

Oct 7th 1907

Regular meeting of the Town Board held at the house of Jac Horu. Present; Wildy, Smith, Fossett, Forster, Werick, Ryan and Kless.

Minutes of last two regular and intervening special meetings approved as read.

Moved by Ryan seconded by Forster that manholes be placed in the Walden Ave System of sewers noted of flush tanks. Carried.

Moved by Werick seconded by Ryan that the sewer on Randolph Street, Bowery Street, Pine Hill Road, and Rugby Avenue be extended so it will cross Doat Street to the North Side of Street. Carried.

Moved by Ryan seconded by Werick that the Depew and Lake Erie Water Company be authorized to place the hydrant that was taken from McLaughlin Street on Cass Avenue. Carried.

Moved by Forster seconded by Werick that the bill of Frank Wildy for \$117.36 be allowed. Carried.

Moved by Ryan seconded by Werick that the bill of Geo Zimmerman for lumber amounting to \$77.87 be allowed. Carried.

Moved by Ryan seconded by Werick that the bill of Broy and Cooper for cement amounting to \$135.38 be allowed. Carried.

Moved by Ryan seconded by Werick that the bill of Frank Wesolek for Constables services amounting to \$39.60 be allowed. Carried.

Moved by Ryan seconded by Werick that the bill of M.W. Carr for Constables services amounting to \$42.95 be allowed. Carried.

Moved by Ryan seconded by Werick that the bill of the Gantz Wilson Construction Company for 304 yards of crushed stone amounting to \$228.00 be allowed. Carried.

Moved by Forster seconded by Werick that the bill of the Lancaster printing Company amounting to \$29.65 be allowed. Carried.

Moved by Werick seconded by Ryan that the matter of the Buffalo Reduction Company be postponed for two weeks. Carried.

The following inspectors of Election were appointed.
First District, John Stock, Fred G Wander
Second District, George F. Weiner, Edward Fuerstein
Third District, Frank Richter
Fourth District, George Mueller, Joseph Lippert

Moved by Forster seconded by Ryan that we adjourn. Carried.

Edward S. Smith
Town Clerk

Oct 12th 1907

Special meeting of the Town Board and Board of Highway Commissioners.

Present; Wildy, Smith, Fossett, Forster, Werick, Ryan and Kless.

Mr. Babcock, Attorney for the Lackawanna Railroad reported that the Lackawanna Engineer had been delayed by other matters and would not be ready to report for one week.

The following was Moved by Fossett seconded by Werick put to vote and Carried.

Resolved, that the Town Clerk be and he is hereby directed to notify the attorney and Engineer of the Lehigh and Lake Erie Railway Company to reconstruct William Street where same is crossed by the two viaducts of the Lehigh and Lake Erie Railroad Company, according to the plan agreed upon between the Supervisor and the attorney of the Lehigh and Lake Erie, on or before October 16th 1907 and in case same be not done by the Town and the expense charged to said Company.

Moved by Fossett seconded by Forster that the bills of Edward Ryan, Justice of the peace amounting to \$263.15 be allowed. Carried.

Justice Ryan reports the collection of \$159.00 in fines.

Moved by Fossett seconded by Werick that we adjourn. Carried.

Edward S. Smith
Town Clerk

Oct 19- 1907

Adjourned Special meeting of the Town Board and Board of Highway Commissioners of the Town of Cheektowaga for the purpose of taking further action relative to the Harlem Avenue crossing of the Lackawanna Railroad,

Present; Wildy, Smith, Fossett, Forster, Werick, Ryan and Kless.

Attorney Henry appeared for the Lackawanna railroad and stated that the Lackawanna Corps of Engineers were at work surveying the crossings but as yet had not yet submitted their report and asked for our adjournment.

Moved by Fossett seconded by Smith that we adjourn for one week. Carried.

Edward S. Smith

Whereas, section 20 of the Laws of 1898, as amended by Chapter 77 of the Laws of 1907, provides:

“No Street surface railroad shall be constructed upon a portion of a highway, which portion has been or may here after be improved under the provisions of this act and the acts amendatory thereof and supplemental thereto, nor shall any person, firm or corporation enter upon or construct any works in or upon any such highway, except upon the approval of and under such conditions and regulations as may be prescribed by the State Engineer and Surveyor, not with standing any consent or franchise granted by the highway commissioner or municipal authorities of the Town: and any person, firm or corporation who or which shall be liable to a fine of one thousand dollars for each say of such violation, to be recovered by the State Engineer upon petition of a highway known as the Clinton Street Road, Sec. 1 Road 341 in the Town of West Seneca and Cheektowaga, County of Erie, N.Y. has been improved by state aid under said law and

Whereas, the Depew and Lake Erie Water Company having its principle office in Buffalo, N.Y. requests permission to lay a hire of 24” pipe across said road no. 371 at Cayuga Creek Road, in accordance with the map and plan hereto attached and forming apart hereof;

Now, Therefore, permission is hereby granted the said Depew and Lake Erie Water Company to do said work upon the following conditions and restrictions; First, The permit shall not be assigned or transferred without the written consent of the State Engineer and Surveyor. Second, The work authorized by this permit shall be done under the supervision of the State Engineer and Surveyor or an inspector to be appointed by him and the salary of said inspector at the rate of \$4.00 per day and his necessary expenses while employed on said work shall be paid by said Company. Third, The State Engineer and Surveyor shall be given one week written notice by said Company of the date whenit intends to begin the work authorized by this permit. Fourth, The said Company hereby agrees to hold the State County and Town harmless on account of and damages to person or property which way arise during the progress of the work authorized by this permit or by reason thereof. Fifth, The said Engineer and Surveyor reserves the right to at any time revoke or omit this permit should the said Company fail to Comply with the terms and conditions upon which it is granted.

Special Conditions

Said water pipe should be placed to such a depth that the top of the pipe will be below the ditch line.

Any portion of the highway, or the slopes or gutters thereof which may be disturbed or injured by reason of the original placing of said pipe, or by reason of the original placing of said pipe, or by reason of any repairs or changes which may be hereafter made thereto, or by reason of any cause which requires the disturbance of or damage to any portion of said highway or the slopes or gutters thereof, shall be placed in proper condition in accordance with the directions and instructions of the State Engineer or his representative.

The said Company shall also maintain in proper condition and in accordance with the directions of the State Engineer, or his representative that portion of the highway, or the slopes and gutters thereof, through or under which said pipes may pass, or which may be affected by the placing of said pipes.

Sixth, In witness where of I have hereto set my hand and affixed the official seal of this office, on this 30th day of September 1907

Frederick Skeue
State Engineer and Surveyor

In consideration of the granting of this permit the undersigned accepts the same subject to restrictions and conditions therein described.
Date this 30th September 1907

Depew & Lake Water Company
Wm B Carter
President

I Edward S. Smith, Town Clerk in and for the Town of Cheektowaga N.Y. hereby certify that the foregoing is a true and correct copy of a grant by Frederick Skeue, State Engineer and Surveyor to the Depew and Lake Erie Water Company to cross Clinton Street at the Cayuga Creek Road in the Town of Cheektowaga according to a map and plans filed in my office Dated Sept 30th 1907

Edward S. Smith
Town Clerk

Oct 26- 1907

Adjourned meeting of the Town Board and Board of Highway Commissioners of the Town of Cheektowaga for the purpose of eliminating the grade crossing of the Lackawanna Railroad at Harlem Avenue and Kennedy Road.

Present; Wildy, Smith, Fossett, Forster, Werick, and Ryan

Mr. Wjitter resident Engineer of the Lackawanna Railroad reported the progress made and stated that it would take about 3 weeks longer in order to submit a complete report.

Moved by Fossett seconded by Werick that we adjourn until 3 weeks from tonight at the house of Joseph Forster. Carried.

Edward S. Smith
Town Clerk

November 1st 1907

Special meeting of the Town Board and Board of Highway Commissioners of the Town of Cheektowaga duly called for the purpose of raising moneys to pay for the building of the Walden Avenue System of Sewers

Present; Wildy, Smith, Fossett, Forster, Ryan and Kless.

The following was Moved by Fossett seconded by Ryan. Put to vote and carried unanimously.

Whereas the Town of Cheektowaga has constructed for the building of sewers in Walden Avenue, Randolph Street; Bowery Street; Pine Hill Road; Rugby Avenue; Waverly Avenue, Woodell Avenue and Cashing Avenue, and it is necessary to borrow temporarily the moneys to pay for the building of said sewers approximately Six Thousand Dollars (6,000)

Now therefore resolved, that the Supervisor be and he is hereby authorized to borrow the sum of Six Thousand Dollars (\$6000) to be credited to the Walden Avenue Sewer System Fund and to issue therefor promissory notes of said town to be signed by said Supervisor and the Town Clerk, payable four months from the date thereof with interest there on at six per cent per annum.

Moved by Fossett seconded by Ryan that the resolution of Sept 26th 1907, authorizing the Supervisor to raise the sum of Six Thousand Dollars to be

credited to the Walden Avenue Sewer System Fund and its hereby rescinded. Carried unananimously. Adjourned.

Edward S. Smith
Town Clerk

Nov 11th 1907

Regular meeting of the Town Board and the Town Board of the Town of Cheektowaga, present; Wildy, Smith, Fossett, Forster, Werick and Kless Absent Ryan, Minutes of the last meeting approved.

Moved by Smith seconded by Fossett that the bill of Frank M. Richter, as inspector of Election amounting to \$18.00 be allowed. Carried.

Moved by Fossett seconded by Werick that the bill of Metz & Myer for lumber amounting to \$86.59 be allowed. Carried

Moved by Fossett seconded by Werick that the bill of George M. Zimmerman for lumber amounting to \$138.11 be allowed. Carried.

Moved by Smith seconded by Fossett that the bill of Adam Schmitt for labor amounting to \$54.00 be allowed. Carried.

Moved by Fossett seconded by Kless that the bill of the Williamson Law Book Comapany of Rochester for \$4.00 be allowed. Carried.

Moved by Fossett, seconded by Werick that Andrew Klein and E.C, Vogel be and they are hereby appointed special constables of the Town of Cheektowaga to hold said office, and to be removed at the pleasure of this Board. Carried.

Moved by Fossett seconded by Werick that the Supervisor be and he is hereby instructed to buy two or more voting machines. Carried.

Moved by Smith seconded by Fossett that the Supervisor be authorized to pay all Inspectors of Elections Poll and ballet Clerks, as soon as they render their bills with the proper affidavits attached. Carried.

Moved by Forster seconded by Fossett that we adjourn. Carried.

Edward S. Smith

Town Clerk

Nov 19- 1907

Special meeting of the Town Board and Board of Highway Commissioners duly called for the purpose of taking action in the Genesee Street Sewer System. Present; Wildy, Smith, Fossett, Werick and Ryan, also Engineer George C. Diehl and Attorney John Fisher.

The following was Moved by Fossett seconded by Werick put to vote and carried.

Resolved, that, The Supervisor Town Engineer Diehl and Town Attorney John W. Fisher, be and they are hereby authorized and directed to apply to the City of Buffalo, pursuant to Law for leave to connect sewers proposed to be constructed in Genesee Street; East End Avenue; Avery Place; Olcott Place; Andrew Avenue; Long Avenue; Schoedel Avenue and Pine Ridge Road with sewers in Genesee Street.

Town Engineer Diehl offered a map of the proposed sewer system which was carefully studied by the Board and resident tax-payers after several minor changes were declared satisfactory.

Moved by Fossett seconded by Ryan that we adjourn. Carried

Edward S. Smith
Town Clerk

Nov 23- 1907

Special meeting of the Town Board and Board of Highway Commissioners for the purpose of giving a hearing on the best method of abolishing the grade crossing of the Lackawanna at Harlem Avenue. Present; Wildy, Smith, Fossett, Forster, Werick, Ryan and Kless & Town Attorney John W. Fisher. Representatives of the Lackawanna Railroad failed to appear owing to a misunderstanding and Mr. Babcock by telephone asked that the Board adjourn for one week.

Moved by Werick seconded by Ryan that we adjourn. Carried.

Edward S. Smith
Town Clerk

Nov 30th 1907

Specail adjourned meeting of the Town Board and Board of Highway Commissioners for a hearing on the abolishment of the grade crossing of the Lackawanna at Harlem Avenue Present; Wildy, Smith, Fossett, Forster, Werick, Ryan, Kless and Town Attorney John W. Fisher.

The following was offered by Fossett seconded by Ryan Put to vote and carried.

Resolved, that the Attorneys and Engineers of the New York Lackawanna Western Railroad Company be notified by the Supervisor that unless plans for the abatement of the grade crossing at Harlem Avenue and Kennedy Road are Submitted to this Board on or before December 7th, 1907 that the attorney for the town will proceed without further delay to compel the abatement of said grade crossings.

Edward S. Smith
Town Clerk

Dec 2nd 1907

Regular meeting of the Town Board and Board of Highway Commissioners present; Wildy, Smith, Fossett, Forster, Werick and Ryan

Minutes of the last meeting adopted as read.

The following was Moved by Fossett seconded by Forster put to vot and carried.

“Resolved, that the supervisor of the Town of Cheektowaga be and he is hereby directed and authorized to raise and have spread upon the taxable property in water supple district no. 1, in the Town of Cheektowaga, the sum of Eight Hundred and Forty Five Dollars (845.00) for the year 1908.” And

“Resolved that the Supervisor of the Town of Cheektowaga, be and he is hereby directed and authorized to raise and have spread upon the taxable

property in water supplt District Number Two, in the Town of Cheektowaga the sum of Six Hundred and Fifty Dollars for the year 1908.”

The following bills were audited and ordered paid

George Mueller, Inspector of Election	\$23.64	
Edward Feuerstein “ “	\$25.75	
E.W. Greiner “ “	\$18.00	
Frank Wesolek Constable Services	\$76.90	
Dr. C.H. Ballon Vital Statistics report		\$16.00

Moved by Smith seconded by Fossett that we adjourn. Carried.

Edward S. Smith
Town Clerk

Dec 7th 1907

Adjourned meeting of the Town Board and Board of Highway Commissioners Present; Wildy, Smith, Fossett, Forster, Werick, Ryan and Kless.

The Supervisor reported that he had been mable to communicate with any of the Lackawanna officials as they were out of town.

By unanimous consent the following business was transacted.

Moved by Fossett seconded by Werick that the following be spread upon the minutes of the meeting. Carried.

Whereas the Town Board and Board of Highway Commissioners of the Town of Cheektowaga have contracted for the building of a sewer in Cochrane Street from the sewer in Clinton street to a point 1080 feet north of Clinton Street, now therefore,

The paid Board does hereby cause this complete stetemnt in detai; of the Expenses of said improvement to be made and entered in their minutes as follows,

Contract price for sewer	\$1274.00
Engineer’s services, preparing plans and Supervising the building of Sewer,	\$ 75.00
Inspectors fees	\$ 47.50
Interest on moneys borrowed,	\$ 45.00
Legal Services	\$ 75.00

Amount paid City of Buffalo for privilege of Connecting with sewer in city of Buffalo at Clinton Street for first year, \$ 72.00

Total \$ 1588.50

The following was moved by Smith seconded by Werickput to vote and carried.

Whereas, the Town Board and Board of Highway Commissioners of the Town of Cheektowaga, have contracted for the building of a sewer in Cochrane Street in said Town of Cheektowaga from the sewer in Clinton Street to a point 1080 feet north of Clinton Street, and the total expense thereof has been determined to be the sum of \$ 1588.50 as appears by the statement thereof in detail made by said board and entered in their minutes, now therefore,

Resolved that the assessors be and they are hereby directed to make an assessment roll on account of the said improvement of constructing said sewer in Cochrane Street, upon the property benefited by said improvement, being the property upon the easterly side of Cochrane Street between Clinton Street and the point 1080 feet northeasterly thereof and feet in depth; such assessment to be appointed so that so much of the expense of the improvement shall be raised from each separate lot or parcel of land as shall be in the same proportion to the entire expense locally assessed as the number of feet for which the lot shall be bound or front, shall be to the aggregate number of feet of frontage to be subjected to the entire assessment; the said assessment to provide for the payment of the sum of \$1588.50 in five equal annual installments, and the interest annually upon the whole amount unpaid at the rate of (5) five per cent per annum.

Moved by Fossett seconded by Ryan that the following be spread upon the minutes of the meeting. Carried;

Whereas the Town Board and Board of Highway Commissioners of the Town of Cheektowaga have contracted for the building of a system of sewers in Walden Avenue, Randolph Street; Bowery Street; Rugby Avenue; Cushing Avenue; Woodell Avenue; Waverly Avenue; Pine Hill Road and Doat Street; now therefore,

The said Board does hereby cause the complete statement in detail of the Expense of said improvemnet to be made and entered in their minutes as follows:

Contract price for sewers	\$4980.00
Engineers services, preparing plans and supervising the building of sewers	\$175.00
Inspector's fees	\$186.00
Interest on moneys borrowed	\$180.00
Legal Services	\$100.00

Extras 1580 ft. of sewer and one manhole	\$725.00
Amount paid City of Buffalo for privilege of connecting with sewer in city of Buffalo at Walden Avenue for first year	\$250.00

The following was Moved by Smith seconded by Fossett put to vote and carried.

Whereas, the Town Board and Board of Highway Commissioners of the Town of Cheektowaga, have contracted for the building of a system of sewers in Walden Avenue, Randolph Street; Bowery Street; Rugby Avenue; Cushing Avenue; Woodell Avenue; Pine Hill Road; Waverly Avenue and Doat Street, and the total Expense thereof has been determined to be the sum of \$6596.00, as appears by the ststement thereof in detail made by said Board, and entered in their minutes, Now therefore,

Resolved, that the assessors be and they are hereby directed to make an assessment roll on account of the said improvement of constructing a system of sewers in Walden Avenue, Randolph Street; Bowery Street; Rugby Avenue; Cushing Avenue; Woodell Avenue; Pine Hill Road; Waverly Avenue and Doat Street, upon the property benifited by said improvement; such assessment to be appointed so that so much of the expense of the improvement shall be raised from eachseperate lot or parcel of land as shall be in the same proportion to the entire expense locally assessed as the number of feet for which the lot shall bound or front, and shall be to the aggregate number of feet of frontage to be subjected to the entire assessment; the said assessment to provide for the payment of the sum of \$659.00 in sewer equal annual installments and the interest annually upon the whole amount unpaid at the rate of five (5) per cent per annum.

The following was Moved by Kless seconded by Werick put to vote and carried.

Resolved, that in compliance with the provisions of section 53 of the Highway Law, we, the undersigned, constituting a majority of the members of the Town Board and Board of Highway Commissioners of the Town of Cheektowaga assembled for the purpose of determining upon the amount which will be required for the purpose of repairing and maintaining the highways, and and bridges having a span not exceeding five feet, in the said town, exclusive of the highways in incorporated villages maintaining their streets and highways as a separate road district, for the year 1908 do hereby determine and agree upon the sum of Eight Thousand Six Hundred Thirty Six 32/100 dollars being the amount required for the purpose above mentioned; and we ask that the Town Clerk certify this amount so determined upon to the Board of Supervisors for their action upon the same.

Signed: Frank Wildy Supervisor
Edward S. Smith Town Clerk
Edward Ryan Justice of the Peace
Bernard Fossett “ “

Henry P. Werick “ “
Joseph Forster “ “
Jacob Kless Highway Commissioner

Resolution offered by Mr. Fossett seconded by Mr. Werick to levy a tax upon the taxable property of the Town of Cheektowaga Exclusive of incorporated villages for highway purposes:

Whereas the Town Board and Board of Highway Commissioners of the Town of Cheektowaga have determined upon the sum of Eight Thousand Six Hundred Thrity Six 32/100 dollars as being the amount which will be required for the repair and maintainance of Highways and bridges having a span not exceeding five feet, in said town for the year 1908 and the same having been properly presented to this Board, Thenfore, be it resolved, that the Communication be received and printed and that therebe assessed and levied upon the taxable property of said town, exclusive of the property within the limits of any incorporated village maintaining their streets and highways as a separate Road district, the sum of Eight Thousand Six Hundred Thirty Six 32/100 dollars, and that the same when collected be paid to the supervisor of the said town, to be used as herein provided. Carried.

Moved by Fossett seconded by Werick that we adjourn until on week from tonight. Carried

Edward S. Smith
Town Clerk

Buffalo N.Y. November 22nd 1907

To the Clerk of the Town of Cheektowaga
Sir;--- I George D Eruerson, Secretary of the County Board of Canvassers for the Erie County, hereby certify that it appears from the Certificate of the said Board of Canvassers, on to the several offices herein named for your town at the general Election held on the 5th day of November, 1907:

Supervisor, Frank Wildy
Town Clerk, Alois Schiesel
Justice of the Peace, Arthur G. Durringer
Assessor, John P. Rupp
Assessor, William F, Wieberg
Assessor, Peter J. Juda
Commissioner of Highways, John J. Monin
Collector, John V. Kaufman

Overseer of the Poor, Frank Kohlbrenuer
Constable, Frederick Zeitz
Constable, Louis Butsch
Constable, Joseph Prestine
Constable, Frank Wesolek
Constable, Joseph Weichmann

Each of said persons is required to take the oath of office within
ten days from the date of Notification other officers at your office

Respectfully Yours,
George D. Emerson,
Secretary Board of Canvassers

I Edward S. Smith, Town Clerk of the Town of Cheektowaga
hereby certify that the foregoing is a true and correct copy of the original certificate of
the secretary of the County Board of Canvassers on file in my office.

Edward S. Smith
Town Clerk

Dec 10 1907

At a meeting of Doyle fire district no. 1 Chas A. Reukauf was
elected fire Fire Commissioner, Willaim Raidasx was elected Treasurer and an
appropriation of \$800 was made for paying bond, interest and other expenses of the fire
district.

Signed

Chas Reukauf
Sec of said meeting

I Edward S. Smith, Town Clerk of the Town of Cheektowaga
hereby certify that the foregoing is a true and correct copy of the minutes of a meeting of
the taxable inhabitants of Doyle fire district no. 1 of the Town of Cheektowaga held dec
10th 1907 abd filed in my office by Chas Reukauf Secretary of said meeting

Edward S. Smith
Town Clerk

Dec 1907

Meeting of Walden fire district no. 2 of the Town of Cheektowaga duly called and held on Dec 1907 Mr. Peter Fick chosen President and Mr. Jos S. Lippert chosen secretary of the meeting.

Moved by Mr. Lippert seconded by Mr. Fossett, that the fire district of Walden raise two hundred dollars (\$200.00) for necessary expenses for the Eusing year. Carried.

Dec 26 1907

Regular annual meeting of the Town Board of Auditors; Present, Wildy, Fossett, Forster, Werick & Ryan

The Board Examined the books and Vouchers of Frank Wildy Supervisor and found the books to agree with the vouchers Exhibited.

Total receipts	\$22063.48
Expenditures	\$22445.53
Amount due Supervisor	\$ 412.05

The Board Examined the books and vouchers of Jacob and found that the books and vouchers were correct and that the books agreed with the vouchers exhibited.

Total receipts	\$329.26
Total Expenditures	\$420.50
Amount due Commissioners	\$ 91.24
“ “ for learn work	\$522.00
“ “ Overseeing	\$ 64.00
Total	<u>\$677.24</u>

The Board Examined the accounts of Frank Kohlbreuner overseer of the poor and found that the books agreed with the vouchers exhibited and found a balance due Frank Kohlbreuner of \$300.84.

Balance on hand Jany 1st 1907 \$136.63

Fees and Expenditures \$436.47

Balance due Frank Kohlbreuner \$300.84

Adjourned
Edward S. Smith
Town Clerk