a distance of 323.81 feet to a point;

Thence southerly at an interior angle of 165° 41' 03", a distance of 159.82 feet to a point;

Thence southwesterly at an interior angle of 101° 32' 16", a distance of 468.37 feet to a point;

Thence westerly at an interior angle of 167° 48' 47", a distance of 191.47 feet to the east line of lands now or formerly conveyed to Edward J. and Hilda Lublin by deed recorded in the Erie County Clerk's Office in Liber 3316 of Deeds at Page 366;

Thence northerly at an interior angle of 90° 10' 11" along the said east line of lands conveyed to Lublin, a distance of 572.72 feet to the said south line of Map Cover 1628;

Thence westerly at an interior angle of 269° 42' 31" along the said south line of Map Cover 1628, a distance of 130.00 feet the point or place of beginning, containing 358,173 square feet or 8.22 acres of land, more or less.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-685

Call for Public Hearing -Special Use Permit Request Micro Antenna at Utility Pole near 280 Cayuga Road

Sponsored By: Councilmember Rogowski, Supervisor Benczkowski

WHEREAS, Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless has made application with the permission of the existing utility pole owner (Verizon) and is requesting a special use permit to erect a micro cell antenna on an existing/replacement utility pole owned by Verizon within the Cayuga Road right of way (an Erie County owned highway) near 280 Cayuga Road, AND

WHEREAS, the proposed micro cell antenna will have a mounting height of approximately (38.7) thirty eight point seven feet above grade, NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing be held regarding said request under the provisions of the Zoning Law on January 9, 2018 at 7:00 P.M., at the Cheektowaga Town Hall, 3301 Broadway at the corner of Union Road.



Notice of Public Hearing

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York at the Town Hall in the said Town of Cheektowaga, 3301 Broadway corner of Union Road on January 9, 2018 at 7:00 o'clock P.M., of said day for the purpose of considering the application of:

Bell Atlantic Mobile Systems of Allentown, Inc. d/b/a Verizon Wireless

for a special use permit to erect a micro cell antenna on and existing/replacement utility pole owned by Verizon within the Cayuga Road right of way (an Erie County owned highway) near 280 Cayuga Road.

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

BY ORDER OF THE TOWN BOARD, Town of Cheektowaga, NY

VICKIE L. DANKOWSKI
TOWN CLERK



ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of the Erie County road right of way known as Cayuga Road having an approximate width of (100) one hundred feet, and more particularly described as follows:

BEGINNING at a point in the westerly line of Cayuga Road, also being the northerly line

of Marilyn Drive, a Town Road and also being the south east property corner of sub lot number 1 of map cover 1748 as filed in the Erie County Clerk's Office, then northerly approximately 680 feet, to utility pole number NYT 105-1 having a specific location with a latitude of 42°-56'-13.37" and a longitude of 78°-44'-39.64"

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	James P. Rogowski, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-686

Notice to Bidders - Clerestory Window Replacement Cheektowaga Highway Dept. (2017-45)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, Trautman Associates and the Town of Cheektowaga have completed construction documents and specifications for the Clerestory Window Replacement at The Town of Cheektowaga Highway Department, 3145 Union Road, AND

WHEREAS, the completion of said construction documents and specifications enables the solicitation of competitive bids in the field of General Construction work, NOW AND THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the Town of Cheektowaga Highway Department Clerestory Window Replacement, 3145 Union Road, Cheektowaga, NY 14227, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received and opened by the Town Clerk on the 17th day of January, 2018 at 11:00 AM, at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall, 3301 Broadway Street, Cheektowaga, NY 14227.



NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on January 17, 2018 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for the Clerestory Window Replacement at The Town of Cheektowaga Highway Department, 3145 Union Road, Cheektowaga, NY 14227.

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

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

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

Vickie L. Dankowski
Town Clerk
Bid# 2017-45

Dated: December 12, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-687

Notice to Bidders - One New and Unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4X4 with Carbon Steel Rigid Dump Body with Coal Chute (2017-46)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, it is in order that bids be advertised for the purchase of one (1) new and unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4x4 with Carbon Steel Rigid Dump Body with Coal Chute, or equal, for use by the Facilities Department, AND

WHEREAS, the Town Board previously approved a notice to bidders at the November 28th meeting, AND

WHEREAS, no bids were received by the Town Clerk and there is still a need to upgrade the equipment, AND

WHEREAS, the Engineering Department has completed preparation of specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of one (1) new and unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4X4 with Carbon Steel Rigid Dump Body with Coal Chute, or equal, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 20th day of December, 2017 at 11:00 am 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 by the Town of Cheektowaga on December 20, 2017 at 11:00 am, at the Town Hall, corner of Broadway and Union Roads, for the purchase of one (1) new and unused 2018 or Newer Chevrolet 3500 HD Regular Cab 4X4 with Carbon Steel Rigid Dump Body with Coal Chute, or equal, for use by the Facilities Department.

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

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

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

Vickie Dankowski
Town Clerk
Bid #2017-46

December 12, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-688

Notice to Bidders - 2018 Chevrolet Tahoe 4WD Premier (or equal) for the Disaster Coordinator (2017-47)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, it is in order that bids be advertised for the for the four (4) year lease with option to buy of one (1) 2018 model, Chevrolet Tahoe 4WD Premier (or equal) for use by the Disaster Coordinator, AND

WHEREAS, the Town Board previously approved a notice to bidders at the November 28th meeting, AND

WHEREAS, no bids were received by the Town Clerk and there is still a need to upgrade the equipment, AND

WHEREAS, the Engineering Department has completed preparation of specifications, NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of the four (4) year lease with option to buy of one (1) 2018 model, Chevrolet Tahoe 4WD Premier (or equal) for use by the Disaster Coordinator, or equal, said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received on the 20th day of December, 2017 at 11:00 am 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 by the Town of Cheektowaga on December 20, 2017 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for the four (4) year lease with option to buy of one (1) 2018 model, Chevrolet Tahoe 4WD Premier (or equal) for use by the Disaster Coordinator.

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

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

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

Vickie L. Dankowski
Town Clerk

Bid# 2017-47

Dated: December 12, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-689

Building & Plumbing, Community Development and Housing & Neighborhood Preservation as Separate Departments

Sponsored By: Supervisor Benczkowski, Councilmember Hammer

WHEREAS, by resolution dated May 16, 2016 (Resolution 2016-314), the Town Board appointed Richard C. Coburn as Supervising Code Enforcement Officer to enforce various Town Codes and to manage and supervise the Building & Plumbing Department and also to supervise the Housing & Neighborhood Preservation Office, and

WHEREAS, by resolution dated February 14, 2017 (Resolution 2017-116), Richard J. Willis was appointed to the position of Director of Community Development, and

WHEREAS, by resolution dated November 14, 2017 (Resolution 2017-649), the management and supervision of the Housing & Neighborhood Preservation Office was placed under the supervision of the Director of Community Development, NOW THEREFORE, BE IT

RESOLVED, that Building & Plumbing; Community Development; and Housing & Neighborhood Preservation shall be treated as separate, individual departments for all purposes, including all issues related to the Collective Bargaining Agreement.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-690

Request Buffalo Erie Niagara Land Improvement Corporation (BENLIC) to Acquire Vacant Properties 2018

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the Town of Cheektowaga has recognized the need to address the growing issue of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Cheektowaga hereby officially requests that BENLIC acquire the following properties:

35 Hedwig Avenue	SBL - 102.53-3-27;
23 Randolph Avenue	SBL - 101.60-2-29;
1574 East Delavan Avenue	SBL - 90.76-2-29;
29 Loxley Road	SBL - 102.21-4-19;
101 David Avenue	SBL - 102.21-7-14;
1107 Walden Avenue	SBL - 101.60-8-26;
110 Wanda Avenue	SBL - 102.45-5-9;
97 Reo Avenue	SBL - 102.45-5-31;
48 Andres Place	SBL - 91.18-9-19;
70 Shanley Street	SBL - 123.27-10-8;
2266 Clinton Street	SBL - 123.36-7-3;
0 Union Road	SBL - 102.16-4-19;
0 Colby Street	SBL - 113.61-4-9;
18 Schuster Avenue	SBL - 102.16-4-18;
95 Nandale Road	SBL - 113.72-1-6;

2 Redwood Drive	SBL - 91.14-10-13;
110 Brentwood Drive	SBL - 125.07-13-19;
80E Windwood Court	SBL - 91.14-2-9;
411 Maryvale Drive	SBL - 91.10-4-1.11;
1561 East Delavan Avenue	SBL - 90.84-2-1;
2354 Genesee Street	SBL - 101.28-3-11;
36 Peachrow Lane	SBL - 91.06-11-32;
111 Edmund Street	SBL - 113.64-3-38.1;
25A-D Glenwood Court	SBL - 91.15-2-22;
95 Pinehurst Avenue	SBL - 91.19-3-43;
9 Siberling Drive	SBL - 91.14-11-17; and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga has completed the required Standardized Inspector's Reports and Maintenance, Disposition and Reuse Plans (SIR/MDR plans) each property listed above and has attached the SIR/MDR plans to this resolution; and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga agrees to reimburse Erie County for the costs associated with the foreclosure of these properties, and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property; and BE IT FURTHER

RESOLVED, that the Town of Cheektowaga hereby agrees to the terms and conditions of the BENLIC Pay It Forward Policy, adopted September 19, 2014 and that pursuant to section 1610 of the New York Not-for-Profit Corporation Law will remit to BENLIC 50% of the real property taxes collected for a period of five years on all of the parcels identified herein for which, upon disposition of the parcel, net proceeds are negative

35 Hedwig Avenue	SBL - 102.53-3-27;
23 Randolph Avenue	SBL - 101.60-2-29;
1574 East Delavan Avenue	SBL - 90.76-2-29;
29 Loxley Road	SBL - 102.21-4-19;
101 David Avenue	SBL - 102.21-7-14;
1107 Walden Avenue	SBL - 101.60-8-26;
110 Wanda Avenue	SBL - 102.45-5-9;
97 Reo Avenue	SBL - 102.45-5-31;
48 Andres Place	SBL - 91.18-9-19;
70 Shanley Street	SBL - 123.27-10-8;
2266 Clinton Street	SBL - 123.36-7-3;
0 Union Road	SBL - 102.16-4-19;
0 Colby Street	SBL - 113.61-4-9;
18 Schuster Avenue	SBL - 102.16-4-18;
95 Nandale Road	SBL - 113.72-1-6;
2 Redwood Drive	SBL - 91.14-10-13;
110 Brentwood Drive	SBL - 125.07-13-19;
80E Windwood Court	SBL - 91.14-2-9;
411 Maryvale Drive	SBL - 91.10-4-1.11;
1561 East Delavan Avenue	SBL - 90.84-2-1;
2354 Genesee Street	SBL - 101.28-3-11;
36 Peachrow Lane	SBL - 91.06-11-32;
111 Edmund Street	SBL - 113.64-3-38.1;

25A-D Glenwood Court	SBL - 91.15-2-22;
95 Pinehurst Avenue	SBL - 91.19-3-43;
9 Siberling Drive	SBL - 91.14-11-17; and BE IT FURTHER

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporations; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-691

Authorize Purchase of Computer Equipment

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Cheektowaga Information Technology Department, in keeping in line with best practices, replaces end-of-life equipment with new models and is in need of purchasing several computers and related equipment, AND

WHEREAS, the purchase of new computers will allow departments to keep up with new technology, keeping the cost of repairs and maintenance down, maintaining warranties, and providing continuity of business and operations, AND

WHEREAS, CDW Government, Inc. 203 N. Milwaukee Avenue, Vernon Hills, IL 60061 - Federal ID 36-4230110, has provided quotations for these updated computers and related equipment, based on New York State OGS pricing, Contract # PT63224, including three year warranties, AND

WHEREAS, there are several departments in which the current computer equipment has reached end-of-life, which include:

Engineering Department
Town Clerk's Office
Main Pump Station
Technology Department
Various Users - PD

THEREFORE BE IT RESOLVED that the Town Board hereby authorizes the Information Technology Department to purchase computers, together with ancillary equipment under state contract for a total not to exceed \$30,000, AND BE IT FURTHER,

RESOLVED, that the funding for said equipment shall be appropriated from budget line item 0100-1680-2204.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-692

Authorize Purchase of Dispatch Workstation Equipment

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town's Information Technology and Records Management Department is interested in upgrading and improving the monitoring of security surveillance systems by the police dispatch center for our town buildings, school districts, and businesses in order for them to be able to provide better and quicker service to Town residents and to provide public safety; AND

WHEREAS, the current equipment has reached end-of-life, AND

WHEREAS, the Information Technology and Records Management departments along with the Police Department will be redesigning the current dispatch monitoring equipment, AND BE IT

RESOLVED, that the Town Board hereby authorizes the Information Technology Department to upgrade dispatch workstations, together with ancillary equipment for a total not to exceed \$25,000, AND BE IT FURTHER,

RESOLVED, that the funding for said equipment shall be appropriated from budget line item 0100-1680-4437.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-693

Imaging of Archived Maps and Plans

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Information Technology and Records Management Department images Archived Maps and Plans for retrievability, integrity, and permanent storage, AND

WHEREAS, the Building and Plumbing Department has submitted several boxes of Maps and Plans to the Information Technology and Records Management Department for permanent storage, AND

WHEREAS, these records are prepped and ready to be scanned and imported into permanent digital archives, AND

WHEREAS, as a result of previous grants, Biel's Information Technology has provided this professional service to the Town, AND

WHEREAS, Biel's Information Technology meets the requirements of imaging records as per the New York State Archives, as well as, the security requirements of the Town, AND THEREFORE, BE IT

RESOLVED, that Biel's Information Technology will scan, index, and import images into the Town's current imaging systems at a cost not to exceed \$8,000, AND BE IT FURTHER

RESOLVED, that the funds for the imaging of the Building Department Maps and Plans shall be appropriated through account 0100-1685-4051.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



16. RESOLUTION 2017-694

Authorize the Supervisor to Execute all Documents Pertaining to the Application for a Recycling Grant for Reimbursement for Composting Equipment

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC), provides financial aid for Municipal Waste Reduction and Recycling Projects; and

WHEREAS, the Town of Cheektowaga submitted a Pre-Application to the NYSDEC requesting 50% reimbursement funding toward the purchase of a Freightliner 180SD Truck, Grapple, (5) Leaf Loaders and a Grinder; and

WHEREAS, the NYSDEC has reviewed the Pre-Application and subsequently requested the Town submit a Full Application for funding consideration; and

WHEREAS, the project has been assigned Project No. 9-MSWSS-275 for the purposes of review; and

WHEREAS, the Town of Cheektowaga anticipates project expenses totaling \$770,750.00 and has requested the State reimburse the Town in the amount of \$385,375.00 (50% of estimated total expenses to be incurred); NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the NYSDEC, 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



17. RESOLUTION 2017-695

Authorize Supervisor to Execute all Documents Pertaining to the Application for Reimbursement Funding Toward the Purchase of Recycling Totes

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC), provides financial aid for Municipal Waste Reduction and Recycling Projects; and

WHEREAS, the Town of Cheektowaga submitted a Pre-Application to the NYSDEC requesting 50% reimbursement funding toward the purchase of recycling totes; and

WHEREAS, the NYSDEC has reviewed the Pre-Application and subsequently requested the Town submit a Full Application for funding consideration; and

WHEREAS, the project has been assigned Project No. 9-MSWSS-256 for the purposes of review; and

WHEREAS, the Town of Cheektowaga incurred project expenses totaling \$1,920,495.00 and has requested the State reimburse the Town in the amount of \$960,247.50 (50% of total expenses incurred); NOW, THEREFORE BE IT

RESOLVED, that Grantmakers Advantage, Inc., the Town's grant consultants, be authorized and directed to complete the necessary application, forms, etc. to be submitted to the NYSDEC, 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.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



18. RESOLUTION 2017-696

Authorize Supervisor to Execute Agreement with Erie County SPCA

Sponsored By: Councilmember Adamczyk, Councilmember Hammer

WHEREAS, the Town of Cheektowaga Dog Control Office has worked with the Erie County Society for the Prevention of Cruelty to Animals ("SPCA") to relinquish seized dogs to the SPCA after the statutory redemption period in order that such dogs could be adopted, and

WHEREAS, the SPCA has prepared an agreement to accept these dogs from the Town, and

WHEREAS, the Town Dog Control Officer has recommended that we continue to work with SPCA so that the seized dogs can be adopted, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the aforementioned agreement with the SPCA.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Linda Hammer, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



19. RESOLUTION 2017-697

Agreement with Catholic Charities (SIS)

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Cheektowaga Department of Youth and Recreational Services is desirous of continuing the operation of a joint program with Catholic Charities of Buffalo Metropolitan Services Department, 741 Delaware Ave, Buffalo, New York, 14209, whereby high risk youth within the Town will receive individual and family 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, 2018 through December 31, 2018 with a total cost not to exceed the sum of \$113,845.00 and BE IT FURTHER

CONTRACT # (BUDGET LINE ITEM) 01-7310-4677

Motion by Supervisor Benczkowski, Seconded by Councilmember Adamczyk to table to reorganizational meeting on January 9, 2018. Motion Carried.

RESULT: TABLED [UNANIMOUS] Next: 1/9/2018 7:00 PM
MOVER: Diane Benczkowski, Supervisor
SECONDER: Christine Adamczyk, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



20. RESOLUTION 2017-698

Agreement with Catholic Charities (YES)

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Cheektowaga Department of Youth and Recreational Services is desirous of continuing the operation of the Youth Engaged in Service (Y.E.S.) program with Catholic Charities of Buffalo Metropolitan Services Department, 741 Delaware Ave, Buffalo, New York, AND

WHEREAS, said program, which prepares and provides teenagers with opportunities to assist their community in various projects that have a need for volunteers and 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 of Buffalo Metropolitan Services Department to continue said program for a twelve month period, January 1, 2018 through December 31, 2018 with a total payment to Catholic Charities not to exceed the sum of \$43,238.00 and the New York State Office of Children and Family services will reimburse the Town \$36,000.00 leaving the actual cost to the Town at \$7,238.00.

CONTRACT # (BUDGET LINE ITEM) 01-7310-4685

Motion by Supervisor Benczkowski, Seconded by Councilmember Adamczyk to table to reorganizational meeting on January 9, 2018. Motion Carried.

RESULT: TABLED [UNANIMOUS] Next: 1/9/2018 7:00 PM
MOVER: Diane Benczkowski, Supervisor
SECONDER: Christine Adamczyk, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



21. RESOLUTION 2017-699

Agreement with Public Library

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Cheektowaga Department of Youth and Recreational Services is desirous of continuing the operation of a joint program with the Cheektowaga Public Library System at Cheektowaga's two branch libraries, to provides 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 Supervisor be and hereby is authorized to execute an agreement between the Town of Cheektowaga and the Cheektowaga Public Library System to continue said program for a twelve (12) month period, January 1, 2018 through December 31, 2018 with a total cost not to exceed \$1,776.00.

CONTRACT # (BUDGET LINE ITEM) 01-7310-4675

Motion by Supervisor Benczkowski, Seconded by Councilmember Adamczyk to table to reorganizational meeting on January 9, 2018. Motion Carried.

RESULT:	TABLED [UNANIMOUS] Next: 1/9/2018 7:00 PM
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



22. RESOLUTION 2017-700

Erie County Youth Agreement 2018

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that subject to the approval of the Town Attorney the Supervisor of the Town of Cheektowaga be and hereby is authorized to execute the 2018 Youth Development Program Award Contract #LYB-1179 in the amount of \$36,000.00 on behalf of the Department of Youth & Recreational Services and the Erie County Youth Bureau.

Motion by Supervisor Benczkowski, Seconded by Councilmember Adamczyk to table to reorganizational meeting on January 9, 2018. Motion Carried.

RESULT: **TABLED [UNANIMOUS] Next: 1/9/2018 7:00 PM**
MOVER: Diane Benczkowski, Supervisor
SECONDER: Christine Adamczyk, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



23. RESOLUTION 2017-701

Establish 2018 Program Fees for Youth & Recreation

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following program fees be and hereby are established in the Department of Youth & Recreational Services:

FEEES IN (\$0.00) DENOTE 2017 FEEES

RESIDENT DISCOUNT CARDS

CHILDREN (7 - 15 YEARS OF AGE)	\$ 7.00 (\$7)
ADULT (16 - 59 YEARS OF AGE)	\$10.00 (\$10)
SENIORS (60 YEARS OF AGE AND OLDER)	\$ 5.00 (\$5)

SUMMER DAY CAMPS (ALL) & TEEN CLUB

	RESIDENT	NON-RESIDENT
SUMMER PER CHILD ALL 6 WEEKS	\$ 853 (\$828)	\$ 996 (\$967)
PER CHILD WEEKLY	\$ 153 (\$148)	\$ 176 (\$171)
SECOND CHILD ALL 6 WEEKS	\$ 831 (\$807)	\$ 974 (\$946)
SECOND CHILD WEEKLY	\$ 146 (\$142)	\$ 172 (\$167)
THREE (3) DAYS PER WEEK	\$ 141 (\$137)	\$166 (\$161)

CAMP JI-IK-DO-WAH-GAH/CAMP CRABAPPLE (OPWDD ELIGIBLE ONLY)

	RESIDENT	NON-RESIDENT
SUMMER PER CHILD ALL 6 WEEKS	\$ 728 (\$703)	\$ 871 (\$842)
PER CHILD WEEKLY	\$ 132 (\$127)	\$155 (\$150)
SECOND CHILD ALL 6 WEEKS	\$ 706 (\$682)	\$ 849 (\$821)
SECOND CHILD WEEKLY	\$ 125 (\$121)	\$ 151 (\$146)
THREE (3) DAYS PER WEEK	\$ 123 (\$119)	\$147 (\$140)

YOUTH IN TRAINING

RESIDENT	NON-RESIDENT
\$293 (\$285)	\$326 (\$318)

ADAPTED RECREATION PROGRAM - FALL 2018

	RESIDENT	NON-RESIDENT
OCTOBER - MAY	\$ 274 (\$266)	\$ 307 (\$289)

ADAPTED RECREATION PROGRAM - FALL 2018 OPWDD Eligible

	RESIDENT	NON-RESIDENT
OCTOBER - MAY	\$238 (\$230)	\$273 (\$255)

SPORTS (SPECIAL OLYMPICS) ONLY

	RESIDENT	NON-RESIDENT
OCTOBER -AUGUST	\$65 (\$62)	\$65 (\$62)

(SPORTS) SPECIAL OLYMPICS ONLY - OPWDD Eligible

	RESIDENT	NON-RESIDENT
OCTOBER - AUGUST	\$53 (\$50)	\$53 (\$50)

BREAK CLUBS

	RESIDENT	NON-RESIDENT
4 DAYS	\$128 (\$128)	\$140 (\$140)
SECOND CHILD	\$120 (\$120)	\$132 (\$132)
5 DAYS	\$160 (\$160)	\$175 (\$175)
SECOND CHILD	\$150 (\$150)	\$165 (\$165)
SINGLE DAY	\$32 (\$32)	\$35 (\$35)
SECOND CHILD	\$30 (\$30)	\$33 (\$33)

**HOME WORK HELPERS - FALL 2018
PER HOUR**

RESIDENT	NON-RESIDENT
\$14 (\$12)	\$14 (\$12)

GIRL POWER

RESIDENT	NON-RESIDENT
\$60 (\$52)	\$70 (\$62)

GYMNASTICS 2018**BEGINNERS/JUST A BACK HANDSPRING/FLOOR EXERCISE & TUMBLING**

RESIDENT	NON-RESIDENT
\$6 PER CLASS	\$7 PER CLASS

TINY TUMBLERS

RESIDENT	NON-RESIDENT
\$5 PER CLASS	\$6 PER CLASS

INTRO TO ADVANCED GYMNASTICS / ADVANCED I & II

RESIDENT	NON-RESIDENT
\$7 PER CLASS	\$8 PER CLASS

OPEN WORKOUT	\$7 (\$7)	\$7 (\$7)
PRIVATE LESSON	\$14 (\$14)	\$14 (\$14)
PRIVATE LESSON (NOT REGISTERED IN GYMNASTICS CLASS)	\$17 (\$17)	\$17 (\$17)

**ADULT EXERCISE (CLEVELAND HILL)
FULL YEAR (2X A WEEK)
WALK IN - \$4 PER DAY**

RESIDENT	NON - RESIDENT
\$104 (\$103)	\$114 (\$113)

SWIMMING - SUMMER-FALL-WINTER

	RESIDENT	NON-RESIDENT
YOUTH	\$41 (\$41)	\$51 (\$51)
CHILD	\$48 (\$48)	SECOND
PARENT/INFANT	\$30 (\$30)	\$40 (\$40)
SECOND CHILD	\$27 (\$27)	\$37 (\$37)
PRE-SCHOOL	\$30 (\$30)	\$40 (\$40)

SECOND CHILD	\$27	(\$27)	\$37	(\$37)
WATER AEROBICS	\$41	(\$41)	\$51	(\$51)
ADULT	\$41	(\$41)	\$51	(\$51)
GUARD START	\$41	(\$41)	\$51	(\$51)
DAILY USER FEE (All Pools) (without Membership Card)	\$10	(\$10)	\$10	(\$10)
EVENING SWIM LESSONS	\$41	(\$41)	\$51	(\$51)

YOUTH SWIM LESSONS - 5 WEEKS

	\$25	(\$25)	\$31	(\$31)
--	------	--------	------	--------

SECOND CHILD	\$23	(\$23)	\$29	(\$29)
LIFEGUARD TRAINING	\$148	(\$148)	\$188	(\$188)

Pool utilization for instructional groups will be charged \$30 per hour for 10 or less patrons. Five dollars more will be charged for every person above 10 in number. Rental availability subject to approval by the Pool Director.

INSTRUCTIONAL TENNIS 10 CLASSES

SUMMER	RESIDENT	NON-RESIDENT
YOUTH	\$45 (\$40)	\$55 (\$50)
SECOND CHILD	\$40 (\$35)	\$50 (\$45)

WEE THREE-TWICE THE FUN SEPT. 2018-19**RUNS - 2ND WEEK OF SEPT TILL END OF MAY**

FALL/WINTER/SPRING	RESIDENT	NON-RESIDENT
PER CHILD	\$480 (\$480)	\$520 (\$520)
SECOND CHILD	\$430 (\$430)	\$470 (\$470)

MOM & ME FOR 2's and 3's - WINTER/FALL 2018

FALL/WINTER	RESIDENT	NON-RESIDENT
PER CHILD	\$38 (\$38)	\$43 (\$43)
CHILD	\$34 (\$34)	\$39 (\$39)

PUBLIC SKATE

FALL/WINTER		
GENERAL ADMISSION	\$6	(\$5)
	W/ RESIDENT DISCOUNT CARD	
CHILDREN 3 AND UNDER	FREE	(FREE)
CHILDREN 4 TO 15	\$4	(\$3)
ADULTS 16 AND UP	\$5	(\$4)

BIRTHDAY PARTIES	\$8.00 PER PERSON	(\$8.00)
SCHOOL TIME SKATES	\$4.00 PER PERSON	(\$4)
SENIOR CITIZENS	\$3	(\$2)

LEARN TO SKATE (PER INDIVIDUAL) 2018 FALL SECOND CHILD

	RESIDENT	NON-RESIDENT
FALL	\$60 (\$57)	\$75 (\$75)
SECOND CHILD	\$55 (\$52)	\$70 (\$70)
WINTER/SPRING	\$50 (\$47)	\$65 (\$65)
SECOND CHILD	\$45 (\$42)	\$60 (\$60)

2018/2019 Hockey Fee Schedule

	<u>Non-Res.</u>				<u>House</u>	<u>Non-Res.</u>				<u>Travel</u>
					<u>Res.</u>					<u>Res.</u>
Cross Rinks	N/A	N/A			\$550	\$750				
Squirt	\$820	(\$800)	\$1020	(\$1000)	\$670	(\$650)	\$870	(\$850)		
Pee Wee	\$870	(\$850)	\$1070	(\$1050)	\$720	(\$700)	\$920	(\$900)		
Bantam	\$920	(\$900)	\$1120	(\$1100)	\$770	(\$750)	\$970	(\$950)		
Midget	\$670	(\$650)	\$870	(\$850)	\$870	(\$850)	\$1070	(\$1050)		

Travel Team Payment Schedule:

-If balance paid in full by Sept. 1st an early payment discount of \$100 will be applied to the account.

-Balance needs to be paid in full by Sept. 30th. (No early pay discount will be applied)

-If balance is not paid in full by Oct. 1st, there will be a \$100 late payment fee applied to the account, and the player will not be able to participate until remaining balance is paid in full.

House Team Payment Schedule:

-Balances paid in full by Oct. 1st, early payment discount of \$100 will be applied to the account.

-Balance needs to be paid in full by Oct. 31st. (No early pay discount will be applied)

-If balance is not paid in full by Nov. 1st, there will be a \$100 late fee applied to account and the player will not be able to participate until the remaining balance is paid in full.

Multiple Player Discounts:

-If a 2nd child is enrolled from a family a \$40 discount will be applied to the account.

-If a 3rd child is enrolled from a family a \$90 discount will be applied on top of the 2nd child discount.

-If a 4th child is enrolled from a family a \$150 discount will be applied on top of the 2nd & 3rd child discounts.

Coaches Discount:

-A \$200 discount will be applied to the head coaches account after they provide their USA Hockey Insurance, a current USA Coaching Card, safesport training & the USA Hockey coaching module for the division they are participating in as well as their NYSAHA screening documentation.

-A \$150 discount will be applied to 3 additional coaches per team provided they submit the information listed in the head coach requirements.

ICE RENTALS

FALL/ WINTER PER HOUR	PRIME TIME	\$195 (\$195)	5:00pm-11:00pm M-F All day Sat and Sun and Holidays
	NON-PRIME	\$170 (\$165)	8:00am- 5:00pm M-F - Except holidays

SPORT COURT RENTALS

PER HOUR	\$85	(\$85)
PER HOUR AND HALF	\$105	(\$105)
PER 2 HOURS	\$140	(\$140)

INLINE HOCKEY

SUMMER	RESIDENT	NON-RESIDENT
YOUTH PARTICIPANT	\$80 (\$80)	\$110 (\$110)
NOVICE	\$25 (\$25)	\$35 (\$35)
ADULT TEAM	\$885 (\$885)	\$945 (\$945)
JUNIOR A	\$30 (\$30)	\$60 (\$60)
INLINE GOALIE	\$40 (\$40)	\$55 (\$55)

** ADULT INLINE TEAMS ARE RESPONSIBLE FOR PAYMENT OF REFEREES PRIOR TO THE START OF EACH GAME** \$100 DISCOUNT IF PAID IN FULL BY THE TEAMS 1ST GAME

**\$150 for Jerseys (Optional)

HIGH SCHOOL IN LINE	\$625 (\$625)	\$700 (\$700)
MIDGET 18U & 16U	\$625 (\$625)	\$700 (\$700)

INCLUDES REFEREE 80% OF TEAM MUST BE RESIDENTS FOR RESIDENT RATE

STREET HOCKEY FESTIVAL

RESIDENT	NON-RESIDENT
\$125 (\$125)	\$140 (\$140)

YOUTH SOCCER

SUMMER CHILD	RESIDENT	NON-RESIDENT
	\$65 (\$61)	\$80 (\$77)

ADULT INDOOR SOCCER 2018

ADULT, JUNIORS, MIDGET	\$575 (\$575)	\$640 (\$640)
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***\$50 DISCOUNT FOR TEAMS NOT IN NEED OF JERSEYS

(ADULT, JUNIORS AND MIDGET TEAMS PAY THE REFREE FEES PRIOR TO THE START OF THE GAME)

*\$100 DISCOUNT IF PAID IN FULL BY THE TEAMS 1ST GAME**

START SMART SOCCER	\$55 (\$51)	\$65 (\$63)
START SMART BASEBALL	\$68 (\$68)	\$78 (\$78)
START SMART BASKETBALL FALL 2017	\$68 (\$68)	\$78 (\$78)

YOUTH BASKETBALL 2017 - 2018

FALL/ WINTER	RESIDENT	NON-RESIDENT
PER PARTICIPANT	\$58 (\$58)	\$68 (\$68)

ADULT BASKETBALL - FALL 2018

PER TEAM	\$165 (\$165)
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**TEAMS ARE RESPONSIBLE FOR PAYING REFEREE FEES EACH WEEK

VOLLEYBALL (teams pay referee fees each week)

FALL 2018 INDOOR FALL/ WINTER SESSIONS I & II (Monday, Thursday & Friday)

\$270 (\$270) per team

SUMMER

OUTDOOR LEAGUE \$170 (\$170) per team

**TEAMS ARE RESPONSIBLE FOR PAYING REFEREE FEES EACH WEEK

DIAMOND PERMITS

SUMMER (per 2 hour time block)	RESIDENT	NON-RESIDENT
NO LIGHTS	\$65 (\$65)	\$85 (\$85)
LIGHTS	\$95 (\$95)	\$110 (\$110)

13 WEEK SERIES

NO LIGHTS	\$490 (\$490)	\$720 (\$720)
LIGHTS	\$800 (\$800)	\$975 (\$975)

Additional games added to 13-week series are charged at the regular 2-hour block rate

SOCCER / FOOTBALL FIELD RENTAL

PER TWO HOUR TIME BLOCK	RESIDENT	NON-RESIDENT
	\$75 (\$75)	\$90 (\$90)

VOLLEYBALL COURT RENTAL

1 COURT PER TWO HOUR BLOCK	RESIDENT	NON-RESIDENT
	\$55 (\$55)	\$75 (\$75)

PICNIC PAKS

\$20 (\$20) REFUNDABLE DEPOSIT \$20 (\$20) RENTAL FEE

TENNIS COURT RENTAL

1 HOUR BLOCK	RESIDENT	NON-RESIDENT
	\$20 (\$20)	\$35 (\$35)

ADULT SOFTBALL LEAGUES

SUMMER	LEAGUE	LEAGUE
	RESIDENT	NON-RESIDENT
CO-ED	\$380 (\$380)	\$460 (\$460)
WOMEN'S	\$380 (\$380)	\$460 (\$460)

MEN'S		\$380 (\$380)	\$460 (\$460)	MEN'S
OVER 40	\$380 (\$380)	\$460 (\$460)		
WOODEN BAT LEAGUE		\$320 (\$320)	\$320 (\$320)	
FALL - ALL LEAGUES - RESIDENT-	\$200 (\$200)		\$200 (\$200)	

**ALL TEAMS ARE RESPONSIBLE FOR PAYING THE UMPIRE FEES EACH WEEK
 **THE \$25 ASA FEE WILL BE INCLUDED WITH THE REGISTRATION FEE
 **ALL RESIDENT TEAMS MUST SUPPLY ID'S FOR EVERY PLAYER

KICKBALL LEAGUES

SUMMER	LEAGUE	LEAGUE
	RESIDENT	NON-RESIDENT
(CO-ED TUES/THURS)	\$265 (\$265)	\$265 (\$265)

RESULT: ADOPTED [UNANIMOUS]
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



24. RESOLUTION 2017-702

Youth & Recreation Terminations

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the individuals listed below be and hereby are terminated in the Department of Youth & Recreational Services effective as indicated:

Ariana D'Agostino	08/18/17	14225
Margaret Drzewiecki	05/03/17	14225
Alec Zimmerman	11/11/17	14225

Motion by Councilmember Meyers, Seconded by Councilmember Rogowski to waive the reading of names for the following Resolutions: 2017-702, 2017-703, 2017-704. Motion Carried.

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Gerald Kaminski, Councilmember
SECONDER: James P. Rogowski, Councilmember
AYES: Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



25. RESOLUTION 2017-703

Youth & Recreation Transfer

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that the following individuals be transferred effective as indicated:

Recreation Attendant - Seasonal to Recreation Attendant - Regular Part-time - \$9.70 - 7310.1801 - Retro to 10/20/17
Victoria Cooke

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



26. RESOLUTION 2017-704

Hiring/Termination of Part-Time/Seasonal Employees

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

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

FACILITIES DEPARTMENT Laborer \$9.70/hour effective 12/19/2017
Tyler Kunkel, Cheektowaga, New York

BUILDING AND PLUMBING DEPARTMENT Clerk \$12.00/hour effective 12/13/17
Patricia Duminuco, Cheektowaga, New York

BUILDING AND PLUMBING DEPARTMENT Clerk \$12.00/hour effective 12/18/17
Carrie Craven, Cheektowaga, New York

POLICE DEPARTMENT Police Attendant \$17.35/hour effective 12/13/17
Anthony Ehrenreich, Cheektowaga, New York

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



27. RESOLUTION 2017-705

Travel Authorization Office of Community & Economic Development

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, State Mandated Code Training Classes 9E16-0816 and 9F16-0814 are being held January 16, 17, 18, 2018 and February 20, 21, 22, 2018 at the Erie County Training Center; AND

WHEREAS, Assistant Code Enforcement Officer Christopher Krajewski has been recommended to attend said training; AND

WHEREAS, Director of Community Development Richard Willis has submitted a request for travel authorization along with the proper paperwork in a timely manner; AND

WHEREAS, the total cost to the Town shall not exceed \$56.23; AND

WHEREAS, these expenses have been budgeted by the Department; NOW, THEREFORE, BE IT

RESOLVED, that Assistant Code Enforcement Officer Christopher Krajewski be and hereby is authorized to attend the State Mandated Code Training Classes 9E16-0816 and 9F16-0814 being held January 16, 17, 18, 2018 and February 20, 21, 22, 2018 at the Erie County Training Center.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

X. Suspension of Rules

Motion by Councilmember Meyers, Seconded by Councilmember Rogowski to waive the rules to include the following Resolutions: 2017-706, 2017-707. Motion Carried.



1. RESOLUTION 2017-706

Appointment of Town Attorney (John Dudziak)

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, Melissa A. Reese, Esq., has given her resignation as Deputy Town Attorney/Prosecutor for the Town of Cheektowaga effective December 31, 2017; AND

WHEREAS, the position of Town Attorney is currently part time; AND

WHEREAS, the Town Board recognizes the need for a full time Attorney and to maintain support for prosecutorial duties in the Cheektowaga Town Justice Court; AND

WHEREAS, the current Town Attorney meets all of the qualifications for such positions; NOW, THEREFORE, BE IT

RESOLVED, that John M. Dudziak currently of Lancaster, New York be and hereby is appointed to the position of Full Time Town Attorney at the annual rate of \$98,000, along with prosecutorial and other duties at the additional annual rate of \$10,000, effective January 1, 2018

AND, BE IT FURTHER

RESOLVED, that, Chapter 25-7 of the Town Code allows for the Town to relax residency restriction for any position of employment requiring special skills, aptitude, and expertise, AND

WHEREAS, the above position requires special skills, aptitude, and expertise as per code 25-7, NOW, THEREFORE BE IT

RESOLVED, that, based on the above, this Town Board hereby exempts the above position and individual from the Town residency requirement.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-707

Amended Award of Bid Sanitary Sewer Lateral Repairs, Liberty Terrace Top Hat Repairs and Mt. Vernon Cured-in-Place Linings, Sewer Shed #1

Sponsored By: Councilmember Meyers, Councilmember Kaminski

WHEREAS, by resolution dated November 14, 2017, this Town Board awarded a contract for Sanitary Sewer Lateral repairs, Liberty Top Hat repairs and Mount Vernon Cured-in-Place Linings, Sewer Shed #1 AND,

WHEREAS, an error was made and the correct project for this award is for Sanitary Sewer Lateral Repairs, Liberty Top Hat Repairs and Mount Vernon Cured-in-Place Linings, Sewer Shed #1, NOW THEREFORE BE IT,

RESOLVED, that the aforementioned resolution dated November 14, 2017 hereby is amended to read "that the contract for Sanitary Sewer Lateral Repairs, Liberty Top Hat Repairs and Mount Vernon Cured-in-Place Linings, Sewer Shed #1 is awarded to National Water Main Cleaning Company."

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

XI. Communications

A. Departmental Communications

1. **Supervisor's Statement of Funds - October 2017**
2. **Minutes: Cheektowaga Conservation Advisory Council - November 2, 2017**

B. General Communications

XII. Comments

A. Supervisor's Comments

Special Meeting will be held on Wednesday, December 27, 2017 at 5:00 PM.

B. Councilmember's Comments

C. Public Comments

Pursuant to Town Policy adopted April 18, 1994, this is an opportunity for residents to comment on matters involving Cheektowaga other than those pertinent to Public Hearings that day. The public comment period should last 15 minutes maximum. Each speaker may speak only once. Each speaker shall be limited to a maximum of 3 minutes speaking time.

XIII. Adjournment

Motion by Councilmember Hammer, Seconded by Councilmember Kaminski to adjourn the meeting at 7:36 PM. Motion Carried.



Town of Cheektowaga

Special Meeting

~ Minutes ~

Cheektowaga, NY 14227

<http://www.town.cheektowaga.ny.us>

Vickie L. Dankowski
716-686-3434

Wednesday, December 27, 2017

5:00 PM

Council Chambers

I. Pledge of Allegiance

II. Moment of Silence for Our Veterans

III. Call to Order

5:00 PM Meeting called to order on December 27, 2017 at Council Chambers, 3301 Broadway, Cheektowaga, NY.

Attendee Name	Organization	Title	Status	Arrived
Diane Benczkowski	Town of Cheektowaga	Supervisor	Present	
James P. Rogowski	Town of Cheektowaga	Councilmember	Present	
Gerald Kaminski	Town of Cheektowaga	Councilmember	Present	
Timothy J. Meyers	Town of Cheektowaga	Councilmember	Present	
Christine Adamczyk	Town of Cheektowaga	Councilmember	Present	
Linda Hammer	Town of Cheektowaga	Councilmember	Present	
Alice Magierski	Town of Cheektowaga	Councilmember	Present	

2. Additional Attendees

Brian Krause, Director of Finance and Administration
Karen Marchese, Coordinator of Employee Relations
John Dudziak, Town Attorney
Mark Wegner, Highway Superintendent

IV. Anticipated Executive Session to discuss TCEA collective negotiations pursuant to Article 14 of the Civil Service Law and matters leading to the employment of a particular person(s)

1. **Motion To:** Enter Executive Session at 5:03 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

2. **Motion To:** Exit Executive Session at 5:40 PM

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Christine Adamczyk, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

V. Resolutions



1. RESOLUTION 2017-708

Transfer of Funds

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following transfer is hereby approved and made part hereof;

GENERAL

FROM:	100.7310.1971.1811	Conservation Corps Supervisors	\$6,000.00
	100.7310.1971.1811	Conservation Corps Supervisors	6,000.00
	100.7310.1971.1811	Conservation Corps Supervisors	5,000.00
	100.7140.1971.1646	Sports Camp	3,500.00
	100.7140.1971.1632	Dartwood Camp Salaries	1,841.00
	100.7180.1971.1901	Bathhouse Attendants	1,000.00
	100.7310.1971.1804	Administrative Intern	3,500.00
	100.7310.1971.1811	Conservation Corps Supervisors	8,000.00
	100.1680.4434	Software Maintenance	16,600.00
	100.1680.4434	Software Maintenance	8,500.00
	100.1355.4575	Contracted Appraisals	1,000.00
TO:	100.7180.1971.1902	Supervisors-Pool	\$6,000.00
	100.7180.1971.1903	Lifeguard-Pool	6,000.00
	100.7310.1971.1816	Youth Conservation Corp-Regular	5,000.00
	100.7140.1971.1636	Soccer Salaries	3,500.00
	100.7140.1971.1624	Polish Festival Support	1,841.00
	100.7310.1971.1814	Teen Center Initiative	1,000.00
	100.7140.1971.1664	Pre-K Salaries	3,500.00
	100.7310.1971.1803	Adapted Recreation Program	8,000.00
	100.1680.2204	Network Hardware	16,600.00
	100.1680.2202	Network Hardware	8,500.00
	100.1355.2005	Office Equipment	1,000.00

SPECIAL DISTRICTS

FROM:	150.8160.2306	Packers	\$11,121.00
	150.8160.4468	Compost	1,071.00
	255.8125.4543	Contracted Sewer Repairs	68.32
TO:	150.8160.4469	Landfill	\$11,121.00
	150.8160.4469	Landfill	1,071.00
	255.8125.4438	Sanitary Sewer Repairs	68.32

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



2. RESOLUTION 2017-709

Warrant

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following Vouchers & Warrants submitted to the Town of Cheektowaga prior to December 27, 2017 are hereby approved and made part hereof;

GENERAL FUND	\$589,248.19
RISK RETENTION FUND	44,186.10
NYS HOME PROGRAM	0.00
DEBT	279,072.00
HUD HOUSING REHABILITATION FUND	5,000.00
SPECIAL DISTRICTS FUND	403,593.49
HIGHWAY FUND	115,006.19
CAPITAL FUND	216,647.01
TRUST & AGENCY FUND	334.04
HUD CDBG FUND	236,990.54
PART TOWN FUND	554.72
NYS AFFORDABLE HOUSING	0.00
	<hr/>
	\$1,890,632.28

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



3. RESOLUTION 2017-710

Award of Bid - One (1) New and Unused 2018 Chevrolet 3500 Regular Cab 4X4 Heavy Duty with Stainless Steel Dump Body for Facilities Dept. (Bid 2017-46)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a Notice to Bidders was duly published for the furnishing of one (1) new and unused 2018 Chevrolet 3500 Regular Cab 4X4 Heavy Duty with Stainless Steel Dump Body with Coal Chute for the Facilities Department, which bids were duly received and opened at a public bid opening on December 20, 2017, AND

WHEREAS, said bids were referred to the Engineering Department and Facilities Department for analysis, NOW, THEREFORE, BE IT

RESOLVED, that the contract for the furnishing of one (1) new and unused 2018 Chevrolet 3500 Regular Cab 4X4 Heavy Duty with Stainless Steel Dump Body with Coal Chute be awarded to:

Joe Basil Chevrolet
5111 Transit Road
Depew, NY 14043

for their total bid in the amount of \$38,210.00, said bid being the lowest bid meeting the requirements of the specifications, AND, BE IT FURTHER

RESOLVED, that funds are available in Facilities Department Account #100-7110-2303 and #100-7110-2304.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



4. RESOLUTION 2017-711

Award of Bid – 2018 Chevrolet Tahoe Premier for the Department of Emergency Services (Bid 2017-47)

Sponsored By: Supervisor Benczkowski, Councilmember Kaminski

WHEREAS, a Notice to Bidders was previously published for the lease purchase of one (1) 2018 Chevrolet Tahoe Premier for the Department of Emergency Services, which bids were received and opened on December 20, 2017, AND

WHEREAS, said bids were referred to and reviewed by the Town Engineer, Town Attorney and Coordinator of Emergency Services with the bid analysis being contained in a letter from the Town Engineer dated December 21, 2017, AND

WHEREAS, it is recommended that the lease purchase of one (1) 2018 Chevrolet Tahoe Premier for the Department of Emergency Services be awarded to Joe Basil Chevrolet, 5111 Transit Road, Depew, NY 14043 for a fixed monthly payment of \$1,265.00 per month for a 48 month term, AND

WHEREAS, Section 109-b of the General Municipal Law authorizes the Town to enter into a Lease Purchase Agreement for machinery, equipment or apparatus, NOW, THEREFORE, BE IT

RESOLVED, that the bid for the lease purchase of one (1) 2018 Chevrolet Tahoe Premier for the Department of Emergency Services, be and hereby is awarded to Joe Basil Chevrolet, as per the terms of their bid, contingent upon the review and approval of the Municipal Lease Purchase Agreement by the Town Attorney, AND, BE IT FURTHER

RESOLVED, that the Supervisor, on behalf of this Town Board, be and hereby is authorized and directed to execute the Lease Purchase Agreement and all other documents necessary for the lease purchase of the above referenced vehicle, AND, BE IT FURTHER

RESOLVED, that funds for such monthly payment shall be appropriated from Account #100-1220-4008.

Attachments:

2017-47 Award of Bid Letter for Chevy Tahoe for Emergency Services (DOC)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



5. RESOLUTION 2017-712

Accept Proposal of Nussbaumer & Clarke, Inc. for Additional Services for Improvements at the Roycroft Pump Station

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, by resolution dated June 16, 2014 this Town Board engaged the firm of Nussbaumer & Clarke, Inc. to prepare an engineering report, detailed drawings and technical specifications for the installation of new pumps, motors and variable frequency drives, replacement of suction piping, valves, structural support components and associated electrical, instrumentation and control modifications at the Roycroft Pump Station, AND

WHEREAS, the Sewer Maintenance Department has requested changes, modifications and additions to the scope of work which will provide for a safer and more efficient work environment while operating and servicing the pump station, as outlined in a proposal dated July 17, 2017 from Nussbaumer & Clarke, Inc. to the Town Engineer, NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor, on behalf of this Town Board, is hereby directed and authorized to execute the Proposal for Additional Services with Nussbaumer & Clarke, Inc. dated July 17, 2017 in an amount not to exceed \$6,500.00, chargeable to Account No. 255.8125.4581.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



6. RESOLUTION 2017-713

Authorize Purchase of Back Up & Disaster Recovery Solution

Sponsored By: Councilmember Hammer, Supervisor Benczkowski

WHEREAS, the Town currently utilizes Unitrends software specifically designed for Information Technology Departments to provide Data Backups and Business continuity for Town Servers and Data; and

WHEREAS, an upgrade replacement to a new system is necessary and cost effective and will provide enhanced Disaster Recovery, Virtualization Monitoring, and Offsite Replication of critical town systems; and

WHEREAS, this purchase will enable the Town's Technology Department to better protect town data and recover from failures and catastrophes; and

WHEREAS, Veeam, Inc., is based on a per processor fee of \$1,192.32 totaling \$23,846.40 for twenty processors and an approximate yearly maintenance of \$5,000; and

WHEREAS, Veeam Inc. developed software that will fit our technical environment and therefore is a sole source software developer and exclusive provider for our data backup and archival needs; and

WHEREAS, the Director of Information Technology has reviewed pricing from three vendors authorized to resell the Veeam Enterprise Software, and

WHEREAS, CDW Government, Inc. 203 N. Milwaukee Avenue, Vernon Hills, IL 60061 - Federal ID 36-4230110, has provided the lowest price for this technology solution, AND

WHEREAS, funds are available for said purchase; NOW, THEREFORE, BE IT

RESOLVED, that this Town Board hereby authorizes the purchase of the aforesaid software, together with ancillary services as more particularly stated on the website of Veeam, Inc.; and BE IT FURTHER

RESOLVED, that funding for said purchase shall be appropriated from budget line item 100.1680.4434; and BE IT FURTHER

RESOLVED, that the Director of Information Technology be and hereby is authorized and directed to set up the Veeam Account with Veeam, Inc. subject to approval by the Supervisor and the Town Attorney.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Linda Hammer, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



7. RESOLUTION 2017-714

Notice to Bidders - One (1) New and Unused 2019 Conventional Cab & Chassis with Refuse Packer Body for the Sanitation Dept. (Bid 2017-48)

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, the Town of Cheektowaga desires to purchase, one (1) New and Unused 2019 Conventional Cab & Chassis with Refuse Packer Body for the Sanitation Dept. (Bid 2017-48), 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 said purchase of one (1) New and Unused 2019 Conventional Cab & Chassis with Refuse Packer Body (or equal), said notice to be published in the CHEEKTOWAGA BEE, AND, BE IT FURTHER

RESOLVED, that sealed bids will be received and opened by the Town Clerk on the 17th day of January, 2018 at 11:00 A.M., at a public bid opening to be held in the Council Chambers at the Cheektowaga Town Hall.



NOTICE TO BIDDERS

Sealed proposals will be received by the Town of Cheektowaga on January 17, 2018 at 11:00 AM at the Town Hall, corner of Broadway and Union Roads, for the purchase of, one (1) New and Unused 2019 Conventional Cab & Chassis with Refuse Packer Body for the Sanitation Dept. (Bid 2017-48),

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

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

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

Vickie L. Dankowski
Town Clerk

Dated: December 27, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



8. RESOLUTION 2017-715

Establish Town Board Meeting Dates for 2018

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that regular meetings of the Town Board of the Town of Cheektowaga for the calendar year 2018 shall be held at 7:00 P.M. in the Council Chambers of the Town Hall, 3301 Broadway, Cheektowaga, New York on the following referenced dates:

January 9th and January 23rd
 February 13th and February 27th
 March 13th and March 27th
 April 10th and April 24th
 May 8th and May 22rd
 June 12th and June 26th
 July 10th and July 24th
 August 14th and August 28th
 September 11th and September 25th
 October 9th and October 23th
 November 13th and November 27th
 December 11th and Thursday, December 20th

And, BE IT FURTHER

RESOLVED, that such meetings shall begin at 7:00 P.M., and BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is directed to forward copies of this Resolution to the Cheektowaga Bee and The Buffalo News, and BE IT FURTHER

RESOLVED, that the work session meetings of the Town Board of the Town of Cheektowaga for the calendar year 2018 shall be held on the same dates referenced herein starting at 5:00 P.M. preceding each Town Board regular meeting and, BE IT FURTHER

RESOLVED, that the above meeting dates shall be posted on the Town's website.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



9. RESOLUTION 2017-716

Authorize Supervisor to sign TCEA Collective Bargaining Agreement

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, on August 1, 2016 the Town Board approved a successor Collective Bargaining Agreement between the Town and TCEA for the time period from January 1, 2014 through December 31, 2015 ("TCEA CBA"); and

WHEREAS, concerns were raised regarding the TCEA CBA appendices/wage schedules; and

WHEREAS, those concerns have been addressed; and the TCEA CBA is ready to go to print

NOW THEREFORE BE IT

RESOLVED, that the Town Board approve the revised TCEA CBA including revised appendices/wage schedules, as attached

BE IT FURTHER RESOLVED that the Town Supervisor be and hereby is authorized to sign the TCEA CBA with revised appendices/wage schedules between the Town and the Town of Cheektowaga Employees Association, Inc., subject to approval by the Town Attorney.

Attachments:

TCEA 2014-15 wage schedules (PDF)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



10. RESOLUTION 2017-717

Authorize Supervisor to Execute Shared Services Agreement with the City of Lackawanna

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, impending winter weather has created a need for additional snow removal equipment in the City of Lackawanna, and

WHEREAS, New York State Governor Andrew Cuomo and Erie County Executive Mark C. Poloncarz have requested municipalities to share services under such conditions, and

WHEREAS, the Cheektowaga Town Highway Department is so situated that it is able to provide a requested snow plow with a front plow, side plow and salters to the City of Lackawanna, and

WHEREAS, the Town of Cheektowaga wishes to enter into a Shared Services Agreement with the City of Lackawanna to accomplish the above, and

WHEREAS, such Agreement is authorized under Article 5-G of the General Municipal Law, NOW, THEREFORE, BE IT

RESOLVED, that subject to Town attorney approval the Supervisor be and hereby is authorized and directed to execute the aforementioned Shared Services Agreement with the City of Lackawanna.

RESULT:	TABLED [UNANIMOUS] Next: 1/9/2018 7:00 PM
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



11. RESOLUTION 2017-718

Agreement with Hockey Western NY, LLC "Buffalo Sabres"

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

WHEREAS, the Department of Youth & Recreational Services is desirous of entering into a partnership agreement with Hockey Western New York, LLC ("Buffalo Sabres") and

WHEREAS, said program will provide basic hockey instruction for children living in the Town of Cheektowaga and surrounding communities and

WHEREAS, said program will be provided at no additional cost to the Town of Cheektowaga, NOW, THEREFORE BE IT

RESOLVED, that subject to approval by the Town Attorney, the Supervisor is hereby directed to execute a partnership agreement between the Town of Cheektowaga and Hockey Western New York, LLC ("Buffalo Sabres").

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



12. RESOLUTION 2017-719

Youth & Recreation Termination

Sponsored By: Councilmember Kaminski, Councilmember Rogowski

BE IT RESOLVED that Tyler Kunkel be terminated from the Department of Youth & Recreational Services effective 12/18/17.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gerald Kaminski, Councilmember
SECONDER:	James P. Rogowski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



13. RESOLUTION 2017-720

Appointment of Laborer (Labor/Permanent) Sewer Maintenance (Joseph M. Dabrowski)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

WHEREAS, a vacancy exists in the title of Laborer in the Sewer Maintenance Department; AND

WHEREAS, notice of said 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, Joseph M. Dabrowski of Cheektowaga, New York, is eligible for appointment to the position of Laborer in the Sewer Maintenance Department; NOW, THEREFORE, BE IT

RESOLVED, that Joseph M. Dabrowski of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Sewer Maintenance Department, at an hourly wage of \$14.261 in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective January 3, 2018.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



14. RESOLUTION 2017-721

Appointment of Laborer (Labor/Permanent) Sanitation Department (Kobe J. Walenka)

Sponsored By: Councilmember Adamczyk, Councilmember Kaminski

WHEREAS, a vacancy exists in the title of Laborer in the Sanitation 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, Kobe J. Walenka of Cheektowaga, New York, currently employed as a Laborer in the Sewer Maintenance Department, bid on said vacancy and meets the necessary qualifications for appointment; NOW, THEREFORE, BE IT

RESOLVED, that Kobe J. Walenka of Cheektowaga, New York, be and hereby is appointed to the position of Laborer in the Sanitation Department, at an hourly wage of \$14.261 in accordance with the terms and conditions of the Town's collective bargaining agreement with the Town of Cheektowaga Employees Association effective December 13, 2017.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Christine Adamczyk, Councilmember
SECONDER:	Gerald Kaminski, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski



15. RESOLUTION 2017-722

Hiring of Seasonal Laborer (Sanitation Department)

Sponsored By: Supervisor Benczkowski, Councilmember Meyers

BE IT RESOLVED, that the following individual be and hereby is hired as a **SEASONAL EMPLOYEE**, not to exceed five (5) months in a calendar year, in the department listed and in compliance with Civil Service Laws and Regulations as well as the provisions of the Town's collective bargaining agreement between the Town of Cheektowaga and the Town of Cheektowaga Employees Association:

SANITATION DEPARTMENT Laborer \$9.70/hour effective 12/28/17 through 5/28/18
Nicholas M. Snyder, Cheektowaga, New York

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Diane Benczkowski, Supervisor
SECONDER:	Timothy J. Meyers, Councilmember
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

VI. Suspension of Rules

Motion by Councilmember Meyers, Seconded by Councilmember Rogowski to waive the rules to include the following Resolution: 2017-723. Motion Carried.



1. RESOLUTION 2017-723

Appoint Deputy Town Attorney/Prosecutor

Sponsored By: Councilmember Meyers, Supervisor Benczkowski

WHEREAS, there is a vacancy in the position of Deputy Town Attorney (with prosecutorial duties), and

WHEREAS, Jennifer A. Runfola, Esq. has applied for said position and meets all necessary qualifications for same, NOW, THEREFORE, BE IT

RESOLVED, that Jennifer A. Runfola, Esq., of Cheektowaga, New York, be and hereby is appointed Deputy Town Attorney (with prosecutorial duties) at the salary established for said position, effective immediately.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Timothy J. Meyers, Councilmember
SECONDER:	Diane Benczkowski, Supervisor
AYES:	Benczkowski, Rogowski, Kaminski, Meyers, Adamczyk, Hammer, Magierski

VII. Adjournment

Motion by Councilmember Adamczyk, Seconded by Councilmember Hammer to adjourn the meeting at 5:53 PM. Motion Carried.

TOWN OF CHEEKTOWAGA
275 Alexander Avenue
Cheektowaga, NY 14211



ENGINEERING DEPARTMENT
Office: (716) 897-7288
Fax: (716) 418-7689

PATRICK T. BOWEN, P.E.
TOWN ENGINEER

December 21, 2017

Supervisor Diane Benczkowski
Town Board Members
Town of Cheektowaga

Re: Recommendation for Bid Award
Lease Purchase of 2018 Chevrolet Tahoe Premier

Dear Town Board Members:

On December 20, 2017 bids were received and publicly opened for the lease purchase of a 2018 Chevrolet Tahoe Premier, or equal, for use by the Town Emergency Services Office. Two (2) bids were received as follows:

<u>BIDDER</u>	<u>FOUR (4) YEAR LEASE COST PER MONTH</u>
Hoselton Chevrolet, Inc.	\$1,052.78 *
Joe Basil Chevrolet, Inc.	\$1,265.00

* Indicated in their bid as the monthly payment for a 60 month term

The bid submission of Hoselton Chevrolet is based on a 60 month term which does not conform with the 48 month term specified in the bid specification; therefore, their bid is withdrawn from consideration.

It is, therefore, recommended that the award of the lease purchase bid for the 2018 Chevrolet Tahoe Premier be made to Joe Basil Chevrolet, Inc. based on the above analysis.

Very truly yours,

TOWN OF CHEEKTOWAGA

Patrick Bowen, P.E.
Town Engineer

PTB/lmdl

Attachment: 2017-47 Award of Bid Letter for Chevy Tahoe for Emergency Services (RES-2017-711 : Award of Bid – 2018 Chevrolet Tahoe

APPENDIX "B"

Town of Cheektowaga
Wage Schedule -2014

To December 31, 2014 BLUE COLLAR EMPLOYEES

TITLE	START	12 MOS.	18 MOS.	24 MOS.	30 MOS.	36 MOS.
Cleaner	18.542	19.223	19.953	21.074		
Laborer	14.754	16.863	21.074	21.957	22.851	24.164
Animal Control Officer M E O " B "						
Auto Mech Helper General Mechanic Utility Man Sewer Maintenance Man Traffic Maintenance Man Parks Maintenance Worker I Maintenance Man Pump Operator	22.600	23.498	24.469	25.333		
Parks Maintenance Worker II	23.357	24.253	25.227	26.091		
Tree Trimmer	23.357	24.253	25.227	26.311		26.694
Sew Treat Plant Oper Senior Sew Maint Worker Equip Maint Man Groundskeeper	24.112	25.007	25.902	26.694		
Groundswoker M E O " A "	24.112	25.007	25.902	27.394		
Welder Auto Body Repair Bldg Maint Man Bldg Maint Mechanic Auto Mechanic	24.112	25.007	25.902	27.116	27.116	27.812
Traffic Signal Technician Sr Sewage Treatment Plant Operator	24.950	25.851	26.715	28.843		
Senior Traffic Maintenance Worker Senior Maint Man Plumber Electrician	28.561	29.133	29.704	30.290		
Senior Traffic Signal Technician	29.302	29.890	30.475	31.075		
Recycling						
Laborer's Aide	11.813	12.328	12.841	13.351	14.380	15.406
Lt Motor Equip Operator "B"	14.897	15.419	15.923	16.434	17.463	18.489

Attachment: TCEA 2014-15 wage schedules (RES-2017-716 : Authorize Supervisor to sign TCEA Collective Bargaining Agreement)

APPENDIX "C"

Town of Cheektowaga
Wage Schedule -2015

To December 31, 2015 BLUE COLLAR EMPLOYEES

TITLE	START	12 MOS.	18 MOS.	24 MOS.	30 MOS.	36 MOS.
Cleaner	18.866	19.559	20.302	21.443		
Laborer	15.012	17.158	21.443	22.341	23.251	24.587
Animal Control Officer M E O " B "						
Auto Mech Helper General Mechanic Utility Man Sewer Maintenance Man Traffic Maintenance Man Parks Maintenance Worker I Maintenance Man Pump Operator	22.996	23.909	24.897	25.776		
Parks Maintenance Worker II	23.766	24.677	25.668	26.548		
Tree Trimmer	23.766	24.677	25.668	26.771		27.161
Sew Treat Plant Oper Senior Sew Maint Worker Equip Maint Man Groundskeeper	24.534	25.445	26.355	27.161		
Groundswoker M E O " A "	24.534	25.445	26.355	27.873		
Welder Auto Body Repair Bldg Maint Man Bldg Maint Mechanic Auto Mechanic	24.534	25.445	26.355	27.591	27.591	28.299
Traffic Signal Technician Sr Sewage Treatment Plant Operator	25.387	26.303	27.183	29.348		
Senior Traffic Maintenance Worker Senior Maint Man Plumber Electrician	29.061	29.643	30.224	30.820		
Senior Traffic Signal Technician	29.815	30.413	31.008	31.619		
Recycling						
Laborer's Aide	12.020	12.544	13.066	13.585	14.632	15.676
Lt Motor Equip Operator "B"	15.158	15.689	16.202	16.722	17.769	18.813

Attachment: TCEA 2014-15 wage schedules (RES-2017-716 : Authorize Supervisor to sign TCEA Collective Bargaining Agreement)

Town of Cheektowaga
Wage Schedule -2014

To December 31, 2014 WHITE COLLAR EMPLOYEES

TITLE	START	12 MOS.	18 MOS.	24 MOS.	60 MOS.	120 MOS.
Part-Time Court Officer I	17.170					
Part-Time Court Officer II	18.492					
Clerk						
Administrative Clerk	17.905	18.657	19.407	20.564		
Recreation Attendant	17.905	18.657	19.407	20.770		
Court Clerk						
Clerk to the Town Justice						
Clerk-Typist	18.331	19.096	19.861	20.826		
Building & Zoning Clerk	18.331	19.096	19.861	20.826	21.758	
Records Inventory Clerk	18.649	19.431	20.186	20.883		
Graphic Artist						
Clerk Steno						
Administrative Aide- Police						
Recreation Specialist						
Employment Counselor	19.340	20.110	20.881	21.776		
Outreach Worker						
Recreation Instructor	20.284	20.987	21.763	22.541		
Junior Accountant	20.284	20.987	21.763	22.541	24.356	
Program Leader						
Recreation Leader	20.284	20.987	21.763	22.984		
Legal Steno	20.832	21.602	22.371	23.033		
Account Clerk						
Senior Clerk	21.226	21.994	22.809	23.426		
Account Clerk Typist						
Senior Court Clerk						
Senior Clerk-Stenographer						
Senior Clerk Typist	21.226	21.994	22.809	23.839		
Community Development Aide	21.556	22.421	23.284	24.147	25.014	
Computer Support Assistant						
Recreation Supervisor	21.632	22.380	23.208	24.981		
Senior Acct Clerk Typist	22.157	22.926	23.696	24.356		
Senior Assessment Clerk						
Payroll Clerk	22.157	22.926	23.696	24.356		26.263
Sr. Recreation Supervisor - Youth						
Program Coordinator-Youth	23.365	24.164	24.989	25.681		
Asst Accountant	23.627	24.397	25.165	25.836		
Engineering Aide	24.494	25.260	26.032	26.692		
Sr. Program Coordinator - seniors	24.701	26.032	26.442	27.370		
Deputy Town Clerk	24.923	25.693	26.488	27.164		
Municipal Records Manager						
Engineering Assist						
Asst Building Inspector						
Asst. Code Enforcement officer						
Zoning Inspector						
Housing Inspector						
Asst Plumbing Inspector						
Real Property Appraisal Technician						
Asst Field Assessor						
Fire Inspector	25.851	26.761	27.670	28.642	30.005	
Planner	25.904	26.819	27.721	28.690	30.057	31.524
Computer Support Technician	26.313	27.241	28.169	29.162	30.222	
Real Property Appraiser	27.171	28.128	29.089	30.112		
Senior Engineering Asst						
Code enforcement officer	28.367	29.338	30.188	30.993		
Housing Inspector-neighborhood preservation	28.095	29.273	30.501	31.778		
Plumbing Inspector						
Junior Civil Engineer						
Junior Engineer	30.158	31.063	31.976	32.781		
Principal Engineering Asst	32.254	33.364	34.337	35.256		
Sr. Microcomp. Tech Supp. Specialist	32.274	33.414	34.407	35.325		
Network Coordinator	35.652	36.871	37.933	38.944		

Town of Cheektowaga
Wage Schedule -2015

To December 31, 2015 WHITE COLLAR EMPLOYEES

TITLE	START	12 MOS.	18 MOS.	24 MOS.	60 MOS.	120 MOS.
Part-Time Court Officer I	17.470					
Part-Time Court Officer II	18.816					
Clerk						
Administrative Clerk	18.218	18.983	19.747	20.924		
Recreation Attendant	18.218	18.983	19.747	21.133		
Court Clerk						
Clerk to the Town Justice						
Clerk-Typist	18.652	19.430	20.209	21.190		
Building & Zoning Clerk	18.652	19.430	20.209	21.190	22.139	
Records Inventory Clerk	18.975	19.771	20.539	21.248		
Graphic Artist						
Clerk Steno						
Administrative Aide- Police						
Recreation Specialist						
Employment Counselor	19.678	20.462	21.246	22.157		
Outreach Worker						
Recreation Instructor	20.639	21.354	22.144	22.935		
Junior Accountant	20.639	21.354	22.144	22.935	24.782	
Program Leader						
Recreation Leader	20.639	21.354	22.144	23.386		
Legal Steno	21.197	21.980	22.762	23.436		
Account Clerk						
Senior Clerk	21.597	22.379	23.208	23.836		
Account Clerk Typist						
Senior Court Clerk						
Senior Clerk-Stenographer						
Senior Clerk Typist	21.597	22.379	23.208	24.256		
Community Development Aide	21.933	22.813	23.691	24.570	25.452	
Computer Support Assistant						
Recreation Supervisor	22.011	22.772	23.614	25.418		
Senior Acct Clerk Typist	22.545	23.327	24.111	24.782		
Senior Assessment Clerk						
Payroll Clerk	22.545	23.327	24.111	24.782		26.723
Sr. Recreation Supervisor - Youth						
Program Coordinator-Youth	23.774	24.587	25.426	26.130		
Asst Accountant	24.040	24.824	25.605	26.288		
Engineering Aide	24.923	25.702	26.488	27.159		
Sr. Program Coordinator - seniors	25.133	26.488	26.905	27.849		
Deputy Town Clerk	25.359	26.143	26.952	27.639		
Municipal Records Manager						
Engineering Assist						
Asst Building Inspector						
Asst. Code Enforcement officer						
Zoning Inspector						
Housing Inspector						
Asst Plumbing Inspector						
Real Property Appraisal Technician						
Asst Field Assessor						
Fire Inspector	26.303	27.229	28.154	29.143	30.530	
Planner	26.357	27.288	28.206	29.192	30.583	32.076
Computer Support Technician	26.773	27.718	28.662	29.672	30.751	
Real Property Appraiser	27.646	28.620	29.598	30.639		
Senior Engineering Asst						
Code enforcement officer	28.863	29.851	30.716	31.535		
Housing Inspector-neighborhood preservation	28.587	29.785	31.035	32.334		
Plumbing Inspector	33.355	33.355	33.355	33.355	**	
Junior Civil Engineer						
Junior Engineer	30.686	31.607	32.536	33.355		
Principal Engineering Asst	32.818	33.948	34.938	35.873		
Sr. Microcomp. Tech Supp. Specialist	32.839	33.999	35.009	35.943		
Network Coordinator	36.276	37.516	38.597	39.626		

** Pursuant to June 2017 memo of agreement for TCEA grievance 2016-01 (Gregory Magnuszewski). As of January 1, 2020, the rate of pay for Mr. Magnuszewski will be 35.873

APPENDIX "F"

Town of Cheektowaga

Wage Schedule for employees hired after 3/12/12 and before 8/1/16

To December 31, 2014 BLUE COLLAR EMPLOYEES

TITLE	START	1yr	2yr	3yr	4yr	5yr	6yr	7yr	8yr
Cleaner	17.615	18.192	18.769	19.346	19.923	20.500	21.074		
Laborer	14.016	15.340	16.663	17.986	19.309	20.633	21.957	22.851	24.164
Animal Control Officer M E O " B "									
Auto Mech Helper General Mechanic Utility Man Sewer Maintenance Man Traffic Maintenance Man Parks Maintenance Worker I Maintenance Man									
Pump Operator	21.469	22.113	22.757	23.400	24.044	24.688	25.333		
Parks Maintenance Worker II	22.189	22.839	23.490	24.140	24.791	25.442	26.091		
Tree Trimmer	22.189	22.876	23.563	24.250	24.938	25.625	26.311		26.694
Sew Treat Plant Oper Senior Sew Maint Worker Equip Maint Man Groundskeeper	22.906	23.538	24.169	24.800	25.430	26.061	26.694		
Groundswoker M E O " A "	22.906	23.654	24.402	25.151	25.898	26.647	27.394		
Welder Auto Body Repair Bldg Maint Man Bldg Maint Mechanic Auto Mechanic	22.906	23.608	24.309	25.011	25.713	26.414	27.116	27.116	27.812
Traffic Signal Technician Sr Sewage Treatment Plant Operator	23.703	24.559	25.417	26.274	27.132	27.988	28.843		
Senior Traffic Maintenance Worker Senior Maint Man Plumber Electrician	27.134	27.660	28.186	28.712	29.238	29.765	30.290		
Senior Traffic Signal Technician	27.837	28.376	28.915	29.456	29.995	30.534	31.075		
Recycling									
Laborer's Aide	11.222	11.577	11.932	12.287	12.642	12.997	13.351	14.380	15.406
Lt Motor Equip Operator "B"	14.152	14.533	14.912	15.293	15.673	16.052	16.434	17.463	18.489

APPENDIX "G"

Town of Cheektowaga

Wage Schedule for employees hired after 3/12/12 and before 8/1/16

To December 31, 2015 BLUE COLLAR EMPLOYEES

TITLE	START	1yr	2yr	3yr	4yr	5yr	6yr	7yr	8yr
Cleaner	17.923	18.510	19.097	19.685	20.272	20.859	21.443		
Laborer	14.261	15.608	16.955	18.301	19.647	20.994	22.341	23.251	24.587
Animal Control Officer M E O " B "									
Auto Mech Helper									
General Mechanic									
Utility Man									
Sewer Maintenance Man									
Traffic Maintenance Man									
Parks Maintenance Worker I Maintenance Man									
Pump Operator	21.845	22.500	23.155	23.810	24.465	25.120	25.776		
Parks Maintenance Worker II	22.577	23.239	23.901	24.562	25.225	25.887	26.548		
Tree Trimmer	22.577	23.276	23.975	24.674	25.374	26.073	26.771		27.161
Sew Treat Plant Oper									
Senior Sew Maint Worker									
Equip Maint Man									
Groundskeeper	23.307	23.950	24.592	25.234	25.875	26.517	27.161		
Groundswoker M E O " A "	23.307	24.068	24.829	25.591	26.351	27.113	27.873		
Welder									
Auto Body Repair									
Bldg Maint Man									
Bldg Maint Mechanic									
Auto Mechanic	23.307	24.021	24.734	25.449	26.163	26.876	27.591	27.591	28.299
Traffic Signal Technician									
Sr Sewage									
Treatment Plant Operator	24.118	24.989	25.862	26.734	27.607	28.478	29.348		
Senior Traffic Maintenance Worker									
Senior Maint Man									
Plumber									
Electrician	27.609	28.144	28.679	29.214	29.750	30.286	30.820		
Senior Traffic Signal Technician	28.324	28.873	29.421	29.971	30.520	31.068	31.619		
Recycling									
Laborer's Aide	11.418	11.780	12.141	12.502	12.863	13.224	13.585	14.632	15.676
Lt Motor Equip Operator "B"	14.400	14.787	15.173	15.561	15.947	16.333	16.722	17.769	18.813

Attachment: TCEA 2014-15 wage schedules (RES-2017-716 : Authorize Supervisor to sign TCEA Collective Bargaining Agreement)

APPENDIX "H"

Town of Cheektowaga
Wage Schedule for employees hired after 3/12/12 and before 8/1/16

To December 31, 2014 WHITE COLLAR EMPLOYEES

TITLE	START	1 yr	2 yr	3 yr	4 yr	5 yr	6 yr	7 yr	10 yr
Part-Time Court Officer I	16.312								
Part-Time Court Officer II	17.568								
Clerk									
Administrative Clerk	17.010	17.602	18.195	18.787	19.379	19.973	20.564		
Recreation Attendant	17.010	17.636	18.263	18.890	19.517	20.143	20.770		
Court Clerk									
Clerk to the Town Justice									
Clerk-Typist	17.415	17.984	18.553	19.121	19.690	20.258	20.826		
Zoning Clerk	17.415	17.984	18.553	19.121	19.690	20.258	20.826	21.758	
Records Inventory Clerk	17.717	18.245	18.773	19.301	19.829	20.357	20.883		
Graphic Artist									
Clerk Steno									
Administrative Aide- Police									
Recreation Specialist									
Employment Counselor	18.372	18.940	19.506	20.073	20.640	21.207	21.776		
Outreach Worker									
Recreation Instructor	19.269	19.815	20.359	20.905	21.449	21.994	22.541		
Junior Accountant	19.269	19.815	20.359	20.905	21.449	21.994	22.541	24.356	
Program Leader									
Recreation Leader	19.269	19.888	20.508	21.127	21.747	22.367	22.984		
Legal Steno	19.791	20.332	20.872	21.413	21.954	22.494	23.033		
Account Clerk									
Assessment Clerk									
Senior Clerk	20.165	20.708	21.253	21.796	22.340	22.884	23.426		
Account Clerk Typist									
Senior Court Clerk									
Senior Clerk-Stenographer									
Senior Clerk Typist	20.165	20.777	21.390	22.002	22.615	23.227	23.839		
Community Development Aide	20.478	21.090	21.701	22.313	22.924	23.536	24.147	25.014	
Computer Support Assistant									
Recreation Supervisor	20.550	21.288	22.027	22.767	23.505	24.244	24.981		
Senior Acct Clerk Typist	21.049	21.601	22.152	22.703	23.254	23.805	24.356		
Senior Assessment Clerk									
Payroll Clerk	21.049	21.601	22.152	22.703	23.254	23.805	24.356		26.263
Sr. Recreation Supervisor - Youth									
Program Coordinator-Youth	22.197	22.778	23.358	23.938	24.518	25.099	25.681		
Asst Accountant	22.446	23.011	23.575	24.140	24.705	25.270	25.836		
Engineering Aide	23.269	23.840	24.411	24.982	25.552	26.123	26.692		
Sr. Program Coordinator - seniors	23.466	24.117	24.767	25.418	26.068	26.720	27.370		
Deputy Town Clerk	23.677	24.257	24.839	25.420	26.001	26.582	27.164		
Municipal Records Manager									
Engineering Assist									
Asst Building Inspector									
Asst. Code Enforcement officer									
Zoning Inspector									
Housing Inspector									
Asst Plumbing Inspector									
Real Property Appraisal Technician									
Asst Field Assessor									
Fire Inspector	24.558	25.238	25.919	26.601	27.281	27.962	28.642	30.005	
Planner	24.608	25.289	25.969	26.649	27.329	28.009	28.690	30.057	31.524
Computer Support Technician	24.997	25.691	26.385	27.080	27.774	28.469	29.162	30.222	
Real Property Appraiser	25.812	26.529	27.247	27.964	28.681	29.399	30.112		
Senior Engineering Asst									
Code enforcement officer	26.948	27.622	28.297	28.971	29.646	30.320	30.993		
Housing Inspector-neighborhood preservation	26.691	27.539	28.386	29.234	30.082	30.930	31.778		
Plumbing Inspector									
Junior Civil Engineer									
Junior Engineer	28.650	29.338	30.026	30.714	31.402	32.090	32.781		
Principal Engineering Asst	30.641	31.409	32.178	32.948	33.717	34.486	35.256		
Sr. microcomp. tech supp. Specialist	30.660	31.438	32.215	32.992	33.770	34.547	35.325		
Network Coordinator	33.870	34.715	35.561	36.407	37.253	38.098	38.944		

Attachment: TCEA 2014-15 wage schedules (RES-2017-716 : Authorize Supervisor to sign TCEA Collective Bargaining Agreement)

APPENDIX "I"

Town of Cheektowaga
Wage Schedule for employees hired after 3/12/12 and before 8/1/16

To December 31, 2015 WHITE COLLAR EMPLOYEES

TITLE	START	1 yr	2 yr	3 yr	4 yr	5 yr	6 yr	7 yr	10 yr
Part-Time Court Officer I	16.597								
Part-Time Court Officer II	17.875								
Clerk									
Administrative Clerk	17.308	17.910	18.513	19.116	19.718	20.323	20.924		
Recreation Attendant	17.308	17.945	18.583	19.221	19.859	20.496	21.133		
Court Clerk									
Clerk to the Town Justice									
Clerk-Typist	17.720	18.299	18.878	19.456	20.035	20.613	21.190		
Zoning Clerk	17.720	18.299	18.878	19.456	20.035	20.613	21.190	22.139	
Records Inventory Clerk	18.027	18.564	19.102	19.639	20.176	20.713	21.248		
Graphic Artist									
Clerk Steno									
Administrative Aide- Police									
Recreation Specialist									
Employment Counselor	18.694	19.271	19.847	20.424	21.001	21.578	22.157		
Outreach Worker									
Recreation Instructor	19.606	20.162	20.715	21.271	21.824	22.379	22.935		
Junior Accountant	19.606	20.162	20.715	21.271	21.824	22.379	22.935	24.782	
Program Leader									
Recreation Leader	19.606	20.236	20.867	21.497	22.128	22.758	23.386		
Legal Steno	20.137	20.688	21.237	21.788	22.338	22.888	23.436		
Account Clerk									
Assessment Clerk									
Senior Clerk	20.518	21.070	21.625	22.177	22.731	23.284	23.836		
Account Clerk Typist									
Senior Court Clerk									
Senior Clerk-Stenographer									
Senior Clerk Typist	20.518	21.141	21.764	22.387	23.011	23.633	24.256		
Community Development Aide	20.836	21.459	22.081	22.703	23.325	23.948	24.570	25.452	
Computer Support Assistant									
Recreation Supervisor	20.910	21.661	22.412	23.165	23.916	24.668	25.418		
Senior Acct Clerk Typist	21.417	21.979	22.540	23.100	23.661	24.222	24.782		
Senior Assessment Clerk									
Payroll Clerk	21.417	21.979	22.540	23.100	23.661	24.222	24.782		26.723
Sr. Recreation Supervisor - Youth									
Program Coordinator-Youth	22.585	23.177	23.767	24.357	24.947	25.538	26.130		
Asst Accountant	22.839	23.414	23.988	24.562	25.137	25.712	26.288		
Engineering Aide	23.676	24.257	24.838	25.419	25.999	26.580	27.159		
Sr. Program Coordinator - seniors	23.877	24.539	25.200	25.863	26.524	27.188	27.849		
Deputy Town Clerk	24.091	24.681	25.274	25.865	26.456	27.047	27.639		
Municipal Records Manager									
Engineering Assist									
Asst Building Inspector									
Asst. Code Enforcement officer									
Zoning Inspector									
Housing Inspector									
Asst Plumbing Inspector									
Real Property Appraisal Technician									
Asst Field Assessor									
Fire Inspector	24.988	25.680	26.373	27.067	27.758	28.451	29.143	30.530	
Planner	25.039	25.732	26.423	27.115	27.807	28.499	29.192	30.583	32.076
Computer Support Technician	25.434	26.141	26.847	27.554	28.260	28.967	29.672	30.751	
Real Property Appraiser	26.264	26.993	27.724	28.453	29.183	29.913	30.639		
Senior Engineering Asst									
Code enforcement officer	27.420	28.105	28.792	29.478	30.165	30.851	31.535		
Housing Inspector-neighborhood preservation	27.158	28.021	28.883	29.746	30.608	31.471	32.334		
Plumbing Inspector									
Junior Civil Engineer									
Junior Engineer	29.151	29.851	30.551	31.251	31.952	32.652	33.355		
Principal Engineering Asst	31.177	31.959	32.741	33.525	34.307	35.090	35.873		
Sr. Microcomp. Tech Supp. Specialist	31.197	31.988	32.779	33.569	34.361	35.152	35.943		
Network Coordinator	34.463	35.323	36.183	37.044	37.905	38.765	39.626		

Attachment: TCEA 2014-15 wage schedules (RES-2017-716 : Authorize Supervisor to sign TCEA Collective Bargaining Agreement)

APPENDIX "J"

Town of Cheektowaga
Wage Schedule for employees hired after 8/1/16

To December 31, 2015 BLUE COLLAR EMPLOYEES

TITLE	START	1yr	2yr	3yr	4yr	5yr
Cleaner	17.923	18.510	19.097	19.685	20.272	20.859
Laborer	14.261	15.608	16.955	18.301	19.647	20.994
Animal Control Officer M E O " B "						
Auto Mech Helper						
General Mechanic						
Utility Man						
Sewer Maintenance Man						
Traffic Maintenance Man						
Parks Maintenance Worker I Maintenance Man						
Pump Operator	21.845	22.500	23.155	23.810	24.465	25.120
Parks Maintenance Worker II	22.577	23.239	23.901	24.562	25.225	25.887
Tree Trimmer	22.577	23.276	23.975	24.674	25.374	26.073
Sew Treat Plant Oper						
Senior Sew Maint Worker						
Equip Maint Man						
Groundskeeper	23.307	23.950	24.592	25.234	25.875	26.517
Groundswoker M E O " A "	23.307	24.068	24.829	25.591	26.351	27.113
Welder						
Auto Body Repair						
Bldg Maint Man						
Bldg Maint Mechanic						
Auto Mechanic	23.307	24.021	24.734	25.449	26.163	26.876
Traffic Signal Technician						
Sr Sewage						
Treatment Plant Operator	24.118	24.989	25.862	26.734	27.607	28.478
Senior Traffic Maintenance Worker						
Senior Maint Man						
Plumber						
Electrician	27.609	28.144	28.679	29.214	29.750	30.286
Senior Traffic Signal Technician	28.324	28.873	29.421	29.971	30.520	31.068
Recycling						
Laborer's Aide	11.418	11.780	12.141	12.502	12.863	13.224
Lt Motor Equip Operator "B"	14.400	14.787	15.173	15.561	15.947	16.333

Attachment: TCEA 2014-15 wage schedules (RES-2017-716 : Authorize Supervisor to sign TCEA Collective Bargaining Agreement)

APPENDIX "K"

Town of Cheektowaga
Wage Schedule for employees hired after 8/1/16

To December 31, 2015 WHITE COLLAR EMPLOYEES

TITLE	START	1 yr	2 yr	3 yr	4 yr	5 yr	10 yr
Part-Time Court Officer I	16.597						
Part-Time Court Officer II	17.875						
Clerk							
Administrative Clerk	17.308	17.910	18.513	19.116	19.718	20.323	
Recreation Attendant	17.308	17.945	18.583	19.221	19.859	20.496	
Court Clerk							
Clerk to the Town Justice							
Clerk-Typist	17.720	18.299	18.878	19.456	20.035	20.613	
Zoning Clerk	17.720	18.299	18.878	19.456	20.035	20.613	
Records Inventory Clerk	18.027	18.564	19.102	19.639	20.176	20.713	
Graphic Artist							
Clerk Steno							
Administrative Aide- Police							
Recreation Specialist							
Employment Counselor	18.694	19.271	19.847	20.424	21.001	21.578	
Outreach Worker							
Recreation Instructor	19.606	20.162	20.715	21.271	21.824	22.379	
Junior Accountant	19.606	20.162	20.715	21.271	21.824	22.379	
Program Leader							
Recreation Leader	19.606	20.236	20.867	21.497	22.128	22.758	
Legal Steno	20.137	20.688	21.237	21.788	22.338	22.888	
Account Clerk							
Assessment Clerk							
Senior Clerk	20.518	21.070	21.625	22.177	22.731	23.284	
Account Clerk Typist							
Senior Court Clerk							
Senior Clerk-Stenographer							
Senior Clerk Typist	20.518	21.141	21.764	22.387	23.011	23.633	
Community Development Aide	20.836	21.459	22.081	22.703	23.325	23.948	
Computer Support Assistant							
Recreation Supervisor	20.910	21.661	22.412	23.165	23.916	24.668	
Senior Acct Clerk Typist	21.417	21.979	22.540	23.100	23.661	24.222	
Senior Assessment Clerk							
Payroll Clerk	21.417	21.979	22.540	23.100	23.661	24.222	
Sr. Recreation Supervisor - Youth							
Program Coordinator-Youth	22.585	23.177	23.767	24.357	24.947	25.538	
Asst Accountant	22.839	23.414	23.988	24.562	25.137	25.712	
Engineering Aide	23.676	24.257	24.838	25.419	25.999	26.580	
Sr. Program Coordinator - seniors	23.877	24.539	25.200	25.863	26.524	27.188	
Deputy Town Clerk	24.091	24.681	25.274	25.865	26.456	27.047	
Municipal Records Manager							
Engineering Assist							
Asst Building Inspector							
Asst. Code Enforcement officer							
Zoning Inspector							
Housing Inspector							
Asst Plumbing Inspector							
Real Property Appraisal Technician							
Asst Field Assessor							
Fire Inspector	24.988	25.680	26.373	27.067	27.758	28.451	
Planner	25.039	25.732	26.423	27.115	27.807	28.499	
Computer Support Technician	25.434	26.141	26.847	27.554	28.260	28.967	
Real Property Appraiser	26.264	26.993	27.724	28.453	29.183	29.913	
Senior Engineering Asst							
Code enforcement officer	27.420	28.105	28.792	29.478	30.165	30.851	
Housing Inspector-neighborhood preservation	27.158	28.021	28.883	29.746	30.608	31.471	
Junior Civil Engineer							
Junior Engineer	29.151	29.851	30.551	31.251	31.952	32.652	
Plumbing Inspector	31.177	31.959	32.741	33.525	34.307	35.090	35.873
Principal Engineering Asst	31.177	31.959	32.741	33.525	34.307	35.090	
Sr. microcomp. tech supp.							
Specialist	31.197	31.988	32.779	33.569	34.361	35.152	
Network Coordinator	34.463	35.323	36.183	37.044	37.905	38.765	

Attachment: TCEA 2014-15 wage schedules (RES-2017-716 : Authorize Supervisor to sign TCEA Collective Bargaining Agreement)