

Cheektowaga, New York  
April 6th, 1942.

At a regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, in said Town, on the 6th day of April, 1942, at 3:00 o'clock P.M., there were:

PRESENT: C. CHASE ZALEMSKI ,Supervisor  
FRANK SLIWINSKI ,Councilman  
NICHOLAS NAPIERALSKI ,Councilman  
HENRY LADWINKER ,Councilman  
ABSENT: STANLEY E. PAWLAK ,Councilman

Mr. Sliwinski offered the following resolution and moved its adoption:

WHEREAS, this is the time and place fixed by the resolution of this Town Board adopted on the 16th day of March 1942, and the notice to contractors published in the Depew Herald and Cheektowaga News on the 26th day of March, 1942, for the receipt of sealed proposals for the construction of the following described improvement for Sewer District No. 5 of this Town:

Erection of a sanitary sewage pumping station and necessary pumping equipment, on Union Road, on the west side south of the Cheektowaga town line; the construction of a portion of the interceptor sewer running westerly from the pump station in a street known as D Street shown upon the Long Meadow Sub-division map; including about six hundred lineal feet of ten inch sewer with necessary manholes and other appurtenances; and also including the construction of a force main in Union Road, running south from the pump station to Cleveland Drive and further the construction of fifteen inch sewer in Cleveland Drive, extending westerly from Union Road to Beach Road; and including a crossing under the Cleveland Drive pavement to an existing sewer in Beach Road on the south side of Cleveland Drive, together with such inlet and outlet facilities as are required to bring the sewage in and discharge from the pump station;

NOW, THEREFORE, BE IT RESOLVED, that such sealed proposals be publicly opened and read.

Seconded by Mr. Ladwinker and duly put to vote which resulted as follows:

Supervisor	<u>ZALEMSKI</u>	voting <u>Aye</u>
Councilman	<u>SLIWINSKI</u>	voting <u>Aye</u>
Councilman	<u>NAPIERALSKI</u>	voting <u>Aye</u>
Councilman	<u>LADWINKER</u>	voting <u>Aye</u>
Councilman	<u>PAWLAK</u>	<del>voting</del> <u>Absent</u>

Such proposals upon being publicly opened and read, were as follows:

<u>Name of Contractor</u>		<u>Amount of Bid</u>
W. L. Lose,	Item 1	\$28,572.00
Using Transite Pipe,	Item 2	16,701.25
Using Steel Pipe,	Item 2	18,051.25
Using Cast Iron Pipe,	Item 2	18,051.25
C.E. Knowles & Co. Inc.	Item 1	30,840.00
Using Transite Pipe,	Item 2	16,059.20
Using Steel Pipe,	Item 2	No Bid
Using Cast Iron Pipe,	Item 2	17,334.20
Herbert F. Darling,	Item 1	33,233.00
Using Transite Pipe,	Item 2	22,666.25
Using Steel Pipe,	Item 2	No Bid
Using Cast Iron Pipe	Item 2	No Bid

Mr. Sliwinski moved that the bids for the construction of improvements to the sewerage system of Sewer District No. 5 be referred to Newell L. Nussbaumer, Consulting Engineer of this Town, for analysis and tabulation, and that said Newell L. Nussbaumer be and hereby is directed to submit a report thereon at this regular meeting of the Town Board.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

Supervisor	<u>AZALEMSKI</u>	Voting	<u>Aye</u>
Councilman	<u>SLIWINSKI</u>	Voting	<u>Aye</u>
Councilman	<u>NAPIERALSKI</u>	Voting	<u>Aye</u>
Councilman	<u>LADWINKER</u>	Voting	<u>Aye</u>
Councilman	<u>PAWLAK</u>	Voting	<u>Absent</u>

STATE OF NEW YORK )

COUNTY OF ERIE : SS.

TOWN OF CHEEKTOWAGA )

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY That I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 6th day of April, 1942, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 6th day of April 1942.

  
 TOWN CLERK

( S E A L )

At a regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, in said Town, on the 6th day of April, 1942, at 3:00 o'clock P.M., there were:

PRESENT: C. CHASE ZALEMSKI , Supervisor  
FRANK SLIWINSKI , Councilman  
NICHOLAS NAPIERALSKI , Councilman  
HENRY LADWINKER , Councilman  
ABSENT: STANLEY E. PAWLAK , Councilman

Mr. Sliwinski offered the following resolution and moved its adoption:

WHEREAS, on the 6th day of April, 1942, this Town Board duly received sealed proposals for the furnishing of labor and materials necessary for the construction of the following improvements to the sewerage system of Sewer District No. 5 of this Town:

Erection of a sanitary sewage pumping station and necessary pumping equipment, on Union Road, on the west side south of the Cheektowaga Town line; the construction of a portion of the interceptor sewer running westerly from the pump station in a street known as D Street shown upon the Long Meadow Sub-division map; including about six hundred lineal feet of ten inch sewer with necessary manholes and other appurtenances; and also including the construction of a force main in Union Road, running south from the pump station to Cleveland Drive, and further the construction of fifteen inch sewer in Cleveland Drive, extending westerly from Union Road to Beach Road; and including a crossing under the Cleveland Drive pavement to an existing sewer in Beach Road on the south side of Cleveland Drive, together with such inlet and outlet facilities as are required to bring the sewage in and discharge from the pump station;

and referred said proposals to Newell L. Nussbaumer, the Consulting Engineer of this Town, for analysis, tabulation and report, and

WHEREAS, said Engineer has presented the attached analysis tabulation and report of the bids so received,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby determine that W. L. Lose is the lowest responsible bidder whose bid and check or bond have been made and filed in conformity with Section 197 of the Town Law and with the notice of contractors as published, and

BE IT FURTHER RESOLVED, that one contract for the entire work be awarded to said W. L. Lose accordingly, and that such contract shall be in the form heretofore approved by this Board and shall be executed on behalf of the members elected by this Town Board, and

BE IT FURTHER RESOLVED, that the Town Clerk be and he hereby is authorized and directed to return forthwith to the unsuccessful bidders their respective bid checks or bonds.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

Supervisor	<u>ZALEMSKI</u>	voting	<u>Aye</u>
Councilman	<u>SLIWINSKI</u>	voting	<u>Aye</u>
Councilman	<u>NAPIERALSKI</u>	voting	<u>Aye</u>
Councilman	<u>LADWINKER</u>	voting	<u>Aye</u>
Councilman	<u>PAWLAK</u>	<del>voting</del>	<u>Absent</u>

STATE OF NEW YORK )

COUNTY OF ERIE : SS.

TOWN OF CHEEKTOWAGA )

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 6th day of April, 1942, and that the foregoing is a true and correct transcript from said original and the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 6th day of April, 1942.

ALBERT STURM  
TOWN CLERK

(S E A L)

No objections, Supervisor Zalemski referred to the Public Improvement Committee the request from the Walden Terrace Bldg. Corp. to change the name of Third Ave. to Chopin Place in their Sub-Division for study and recommendation.

On motion of Councilman Napieralski seconded by Councilman Sliwinski, the petition from John Rock for permission to sell, store used automobiles parts, various machinery, used pipe and etc. on property on Transit Road between Loosen and Clinton Streets was granted.

Carried, Ayes -4- Nones -0-

The Chairman of the Board of Assessors reported that they had received the Tentative franchise assessment for 1942 showing an increase of \$197,700 over 1941. No objections, the Supervisor ordered this report received and filed.

No objections, Supervisor Zalemski referred the complaint, from his property at and culvert draining through his land, to the Health Committee, Dr. Nadolny; Supt. of Highways, Zablorny; and Town Attorney for investigation. relative to unsanitary conditions on caused by a sewer

Councilman Sliwinski moved the following resolution and it was seconded by Councilman Napieralski.

WHEREAS, the Board of Fire Commissioners of the Cleveland Hill Fire District No. 6 has petitioned this board to have a fire hydrant moved and replaced at the intersection of Cleveland Drive and Harlem Road, and in a drive way of the Texas Gasoline and Oil Company's Station, and

WHEREAS, The Texas Gasoline and Oil Company has consented to pay any and all expenses for the removing and replacing of same.

NOW, THEREFORE BE IT,

RESOLVED, that the Supervisor be and he hereby is authorized to petition the Western New York Water Co. to remove and replace said Hydrant and charge the cost, if any, to the Texas Gasoline and Oil Company.

Carried, Ayes -4- Noes -0-

Mr. Matthew Stachowiak, Chairman of the Cheektowaga Municipal Baseball Ass'n. petitioned the Town Board for permission to proceed with the league for the year 1942, and on motion of Councilman Sliwinski seconded by Councilman Napieralski, permission was granted under the same rules and conditions as of the year 1941.

Carried, Ayes -4- Noes -0-

No objections, Supervisor Zalemski referred the communication from the State Department of Health relative to sewage Treatment Plant No. 5 to the Town Board as a whole, Town Attorney and Engineer for study.

On motion of Councilman Sliwinski seconded by Councilman Ladwinker, Supervisor Zalemski was authorized to contact the Western New York Water Co. to see if some arrangements can be made for water to the residents in and along Hyland Road in the Town of Cheektowaga.

Councilman Napieralski offered the following resolution and moved it adoption and it was seconded by Councilman Ladwinker.

RESOLVED, that the Receiver of Taxes and Assessments, Edward H. Pfohl is hereby authorized and directed to accept from the County of Erie, Taxes for the year of 1942 without fees.

Carried, Ayes -4- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the Town Attorney was authorized to notify the owner of the Bayfair Laundry to correct the smoke nuisance caused by said laundry within 15 days.

Carried, Ayes -4- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the following claims were allowed and audited and the Town Clerk was authorized to draw orders on the Supervisor for payment of same.

Carried, Ayes -4- Noes -0-

DEBITS

Frank Wieszczeinski	-for service as sewer in- spector.....\$	109.55
Matthew Stachowiak	-for transportation, Bd. of Assessor's, March.....	35.22
John Witmer	-for working on Assessor's Maps.....	16.00
Andrew Napieralski	-for service as Truant Offi- cer, March.....	60.00
C. Chase Zaleski	-for Postage, Supervisor's Office.....	10.00
Matthew Pfohl	-for rental, Garbage Site, March.....	91.00
Frances Bednarek	-for service as Police Ma- tron, March.....	15.00
Lillian Warren	-for taking court minutes, Judge Franzek.....	5.00
Walter Wisniewski	-for trucking, Proj. 56750..	139.38
Zapfel Bros.	-for tire repair, Garbage Dept.....	3.25
Zapfel Bros.	-for gas, parts, etc., Po- lice Dept.....	13.47
Herald & News	-for publishing annual Re- port.....	16.30
Herald & News	-for supplies, Police Dept..	46.95
Herald & News	-for Notice, Daily Cash Slips Town Clerk.....	25.80
Herald & News	-for publishing notices.....	24.32
Joseph Wojtaszek	-for coal, Janitor's Cottage	12.40
H. S. Nielsen, Inc.	-for supplies, Police Dept..	26.55
R. Voigt & Sons Co.	-for supplies, Proj. 56750..	760.00
Ryan & Williams, Inc.	-for supplies, Dept. of San- itation.....	.60
Remington Rand Inc.	-for supplies, Assessor's office.....	9.02
Kellogg Petroleum Products	-for gasoline, Dis. #5.....	51.50
Kellogg Petroleum Products	-for gasoline, Proj. 56750 & 56751.....	83.07
Wm. C. Colleton	-for rental Machinery, Proj. 56750.....	930.00
Western N. Y. Water Co.	-for water, Disp. Plant.....	214.40
Western N. Y. Water Co.	-for water, supplies, Town Hall.....	14.15

Kenneth W. Altzinger	- for telephone & Telegrams to Albany & N. Y. C. RE: W.P.A.	14.76
Kenneth W. Kitzinger	- for Recording fees, resolution	1.25
Henry M. Andrzejewski	-for Basketball league, officiating.....	26.00
Rudolph A. Zawierucha	-for Secy's Expense, Basketball League.....	45.05
Daniel Orzechowski	-for Basketball League, Officiating.....	10.00
Alfred Niemczyk	-for Basketball League, Officiating.....	16.00
Frank Przybylski	-for Basketball League, Officiating.....	9.00
S. Topor	-for Basketball League, Officiating.....	25.00
Edward H. Pfohl	-for Postage, Mailing Tax Bill, Etc.....	103.00
The Gleasner Corp.	-for parts for pump Proj.56751.	3.33
The Gleasner Corp.	-for Pump, Town Hall.....	92.63
Joseph Davis	-for Parts & Plumbers time, Town Hall.....	20.00
T. E. Potts	-for parts, Sewer Dist.....	111.24
Wallace & Tiernan Co. Inc.	-for Testing Outfit, Disp. #3..	42.50
Millington Lockwood Inc.	-for supplies, Supervisor's Office.....	1.00
Millington Lockwood Inc.	-for supplies, Tax Office.....	2.75
Millington Lockwood Inc.	-for supplies, Police Dept.....	1.25
Millington Lockwood Inc.	-for Dept. of Sanitation & Buildings.....	1.00
The Alling & Cory Co.	-for Office of Civilian Defense	19.06
Hoelscher Stationery Co.	-for supplies, Supervisor's Office.....	1.25
M. F. Burch	-for Supplies, Sewer #5.....	2.50
Robert Plunkett	-for plumbing, Highway Garage..	4.87
Cheektowaga Lumber Co.	-for Town Garage Store Room....	10.00
Charles Ulrich, Co. Treas.	-for cancelation or compromise taxes, Feb. 1, 1940 to Jan. 31, 1941.....	2,708.87
G. E. Holloway	-for accounting service, March.	85.00
Fred D. Newland	-for Policy, Town Hall & premises Garage, etc.....	223.38
Fred D. Newland	-for Police Official Bonds.....	24.59
N.Y. Telephone Co.	-for Telephone Service.....	195.32
N.Y. Telephone Co.	-for Directory Advertising.....	2.50

Earl W. Hadsall	-for gasoline, Police Dept..	292.43
Earl W. Hadsall	-for kerosene, Proj. 56750. & 56751.....	7.04
Frank J. Ruhland	-for labor on Pump Disp. #5.	5.00
Gravel Products Corp.	-for concrete Proj. 56750...	25.00
The Mathieson Alkali Wks.	-for chlorine, Disp. #3 & #5	393.75
D. J. Mead & Sons Inc.	-for supplies, Town Hall....	11.70
Stanley Kwiatkowski	-for supplies, Disp. #5.....	5.35
Stanley Kwiatkowski	-for supplies, Disp. #3.....	.40
Stanley Kwiatkowski	-for supplies, Town Hall....	21.14
Stanley Kwiatkowski	-for supplies, Proj. 56750..	35.75
Stanley Kwiatkowski	-for supplies, Proj. 56751..	12.78
Reynders Electric	-for Pine Ridge & Doat Signal repair.....	4.10
Bflo. Niagara Elec. Corp.	-for Electric current, Feb..	84.36
Joseph Strauss Co. Inc.	-for supplies, Police Dept..	8.04
Stanley J. Walczak	-for supplies, Proj. 56751..	1.60
Bflo. Auto Glass Co. Inc.	-for supplies, Police Dept..	2.30
R. M. Hollingshead Corp.	-for supplies, Town Hall....	38.25
Bflo. Plate & Window Glass	-for Glass, Town Garage.....	10.00
Bison Lumber Co. Inc.	-for supplies, Proj. 56750..	143.60
The Bison Oil Products	-for oil, Garbage Dept.....	31.50
C. M. Ross	-for supplies, Proj. 56750..	23.75
N.Y. State Elec. & Gas Corp.	-for Electric Service, Town Hall.....	55.02
N.Y. State Elec. & Gas Corp.	-for street lighting, March.	3,122.52
N.Y. State Elec. & Gas Corp.	-for Electric Service, Disp. #5.....	419.80
N.Y. State Elec. & Gas Corp.	-for Electric Service, Har- lem Pump Station.....	144.92
N.Y. State Elec. & Gas Corp.	-for lighting Tool House....	35.06
N.Y. State Elec. & Gas Corp.	-for lighting Janitor's res.	2.89
Shafer Bros. Trucking Corp.	-for trucking dirt, Alpine Drain Sewer, Proj. 56750...	259.88
Niagara Lubricant Co. Inc.	-for alcohol, Police Dept...	108.00
Margaret Graney	-for postage, Civilian De- fense office.....	9.00
Henry R. Duch	-for supplies, Proj. 56750..	452.79

C. E. Knowles & Co.	-for Est. #10, Sewer Disp. Plant #5.....	4241.20
Nussbaumer & Clarke Inc.	-for Typewriter, Civilian Defense office.....	35.00
Nussbaumer & Clarke Inc.	-for staking our sewer lines, Alpine Station.....	60.00
Nussbaumer & Clarke Inc.	-for Engineering, Sewer Treatment Plant #5, Est. #10.....	148.44
Fleming Motor Parts Inc.	-for supplies, Police Dept. ....	70.35
Fleming Motor Parts Inc.	-for supplies, Garbage Dept.....	34.16
Bflo. Housewrecking & Salvage-	for material, repair water line Town Garage.....	7.25

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the Board adjourned until Monday April 13th, at 5 o'clock P.M.

Carried, Ayes -4- Noes -0-

Albert Sturmer  
Town Clerk

BE IT FURTHER RESOLVED AND ORDERED that the Town Clerk of this Town shall forthwith cause a certified copy of this resolution, determination and order to be duly recorded in the office of the Clerk of the County of Erie.

Seconded by Mr. Henry Ladwinker and duly put to a vote which resulted as follows:

<u>C. CHASE ZALEMSKI</u>	voting <u>Aye</u>
<u>STANLEY E. PAWLAK</u>	voting <u>Aye</u>
<u>HENRY LADWINKER</u>	voting <u>Aye</u>
<u>NICHOLAS NAPIERALSKI</u>	voting <u>Aye</u>
<u>FRANK SLIWINSKI</u>	voting <u>Absent</u>

AYES 4

NOES none

ABSENT 1

STATE OF NEW YORK )  
COUNTY OF ERIE ( SS.  
TOWN OF CHEEKTOWAGA )

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution, determination and order duly adopted at said meeting of the Town Board held on the 6th day of April, 1942; and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions, determinations and orders duly adopted by said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town this 13th day of April, 1942.

ALBERT STURM  
TOWN CLERK

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga, on the 13th day of April, 1942, at 5:00 o'clock P.M. Eastern Standard Time, there were:

PRESENT:	C. CHASE ZALEMSKI	, Supervisor
	STANLEY PAWLAK	, Councilman
	HENRY LADWINKER	, Councilman
	NICK NAPIERALSKI	, Councilman
ABSENT:	FRANK SLIWINSKI	, Councilman

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, it appears that the existing sewer system of Sewer District No. 5 of this Town is inadequate to serve the present and future needs of said Sewer District.

RESOLVED, THAT this Town Board does hereby determine it necessary for the proper maintenance and service of the trunk sewer system of Sewer District No. 5 of this Town to increase and improve the facilities thereof and appurtenances thereto, and

FURTHER RESOLVED, that Newell L. Nussbaumer, a competent Civil Engineer, duly licensed by the State of New York, be and hereby is directed to prepare a map and general plan for the improvement of such sewer system and the increase of the facilities thereof.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	<u>YES</u>
STANLEY E. PAWLAK	voting	"
HENRY LADWINKER	voting	"
NICK NAPIERALSKI	voting	"
FRANK SLIWINSKI	Absent	

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town, held on the 13th day of April, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolution duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 13th day of April, 1942.

ALBERT STURM  
TOWN CLERK

(S E A L)

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 13th day of April, 1942, at 5 o'clock P.M., there were:

PRESENT:	C. CHASE ZALEMSKI	, Supervisor
	NICK NAPIERALSKI	, Councilman
	HENRY LADWINKER	, Councilman
	STANLEY E. PAWLAK	, Councilman
ABSENT:	FRANK SLIWINSKI	

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, there has been filed with the Federal Works Agency for and in behalf of the Town of Cheektowaga, herein called the "Owner" an application for Federal assistance under the Defense Public Works program, and the United States of America, acting by and through the Federal Works Administrator, has transmitted to the Owner an Offer of Federal assistance in connection with the public works referred to in said application and described in said Offer; and

WHEREAS, said Offer has been duly read in open meeting and has been fully considered in every respect in accordance with the pertinent rules of procedure and legal requirements; and

WHEREAS, said offer has been made a part of the public records of the Owner; and

WHEREAS, it is deemed advisable and in the public interest that said Offer be accepted:

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Cheektowaga that the said Offer of the United States of America, a true and correct copy of which is hereto attached, be and the same, hereby is accepted without reservation or qualification.

Dated: April 13th, 1942.

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

ALBERT STURM  
TOWN CLERK

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
NICK NAPIERALSKI	voting	yes
HENRY LADWINKER	voting	yes
STANLEY PAWLAK	voting	yes

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 13th day of April, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY, that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 13th day of April, 1942.

ALBERT STURM  
TOWN CLERK

I, ALBERT STURM, the duly qualified and acting Town Clerk of the Town of Cheektowaga, (herein called the "Owner"), and the keeper of the records of the Owner including the journal of proceedings of the Town Board, do hereby certify as follows:

1. That the attached "Resolution accepting the Offer of the United States of America" has been compared by me with, and is a true and correct copy of, the whole of such Resolution as finally adopted at a meeting of the Town Board held on the 13th day of April, 1942, and as duly deposited and filed in my office and recorded on said date;

2. That the Offer attached to said Resolution is a true and correct copy of the Offer of the United States of America, the original of which is on file in my office, which Offer is referred to in said Resolution and has been duly accepted by the Owner;

3. Publication of said Resolution is not required by law.

IN WITNESS WHEREOF, I hereunto set my hand and affix the official seal of said Owner this 13th day of April, 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

ALBERT STURM

I, KENNETH W. KITZINGER, do hereby certify as follows:

1. That I am duly qualified and acting attorney for the Town of Cheektowaga (herein called the "Owner");

2. That I have examined a complete record of the proceedings of the Owner relating to the consideration and acceptance of the Offer of the United States of America described in the "Resolution accepting the Offer of the United States of America" constituting a part of such record;

3. That such record shows, in my opinion, that all requirements of law pertaining to the legal and proper acceptance of said Offer, including requirements as to the calling, convening and holding of the required meeting or meetings of the Town Board, the place of such meeting, the number of members of the Town Board present, the submission of and the voting upon the various propositions at such meetings, legal notices, publications, and all other matters affecting the acceptance of such Offer, have been properly and legally fulfilled and otherwise carried out.

4. That in my opinion said Offer of the United States of America has been legally and properly accepted by said Owner, and there is now in full force and effect a binding agreement resulting from such acceptance between the United States of America and said Owner effective as of the 13th day of April, 1942.

WITNESS My hand this 13th day of  
April, 1942.

KENNETH W. KITZINGER  
Town Attorney

KENNETH W. KITZINGER, Esq.,  
611 Walbridge Bldg.,  
Buffalo, New York

Cheektowaga, New York  
April 13th, 1942.

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 13th day of April, 1942, at 5:00 o'clock P.M., there were:

PRESENT:	C. CHASE ZALEMSKI	, Supervisor
	STANLEY E. PAWLAK	, Councilman
	NICHOLAS NAPIERALSKI	, Councilman
	HENRY LADWINKER	, Councilman
ABSENT:	FRANK SLIWINSKI	, Councilman

Mr. Stanley E. Pawlak offered the following resolution and moved its adoption:

WHEREAS, C. CHASE ZALEMSKI, Supervisor of this Town, pursuant to a resolution of this Town Board adopted on the 9th day of March, 1942, has heretofore applied to Joseph V. O'Leary, Comptroller of the State of New York, pursuant to Section 194 of the Town Law, for permission to create a drainage district to embrace the following described territory in this Town:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being parts of Lots Nos. 5 and 78, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the center line of Genesee Street, at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the City of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of lands conveyed by the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co. Inc. by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the north line of said Lot No. 5,) six hundred sixty-one and Thirty-two hundredths (661.32) feet more or less to the southeast corner of lands conveyed to the City of Buffalo by last above mentioned deed (said point being also in the west line of Lot No. 78); thence northerly, along the east line of the lands conveyed to the City of Buffalo by last above mentioned deed, being also along the west line of said Lot No. 78, eighteen hundred seventy and forty-one hundredths (1870.41) feet, more or less, to the southwest line of the lands of the Lehigh Valley Railroad Company; thence southeasterly along the southwest line of said Railroad Company's lands twenty-four hundred eight and five hundredths (2408.05) feet, more or less, to the east line of said Lot No. 78, being also the center line of the Sugg Road; thence southerly along the east line of said Lot No. 78 and the center line of Sugg Road one Thousand three hundred eighty-two and Twenty-two hundredths (1382.22) feet, more or less, to the center line of Genesee Street; thence southwesterly along the center line of Genesee Street, two thousand five hundred eighty-two and forty-four hundredths (2582.44) feet, more or less, to the point or place of beginning.

and,

WHEREAS, Said Comptroller of the State of New York has heretofore and on the 6th day of April, 1942, made an order granting permission for the creation of such District,

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED that this Town Board does hereby establish, as Drainage District No. 1 of the Town of Cheektowaga, Erie County, New York, the following described territory:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being parts of Lots Nos. 5 and 78, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the center line of Genesee Street, at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the City of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of lands conveyed by the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co. Inc. by deed dated April 30, 1926, and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the north line of said Lot No. 5, six hundred sixty-one and thirty-two hundredths 661.32) feet more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above mentioned deed (said point being also in the west line of Lot No. 78); thence northerly, along the east line of the lands conveyed to the City of Buffalo by last above mentioned deed, being also along the west line of said Lot No. 78, eighteen hundred seventy and forty-one hundredths (1870.41) feet, more or less, to the southwest line of the lands of the Lehigh Valley Railroad Company; thence southeasterly along the southwest line of said Railroad Company's lands twenty-four hundred eight and five hundredths (2408.05) feet, more or less, to the east line of said Lot No. 78, being also the center line of the Sugg Road, thence southerly along the east line of said Lot No. 78 and the center line of the Sugg Road one thousand three hundred eighty-two and twenty-two hundredths (1382.22) feet, more or less to the center line of Genesee Street; thence southwesterly along the center line of Genesee Street, two thousand five hundred eighty-two and forty-four hundredths (2582.44) feet more or less, to the point or place of beginning,

and determine to acquire by purchase wholly at the expense of said District the existing drainage system rights of way and appurtenances shown upon the map and plan which accompanied the petition heretofore filed in the office of the Town Clerk, subject to the terms and conditions of two certain agreements for rights of way, or easements respectively, one of which agreements was entered into between Mary Lorenz and Katie Fries, as Executors of the Last Will and Testament of George Lorenz, deceased, and Curtiss-Wright Corporation, dated January 13, 1941, which agreement was recorded in the Erie County Clerk's Office, January 13, 1941, in Liber 3068 of Deeds at Page 65, and the other of which agreement was entered into between the New York Central Railroad Company and Curtiss-Wright Corporation, dated February 26, 1941, and which agreement was recorded in the Erie County Clerk's Office, March 20, 1941, in Liber 3084 of Deeds at Page 103, and

UNITED STATES OF AMERICA  
FEDERAL WORKS AGENCY

OFFER

Washington, D. C.

Docket No. N.Y. 30-137

Dated April 9, 1942

Town Of Cheektowaga

Cheektowaga, New York.

Subject to the Terms and conditions (DPW Form No. 100, dated September 15, 1941, Revised as of February 15, 1942) attached hereto and made a part hereof, the United States of America hereby offers to make a grant of \$50,000 to you in order to aid in financing the construction of defense public works, presently estimated to cost \$50,000, consisting of sewer facilities, including the acquisition of necessary land (herein called the "Project"): Provided, however, that the grant payable hereunder in no event shall exceed the actual cost of the project upon completion as determined by the Federal Works Administrator.

UNITED STATES OF AMERICA

Federal Works Administrator

By Wm. N. Carey  
Wm. N. Carey  
Chief Engineer

Councilman Ladwinker offered the following resolution and moved its adoption.

RESOLVED, That the action of K. W. Kitsinger, Town Attorney and C. Chase Zalemski, Supervisor indicating to the Federal Works Agency Reg'n No. 1 - RE: Project Docket New York 30-137 indicating the intent of this Board to accept an offer of said Agency as indicated in telegram dated April 8th, 1942 addressed to C. Chase Zalemski as Supervisor is hereby ratified.

Seconded by Councilman Napieralski.

Carried, Ayes -4- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Napieralski, the Board adjourned.

Carried, Ayes -4- Noes -0-

  
TOWN CLERK

Cheektowaga, New York  
April 20th, 1942.

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, April 20th, 1942, at 8:00 o'clock P.M. with the following members present:

C. CHASE ZALEMSKI	,	Supervisor
STANLEY E. PAWLAK	,	Councilman
FRANK SLIWINSKI	,	Councilman
NICHOLAS NAPIERALSKI,		Councilman
HENRY LADWINKER	,	Councilman
PRESENT	-5-	ABSENT -0-

A quorum being present the chairman called the meeting to order to transact all business that may come before the board.

The Town Clerk then proceeded to read the minutes of the meetings held March 16th, 23rd, 30th, and April 6th, and April 13th, and on motion of Councilman Pawlak seconded by Councilman Ladwinker these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

Mr. Tallomy, presented plans and specifications for a new subdivision in the Town of Cheektowaga and known as Ti-o-run-da, located at Maryvale Road and Harlem Road, after some discussion on proposed subdivision it was referred to the Board for further study.

No objections, Supervisor Zalemski ordered the monthly reports from the Justice of the Peace and Town Clerk for the Month of March, received and filed.

On motion of Councilman Napieralski, seconded by Councilman Ladwinker, the following building petitions were allowed and granted and the Town Clerk was authorized to issue permits for same.

Wallace Brzezinski, to erect a garage at 1259 Walden Ave.  
Frieda Gradl, to erect a garage at 75 Ivanhoe Road.  
Edward Badzinski, to erect a dwelling and garage on Lot 33, St. James Road.  
Joseph J. Geigand, to erect new homes on Lots 462, 522, 456, 470, 478, and Lot 514 on Beech Road.  
Huth Construction Co., to erect two new dwellings on Lots 106 and 142, Peachrow Lane.  
O.H. Giesecke, Bldg. Co., to erect new dwellings on Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15 on Kensington Ave. and Lot 28, on Charnwood Dr.

Carried, Ayes -5- Noes -0-

Mr. Frank Lauer, Assessor of the Town of Cheektowaga, tendered his resignation as assessor effective as of May 1, 1942, and on motion of Councilman Pawlak seconded by Councilman Sliwinski, this resignation was accepted, effective as of May 1, 1942.

Carried, Ayes -5- Noes -0-

4/20  
The following letter was received from the Board of Fire Commissioners, Cleveland Hill Fire District No. 6:

Town Board  
Cheektowaga, New York

Gentlemen:

This board has approved the placing of hydrants at the junction of Peachrow Lane and Heather Road, and also, at Gardenvale Road near the intersection of Peachrow Lane.

Your immediate action on this will be greatly appreciated by the Board.

(signed) The Clerk.

On motion of Councilman Sliwinski, seconded by Councilman Napieralski, Supervisor Zaleski was authorized to petition the Western New York Water Company to install these two fire hydrants as per request of the Board of Fire Commissioners of Cleveland Hill Fire District No. 6.

Carried, Ayes -5- Noes-0-

The following proposal was presented and read.

Town of Cheektowaga  
Cheektowaga, New York

Attention: Mr. Elmer C. Mesner

Gentlemen:

We are pleased to submit the following proposition for replacement of the one junk chlorinator and rebuilding of the present operating chlorinator as follows: On one Wallace & Tiernan, Type MSV. Chlorinator as described in the attached technical publication, complete with all usual accessories and connections, as well as supervision of installation by one of our engineers, also, all parts and repairs to your present operating chlorinator, we are pleased to quote a price of \$1755.00 f.o.b. Cheektowaga, New York.

We will be pleased to give you a trade-in allowance of \$300.00 on the old junk chlorinator which the new one is replacing, making a net price of \$1455.00 f.o.b. Cheektowaga New York.

Although we realize the urgency of the situation, we can not give you a shipping date until it is determined what priority your order will receive.

We trust that we will be favored with your valued business and that the proper priority rating can be obtained to cover the same.

Very truly yours,

WALLACE & TIERNAN CO. INC.

J. C. Cochrane  
District Manager

JCC:EB

On motion of Councilman Pawlak seconded by Councilman Ladwinker Supt. of Public Works, Elmer Mesner was duly authorized to enter into an agreement with Wallace & Tiernan Co. to purchase a new MSV Chlorinator and to rebuild a used chlorinator in Disposal Plant No. 3 in accordance with their proposal as outlined above.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Ladwinker the Supt. of Sanitations and Buildings, Mr. John J. Eberl, was authorized to have the flood lights and fixtures in the rear of the Town Hall changed and lowered.

Carries Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Napieralski, the following claims were allowed and audited and the Town Clerk was authorized to draw orders on the Supervisor for payment of same.

Carried, Ayes -5- Noes -0-

CLAIMS

Frank Wieszczecinski	-for service as Sewer inspector.....	66.00
Walter Wisniewski	-for trucking, Proj. 56750....	78.75
Chester J. Nadolny, M.D.	-for services as Health Officer.....	150.00
Carl J. Stellrecht	-for services as Attendance Officer, March.....	60.00
Iroquois Gas Corp.	-for service, Harlem Rd. & Central Blvd.....	167.40
Iroquois Gas Corp.	-for installing meter, Proj. 56751.....	22.00
Bflo. Niagara Elec. Corp.	-for electric current, March..	1,823.57
Bflo. Niagara Elec. Corp.	-for electric service, March..	99.09
Reynders Electric	-for working on Pump Disp. #5.	69.44
Edward J. Wertz	-for repairing radios, Police Cars #121 & 122.....	18.00
Reynders Electric	-for repairing signals.....	17.98
Reynders Electric	-for repairing switch, Town Hall.....	2.00
International Harvester	-for supplies, Garbage Dept...	2.80
Western N.Y. Water Co.	-for water supplied.....	18.00
Western N.Y. Water Co.	-for Hydrant service, April...	1,758.33
Millington Lockwood Inc.	-for supplies, Supervisor's Office.....	2.25
Millington Lockwood Inc.	-for supplies, Town Clerk's Office.....	2.85
Ray Racinowski	-for coal, Disp. #3.....	18.65

Ryan & Williams, Inc.	-for supplies, Public Works...	11.40
General Electric Supply Co.	-for supplies, Dept. of Public Works.....	483.57
Niagara Lubricant Co. Inc.	-for Oil, Police Dept.....	28.80
Rhodes Welding Works	-for supplies, Proj. 56750....	4.88
Taber Pump Company	-for supplies, Disp. #5.....	12.57
Fred D. Newland	-for Bond, Frank Enser, Jr. Patrolman.....	5.00
Wallace & Tiernan Co. Inc.	-for repairing valves, Disp. #3.....	7.61
Bflo. Blue Print Co.	-for supplies, Dept. of Public Works.....	142.69
Wm. C. Culleton	-for rental trenching machine Proj. 56750.....	600.00
H. S. Nielsen, Inc.	-for supplies, Police.....	4.76
Bison Lumber Co. Inc.	-for supplies, Proj. 56750....	132.26
Wolff Machine Co. Inc.	-for Labor & Parts, Disp. #5..	870.70
N.Y. State Elec. & Gas Corp.	-for Electric Service, Disp. #3.....	67.55
Remington Rand Inc.	-for repairs, Supervisor's Office.....	5.90
Remington Rand Inc.	-for service agreement Dept. of Public Works.....	11.00
Remington Rand Inc.	-for service agreement, Tax Office.....	11.00
The Mathieson Alkali Works	-for Chlorine, Disp. #5.....	260.00
Bankers Trust Co.	-for service as coupon Agent..	40.00
Fleming Motor Parts Inc.	-for supplies, Police Dept....	8.66

On motion of Councilman Ladwinker seconded by Councilman Sliwinski, the Board adjourned.

Carried, Ayes -5- Noes -0-

*Albert Sturm*

ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
May 4th, 1942

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, May 4th, 1942, at 3 o'clock P.M. with the following members present:

C. CHASE ZALEMSKI	, Supervisor
STANLEY E. PAWLAK	, Councilman
FRANK SLIWINSKI	, Councilman
NICHOLAS NAPIERALSKI	, Councilman
HENRY LADWINKER	, Councilman
PRESENT -5-	ABSENT -0-

A quorum being present the chairman called the meeting to order to transact all business that may come before the board.

The Town Clerk then read the minutes of the regular meeting held April 20th, 1942, and on motion of Councilman Ladwinker seconded by Councilman Napieralski, these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski ordered the monthly report from the Justice of the Peace and Town Clerk, for the month of April, tabled until the next meeting.

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the following building petitions were granted and the Town Clerk was authorized to issue permits for same.

Edward Kurtzer, to erect a garage on Lot 2512 Harlem Road.  
Joseph Brzepinski, to remodel Store Front to dwelling, 1213 Walden Ave.  
Fred Davis, to erect a dwelling at 138 Northcrest Ave.  
Michael Graczyk, to erect a garage on Lot 120 Southern Parkway.  
Agnes Gebler, to erect a dwelling on Lot No. 5146 Transit Road.  
Joseph Adamski, to add an addition to his dwelling on Lot 72, Reo St.  
John O'Heir, to erect a dwelling on Lot 92, Dean Road.  
Albert Loos, to add addition to his dwelling on Borden Road.

Councilman Pawlak offered the following resolution and moved its adoption and it was seconded by Councilman Sliwinski.

RESOLVED, that the week of May 18th, 1942, be and it hereby is designated as Clean-Up Week, in the Town of Cheektowaga, and be it further,

RESOLVED, that the Highway Department and the Department of Sanitation co-operate with the necessary trucks and labor, and be it further,

RESOLVED, that the Town Clerk have the necessary posters printed and the the various departments in the Town post same.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Pawlak, permission was hereby granted to the C. W. Couper Construction Co. to erect a new addition to the Curtiss Wright Corp. Plant, subject, however, to the filing of plans and specification at a later date with this Board.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski ordered the report from the Public Service Commission, and being Case No. 6582, received and filed.

The resignation of Alfred Kless from the position of Telephone Operator was read and on motion of Councilman Napieralski seconded by Councilman Ladwinker this resignation was accepted and ordered placed on file.

Carried, Ayes -5- Noes -0-

On motion on Councilman Ladwinker seconded by Councilman Napieralski the following resolution was adopted:

WHEREAS, there is now existing a vacancy on the Board of Assessors of this Town,

NOW, THEREFORE, BE IT,

RESOLVED, that Alfred Kless be and he hereby is appointed Assessor of the Town of Cheektowaga to serve from May 5th, 1942 until December 31st, 1943 at the annual salary of \$1800.00.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski ordered the application from Alfred Voelker, for appointment to the position of Telephone Operator, referred to the Town Board for consideration.

On motion of Councilman Pawlak seconded by Councilman Ladwinker, the resignation of Joseph Santo as labor in the Department of Sanitation was ordered received, filed and accepted.

Carried, Ayes -5- Noes -0-

The following letter was received and read to the Town Board.

New York State Electric & Gas Corp.

Gentlemen:

This is to inform you that on April 6th, we installed 6 - 2500 lumen Ornamental Lamps on Poles 1, 2, 3, 4, 5, and 6 Lindberg Court.

Very truly yours,

G. R. Hebard  
Manager

On motion of Councilman Napieralski seconded by Councilman Ladwinker, the Supervisor was duly authorized to add these additional street lights to the contract with the said Corporation.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the Town Clerk was authorized to return to Stanley Chmiell, Attorney, Court Order for the return of a \$25.00 State fine, due to the fact that this fine was not received by the Town of Cheektowaga.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski ordered the invitation from the Cheektowaga Baseball Ass'n. to attend their opening game on Sunday, May 10th, 1942, received and filed and accepted.

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the following resolution was adopted:

WHEREAS, the Superintendent of Highways, John J. Zablotny has advised this Town Board that he had inspected the Highway known as Allendale Road and found that it meets with all the requirements and specifications as set forth by the Town of Cheektowaga as a Town Highway and recommended that the Town Board accept same as a Town Highway.

NOW, THEREFORE, BE IT,

RESOLVED, that Allendale Road for a distance of three hundred and thirty (330 ft.) be accepted and is to be maintained by the Town of Cheektowaga as a Town Highway, and be it further

RESOLVED, that the deed from the Hoffeld Estates, Inc. for Allendale Road as shown on Map No. 1637 filed in the Erie County Clerk's Office be and the same is hereby accepted and ordered placed on file.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski ordered the communication from the National Housing Agency, Federal Public Housing Authority, and being referred to as R II: M.M.B. N.Y. - 30037 relative to Housing Project at Harlem Ave. and Maryvale Road, received and filed and referred to the Town Board, and that the Town Attorney communicate with the said agency and arrange a meeting or conference to clear up the matter on taxation.

On motion of Councilman Pawlak seconded by Councilman Ladwinker the Supervisor was authorized to sign the contract with the Buffalo Niagara Electric Corp. for use of electric service at the pumping station on Alpine Street.

Carried, Ayes -5- Noes -0-

No objections, the Supervisor ordered the complaint from the Board of Fire Commissioners Doyle No. 1, relative to a partly burned building on Rossler Street to the Judicial and Public Health Committee, Town Attorney, and Chief of Police, for investigation.

On motion of Councilman Sliwinski seconded by Councilman Napieralski, Supervisor Zalemski was authorized to order the New York State Electric & Gas Ass'n. to reinstate street lights Nos. 1, 2, 3, 4, 5, and 6 on Central Blvd.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the resolution adopted at a meeting held March 23rd, 1942, authorizing the Supervisor to enter into an agreement with Mr. C. H. Fields, Engineer, to complete the Zoning Map and such other work as may be required in order to properly adopt a Zoning ordinance and map for The Town of Cheektowaga, was ordered recinded and taken out of the minutes.

Carried, Ayes -5- Noes -0-

Councilman Ladwinker moved the following resolution and it was seconded by Councilman Napieralski.

RESOLVED, that Supervisor C. Chase Zalemski, be and he hereby is authorized to employ the necessary help to complete the Zoning Map and ordinances for the Town of Cheektowaga.

Carried, Ayes -5- Noes -0-

Councilman Ladwinker offered the following resolution and moved its adoption, and it was seconded by Councilman Napieralski.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 4th day of May, 1942, at 3:00 o'clock P.M., there were:

PRESENT: C. CHASE ZALEMSKI , Supervisor  
STANLEY PAWLAK , Councilman  
FRANK SLIWINSKI , Councilman  
NICK NAPIERALSKI , Councilman  
HENRY LADWINKER , Councilman

ABSENT: NONE

Mr. Pawlak offered the following resolution and moved its adoption.

WHEREAS, this Town Board, at an adjourned regular meeting thereof held on the 25rd day of March, 1942, duly adopted a resolution, subject to a permissive referendum, determining, for the purpose of drainage and to protect the property within the Town from floods, freshets, and high waters, to construct drains, culverts, ditches, sluices, and other channels for the passage of water, and to deepen, straighten, alter, pipe and otherwise improve a certain drainage ditch in the Town of Cheektowaga, known as the U-Crest Ditch, beginning at a point 500 feet west of Dick Road on the right of way of the New York Central Railroad, which flows in a westerly direction to Scajaquada Creek and which drainage ditch is hereinafter called the "drainage ditch" in order to prevent the same from overflowing and to provide that the said drainage ditch may carry off such additional water as may be brought to it by other public improvements in the Town, and to acquire such real property or interests therein as may be required therefore the period of probable usefulness of which drainage system is twenty years, and appropriating \$99,500.00 to pay the Town's share of the cost of such improvement and authorizing the issuance of the bonds of the Town in the amount of \$99,500.00 to pay its share of the cost and

WHEREAS, notice of the adoption of such resolution has been duly posted and published pursuant to law, and no petition has been filed protesting against such resolution and requesting that it be submitted to the electors of the Town for their approval or disapproval pursuant to law, and such resolution has, therefore, become effective, and

WHEREAS, the Federal Works Agency, Defense Public Works Division of the United States of America has granted to The Town of Cheektowaga, the sum of \$50,500.00 to be used in the payment of a portion of the cost of said improvement, and

WHEREAS, it is necessary and advisable at this time to provide for the issuance of the certificates of indebtedness of the Town to temporarily finance the cost of such improvement, pending the sale of the bonds of the Town therefore,

NOW, THEREFORE, BE IT RESOLVED, that for the purposes aforesaid there shall be issued \$99,500.00 bonds of the Town of Cheektowaga, which bonds shall mature in annual installments, the first of which shall become due not more than eighteen months from the date of the bonds or not more than two years from the date of the first certificate of indebtedness issued in anticipation of the sale of such bonds, whichever is the earlier, and the last of which shall become due not more than twenty years from the date of the first borrowing therefor whether temporary or permanent and no installment shall be more than fifty per centum in excess of the amount of the smallest prior installment, and

BE IT FURTHER RESOLVED, that for the purpose of temporarily financing the cost of constructing such drains, culverts, ditches, sluices and other channels for the passage of water, and deepening, straightening altering, piping and otherwise improving said drainage ditch within the Town of Cheektowaga, and acquiring such real property or interests therein as may be required therefor, pending the issuance of the aforesaid bonds, this Town borrow not to exceed Ninety-nine thousand five hundred (\$99,500.00) dollars, and that to evidence said indebtedness there shall be issued, at one time or from time to time, certificates of indebtedness of the Town of Cheektowaga, in an amount not exceeding in the aggregate the sum of \$99,500.00 dated on or about the date of their issuance, bearing interest at a rate not exceeding four per centum per annum payable at maturity, and that each such certificate of indebtedness shall mature within a period not exceeding one year from its date, and

BE IT FURTHER RESOLVED, that such certificates of indebtedness shall be negotiated by the Supervisor of this Town, at private sale for not less than par value, and shall be signed by the Supervisor of the Town of Cheektowaga, attested by the Town Clerk and sealed with the corporate seal of said Town, and shall be issued in substantially the following form, to wit:

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

CERTIFICATE OF INDEBTEDNESS

No. \_\_\_\_\_ \$ \_\_\_\_\_

THE TOWN OF CHEEKTOWAGA, a municipal corporation in the County of Erie and State of New York, for value received, hereby acknowledges itself indebted and promises to pay to the bearer of this certificate of indebtedness, on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), with interest from the date hereof at the rate of \_\_\_\_\_ per centum (\_\_\_\_%) per annum. Both principal and interest of this certificate of indebtedness are payable at \_\_\_\_\_ New York, in lawful money of the United State of America, with New York exchange.

This certificate of indebtedness is issued by the Town Board of the Town of Cheektowaga, pursuant to the provisions of the Town Law and the General Municipal Law, to temporarily finance the cost of constructing certain drainage improvements in said Town, for the purpose of drainage and to protect the property within the Town from floods, freshets, and high waters, pending the issuance of the bonds of said Town therefor, and pursuant to a resolution duly adopted by the Town Board of said Town on the \_\_\_\_\_ day of \_\_\_\_\_, 1942.

It is hereby certified, recited, and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this certificate of indebtedness, exist, have happened, and have been performed in due time, form and manner as required by law; and that this certificate of indebtedness, together with all other indebtedness of said Town, is within every debt and other limit prescribed by the Constitution and Laws of the State of New York. The full faith and credit of said Town are hereby irrevocable pledged to the punctual payment of the principal and interest of this certificate of indebtedness according to its terms.

IN WITNESS WHEREOF, the said Town of Cheektowaga has caused its corporate seal to be hereunto affixed and this certificate of indebtedness to be signed by the Supervisor and attested by the Town Clerk of said Town, and this certificate of indebtedness to be dated as of the \_\_\_\_\_ day of \_\_\_\_\_, 1942.

TOWN OF CHEEKTOWAGA

By \_\_\_\_\_  
Supervisor

(S E A L)

ATTESTED:

\_\_\_\_\_  
Town Clerk

and

BE IT FURTHER RESOLVED, that said certificates of indebtedness shall be paid from the proceeds of the sale of the bonds herein authorized to be issued, and

BE IT FURTHER RESOLVED, that there shall be levied, assessed and collected annually by tax upon all the taxable property within the Town of Cheektowaga a sum sufficient to pay the principal and interest of such bonds as the same shall become due, and

BE IT FURTHER RESOLVED, that such obligations shall be delivered to the purchaser upon payment of the purchase price to the Supervisor and the receipt of the Supervisor shall be a full acquittance to such purchaser who shall not be obliged to see to the application of the purchase money, and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

Supervisor C. Chase Zalemski	Voting <u>Aye</u>
Councilman Stanley Pawlak	Voting <u>Aye</u>
Councilman Frank Sliwinski	Voting <u>Aye</u>
Councilman Nick Napieralski	Voting <u>Aye</u>
Councilman Henry Ladwinker	Voting <u>Aye</u>

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 4th day of May 1942, and that the foregoing is a true and correct Transcript from said original resolution and from the whole thereof, and that the original resolutions duly adopted by said Town Board are on file in my office.

I further certify that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM  
Town Clerk

(SEAL)

Councilman Pawlak moved the following resolution and it was seconded by Councilman Ladwinker.

WHEREAS, this Town Board has heretofore determined it necessary for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters, to construct drains, culverts, ditches and sluices and other channels for the passage of water and to deepen, straighten, alter, pipe and otherwise improve a certain drainage ditch in the Town of Cheektowaga, known as the &-Crest ditch, beginning at a point 500 feet west of Dick Road on the right of way of the New York Central Railroad which flows in a westerly direction to Scajaquada Creek and which drainage ditch is hereinafter called the "Drainage Ditch" in order to prevent the same from overflowing and to provide that the said drainage ditch may carry off such additional water as may be brought to it by other public improvements in the town,

NOW, THEREFORE,

BE IT RESOLVED, that Newell L. Nussbaumer and Irving Clarke, licensed engineers of the State of New York be and they hereby are directed to prepare definite plans and specifications and to make a careful estimate of the expenses and with the assistance of the Town Attorney to prepare a proposed contract for the execution of the work and upon completion thereof present such plans, specifications, estimates and proposed contract to this Board for its examination, and

BE IT FURTHER RESOLVED, that the Supervisor of the Town of Cheektowaga be and he hereby is authorized to execute for and on behalf of the Town, a contract with Newell L. Nussbaumer and Irving Clarke, copy of which proposed contract is hereby attached and made a part of this resolution, which contract covers engineering services to be performed by the said Newell L. Nussbaumer and Irving Clarke in connection with the improvement of the said drainage ditch.

Carried, Ayes -5- Noes -0-

#### A G R E E M E N T

Agreement made this 4th day of May, 1942, by and between the TOWN OF CHEEKTOWAGA, Erie County, New York, a municipal corporation, party of the first part, and

NEWELL L. NUSSBAUMER AND IRVING CLARKE, licensed engineers,  
of the City of Buffalo, New York, parties of the second part,

WITNESSTH:

Pursuant to authority granted by resolution of the Town Board duly adopted by the Town of Cheektowaga does hereby engage and contract with the parties of the second part for engineering services, and the parties of the second part hereby engage and agree to furnish the engineering services herein specified, and the parties hereto mutually agree and covenant as follows:

Services to be rendered by the engineers:

The parties of the second part will perform the following services:

1. Prepare plans, specifications, and such other engineer documents as are required for the taking of bids for the construction of drainage facilities as outlined in the F.W.A. application made by the Town, including an open ditch along the New York Central Railroad right-of-way from the end of the ditch constructed by the Curtiss-Wright Corporation, being a part of Drainage District No. 1, and extending down to the main branch of Scajaquada creek near Sewage Treatment Plant No. 5 and including a covered concrete flume section at Union Road and such other appurtenances as are called for in the application.

2. Assist in taking bids on the work, make a report covering the receipt of bids, and advise with the Town Board whom making a contract award to the successful bidder.

3. Supervise the construction of the proposed improvements which shall include the following services:

(a) Stake out the work for the contractor, giving lines and grades.

(b) Consultation and general supervision of construction to be supplied by principal of the firm and others. A principal shall visit the job on an average of once a week during the period of construction.

(c) Provide the services of a resident engineer who shall be on the job during the progress of the work.

(d) Check shop drawings pertaining to the work which may be submitted by the contractor.

(e) Provide such supplementary drawings as may be required to further define the original plans during construction.

(f) Prepare monthly estimates of payments to contractors and a report on the progress of the work.

(g) Upon completion, make a final inspection and report on the work.

(h) Conduct such negotiations and prepare such data for the F.W.A. as may be required in accordance with their regulations.

Payments to the engineers

For, and in consideration of, the above services to be rendered by the parties of the second part, the party of the first part agrees to pay the parties of the second part the total fee of six per cent (6%) of the cost of construction of the proposed work which shall be construed as the sum of contract amounts awarded to successful bidders. Payments shall be made as follows:

(a) Upon the taking of bids, one-half of the above fee of six per cent (6%) shall be due and payable to cover engineering services as described under Paragraph 1, 2, and 3 (h), as may pertain to this part of the work.

(b) The balance of one-half of the fee of six per cent (6%) shall be paid for supervision of construction services as outlined under paragraph 3, in monthly installments in amounts proportional to the completed work as represented by contractors' estimates for payment.

Upon completion of the work by the contractor and the submission of a final payment estimate, any unpaid balances due the engineers shall be paid.

#### Inspectors

The above fees do not include the services of inspectors. If the Town desires inspectors on the job, they shall be paid separately by the Town, but be subject to the direction and jurisdiction of the engineers.

#### Printing of plans and specifications

The party of the first part agrees to pay the cost of printing specifications and plans, and furnishing same to bidders and others interested in the work in excess of five copies, which will be supplied by the engineers including two to the New York State Department of Health and three to the Town.

#### Alternate Plans.

Should it be necessary to prepare alternate plans for the route of the drainage ditch due to negotiations with owners of rights-of-way to be acquired, or for other reasons, there shall be paid to the engineers in addition to the above fees an amount equal to two-thirds of the above fee for the preparation of plans for the part of the work upon which alternates are prepared.

IN WITNESS WHEREOF the Parties hereto have duly executed this agreement the day and year first above written.

TOWN OF CHEEKTOWAGA

BY C. CHASE ZALEMSKI,  
Supervisor  
Town of Cheektowaga, N.Y.

#### ATTEST:

ALBERT STURM

TOWN CLERK

Councilman Ladwinker offered the following resolution and moved its adoption.

WHEREAS, This Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of Sewer District #5 of this Town to increase and improve the facilities thereof and the appurtenances thereto, and,

WHEREAS, this Town Board has heretofore directed Newell L. Nussbaumer, a competent Civil Engineer, duly licensed by the State of New York to prepare a map and general plan for the improvement of such trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board, and

WHEREAS, said map and plan provide for the following addition to, and alterations and modifications of, the trunk sewer system of said sewer District #5, to wit,:

Construction of additions and improvements to the existing sewer system consisting of relief sewers and the installation of pumps and accessories at two sewage pumping stations known as Delavan Ave. Pump Station and Roy Croft Blvd. Pump Station, including the construction of man-holes and appurtenances, the installation of new pumping machinery controls, electric service, discharge piping, remodeling wet-well and construction of supplementary outfall sewers and mains with manholes, chambers and appurtenances, and

WHEREAS, the expense of the foregoing improvement is estimated by said engineer to be the sum of Sixty thousand (\$60,000) dollars of which the sum of Thirty thousand (\$30,000) dollars is to be paid by means of a grant of the United States of America,

NOW, THEREFORE,

BE IT RESOLVED, that the aforesaid map and plan prepared by Newell L. Nussbaumer be filed forthwith in the office of the Town Clerk of this Town and that said map and plan shall be available for inspection by all interested persons during the usual business hours of the day, and

BE IT FURTHER RESOLVED, that this Board meet at the Town Hall in said Town of Cheektowaga on the 18th day of May, 1942 at 8:00 P.M. Eastern Standard Time (War Time) for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the modification of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer, and

BE IT FURTHER RESOLVED AND ORDERED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town on or before the 7th day of May, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

Supervisor	C. CHASE ZALEMSKI	voting	<u>Aye</u>
Councilman	STANLEY PAWLAK	voting	<u>Aye</u>
Councilman	NICK NAPIERALSKI	voting	<u>Aye</u>
Councilman	FRANK SLIWINSKI	voting	<u>Aye</u>
Councilman	HENRY LADWINKER	voting	<u>Aye</u>

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original resolution adopted by the Town Board of this Town of Cheektowaga at a meeting of said Board held on the 4th day of May 1942, and that the foregoing is a true and correct transcript from said original resolution and from the whole thereof and that the original resolutions duly adopted by said Town Board are on file in my office.

I further certify that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 4th day of May 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

Hereto attached is a certified copy of publication in the Depew Herald and Cheektowaga News.

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE }

PUBLIC NOTICE OF CHANGE  
IN SEWAGE PLANS AND  
SPECIFICATIONS IN SEWER  
DISTRICT No. 5.

WHEREAS, this Town Board has heretofore determined it necessary

day of May, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

DATED THIS 4th DAY OF MAY, 1942.

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original resolution adopted by the Town Board of this Town of Cheektowaga at a meeting of said Board held on the 4th day of May, 1942, and that the foregoing is a true and correct transcript from said original resolution and from the whole thereof, and that the original resolutions duly adopted by said Town Board are on file in my office.

I further certify that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM,  
Town Clerk.

*Frank A. Taber Jr*  
being duly sworn, deposes and says that he is the publisher

of  
THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week the first insertion being on the 7th day of May 1942 and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Frank A. Taber Jr*

Sworn to before me this 12th day of

May 1942  
*Albert Sturm*

Notary Public in and for Erie County.

Transcript from said original and that the original resolutions duly adopted by said Town Board are on file in my office.

I further certify that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 4th day of May 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

Hereto attached is a certified copy of publication in the Depew Herald and Cheektowaga News.

STATE OF NEW YORK } ss.  
COUNTY OF ERIE }

**PUBLIC NOTICE OF CHANGE IN SEWAGE PLANS AND SPECIFICATIONS IN SEWER DISTRICT No. 5.**

WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of Sewer District No. 5 of this Town to increase and improve the facilities thereof and the appurtenances thereto, and

WHEREAS, this Town Board has heretofore directed Newell L. Nussbaumer, a competent civil engineer, duly licensed by the State of New York, to prepare a map and general plan for the improvement of said trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board, and

WHEREAS, said map and plan provide for the following addition to and alterations and modifications of the trunk sewer system of said Sewer District No. 5, to wit:

Construction of additions and improvements to the existing sewer system consisting of relief sewers and the installation of sewage and accessories at two sewage pumping stations known as Delavan Avenue Pump Station and Roy Croft Boulevard Pump Station, including the construction of manholes and appurtenances, the installation of new pumping machinery controls, electric service, discharge piping, remodeling wet-well and construction of supplementary outfall sewers and mains with manholes, chambers and appurtenances, and.

WHEREAS, the expense of the foregoing improvement is estimated by said engineer to be the sum of Sixty Thousand (\$60,000) Dollars, of which the sum of Thirty Thousand (\$30,000) Dollars is to be paid by means of a grant of the Federal Works Agency, Defense Public Works Division of the United States of America;

NOW, THEREFORE,

BE IT RESOLVED, That the aforesaid map and plan prepared by Newell L. Nussbaumer be filed forthwith in the office of the Town Clerk of this Town and that said map and plan shall be available for inspection by all interested persons during the usual business hours of the day, and

BE IT FURTHER RESOLVED, That this Board meet at the Town Hall in said Town of Cheektowaga on the 15th day of May, 1942, at 8 o'clock P. M., Eastern Standard Time (War Time) for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the modification of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer, and

BE IT FURTHER RESOLVED AND ORDERED, That the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town, on or before the 7th day of May, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

DATED THIS 4th DAY OF MAY, 1942.

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original resolution adopted by the Town Board of this Town of Cheektowaga at a meeting of said Board held on the 4th day of May, 1942, and that the foregoing is a true and correct transcript from said original resolution and from the whole thereof, and that the original resolutions duly adopted by said Town Board are on file in my office.

I further certify that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM,  
(Seal) Town Clerk.

*Frank A. Taber Jr.*

being duly sworn, deposes and says that he is the publisher

of

**THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for *one week* the first insertion being *7th* *Thursday* *1942*

The attached notice was posted in the following public places in the Town of Cheektowaga, on the 7th day of May, 1942.

1. On the bulletin board of the Pine Hill Hose Co. Fire House, Genesee St.
2. On the bulletin board at Zapfel Bros. Garage, Genesee St. and Harlem.
3. On the bulletin Board of School No. 11 on Delavan Ave.
4. On the bulletin board of the Cleveland Hill Hose Co. Fire House, Harlem.
5. On the bulletin board of Bells Grocery Store, at Harlem Rd. & Rost St.
6. On the bulletin board at Edward Krystoff Drug Store Union Rd. Near Genesee
7. On the bulletin board School House, corner of Cayuga Rd. & Maryvale Rd.

**PUBLIC NOTICE OF CHANGE  
IN SEWAGE PLANS AND  
SPECIFICATIONS IN SEWER  
DISTRICT No. 5.**

WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of Sewer District No. 5 of this Town to increase and improve the facilities thereof and the appurtenances thereto, and,

WHEREAS, this Town Board has heretofore directed Newell L. Nussbaumer, a competent civil engineer, duly licensed by the State of New York, to prepare a map and general plan for the improvement of such trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board, and,

WHEREAS, said map and plan provide for the following addition to and alterations and modifications of, the trunk sewer system of said Sewer District No. 5, to wit:

Construction of additions and improvements to the existing sewer system consisting of relief sewers and the installation of pumps and accessories at two sewage pumping stations known as Delavan Avenue Pump Station and Roy Croft Boulevard Pump Station, including the construction of manholes and appurtenances, the installation of new pumping machinery controls, electric service, discharge piping, remodeling wet-well and construction of supplementary out-fall sewers and mains with manholes, chambers and appurtenances, and,

WHEREAS, the expense of the foregoing improvement is estimated by said engineer to be the sum of Sixty Thousand (\$60,000) Dollars, of which the sum of Thirty Thousand (\$30,000) Dollars is to be paid by means of a grant of the Federal Works Agency, Defense Public Works Division of the United States of America;

NOW, THEREFORE,

BE IT RESOLVED, That the aforesaid map and plan prepared by Newell L. Nussbaumer be filed forthwith in the office of the Town Clerk of this Town and that said

map and plan shall be available for inspection by all interested persons during the usual business hours of the day, and

BE IT FURTHER RESOLVED, That this Board meet at the Town Hall in said Town of Cheektowaga on the 18th day of May, 1942, at 8 o'clock P. M., Eastern Standard Time (War Time) for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the modification of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer, and

BE IT FURTHER RESOLVED AND ORDERED, That the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town, on or before the 7th day of May, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

DATED THIS 4th DAY OF MAY,  
1942.

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original resolution adopted by the Town Board of this Town of Cheektowaga at a meeting of said Board held on the 4th day of May, 1942, and that the foregoing is a true and correct transcript from said original resolution and from the whole thereof, and that the original resolutions duly adopted by said Town Board are on file in my office.

I further certify that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM,  
(Seal) Town Clerk.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga, on the 4th day of May, 1942, at 3:00 o'clock P.M., Eastern Standard Time, there were:

PRESENT: C. CHASE ZALEMSKI, Supervisor  
STANLEY PAWLAK, Councilman  
HENRY LADWINKER, Councilman  
NICK NAPIERALSKI, Councilman  
FRANK SLIWINSKI, Councilman

ABSENT: NONE

Mr. Sliwinski offered the following resolution and moved its adoption:

WHEREAS, it is desirable that the Supervision and maintenance of all Town highways be placed within the jurisdiction and responsibility of the Town Superintendent of Highways,

NOW, THEREFORE

BE IT RESOLVED, that the Town Superintendent of Highways be notified that on and after January 1st, 1943, all highways within the Town of Cheektowaga shall be under his jurisdiction and he shall be responsible for their repair and maintenance and all other duties with regard thereto as imposed by law and he is required to include in his budget estimate for the year 1943 the estimated amount of money which will be required for such repair and maintenance and,

BE IT FURTHER RESOLVED, that the Town Clerk shall serve a certified copy of this resolution on the said Town Superintendent of Highways as soon as possible.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
STANLEY PAWLAK	voting	yes
HENRY LADWINKER	voting	yes
NICK NAPIERALSKI	voting	yes
FRANK SLIWINSKI	voting	yes

Carried \_\_\_\_\_

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town, held on the 4th day of May, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM  
TOWN CLERK

(S E A L)

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga, on the 4th day of May, 1942, at 3 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	C. CHASE ZALEMSKI,	Supervisor
	STANLEY PAWLAK ,	Councilman
	HENRY LADWINKER ,	Councilman
	NICK NAPIERALSKI ,	Councilman
	FRANK SLIWINSKI ,	Councilman

ABSENT: NONE

Mr. Sliwinski offered the following resolution and moved its adoption:

WHEREAS, the Town Superintendent of Highways has requested the Town Board to authorize him to enter into a contract with the Town of West Seneca for the rental of a grader at the rate of \$21.00 a day including the services of an operator,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Superintendent of Highways be and he hereby is authorized to contract with the Town of West Seneca for the use of a grader at the rate of \$21.00 a day including the services of an operator.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
STANLEY PAWLAK	voting	yes
HENRY LADWINKER	voting	yes
NICK NAPIERALSKI	voting	yes
FRANK SLIWINSKI	voting	yes

Carried, \_\_\_\_\_

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town, held on the 4th day of May, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM  
TOWN CLERK

(S E A L)

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga, on the 4th day of May, 1942, at 3 o'clock P.M. Eastern Standard Time, there were:

PRESENT: C. CHASE ZALEMSKI, Supervisor  
STANLEY PAWLAK , Councilman  
HENRY LADWINKER , Councilman  
NICK NAPIERALSKI , Councilman  
FRANK SLIWINSKI , Councilman

ABSENT: NONE

Mr. Napieralski offered the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore duly passed a resolution directing Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Civil Engineers, to prepare plans and specifications for additions to and improvements of the facilities of Sewer District #5, and

WHEREAS, for this undertaking federal assistance is required,  
NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor, the Town Attorney, Edward Holloway, auditor and said Newell L. Nussbaumer and Irving Clarke, Civil Engineers be and they hereby are authorized to apply to the Federal Works Agency of the United States of America for a federal grant to enable the Town to make the necessary additions and improvements to the facilities of the said Sewer District #5.

Seconded by Mr. Sliwinski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI,	voting	yes
STANLEY PAWLAK ,	voting	yes
HENRY LADWINKER ,	voting	yes
NICK NAPIERALSKI ,	voting	yes
FRANK SLIWINSKI ,	voting	yes

Carried, \_\_\_\_\_

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town, held on the 4th day of May, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM  
TOWN CLERK

(S E A L)

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga, on the 4th day of May, 1942 at 3 o'clock P.M. Eastern Standard Time, there were:

PRESENT:	C. CHASE ZALEMSKI,	Supervisor
	STANLEY PAWLAK ,	Councilman
	HENRY LADWINKER ,	Councilman
	NICK NAPIERALSKI ,	Councilman
	FRANK SLIWINSKI ,	Councilman

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, it appears that the existing sewer system of Sewer District #5 of the Town is inadequate to serve the present and future needs of said Sewer District,

RESOLVED, that this Town Board does hereby determine it necessary for the proper maintenance and service of the trunk sewer system of Sewer District #5 of this Town of increase and improve the facilities thereof and appurtenances thereto, and

FURTHER RESOLVED, that Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, competent Civil Engineers, duly licensed by the State of New York, be and hereby are directed to prepare a map and general plan for the improvement of such sewer system and the increase of the facilities thereof.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
STANLEY PAWLAK	voting	yes
HENRY LADWINKER	voting	yes
NICK NAPIERALSKI	voting	yes
FRANK SLIWINSKI	voting	yes

Carried, \_\_\_\_\_

STATE OF NEW YORK :  
 COUNTY OF ERIE : SS.  
 TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town, held on the 4th day of May, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 4th day of May, 1942.

ALBERT STURM  
 TOWN CLERK

(S E A L)

On motion of Councilman Pawlak seconded by Councilman Ladwinker, the following claims were allowed and audited and the Town Clerk was authorized to draw orders on the Supervisor for payment of same.

Carried, Ayes -5- Noes -0-

CLAIMS

Frank Wieszczeinski	-for service as sewer inspector..	70.05
Matthew Stachowiak	-for transportation, Bd. of Assessors, April.....	37.74
Anna Ziobro	-for cleaning, Town Hall.....	20.00
Frances Kotarski	-for cleaning, Town Hall.....	20.00
Walter Wisniewski	-for trucking, Proj. 56750.....	91.88
Wm. F. Neureuter, Jr.	-for rent, Health Center, April..	34.00
Matthew Pfohl	-for rent garbage site, April....	91.00
Frances Bednarek	-for service as Police Matron....	15.00
Adeline Skoczylas	-for postage, Assessor's Office..	5.00
Chester J. Nadolny	-for services as Health Officer, April.....	150.00
Carl J. Stellrecht	-for services as Attendance Officer.....	60.00
Albert Sturm	-for postage, mailing reg. letters	14.88
Lillian Warren	-for taking minutes, Judge Franzek	5.00
Marie Switalski	-for postage.....	.88
Brost Bros. Inc.	-for police cars, (3).....	2,360.00
Masters Tire Company	-for repairing tires & Tubes, Garbage... ..	13.10

Earl W. Hadsall	-for gasoline, Police.....	334.78
Earl W. Hadsall	-for Kerosene, Proj. 56750 & 56751.....	22.08
Robertson Elec. Const. Div.	-for supplies, Disp. #5.....	1.80
Bflo. Calculator Co.	-for maintenance Contract (Tax Spreading Dept.).....	14.00
Reynders Electric	-for repairing signal.....	7.00
Reynders Electric	-for repairing motors, Disp. #3.....	25.90
Chimera Raditor & Mfg. Co.	-for repairing Police Car...	3.00
Wm. C. Culliton	-for rental, Machinery, Proj. 56750.....	620.00
Queen City Rubber Co.	-for supplies, Proj. 56750..	43.50
Charles Ulrich, Treas.	-for back taxes, Disp. Plant, located in Cheek. & W. Seneca	1415.45
Remington Rand Inc.	-for supplies, Supervisor's Office.....	7.02
Nussbaumer & Clarke	-for engineering Union Rd. Pump Station.....	1584.56
Nussbaumer & Clarke	-for engineering sewer Treatment Plant #5.....	241.83
Nussbaumer & Clarke	-for engineering service, Forest Road Sanitary Sewers	450.00
Nussbaumer & Clarke	-for staking out sewers & force main David Street....	150.00
Nussbaumer & Clarke	-for engineering Union Road Pump Station & Forcemanin..	171.99
Nussbaumer & Clarke	-for Supervision of Construction Sewer Treatment Plant #5	149.60
A.B. Dick Company	-for supplies, Supervisor's Office.....	11.30
Sidney Nadolny	-for coal, Town Hall.....	193.88
N.Y. State Elec. & Gas Corp.	-for lighting, Janitor's res.	2.71
N.Y. State Elec. & Gas Corp.	-for lighting, Tool house...	26.20
N.Y. State Elec. & Gas Corp.	-for lighting, Harlem Pump station.....	50.76
N.Y. State Elec. & Gas Corp.	-for electric service, Town Hall.....	44.28
N.Y. State Elec. & Gas Corp.	-for street lighting, April.	3077.01
N.Y. State Elec. & Gas Corp.	-for electric service, Disp. #5.....	367.32

Cheektowaga Lumber Co. Inc.	-for supplies, Dept. of Public Works.....	17.20
Cheektowaga Lumber Co. Inc.	-for supplies, Special Sewer Dist. #5.....	15.88
Cheektowaga Lumber Co. Inc.	-for supplies, Sanitation & Bldg.....	2.52
Dr. Louis A. Vendetti	-for medical Service, Police...	6.00
G. E. Holloway	-for accounting service, April.	85.00
Niagara Lubricant Co.	-for grease, Garbage Dept.....	15.00
Niagara Lubricant Co.	-for oil, products, 56750 & 56751.....	54.00
Robertson Elec. Const. Div.	-for requisition #5 Electric Works, Sewer Plant #5.....	6909.56
Henry R. Duch	-for supplies, Proj. 56751.....	185.90
Henry R. Duch	-for supplies, Sewer Dist. #5..	505.94
Henry R. Duch	-for supplies, Proj. 56750.....	274.60
Bflo. Harley-Davidson	-for parts, Police Dept.....	3.60
Edw. J. Rose Sptg. Goods	-for supplies, Basketball league	119.81
Frank Iwanski	-for service to Basketball league	5.00
Anthony J. Peiffer	-for service to Basketball league	5.00
Albert H. Kassmann	-for adjusting mower, Disp. #3..	1.50
Albert H. Kassmann	-for parts, Power mower, Dept. of Sanitation & Bldg.....	2.80
Millington Lockwood Inc.	-for supplies, Town Clerk's Office.....	9.00
Millington Lockwood Inc.	-for supplies, Assessor's Office	1.00
N.Y. Telephone Co.	-for Directory Advertising.....	2.50
N.Y. Telephone Co.	-for telephone service.....	192.70
Western N.Y. Water Co.	-for water, Disp. Plant.....	173.65
Western N.Y. Water Co.	-for water, Town Hall.....	15.40
Zapfel Bros.	-for repairing tires, etc. Garbage Dept.....	29.90
Kenneth W. Kitzinger	-for filing permit.....	.75
Eagle Stationery Corp.	-for supplies, Supervisor's Office.....	1.75
Ed. F. Slominski	-for tire repaired, Garbage Dept.	12.00
Bennis & Co. Inc.	-for supplies, Judge Franzek....	13.16
Dennis & Co. Inc.	-for supplies, Judge Stachowski.	81.80
Joseph Strauss Co.	-for supplies, Garbage Dept.....	11.54
Howard Keller	-for basketball league, Entertainment etc.....	150.00

United Stated Fidelity & Guaranty	-for volunteer Fireman's Indemity Policy.....	202.50
Genesee Picture Frame Co.	-for framing maps.....	48.00
W. L. Lose-	-for construction Union Rd. Pump Station & Forcemain Contract....	4914.00
D. J. Mead & Sons Inc.	-for supplies, Dept. of Sanitation & Bldgs.....	23.25
E. E. Knowles & Co.	-for estimate #11 Sewage Disp. #5	4274.29
Fred D. Newland	-for workmen's Compensation Policy	1114.96
Stanley Kwiatkowski	-for supplies, Police Dept.....	22.10
Stanley Kwiatkowski	-for supplies, Disp. #5.....	7.20
Stanley Kwiatkowski	-for supplies, Dept. of Public Works.....	.18
Stanley Kwiatkowski	-for supplies, Disp. #3.....	4.44
Stanley Kwiatkowski	-for supplies, Proj. 56751.....	10.95
Stanley Kwiatkowski	-for supplies, Sewer Dist. #1, 2, 3, 4, 5, 6,.....	16.35
Stanley Kwiatkowski	-for supplies, Town Hall.....	22.28
Fleming Motor Parts	-for supplies, Police Dept.....	61.55
The Gleasner Corp.	-for supplies, Proj. 56750.....	6.73
George D. Lucas, Inc.	-for supplies, Proj. 56751.....	598.00
Genesee Sand & Gravel Co.	-for supplies, Proj. 56750.....	477.89
Stanley Kwiatkowski	-for supplies, Proj. 56750.....	7.53

On motion of Councilman Pawlak seconded by Councilman Napieralski, the board adjourned.

Carried, Ayes -5- Noes -0-

*Albert Sturm*

ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
May 18th, 1942.

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, May 18th, 1942, at 8:00 o'clock P.M. with the following members present:

C. CHASE ZALEMSKI,	Supervisor
STANLEY PAWLAK ,	Councilman
FRANK SLIWINSKI ,	Councilman
NICHOLAS NAPIERALSKI,	Councilman
HENRY LADWINKER . ,	Councilman
PRESENT: -5-	ABSENT: -0-

A quorum being present the Chairman called the meeting to order to transact all business that may come before the board,

Supervisor Zalemski announced that,

This being the time and place advertised for a public hearing on the proposed increase of the facilities and appurtenances of Sewer District #5 of this Town, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted and, upon the order of the Supervisor such proof was duly filed.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No person appearing in opposition to the proposed improvement or the proposed modification of the existing plans of sewerage of Sewer District No. 5, the Supervisor declared the hearing closed.

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the Trunk sewer system of Sewer District No. 5 of this Town to increase and improve the facilities thereof and appurtenances thereto, and directed Newell L. Nussbaumer, Civil Engineer, to prepare a map and plan for the improvement of such sewer system and the increase of the facilities thereof, and such map and plan have been prepared accordingly and presented to this Town Board and filed in the office of the Town Clerk of this Town, and

WHEREAS, said map and plan provide for the following additions to and alterations and modifications of the trunk sewer system of said Sewer District No. 5, to wit:

Construction of additions and improvements to the existing sewer system consisting of relief sewers and installation of pumps and accessories at two sewage pumping stations known as Delavan Avenue Pump Station and Roy Croft Blvd. Pump Station, including the construction of manholes and appurtenances, the installation of new pumping machinery controls, electric service, discharge piping, remodeling wetwell and construction of supplementary outfall sewers and mains with manholes chambers and appurtenances.

and,

WHEREAS, this Town Board has this day held a public hearing on such map and plan and the improvements proposed thereby and on the proposed modifications of the then existing plans of sewerage for the aforesaid district, and heard all persons interested in the subject, thereof,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide, at such public hearing and upon the evidence given thereat, that it is in the public interest to increase and improve the facilities of said Sewer District No. 5 of the Town of Cheektowaga, by the construction of the improvements hereinbefore described, and to modify the plans of sewerage for the aforesaid District in the manner proposed, and

BE IT FURTHER RESOLVED, that Newell L. Nussbaumer, Civil Engineer, be and he hereby is directed to prepare definite plans and specifications and to make a careful estimate of the expense and with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work and, upon completion thereof to present such plans, specifications, estimates and proposed contract to this Board for its examination, and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

Supervisor	C. CHASE ZALEMSKI	voting	Aye
Councilman	STANLEY PAWLAK	voting	Aye
Councilman	FRANK SLIWINSKI	voting	Aye
Councilman	NICHOLAS NAPIERALSKI	voting	Aye
Councilman	HENRY LADWINKER	voting	Aye

Carried, Ayes -5- Noes -0-

STATE OF NEW YORK :  
COUNTY OF ERIE : SS  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 18th day of May, 1942 and that the foregoing is a true and correct transcript from said original minutes and the whole thereof, and the resolutions duly adopted by the said Town Board are on file in my office.

I, FURTHER, CERTIFY, that all members of said Town Board had due notice of said meeting.

IN WITNESS, WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 18th day of May, 1942.

  
ALBERT STURM  
TOWN CLERK

The Town Clerk then proceeded to read the minutes of the regular meeting held May 4th, 1942 and on motion of Councilman Pawlak seconded by Councilman Ladwinker, these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zaleski ordered the monthly reports from the Justice of the Peace and Town Clerk for the month of April, 1942 received and filed.

No objections, The Supervisor ordered the invitation from the Central Council of Volunteer Firemen, to the Town Board to attend their annual memorial service to be held at School No. 10, Alexander Street, on Sunday evening, May 24th, received, filed and accepted.

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the request from John Snyder, Dog Warden for a leave of absence for a period of 90 days was ordered tabled until the next regular meeting.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Pawlak, permission was granted to the South Side Social and Athletic Club to run a carnival on the Imperial Ball Park, William Street, and that the said club submit their contract to the Town Attorney when completed for his approval, also, to consult with the Chief of Police as to rules and regulations from the law enforcement department of this Town and it was further moved that permission be granted to the Veterans of Foreign Wars, Post No. 2429 to run a carnival on their grounds at Genesee & Harlem Rds. under the same rules and conditions as granted to the South Side Social Club.

Carried, Ayes -5- Noes -0-

No objections, The Supervisor referred the complaint relative to dust from the Monumental Display stand at the corner of Delavan Ave. and Marne Road, referred to the Public Health Committee, Town Attorney and Chief of Police.

On motion of Councilman<sup>Pawlak</sup> seconded by Councilman Sliwinski, Supervisor Zaleski was duly authorized to notify the Buffalo Niagara Electric Corp. to move a light standard #1737 which is directly in the middle of a driveway approach of new dwelling under construction at #1725 Kensington Avenue.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Sliwinski, the Supervisor was authorized to notify the Buffalo Niagara Electric Corp. to have repaired and placed in service street light at Number 61, Ivanhoe Road.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Pawlak the Supervisor was authorized to purchase three (3) new voting machines from the Automatic Voting Machine Co., Jamestown, New York.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Ladwinker, the following resolution was adopted.

RESOLVED, that Supervisor Zaleski be and he hereby is authorized to purchase two (2) new engine motors for the 2 International trucks in the Department of Sanitations, and be it further,

RESOLVED, that the Supervisor be authorized to purchase eighteen (18) new tires for three (3) trucks in the Department of Sanitation and Eleven (11) new tires for Police Cars in the Police Department.

Carried, Ayes -5- Noes -0-

Councilman Sliwinski moved the following resolution and it was seconded by Councilman Pawlak.

WHEREAS, the Superintendent of Highways, Mr. John J. Zablotny has petitioned this board to provide the necessary funds in the 1943 Highway Budget for surfacing highways to be constructed in the Long Meadow Sub-Division in the Town of Cheektowaga,

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board upon the presentation of the Highway Superintendents estimate of the amount of money necessary to surface these highways will set out and provide for same in the 1943 Highway Budget in accordance with the Highway Law of the State of New York.

Carried, Ayes -5- Noes -0-

Councilman Ladwinker moved the following resolution and it was seconded by Councilman Sliwinski.

WHEREAS, the Town of Cheektowaga has heretofore been granted and now owns an easement right to lay down and construct among other things, pipes for water, in, under and upon certain land hereinafter described and of keeping and maintaining the same in good condition and repair and for such purposes has access to the said land by its servants employees and workmen, and

WHEREAS, it is for the benefit of the Town's development that the aforementioned right be granted and conveyed to the Western New York Water Company,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute a grant of easement to the said Western New York Water Company of the right to lay down and construct pipes for water in, under and upon the land hereinafter described and of keeping and maintaining the same at all times in good condition and repair and shall have access to the said land by its servants, employees and workman.

The land to be affected by this easement is:

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 #36, Township #11 and Range #7 and being part of the Cleveland Circle #5 Subdivision as set forth on a certain subdivision map made by Nussbaumer and Clarke, Inc., Engineers and filed in the Erie County Clerk's Office under cover of maps #1637 and being more particularly described as a strip of land measuring ten (10) feet in width, running through subplot #44 as indicated on said map, said strip of land running parallel with the west line of Lot #36, Township #11 and Range #7.

Carried, Ayes -5- Noes -0-

Councilman Ladwinker moved the following resolution and it was seconded by Councilman Pawlak.

WHEREAS, the Office of Defense Transportation has directed all transit companies to discontinue bus service on all lines where street railway lines can be operated, and

WHEREAS, the International Railway Co. has requested permission to discontinue bus operation in the Town of Cheektowaga on its Genesee and Sycamore lines for the duration of the war, to comply with the aforementioned order of the Office of Defense Transportation.

NOW, THEREFORE,

BE IT RESOLVED, that the International Railway Company be and it hereby is permitted to discontinue bus service for the duration of the war on the Genesee and Sycamore Street railway routes.

Carries, Ayes -5- Noes -0-

Supervisor Zalemski offered the following letter and requested that it be inserted in these minutes.

May 11th, 1942

Erie County Board of Supervisors  
County Hall  
Buffalo, New York

RE: Unpaid Taxes - Buffalo Municipal Airport

Gentlemen:

On behalf of the Town of Cheektowaga, I wish to register the objection of the Town to any action which the Board of Supervisors may take with regard to the cancellation of any past taxes levied on behalf of the Town of Cheektowaga on the Buffalo Municipal Airport as well as any action which the Board may take to eliminate any part of the taxes which the Town of Cheektowaga is by law now entitled to levy.

It is my contention that all the taxes previously levied have been due to the Town of Cheektowaga and are proper in every particular. All of such taxes have been due according to law and should have been levied from the standpoint of equity. The matter of the taxes on the Buffalo Airport property has been before the New York State Legislature several times and such body has never seen fit to remove the provisions authorizing such taxes.

I call your attention to the fact that the Buffalo Airport is a business or commercial enterprise and not a public airport. The city of Buffalo rents its facilities to commercial air-lines, manufacturers, concessionaires, etc. The facilities are not available for the use of the general public and not to be classed with other public places such as parks, etc. The Buffalo Airport is more nearly in class with a railroad terminal. I see no reason why the City of Buffalo should collect rentals, fees, from commercial enterprises and not pay taxes to the Town of Cheektowaga.

Also, I wish to call your attention to the fact that the Town of Cheektowaga is an independent taxing unit and as such cannot agree to be bound by decisions of the County as to what is and what is not taxable within the Town's boundaries.

As stated before, I protest against any cancellation of past taxes which would imply that the levies were improper or illegal. I also object to any procedure of the Board of Supervisors which would tempt to define the Buffalo Airport property as exempt property which would circumvent the Town's present legal right to tax such property to the same extent as other property within the Town.

In my opinion, the City of Buffalo should have paid its taxes when they become due and the failure to pay such taxes has not given the City any additional rights.

This letter is to advise you that the Town objects to any action which would relieve the City of Buffalo from taxes upon the Buffalo Airport property. The letter is also notice to the City of Buffalo that the Town of Cheektowaga will not be bound by any arrangements made by and between the City of Buffalo and the County of Erie to which the Town is not a party.

Yours very truly,

TOWN OF CHEEKTOWAGA

C. CHASE ZALEMSKI

Supervisor

On motion of Councilman Pawlak seconded by Councilman Ladwinker the following claims were allowed and audited and the Town Clerk was authorized to draw orders on the Supervisor for payment of same.

Carried, Ayes -5- Noes -0-

CLAIMS

Frank Wieszczecinski	-for service as sewer inspector.	\$ 66.00
John Slisz	-for hauling Black Top, Town Hall.....	6.75
Joseph Lipinski	-for hauling Black Top, Town Hall.....	6.75
Raymond Gloss	-for hauling Black Top, Town Hall.....	6.25
Edward Fath	-for hauling Black Top, Town Hall.....	9.75
George Neureuther	-for hauling Black Top, Town Hall.....	6.75
Walter Rydzynski	-for spreading Black Top, Town Hall.....	1.25
John Kaufman	-for spreading Black Top, Town Hall.....	5.63
Joseph Criqui	-for spreading Black Top, Town Hall.....	5.63
Victor Lewandowski	-for spreading Black Top, Town Hall.....	5.63

Chester Abt.	-for spreading Black Top, Town Hall.....	6.88
Joseph Popiol	-for spreading Black Top, Town Hall.....	5.63
Ernest Zielinski	-for spreading Black Top, Town Hall.....	5.88
Frank Kozlowski	-for spreading Black Top, Town Hall.....	4.38
William Tucholka	-for hauling Black Top, Town Hall.....	8.25
Stanley Bystrak	-for hauling Black Top, Town Hall.....	8.25
John Szymkowiak	-for carting freight.....	2.75
Charles Fechter	-for carting freight.....	2.50
Leo Janowski	-for carting freight.....	2.50
Walter Wisniewski	-for trucking Proj. 56750.....	71.25
Hedwig Gierlach	-for general cleaning, Town Hall.....	20.00
Frances Kotarski	-for General cleaning, Town Hall.....	40.00
Anna Ziobro	-for general cleaning, Town Hall.....	20.00
Lucy Stablewski	-for stenciling & mimeographing Zoning ordinance.....	31.50
Andrew Napieralski	-for service as Truant Officer, April.....	60.00
The Amherst Bee Co.	-for Air Raid Warden Posters..	10.00
Bflo. Niagara Elec. Corp.	-for Electric current, April..	1823.57
Bflo. Niagara Elec. Corp.	-for Electric current, April..	111.80
Schafer Bros. Trucking Corp.	-for trucking, W.P.A., Proj. 56750.....	232.75
Pine Hill Drug Store	-for supplies, Dept. of Sanitation & Bldg.....	1.20
V. A. Corkins	-for painting flag pole, Town Hall.....	15.00
Ace Flag Co.	-for flag, Town Hall.....	14.60
Thorne-Morrison Inc.	-for supplies, Town Hall.....	16.50
Thomas J. Downing Sons	-for supplies, Disp. #3 & #5..	14.00
Kellogg Petroleum Products	-for gasoline, Proj. 56750 & 56751.....	46.44
Wilfred E. Schultz	-for coal, Town Hall.....	75.00
Niagara Lubricant Co. Inc.	-for Oil, Police Dept.....	54.00

Tempo Chemical Co., Inc.	-for supplies, Town Hall....	22.16
Beals McCarthy & Rogers	-for supplies, Proj. 56750..	7.24
City of Buffalo	-for light standards.....	192.96
Edward J. Weitz	-for work on radio Police car.....	29.15
H.S. Nielsen Inc.	-for supplies, Police Dept..	11.44
The Genesee Picture Frame Co.	-for picture frames.....	48.00
Joseph Barhardt	-for oil, Town Hall.....	2.45
Fred D. Newland	-for insurance, Town Garage, etc.....	199.82
Automatic Voting Machine Corp.	-for 2 voting machines.....	1967.88
County of Erie	-for assessments erroneously spread, against Lot 229...	1.84
Niagara Window Cleaning	-for washing windows, Town Hall.....	51.00
H. W. Wolcott & Co. Inc.	-for supplies, Police.....	7.38
Dennis & Co. Inc.	-for supplies, Judge Sta- chowski.....	6.46
Western N.Y. Water Co.	-for hydrant service, May..	1758.33
N.Y. State Elec. & Gas Corp.	-for electric service, Disp. #3.....	82.92
Lobue & Co.	-for plumbing work, Highway Dept.....	30.00
Iroquois Gas Corp.	-for service, Harlem Rd. & Southern Pkwy.....	141.00
Fleming Motor Parts	-for supplies, Police Dept.	55.16
Fleming Motor Parts	-for supplies, Garbage Dept.	11.80
Millington Lockwood Inc.	-for supplies, Supervisor's Office.....	6.00
Millington Lockwood Inc.	-for supplies, Dept. of Pub- lic Works.....	6.90
Millington Lockwood Inc.	-for supplies, Assessor's Office.....	4.00
John J. Zablotny	-for pipe for sewer Dist. #5	382.00

On motion of Councilman Pawlak seconded by Councilman Sliwinski,  
the Board adjourned.

Carried, Ayes -5- Noes -0-

ALBERT STUBBINS  
CLERK

Cheektowaga, New York  
June 1st, 1942

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, June 1st, 1942 at 3:00 o'clock P.M. with the following members present:

PRESENT: C. CHASE ZALEMSKI	, Supervisor
FRANK SLIWINSKI	, Councilman
NICHOLAS NAPIERALSKI	, Councilman
HENRY LADWINKER	, Councilman
ABSENT: STANLEY PAWLAK	, Councilman
PRESENT: -4-	ABSENT -1-

A quorum being present the Chairman called the meeting to order to transact all business that may come before the board,

The Town Clerk then proceeded to read the minutes of the meeting held May 18th, 1942 and on motion of Councilman Ladwinker seconded by Councilman Napieralski these minutes were approved as read and ordered placed on file.

Carried, Ayes -4- Noes -0-

On motion of Councilman Napieralski seconded by Councilman Ladwinker, the following building petitions were allowed and granted and the Town Clerk was authorized to issue permits for same,

Martin Kaczmarek, to add an addition to present garage on Lot 15, Gualbert Street.  
Joseph Zak, to add an addition to his dwelling at 36 Aberdine St.  
The John W. Cowper Co. to add an extension to the Curtiss-Wright Plant on Genesee Street.  
Stephan Gczankowski, to erect a shed on Lot 66, Cayuga Road.  
Joseph Geigand, to erect new dwellings on Lots Nos. 696, 690, 678 and 684 on Maryvale Drive.  
City Edge Realty Co., to erect five new dwellings on Lots 36, 12, 13, 10 and 11, on Maryvale Drive.

Carried, Ayes -4- Noes -0-

The following invitations were received and ordered filed and accepted.

Martha Washington Club, Dist. 14, Sunday June 7, 1942, at Doyle Fire House, NO. 2.

Doyle Volunteer Hose Co., No. 2, Sunday July 5, 1942.

Our Lady of Czestochowa Church, Sunday June 14th, at 4:00 o'clock P.M.

Dinner at John's Chateau, Walden Ave. Monday, June 1st, at 7:00 O'clock P.M.

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the resignation of John Snyder and Frank Hoy as Dog Wardens of the Town of Cheektowaga, effective as of May 30th, were received, filed and accepted.

Carried, Ayes -4- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Ladwinker, the Board of Assessors were duly authorized to attend the annual meeting and conference of Assessors at Syracuse on June 8, 9, 10.

Carried, Ayes -4- Noes -0-

Supervisor Zalemski referred the petition from the residents of Burke Drive in the City of Buffalo to re-name that portion of Burke Drive now in the Town of Cheektowaga, to Robinhood Road or East Burke Drive, to the petitions committee, and Board of Assessors for investigation and study.

The Board of Fire Commissioners from Doyle Fire Dist. No. 1, petitioned the Board to fill in the space along their fire house on Alaska Street for better parking space and for the benefit of various people who attend classes for defense programs. No objections, Supervisor Zalemski referred this request to the Public Improvement Committee and the Supt. of Highways, Mr. Zablotny.

Delegates from

The Central Council of Taxpayers Ass'n. from Cheektowaga, send a communication to the Town Board stating that they recommended that the Board standardize the salaries in the Town in accordance with the present high cost of living conditions.

No objections, Supervisor Zalemski referred this communication to the Town Board as a whole for study.

On motion of Councilman Sliwinski seconded by Councilman Ladwinker, the claim of Silas Kernodle VS the Town of Cheektowaga for damages sustained on Project on David Street in the amount of \$5000.00 was referred to the Town Attorney for the necessary action.

Carried, Ayes -4- Noes -0-

On motion of Councilman Napieralski seconded by Councilman Ladwinker, the following resolution was adopted:

RESOLVED, that Supervisor Zalemski be authorized to notify the Buffalo Niagara Electric Corp. to move a street light standard #159 on Cleveland Drive now directly in front of the Rectory of St. Aloysius Church, and be it further,

RESOLVED, that the said Buffalo Niagara Electric Corp. contact Reverend Gonter of said church for the exact location where this standard is to be placed.

Councilman Ladwinker moved the following resolution and it was seconded by Councilman Napieralski.

RESOLVED, that the Map showing four (4) new election districts in the Town of Cheektowaga, be and the same is hereby approved, and be it further,

RESOLVED, that this map and descriptions of the said new election district be delivered to the Erie County Board of Elections for their approval.

Carried, Ayes -4- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the Supervisor was duly authorized to have two election Booths constructed on or before October 1st, 1942.

Carried, Ayes -4- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, Elmer Mesner was designated and classified as Chief Operator of Disposal Plants in the Town of Cheektowaga and the Supervisor was authorized and directed to designate his duties and fix the hours that he is to work at the said disposal plants.

Carries, Ayes -4- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the request from Benjamin Kraska, Dog Warden for an increase in salary was referred to the Town Board for further consideration.

Carried, Ayes -4- Noes -0-

The Buffalo Transit Company, Inc. requested an extension to the original consent to operate their buses "From the Junction of Union Road and Broadway south on Union Road to Como Park Blvd, east over Como Park Blvd. to Bellevue Blvd., east on Bellevue Blvd. to Bennett Rowley Road and return over the reverse of said route."

Dr. Victor Reinstein asked the Town Board if this consent could be changed to read "East on Como Park Blvd to Borden Road" instead of the Bennett Rowley Road. After some discussion by the board, and on motion of Councilman seconded by Councilman Napieralski, this request was tabled until the next regular meeting, namely June 15, 1942.

Carried, Ayes -4- Noes -0-

The following communication was read to the Town Board.

Town Board  
Cheektowaga, N.Y.

Gentlemen:

With the introduction of tire and gasoline rationing, there is a constantly increasing use of our facilities serving war industry plants. We anticipate a still greater demand in the very near future and to facilitate our efforts in providing the necessary service, we respectfully request your Honorable Body to grant us permission to operate buses, in both direction, over the following route:

"From the intersection of Ellicott Creek Road and the East line of the Town of Amherst, thence south Easterly along Ellicott Creek Road to Amherst Villa Road, (Formerly Spiesz Road), thence South in Amherst Villa Road to the rear entrance of the Employees Parking Lot at the Curtiss-Wright, Genesee Street Plant."

The request, herein made, is for the purpose of transporting passengers of the Main and Kensington Street Districts in the Town of Amherst to and from the Curtiss Plant.

Respectfully submitted,  
BUFFALO TRANSIT COMPANY, INC.

W. E. Cann  
W. E. Cann, Gen. Manager.

WEC:GV.

On motion of Councilman Napieralski seconded by Councilman Ladwinker, this request was ordered received and filed and the Town Clerk was duly authorized to publish same, calling for a public hearing on this consent, namely, June 15th, 1942, at 8:00 o'clock P.M. at the Town Hall, Cheektowaga, New York.

Following is a certified copy of Public notice as published in the Depew Herald and Cheektowaga News, the official newspaper of the Town of Cheektowaga.

The Town Board of the Town of Cheektowaga will hold a Public Hearing in the Council Chamber in the Town Hall, on the 15th day of June 1942, at 8:00 o'clock P.M. for the purpose of determining the advisability of granting a consent to operate motor buses by the Buffalo Transit Co., Inc., on the following named street in the Town of Cheektowaga, to wit:

"From the intersection of Ellicott Creek Road and the East line of the Town of Amherst, thence South Easterly along Ellicott Creek Road to Amherst Villa Road to the rear entrance of the Employees Parking lot at the Curtiss-Wright Genesee Street Plant."

Any person or persons favoring or objecting to said consent will be heard pursuant to law.

By order of the Town Board of the Town of Cheektowaga, dated June 1st, 1942.

Albert Sturm

Town Clerk  
in and for the Town of  
Cheektowaga, New York.

And Posted in the following public places in the Town of Cheektowaga, on the 4th day of June 1942,

- 1 on the bulletin board, at the Town Hall, Broadway & Union Roads.
- 1 on the bulletin board, at the Rescue Fire House, Pine Ridge Road.
- 1 on the bulletin board, at the Pine Hill Hose Co., Fire House, Genesee St.
- 1 on the bulletin board, at the U-Crest Fire House, Union Rd. & Clover Pl.
- 1 on the bulletin board, at the Cleveland Hill Fire House, Harlem Rd.
- 1 on the bulletin board, at the Doyle No. 1, Fire House, on William St.

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the following resolution was adopted:

WHEREAS, by resolution of this Town Board duly adopted the 4th day of May, 1942, the Supervisor of the Town of Cheektowaga was authorized to enter into a contract with Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, Engineers, covering engineering services in connection with the improvement of a certain drainage ditch in the Town of Cheektowaga, known as the U-Crest Ditch, which contract does not meet with the approval of the Federal Works Agency for the reason that the fee of the engineers is based on a percentage of the estimated cost of construction and not a lump sum and for the reason that the following paragraph as to alternate plans reading:

"Should it be necessary to prepare alternate plans for the route of the drainage ditch due to negotiations with owners of rights-of-way to be acquired or for other reasons, there shall be paid to the engineers in addition to the above fees an amount equal to two-thirds of the above fee for the preparation of plans for the part of the work upon which alternates are prepared."

should be read as follows:

"Should it be necessary to prepare alternate plans for the route of the drainage ditch due to negotiations with owners of rights-of-way to be acquired, or for other reasons, the party of the first part may order the engineers in writing to perform such services for a consideration to be mutually agreed on."

NOW, THEREFORE,

BE IT RESOLVED, THAT THE Supervisor of the Town of Cheektowaga be and he hereby is authorized and directed to enter into a new contract in the place and stead of the contract now existing between Newell L. Nussbaumer and Irving Clarke, d/b/a/ Nussbaumer and Clarke, said new contract to contain a stipulated fee for the engineers' services and to contain the amended clause as to alternate plans as stated above.

Carried, Ayes -4- Noes -0-

#### A G R E E M E N T

Agreement made this 1st day of June, 1942, by and between the Town OF CHEEKTOWAGA, Erie County, New York, a municipal corporation, party of the first part, and

NEWELL L. NUSSBAUMER AND IRVING CLARKE, licensed engineers, co-partners, doing business as Nussbaumer and Clarke of the city of Buffalo, New York, parties of the second part,

WITNESSETH:

Pursuant to authority granted by resolution of the Town Board, duly adopted June 1st, 1942, the Town of Cheektowaga does hereby engage and contract with the parties of the second part for engineering services and the parties of the second part hereby engage and agree to furnish the engineering services herein specified, and the parties hereto mutually agree and covenant as follows:

#### Services to be rendered by the engineers:

The parties of the second part will perform the following services.

1. Prepare plans, specifications, and such other engineering documents as are required for the taking of bids for the construction of drainage facilities as outlined in the F.W.A. application made by the Town, including an open ditch along the New York Central Railroad right-of-way from the end of the ditch constructed by the Curtiss-Wright Corporation, being a part of Drainage District No. 1, and extending down to the main branch of Scajaquada Creek near Sewage Treatment Plant No. 5, and including a covered concrete flume section at Union Road and such other appurtenances as are called for in the application.

2. Assist in taking bids on the work, make a report covering the receipt of bids, and advise with the Town Board when making a contract award to the successful bidder.

3. Supervise the construction of the proposed improvements which shall include the following services:

(a) Stake out the work for the contractor, giving lines and grades.

(b) Consultation and general supervision of construction to be supplied by principal of the firm and others. A principal shall visit the job on an average of once a week during the period of construction.

(c) Check shop drawings pertaining to the work which may be submitted by the contractor.

(d) Provide such supplementary drawings as may be required to further define the original plans during construction.

(e) Prepare monthly estimates of payments to contractors and a report on the progress of the work.

(f) Upon completion, make a final inspection and report on the work.

(g) Conduct such negotiations and prepare such data for the F.W.A. as may be required in accordance with their regulations.

#### Payments to the engineers

For, and in consideration of, the above services to be rendered by the parties of the second part, the party of the first part agrees to pay the parties of the second part a fixed fee of Five Thousand One Hundred and Forty-eight Dollars (\$5,148.00) which shall be made as follows:

(a) Upon the taking of bids, one-half of the above fee shall be due and payable to cover engineering services as described under Paragraph 1, 2, and 3 (g), as may pertain to this part of the work.

(b) The balance of one-half of the fee shall be paid for supervision of construction services as outlined under Paragraph 3, in monthly installments in amounts proportional to the completed work as represented by contractors' estimates for payment.

Upon completion of the work by the contractor and the submission of a final payment estimate, any unpaid balances due the engineers shall be paid.

#### Inspectors

The above fees do not include the services of inspectors. If the Town desires inspectors on the job, they shall be paid separately by the Town, but be subject to the direction and jurisdiction of the engineers.

#### Printing of plans and specifications

The party of the first part agrees to pay the cost of printing specifications and plans, and furnishing same to bidders and other interested in the work in excess of five copies, which will be supplied by the engineers including two to the New York State Department of Health and three to the Town.

Alternate Plans

Should it be necessary to prepare alternate plans for the route of the drainage ditch due to negotiations with owners of rights-of-way to be acquired, or for other reasons, the party of the first part may order the engineers, in writing, to perform such services for a consideration to be mutually agreed on.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year first above written.

ATTEST:

KENNETH W. KITZINGER

TOWN OF CHEEKTOWAGA

BY C. CHASE ZALEMSKI

NUSSBAUMER AND CLARKE

BY Newell L. Nussbaumer

Irving Clarke

Charles A. Riebul

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the following resolution was adopted:

WHEREAS, the Town Board at a regular meeting held on the 18th day of May, 1942, determined to increase and improve the facilities of Sewer District #5 to the extent of installing relief sewers, pumps and other accessories at the Delavan Avenue Pump Station and the Roycroft Blvd. Pump Station, and

WHEREAS, the Federal Works Agency of the United States of America has heretofore contracted with the Town of Cheektowaga to give federal assistance in this work to the extent of a grant of Thirty (\$30,000.00) thousand dollars, and

WHEREAS, the said Federal Works Agency has directed that a contract be entered into between Town of Cheektowaga and the designated engineer on the project, namely, Newell L. Nussbaumer.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor of the Town of Cheektowaga be and he hereby is authorized and directed to enter into and execute on behalf of the Town of Cheektowaga, a contract with Newell L. Nussbaumer engineer, providing for engineering services in connection with the aforementioned improvement.

Carried, Ayes -4- Noes -0-

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga, on the 1st day of June, 1942 at 3:00 o'clock P.M. Eastern War Time, there were:

PRESENT:	C. CHASE ZALEMSKI,	Supervisor
	HENRY LADWINKER ,	Councilman
	NICK NAPIERALSKI ,	Councilman
	FRANK SLIWINSKI ,	Councilman
ABSENT:	STANLEY PAWLAK ,	Councilman

Mr. Ladwinker offered the following resolution and moved its adoption:

WHEREAS, it appears that the existing sewer system of Sewer District No. 6 of the Town of Cheektowaga is inadequate to serve the present and future needs of said Sewer District.

RESOLVED, that this Town Board does hereby determine it necessary for the proper maintenance and service of the trunk sewer system of Sewer District No. 6 of this Town to increase and improve the facilities thereof and appurtenances thereto, and

FURTHER RESOLVED, that Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, competent Civil Engineers, duly licensed by the State of New York, be and hereby are directed to prepare a map and general plan for the improvement of such sewer system and the increase of the facilities thereof.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
HENRY LADWINKER	voting	yes
NICK NAPIERALSKI	voting	yes
FRANK SLIWINSKI	voting	yes

STATE OF NEW YORK :  
 COUNTY OF ERIE : SS.  
 TOWN OF CHEEKTOWAGA:

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town, held on the 1st day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 1st day of June, 1942.

ALBERT STURM  
 Town Clerk

( S E A L )

ON motion of Councilman Ladwinker seconded by Councilman Napieralski, the following claims were allowed and audited and the Town Clerk was authorized to draw orders on the Supervisor for payment of same.

Carried Ayes -4- Noes -0-

CLAIMS

Frank Wieszczeinski	-for service as Sewer Inspector..	64.55
Matthew Stachowiak	-for transportation, Bd. of Assessors, May.....	38.70
Chester J. Nadolny, M.D.	-for service as Health Officer, May.....	150.00
Frances Bednarek	-for service as Police Matron....	15.00
Walter Wisniewski	-for trucking, Proj. 56750.....	56.25
Andrew Napieralski	-for service as Attendance Officer.. May.....	60.00
Hedwig Gierlach	-for cleaning Town Hall.....	12.00
Frances Kotarski	-for cleaning, Town Hall.....	12.00
Matthew Pfohl	-for rental Garbage site, May....	91.00
Carl J. Stellrecht	-for service as Attendance Officer, May.....	60.00
C. Chase Zalemski	-for Postage, Supervisor's Office.....	10.00
Joseph Strauss Co. Inc.	-for supplies, Police Dept.....	5.16
Fleming Motor Parts	-for supplies, Police Dept.....	13.74
Erie County Clerk	-for binding Tax rolls, Assessors	20.25
Edw. J. Rose, Sptg. goods	-for supplies, Baseball league...	164.30
Robertson Cataract Elec. Co.	-for work to Sewer Dist. #5.....	29.82
Bison Lumber Co.	-for supplies, Sewer Dist. #5....	3.48
Eagle Stationery Corp.	-for supplies, Zoning Board.....	9.80
C. B. Dolge Co.	-for supplies, Town Hall.....	18.05
Wm. C. Culletin	-for rental Sewer Trencher, Proj. 56750 .....	1010.00
Wickwire Spenner Steel Co.	-for supplies, Proj. 56751.....	417.70
Tempo Chemical Co. Inc.	-for supplies, Baseball Diamond..	39.13
N.Y. Telephone Co.	-for Telephone Service.....	206.60
N.Y. Telephone Co.	-for Directory Advertising.....	2.50
Bartley Marchewka	-for Painting signs, Police Dept.	43.50
Fisher & Kitzinger	-for recording deeds, Telegram...	3.06
Sanborn Map Company	-for revision, Assessor's Maps...	39.50
Western N.Y. Water Co.	-for water, supplied.....	102.40
Western N.Y. Water Co.	-for water supplied, Town Hall...	16.15
The Barrett Division	-for Black Top, Town Hall.....	517.75
Pine Hill Review	-for Clean-up Posters.....	13.00

N.Y. State Elec. & Gas Corp.	-for Electric service, Town Hall.	50.50
N.Y. State Elec. & Gas Corp.	-for Electric service, Town Hall.	51.32
N.Y. State Elec. & Gas Corp.	-for Electric service, Janitor's res.....	2.40
Frank Greenauer	-for rolling Blk. Top, Town Hall.	8.00
Bflo. Sewer Authority	-for service charge, 4/1/42 to 6/30/42.....	1082.49
Cheektowaga Lumber Co.	-for Lumber, Baseball grounds....	26.69
Cheektowaga Lumber Co.	-for supplies, Police Dept.....	18.93
Masters Tire Co.	-for repairing Tubes, Garbage Dept.	4.60
Stanley Kwiatkowski	-for supplies, Proj. 56750.....	4.83
Stanley Kwiatkowski	-for supplies, Special Dist. Street Cleaning.....	8.93
Stanley Kwiatkowski	-for supplies, Baseball.....	45.08
Stanley Kwiatkowski	-for supplies, Proj. 56751.....	8.83
Stanley Kwiatkowski	-for supplies, Disp. #3.....	2.65
Stanley Kwiatkowski	-for supplies, Police Dept.....	2.85
Stanley Kwiatkowski	-for supplies, Town Hall.....	20.70
C. E. Knowles & Co.	-for work at Sewer Dist. #5.....	2704.51
E. E. Knowles & Co.	-for Estimate #12, Sewer #5.....	1247.92
Nussbaumer & Clarke	-for Est. #12, Engineering Sewer #5 Plant.....	43.68
Millington Lockwood Inc.	-for supplies, Town Clerk.....	2.45
Millington Lockwood Inc.	-for supplies, Assessor's.....	12.10
Henry R. Duch	-for supplies, Proj. 56751.....	35.60
Henry R. Duch	-for supplies, Proj. 56750.....	12.60
H. B. Nielsen Inc.	-for supplies, Police, Dept.....	34.02
Herald & News	-for publishing notices.....	22.24
Herald & News	-for binding minute books.....	20.75
Herald & News	-for supplies, Police Dept.....	32.25
Herald & News	-for tickets, Basketball league..	2.45
Herald & News	-for supplies, Assessor's Office.	6.25
Herald & News	-for tickets, Baseball.....	11.25

On motion of Councilman Ladwinker seconded by Councilman Sliwinski, the board adjourned.

Carried, Ayes -4- Noes -0-

  
ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
June 15th, 1942

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, June 15th, 1942 at 8:00 o'clock P.M. with the following members present:

C. CHASE ZALEMSKI	Supervisor
FRANK SLIWINSKI	Councilman
STANLEY E. PAWLAK	Councilman
NICHOLAS NAPIERALSKI	Councilman
HENRY LADWINKER	Councilman
PRESENT -5-	ABSENT -0-

A quorum being present the chairman called the meeting to order to transact all business that may come before the board.

The Town Clerk then read the minutes from the meeting held on June 1st, 1942 and on motion of Councilman Pawlak seconded by Councilman Ladwinker these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

Supervisor Zalemski stated that the Public Hearing was now open on the granting of a consent to the Buffalo Transit Co. Inc. as per notice published in the Depew Herald and Cheektowaga News the official newspaper of the Town.

The Town Clerk then presented proof of publication and posting of said notice.

The Supervisor then asked if there was any one present who wished to speak against the granting of the consent.

No one was heard.

The supervisor then asked if any one was present who wished to speak in favor,

No one was heard.

The Supervisor then declared the hearing closed.

Councilman Sliwinski moved the following resolution and it was seconded by Councilman Ladwinker.

WHEREAS, the Buffalo Transit Company Inc. has petitioned this Town Board for a consent to operate buses on following named streets in the Town of Cheektowaga, and

WHEREAS, a public hearing was duly held on the 15th day of June 1942,

NOW, THEREFORE, BE IT,

RESOLVED, that a consent be and it hereby is granted to the Buffalo Transit Company Inc. to operate Motor buses on the following named streets in the Town of Cheektowaga, New York, to wit:

"From the intersection of Ellicott Creek Road and the East line of the Town of Amherst, thence south easterly along Ellicott Creek Road to Amherst Villa Road, (Formerly Spiesz Road), thence south in Amherst Villa Road to the rear entrance of the Employees Parking Lot at the Curtiss-Wright, Genesee Street Plant.

Carried, Ayes -5- Noes -0-

Councilman Sliwinski moved the following resolution and it was seconded by Councilman Napieralski.

WHEREAS, the Buffalo Transit Company, Inc. has requested an extension of the original grant for permission to operate motor buses over the following named streets in the Town of Cheektowaga and which expired on the 3rd day of May, 1942,

NOW, THEREFORE, BE IT,

RESOLVED, that an extension of the original consent be granted to the Buffalo Transit Company Inc. to operate motor buses on the following named streets in the Town of Cheektowaga, New York, to wit,

"From the Junction point of Union Road and Broadway, south on Union Road to Como Park Boulevard, east over Como Park Boulevard to Bellevue Blvd. east on Bellevue Blvd. to Bennett Rowley Road, and return over the reverse of said Route."

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Sliwinski, the following resolution was adopted:

RESOLVED, that the petition from residents of Burke Drive in the City of Buffalo to re-name that portion of Burke Drive now in the Town of Cheektowaga to Robinhood Road or East Burke Drive be denied, and be it further,

RESOLVED, that the petition from residents on Burke Drive in the Town of Cheektowaga, to retain the name of Burke Drive permanently and that it shall not at any time be changed to any other name without the consent of the residents thereon be and it hereby is granted.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the following resolution was adopted:

WHEREAS, the Superintendent of Highways, John J. Zablotny, has advised this board that he had inspected Campwood Court and found that it meets with all the requirements and specifications as set forth by the Town of Cheektowaga as a Town Highway and recommended that the Town Board accept same as a Town Highway.

NOW, THEREFORE, BE IT,

RESOLVED, that Campwood Court be and it hereby is accepted as a Town Highway by the Town of Cheektowaga, New York and is to be maintained by the Town of Cheektowaga as such, subject, however, to the filing of a proper deed to the Town of Cheektowaga for this road,

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski referred the petitions from residents on Central Blvd. and Eastland Pkwy. relative to flooded cellar conditions to the Supt. of Sanitation, Mr. Eberl. Also, complaints relative to flooded water conditions at 79 Wanda Street, 104 Northcrest Ave. and two lots on George Urban Blvd. were referred to Mr. Eberl for investigation.

Councilman Sliwinski moved the following resolution and it was seconded by Councilman Napieralski.

WHEREAS, the Board of Fire Commissioners of the U-Crest Fire District No. 4 has requested that the Western New York Water Co. extend its water line on the north of Beechwood Place for a distance of 300 feet and to place one hydrant at the end of this new line,

NOW, THEREFORE, BE IT,

RESOLVED, that Supervisor Zaleski petition the Western New York Water Co. for this extension as per request from the Board of Fire Commissioners of Fire Dist. No. 4 Town of Cheektowaga, New York.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Sliwinski the request for easement rights from the Niagara, Lockport & Ontario Power Company for a 40 ft. strip of land in the rear of Town of Cheektowaga property, adjacent to the D. L. & W. Railroad tracks was referred to the Finance Company and Town Attorney for study.

No objections, Supervisor Zaleski referred the petition from residents on Maryvale Drive to have their property included in the Garbage District, to the Board of Assessors, Town Attorney, and Mr. Eberl, Supt. of Sanitation.

No objections, The Supervisor ordered the applications from Carl J. Stellrecht and Andrew Napieralski for the position of Attendance Officer for the Town of Cheektowaga tabled for further consideration.

On motion of Councilman Sliwinski seconded by Councilman Napieralski permission was granted to the Doyle Volunteer Hose Co. NO. 1, and the Rescue Volunteer Hose Co. NO. 1 Inc. to run a carnival on their respective grounds, namely the weeks of July 6th and August 17th, 1942, and that the said Companys submit their contracts to the Town Attorney when completed for his approval, also, to consult with the Chief of Police as to rules and regulations from the law enforcement department of this Town.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Pawlak permission was granted to the War Department, c/o Mr. Frank P. White, Captain, Corps. of Engineers to connect with the existing sewer line on Cleveland Drive and Cayuga Road for a proposed modification center Bldg. to be constructed.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the Supervisor was authorized to notify the Buffalo Niagara Elec. Corp. to move a light standard from the Driveway at 1888 Kensington Ave.

Carried, Ayes -5- Noes -0-

No objections, the Supervisor ordered the request from the Cheektowaga Civilian Defense Council for funds for Civilian Defense, tabled until the next regular meeting.

On motion of Councilman Sliwinski seconded by Councilman Ladwinker, the Chief of Police was authorized to purchase a new radio for Police Car No. 125, also to repair first aid kits in the various Police Cars.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Pawlak the Sub-division Map known as Wingdale and consisting of 114 Lots was approved and the Town Clerk was duly authorized to sign same as approved

Carried, Ayes -5- Noes -0-

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, in said Town of Cheektowaga on the 15th day of June, 1942 at 8 o'clock P.M., there were:

PRESENT:	C. CHASE ZALEMSKI	, Supervisor
	NICK NAPIERALSKI	, Councilman
	HENRY LADWINKER	, Councilman
	FRANK SLIWINSKI	, Councilman
	STANLEY PAWLAK	, Councilman

ABSENT: NONE

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, extensive efforts have been made by correspondence and by personal contact with local representatives of the Office of Production Management of the Federal Government and other federal agencies in an effort to obtain necessary priority ratings and consents to begin construction under conservation order L-41, in order that urgent projects of the Town of Cheektowaga might be prosecuted and,

WHEREAS, the aforementioned efforts have been unavailing so that the Town is unable to purchase necessary garbage equipment or to proceed with the construction of the U-Crest Ditch Improvement, the improvements to the Roy Croft and Delavan Avenue Pumping Stations and the improvements to the Union Road Pump Station, and

WHEREAS, it appears that a personal conference in Washington is necessary,

NOW, THEREFORE,

BE IT RESOLVED, that Supervisor C. Chase Zalemski, be and he hereby is authorized to go to Washington for the purpose of personally contacting the federal authorities in an effort to obtain the necessary priority ratings and construction consents for the aforementioned projects, the expenses of which trip are to be borne by the Town of Cheektowaga.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
NICK NAPIERALSKI	voting	yes
HENRY LADWINKER	voting	yes
FRANK SLIWINSKI	voting	yes
STANLEY PAWLAK	voting	yes

Carried \_\_\_\_\_

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 15th day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY THAT ALL members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 15th day of June, 1942.

( S E A L )

ALBERT STURM  
Town Clerk

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of June, 1942, at 8 o'clock P.M., there were:

PRESENT: C. CHASE ZALEMSKI , Supervisor  
NICK NAPIERLSKI , Councilman  
HENRY LADWINKER , Councilman  
FRANK SLIWINSKI , Councilman  
STANLEY PAWLAK , Councilman

ABSENT: NONE

Mr. Pawlak offered the following resolution and moved its adoption.

WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of sewer district #6 of this Town to increase and improve the facilities thereof and the appurtenances thereto, and,

WHEREAS, this Town Board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, competent Civil Engineers, duly licensed by the State of New York to prepare a map and general plan for the improvement of such trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board, and

WHEREAS, said map and plan provide for the following addition to, and alterations and modifications of, the trunk sewer system of said sewer district #6, to wit:

Construction of an addition to the existing sewer system consisting of an extension of the present sewer from its easterly end, a distance of about seven hundred twenty (720) feet in an easterly direction.

WHEREAS, the expense of the foregoing improvements is estimated by said engineers to be the sum of Four thousand five hundred (\$4500.00) dollars,

NOW, THEREFORE,

BE IT RESOLVED THAT the foresaid map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, be filed forthwith in the office of the Town Clerk of this Town and that said map and plan shall be available for inspection by all interested persons during the usual business hours of the day, and

BE IT FURTHER RESOLVED, that his Board meet at the Town Hall, in said Town of Cheektowaga on the 6th day of July, 1942, at 3 o'clock P.M. Eastern Standard Time (War Time) for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the modification of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, and,

BE IT FURTHER RESOLVED AND ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town on or before the 25th day of June, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
HENRY LADWINKER	voting	yes
NICK NAPIERALSKI	voting	yes
FRANK SLIWINSKI	voting	yes
STANLEY PAWLAK	voting	yes

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 15th day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY, that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 15th day of June, 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss.:

On the 25th day of June, 1942, the above paper of Cheektowaga News, the official paper of said Town on or before the 25th day of June, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

- C. Chase Zaleski voting yes.
- Henry Ladwinker voting yes.
- Nicholas Napieralski voting yes.
- Frank Sitwinski voting yes.
- Stanley Pawlak voting yes.

STATE OF NEW YORK,  
COUNTY OF ERIE, )  
TOWN OF CHEEKTOWAGA, ) ss.

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 15th day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole

whereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 15th day of June, 1942.

ALBERT STURM,  
Town Clerk.

*Frank A. Haber, Jr.*

being duly sworn, deposes and says that he is the publisher

of

THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week the first insertion being on the 25th day of June 1942 and the last insertion being on the ..... day of

..... 19....., and that not more than six days intervened between any two publications thereof.

*Frank A. Haber, Jr.*

Sworn to before me this 6th day of

July 1942  
*Albert Sturm*

Notary Public in and for Erie County.

(41604)

STATE OF NEW YORK )  
COUNTY OF ERIE ) ( SS.  
TOWN OF CHEEKTOWAGA )

ALBERT STURM being duly sworn, deposes and says, that he is the Town Clerk of the Town of Cheektowaga, Erie County, New York; that he posted conspicuously in not less than five (5) public places within the proposed District, not less than ten (10) days before the date designated for the hearing, copies of the attached order of the Town Board for a meeting to consider the map and plan and the improvements proposed therey, and the modification of existing plans of sewerage within Sewer District No. 6; that ten (10) copies of said notice were posted on June 25, 1942, and that the places where said notices were posted are as follows:

STATE OF NEW YORK }  
COUNTY OF ERIE } ss.:

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1942, at 8 o'clock P. M., there were:

- Present: C. CHASE ZALEMSKI, Supervisor
- NICHOLAS NAPIERALSKI, Councilman
- HENRY LADWINKER, Councilman
- FRANK SLIWINSKI, Councilman
- STANLEY PAWLAK, Councilman

Absent: None.

Mr. Pawlak offered the following resolution and moved its adoption. WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of sewer district No. 6 of this Town to increase and improve the facilities thereof and the appurtenances thereto, and

WHEREAS this Town Board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, competent Civil Engineers, duly licensed by the State of New York to prepare a map and general plan for the improvement of such trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board,

WHEREAS said map and plan provide for the following addition to, and alterations and modifications of, the trunk sewer system of said sewer district No. 6, to wit: Construction of an addition to the existing sewer system consisting of an extension of the present sewer from its easterly end, a distance of about seven hundred twenty (720) feet in an easterly direction.

WHEREAS the expense of the foregoing improvement is estimated by said engineers to be the sum of Four thousand five hundred (\$4500.00) dollars,

NOW, THEREFORE

BE IT RESOLVED that the fore-said map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, be filed forthwith in the office of the Town Clerk of this Town and that said map and plan shall be available for inspection by all interested persons during the usual business hours of the day, and

BE IT FURTHER RESOLVED that this Board meet at the Town Hall in said Town of Cheektowaga on the 6th day of July, 1942, at 3 o'clock P. M. Eastern Standard Time (War Time) for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the modification of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, and

BE IT FURTHER RESOLVED and ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town on or before the 25th day of June, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

- C. Chase Zalemaki voting yes.
- Henry Ladwinker voting yes.
- Nicholas Napieralski voting yes.
- Frank Sliwinski voting yes.
- Stanley Pawlak voting yes.

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 15th day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole

thereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 15th day of June, 1942.

ALBERT STURM,  
Town Clerk.

(SEAL)

*Frank A. Gabel, Jr.*  
being duly sworn, deposes and says that he is the publisher

of

THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for *one week* the first insertion being on the *25th* day of *June* 19*42* and the last insertion being on the *.....* day of *.....* 19*.....*, and that not more than six days intervened between any two publications thereof.

*Frank A. Gabel, Jr.*

5 copies, one each on each of five telephone poles situate on the north side of Genesee Street outside the plant located within said Sewer District No. 6.

1 copy on the bulletin board erected and maintained for the posting of notices in the Flight Test Hangar of the Plant.

4 copies, one each on each of four bulletin boards erected and maintained for the posting of notices in the employees' entrance tunnel, including the north, center and south sections of said employees' entrance tunnel.

ALBERT STURM

Subscribed and sworn to before  
me this day of July, 1942.

Notary Public, Erie County, N.Y.

**NOTICE**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1942, at 8 o'clock P. M., there were:

Present: C. CHASE ZALEMSKI,  
Supervisor  
NICHOLAS NAPIERALSKI,  
Councilman  
HENRY LADWINKER,  
Councilman  
FRANK SLIWINSKI,  
Councilman  
STANLEY PAWLAK,  
Councilman

Absent: None.

Mr. Pawlak offered the following resolution and moved its adoption.

WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of sewer district No. 6 of this Town to increase and improve the facilities thereof and the appurtenances thereto, and

WHEREAS this Town Board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, competent Civil Engineers, duly licensed by the State of New York to prepare a map and general plan for the improvement of such trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board, and

WHEREAS said map and plan provide for the following addition to, and alterations and modifications of, the trunk sewer system of said sewer district No. 6, to wit:

Construction of an addition to the existing sewer system consisting of an extension of the present sewer from its easterly end, a distance of about seven hundred twenty (720) feet in an easterly direction.

WHEREAS the expense of the foregoing improvement is estimated by said engineers to be the sum of Four thousand five hundred (\$4500.00) dollars,

NOW, THEREFORE

BE IT RESOLVED that the foregoing map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, be filed forthwith in the office of the Town Clerk of this Town and that said map and plan shall be available for inspection by all interested persons during the usual business hours of the day, and

BE IT FURTHER RESOLVED that this Board meet at the Town Hall in said Town of Cheektowaga on the 6th day of July, 1942, at 3 o'clock P. M. Eastern Standard Time (War Time) for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the modification of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, and

BE IT FURTHER RESOLVED and ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town on or before the 25th day of June, 1942, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. Chase Zalemski voting yes.  
Henry Ladwinker voting yes.  
Nicholas Napieralski voting yes.  
Frank Sliwinski voting yes.  
Stanley Pawlak voting yes.

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 15th day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 15th day of June, 1942.

ALBERT STURM,  
Town Clerk.

(SEAL)

At a regular meeting of the Town Board of the Town of Cheektowaga, County of Erie, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1942 at 8 o'clock P.M., there were:

PRESENT: C. CHASE ZALEMSKI ,Supervisor  
NICK NAPIERALSKI ,Councilman  
HENRY LADWINKER ,Councilman  
FRANK SLIWINSKI ,Councilman  
STANLEY PAWLAK ,Councilman

ABSENT: NONE

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga desires to purchase two (2) voting machines numbers 50533 and 50534 from the Automatic Voting Machine Corporation of Jamestown, New York, which machines it is not using on a rental basis,

NOW, THEREFORE

BE IT RESOLVED, that the Supervisor of the Town of Cheektowaga be and he hereby is authorized and directed to accept the options to purchase the aforementioned machines contained in the contract dated July 21st, 1941 between the Town of Cheektowaga and the Automatic Voting Machine Corporation.

Seconded by Ladwinker and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
NICK NAPIERALSKI	voting	yes
HENRY LADWINKER	voting	yes
FRANK SLIWINSKI	voting	yes
STANLEY PAWLAK	voting	yes

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 15th day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY, that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 15th day of June, 1942.

ALBERT STURM  
Town Clerk

( S E A L )

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the following resolution was adopted:

RESOLVED, that the resolution adopted at the regular meeting held on the 18th day of May, 1942 authorizing the Supervisor to purchase 3 automatic voting machines from the Automatic Voting Machine Corp. be and the same is hereby resinded.

Carried, Ayes -5- Noes -0-

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1942, at 8 o'clock P.M. there were:

PRESENT:	C. CHASE ZALEMSKI	, Supervisor
	NICK NAPIERALSKI	, Councilman
	HENRY LADWINKER	, Councilman
	FRANK SLIWINSKI	, Councilman
	STANLEY PAWLAK	, Councilman

ABSENT: NONE

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga requires the use of an additional three voting machines,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor of the Town of Cheektowaga be and he hereby is authorized to enter into a contract with AUTOMATIC VOTING MACHINE CORPORATION for the renting of three (3) U.S. Standard Voting Machines of the 9-party row, 30 candidate type, center lever type each accompanied by one instruction model, at the rental price of three hundred seventy-five (\$375.00) dollars, F.O.B. cars, Jamestown, N.Y., payable in cash at the time of shipment, which payment shall cover the use of the said machines by the Town of Cheektowaga for election purposes to April 1st, 1943 and further providing for the renting of two (2) of said machines for the use by the Town of Cheektowaga until April 1st, 1944 for election purposes at the rental price of Two hundred fifty (\$250.00) dollars additional, F.O.B. Cars, at Jamestown, N.Y., payable in cash at time of shipment and further providing for an option by which the Town of Cheektowaga may purchase said machines, which option shall extend to April 1st, 1944 at the regular selling price of Nine hundred eighty (\$980.00) dollars for each machine, on which selling price shall apply any and all amounts theretofore paid for rental of the said machines.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voting	yes
HENRY LADWINKER	voting	yes
NICK NAPIERALSKI	voting	yes
FRANK SLIWINSKI	voting	yes
STANLEY PAWLAK	voting	yes

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTWAGA :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 15th day of June, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 15th day of June, 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1942 at 8 o'clock P.M., there were:

PRESENT:	C. CHASE ZALEMSKI	Supervisor
	STANLEY E. PAWLAK	Councilman
	NICHOLAS NAPIERALSKI	Councilman
	HENRY LADWINKER	Councilman
	FRANK SLIWINSKI	Councilman

ABSENT: NONE

Mr. Ladwinker offered the following resolution and moved its adoption:

WHEREAS, this Town Board, on the 15th day of April, 1942, adopted a determination or order establishing, as a drainage district, certain territory in this Town herein described, and determining to acquire for the purposes of such district an existing drainage system and designating said drainage district as "Drainage District No. 1, of the Town of Cheektowaga," and

WHEREAS, it now appears that, on the date of adoption of such determination or order, there were two drainage districts in the Town of Cheektowaga previously established and designated respectively Drainage District NO. 1 and Drainage District No. 2 of said Town of Cheektowaga,

NOW, THEREFORE BE IT RESOLVED, that this Town Board does hereby amend the aforesaid determination or order adopted on the 13th day of April, 1942, to read as follows:

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 13th day of April, 1942 at 5:00 o'clock P.M. there were:

PRESENT:	C. CHASE ZALEMSKI	Supervisor
	STANLEY E. PAWLAK	Councilman
	NICHOLAS NAPIERALSKI	Councilman
	HENRY LADWINKER	Councilman
ABSENT:	FRANK SLIWINSKI	Councilman

Mr. Stanley E. Pawlak offered the following resolution and moved its adoption:

WHEREAS, C. CHASE ZALEMSKI, Supervisor of this Town, pursuant to a resolution of this Town Board adopted on the 9th day of March, 1942 has heretofore applied to Joseph V. O'leary, Comptroller of the State of New York, pursuant to Section 194 of the Town Law, for permission to create a drainage district to embrace the following described territory in this Town:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York being parts of Lots Nos. 5 and 78, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the center line of Genesee Street, at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the City of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of lands conveyed to the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co. Inc. by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the north line of said Lot No. 5), six hundred sixty-one and thirty-two hundredths (661.32) feet more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above mentioned deed (said point being also in the west line of Lot No. 78); thence northerly, along the east line of lands conveyed to the City of Buffalo by last above mentioned deed, being also along the west line of said lot No. 78, eighteen hundred seventy and forty-one hundredths (1870.41) feet, more or less, to the southwest line of the lands of the Lehigh valley Railroad Company; thence southeasterly along the southwest line of said Railroad Company's lands twenty-four hundred eight and five hundredths (2408.05) feet, more or less, to the east line of said Lot No. 78, being also the center line of the Sugg Road; thence southerly along the east line of said lot No. 78 and the center line of the Sugg Road one thousand three hundred eighty-two and twenty-two hundredths (1382.22) feet, more or less, to the center line of Genesee Street; thence southwesterly along the center line of Genesee Street, two thousand five hundred eighty-two and forty-four hundredths (2582.44) feet, more or less, to the point or place of beginning,

and,

WHEREAS, said Comptroller of the State of New York has heretofore and on the 6th day of April, 1942, made an order granting permission for the creation of such District,

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED, that this Town Board does hereby establish, as Drainage District No. 3 of the Town of Cheektowaga, Erie County, New York, the following described territory.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being parts of Lots Nos. 5 and 78, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the center line of Genesee Street, at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker widower, to the City of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk Office in Liber 1991 of deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of lands conveyed to the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co. Inc. by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the north line of said Lot No. 5), six hundred sixty-one and Thirty-two hundredths (661.32) feet more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above mentioned deed (said point being also in the west line of Lot No. 78); thence northerly, along the east line of the lands conveyed to the City of Buffalo by last above mentioned deed, being also along the west line of said Lot No. 78, eighteen hundred seventy and forty-one hundredths (1870.41) feet, more or less, to the southwest line of lands of the Lehigh Valley Railroad Company; thence southeasterly along the southwest line of said Railroad company's lands twenty-four hundred eight and five hundredths (2408.05) feet, more or less, to the east line of said Lot No. 78, being also the center line of the Sugg Road; thence southerly along the east line of said Lot No. 78 and the center line of the Sugg Road one thousand three hundred eighty-two and twenty-two hundredths (1382.22) feet, more or less to the center line of Genesee Street; thence southwesterly along the center line of Genesee Street, two thousand five hundred eighty-two and forty-four hundredths (2582.44) feet, more or less, to the point or place of beginning.

and determine to acquire by purchase wholly at the expense of said District the existing drainage system rights of way and appurtenances shown upon the map and plan which accompanied the petition heretofore filed in the office of the Town Clerk, subject to the terms and conditions of two certain agreements for rights of way, or easements respectively, one of which agreements was entered into between Mary Lorenz and Katie Fries, as Executors of the Last Will and Testament of George Lorenz, deceased, and Curtiss-Wright Corporation, dated January 13, 1941, which agreement was recorded in the Erie County Clerk's Office, January 13, 1941 in Liber 3068 of Deeds at Page 65, and the other of which agreement was entered into between the New York Central Railroad company and Curtiss-Wright Corporation, dated February 26, 1941, and which agreement was recorded in the Erie County Clerk's Office March 20, 1941, in Liber 3084 of Deeds at Page 103, and

BE IT FURTHER RESOLVED, AND ORDERED that the Town Clerk of this Town shall forthwith cause a certified copy of this resolution, determination and order to be duly recorded in the office of the Clerk of the County of Erie.

Seconded by MR. HENRY LADWINKER and duly put to a vote which resulted as follows:

C. CHASE ZALYWSKI	voting	Aye
STANLEY V. PAWLAK	Voting	Aye
NICHOLAS NAPIERALSKI	voting	Aye
HENRY LADWINKER	Voting	Aye

AYES -4-

NONES -0-

ABSENT -1-

and,

BE IT FURTHER RESOLVED, that a certified copy of this determination or order be duly recorded forthwith in the Office of County Clerk of the County of Erie, and

BE IT FURTHER RESOLVED, that this determination or order shall take effect immediately.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

C. CHASE ZALEMSKI	voted	aye
STANLEY E. PAWLAK	voted	aye
NICHOLAS NAPIERALSKI	voted	aye
HENRY LADWINKER	voted	aye
FRANK SLIWINSKI	voted	aye

STATE OF NEW YORK :  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA:

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution, determination and order duly adopted at said meeting of the Town Board held on the 15th day of June, 1942; and that the foregoing is a true and correct transcript from said original and the whole thereof, and that the resolutions, determinations and orders duly adopted by said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 15th day of June, 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

On motion of Councilman Pawlak seconded by Councilman Napieralski, the following claims were allowed and audited and the Town Clerk was authorized to draw orders on the Supervisor for payment of same.

Carried, Ayes -5- Noes -0-

CLAIMS

Frank Wieszczeinski	-for services as Sewer Inspector.	66.00
Hedwig Gierlach	-for cleaning, Town Hall.....	40.00
William Tucholka	-for hauling fill, Town Hall.....	15.00
Raymond Gloss	-for hauling fill, Town Hall.....	21.00
Walter Rydzynski	-for hauling fill, Town Hall.....	21.00
Frances Kotarski	-for cleaning Town Hall.....	40.00
Isidore J. Mazurowski	-for attending N.Y. State Asses- sor's conference, June 8 & 9....	29.01
Walter Wisniewski	-for trucking, Proj. 56750.....	75.00
Margaret Catuzzi	-for stenographic service.....	5.00
Millington Lockwood Inc.	-for supplies, Assessor's.....	1.05
Reynders Electric	-for work at Town Hall, Flood lights, etc.....	102.85
Reynders Electric	-for work at Disp. #5.....	5.60
Reynders Electric	-for work on signal, Harlem & William.....	10.30
Klinck Awning Co.	-for truck covers, Garbage Dept..	23.00
Niagara Lubricant Co.	-for oil, Disp. #5.....	39.60
The Bison Oil Products	-for oil, Garbage Dept.....	31.50
Cayasler Mfg. Corp.	-for gas masks, Special Sewer Dist.	70.00
The Todd Sales Co.	-for supplies, Supervisor's Office.	3.25
W. A. Case & Son Mfg.	-for supplies, Police Dept.....	3.20
Fred D. Newland	-for motor Vehicle Fleet Policy..	1,281.81
Iroquois Gas Corp.	-for Southern Pkwy. & Harlem pro- perty.....	27.50
Iroquois Gas Corp.	-for Sewer Dist. 1, 2, 3, 4, ....	13.34
Wm. C. Culliton	-for rental trencher, Proj. 56750	660.00
J. Minikowski	-for supplies, Dept. of Public Works.....	12.00
Schafer Bros. Trucking	-for work, Proj. 56750.....	208.25
Jos. A. Roehling	-for Planting Flower Bed, Disp.#3	40.20
Kellogg Petroleum Products	-for gasoline, Proj. 56750 & 56751.....	94.64
Wolff Machine Co. Inc.	-for repairing pumps, Sewer Dist. #5.....	933.75
Geo. D. Glucas Inc;	-for installing plumbing, Proj. 56751.....	688.00
Bflo. Electric Co. Inc.	-for pumping equipment, Electrical Work, Alpine St. Station.....	1,128.40
N.Y. State Elec. & Gas Corp.	-for lighting, Cool House.....	14.10
N.Y. State Elec. & Gas Corp.	-for electric service, Disp. #5..	200.58
N.Y. State Elec. & Gas Corp.	-for electric service Disp. #3...	81.12

N.Y. State Elec. & Gas Corp.	-for street lighting.....	3,320.85
Rauch & Stoeckl Ptg. Co. Inc.	-for advertising, Town of Cheektowaga,.....	30.20
Western N.Y. Water Co.	-for water supplies, Town Garage.....	4.50
Western N.Y. Water Co.	-for water for Disposal Plant	123.90
Earl W. Hadsall	-for kerosene, Proj. 56750...	20.79
Earl W. Hadsall	-for gasoline, Police Dept...	404.99

On motion of Councilman Pawlak seconded by Councilman Ladwinker,  
the board adjourned until Monday, June 22nd, 1942, at 4:30 o'clock P.M.

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
Town Clerk

Cheektowaga, New York  
June 22nd, 1942

An adjourned regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, June 22nd, 1942, at 4:30 o'clock P.M. with the following members present:

C. CHASE ZALEMSKI	Supervisor
STANLEY PAWLAK	Councilman
NICKOLAS NAPIERALSKI	Councilman
HENRY LADWINKER	Councilman
ABSENT: FRANK SLIWINSKI	Councilman
PRESENT: -4-	ABSENT: -1-

Supervisor Zalemski called the meeting to order to transact all business that may come before the board.

On motion of Councilman Pawlak seconded by Councilman Napieralski, the following building petitions were granted and the Town Clerk was authorized to issue permits for same.

Harry H. Harris, to erect a garage on Union Road, corner of William Street.

Ellen Schorn, to erect a chicken coop on Lot 51, Hemingway Rd.

No objections, the Supervisor ordered the invitation from the Forks Volunteer Hose Co. to the members of the Town Board to attend their Annual picnic, Saturday & Sunday, July 18 & 19, received and filed, and accepted.

No objections, Supervisor Zalemski, ordered the invitation from St. Joseph's Parish to attend their annual picnic, June 27th & 28th at the Parish grounds, received, filed and accepted.

Communication from the Polish American Citizens & Taxpayers Ass'n. was read, stating that they indorsed the recommendation of the Central Council of Taxpayers Ass'n. recommending the increase of salaries of Town Employees. No objections, Supervisor Zalemski referred this to the Town Board for study.

No objections, The Supervisor referred the communication from the Federal Works Agency, and being docket No. N.Y. 3--216 Sewage Treatment, Cheektowaga, New York to the Town Attorney, Supervisor, Engineer and Auditor for study.

No objections, Supervisor Zalemski, referred the request from Mrs. Laura Douschbacher for a water line extension on Helen Street for a distance of about 100 feet, to the Board of Fire Commissioners, of Doyle Fire District No. 1, for the necessary action.

Town Attorney, Kenneth Kitzinger submitted his opinion relative to the existing law on the subject of straying animals in the Town of Cheektowaga. No objections, this was referred to the Town Board for further study.

On motion of Councilman Pawlak seconded by Councilman Napieralski, the Town Clerk was authorized to issue a permit to the Buffalo Trap and Field Club, Inc. to display fire works on the 4th day of July 1942, the said Club having complied with all the rules and regulations of Section 1894-2- of the Penal Law.

Carried, Ayes -4- Noes -0-

June 13, 1942

Cheektowaga Town Board  
Town Hall  
Cheektowaga, New York

Gentlemen:

Since the adoption of the Town's 1942 budget last fall, there has been an advance in the cost of living and a more or less general increase in wages throughout Western New York. Accordingly, it seems appropriate that the Town Board should give consideration to the effect of such changes upon the employees of the Town of Cheektowaga and make such adjustment in compensation for the remainder of the calendar year 1942 as in its judgment would be proper under the circumstances.

Under an opinion recently rendered by our Town Attorney, certain officials are not eligible for an increase in salary for the year 1942, under procedure laid down by provisions of the Town Law. I have prepared and enclosed herewith a schedule of the eligible employees paid and the increase in compensation which I hereby recommend as reasonable and which can be provided for out of the accumulated surplus.

The note at the bottom of the Schedule gives my estimate of the cost of this plan for the remainder of the year and the funds out of which such increases would be payable.

Yours very truly,

TOWN OF CHEEKTOWAGA

C. CHASE ZALEMSKI

Supervisor

SCHEDULE OF PROPOSED SALARY ADJUSTMENTS

Town of Cheektowaga

	<u>SALARY</u> <u>BASIS</u>	<u>PRESENT</u> <u>SALARY</u>	<u>RECOM-</u> <u>MENDED</u> <u>INCREASE</u>
<u>OFFICE OF TOWN CLERK</u>			
Assistant to Town Clerk	Annual	\$1,200.00	\$120.00
Extra Clerk	Annual	1,080.00	120.00
<u>OFFICE OF RECEIVER OF TAXES</u>			
Receiver of Taxes	Annual	2,800.00	200.00
Clerk	Annual	1,080.00	180.00
<u>BOARD OF ASSESSORS</u>			
Chairman	Annual	2,200.00	300.00
2 Assessors (@ \$1,800.00 each)			
(increase \$200.00 Each)	Annual	3,600.00	400.00
Clerk	Annual	1,080.00	120.00
<u>JUSTICE OF PEACE</u>			
2 Judges (@ \$2,800.00 each)			
(Increase \$200.00 each)	Annual	5,600.00	400.00

	<u>SALARY BASIS</u>	<u>PRESENT SALARY</u>	<u>RECOM-MENDED INCREASE</u>
<u>POLICE DEPARTMENT</u>			
Chief of Police	Annual	\$2,220.00	\$180.00
Police Lieutenant	Annual	2,040.00	120.00
16 Policeman (@ \$1800.00 each) (Present Monthly Slaary \$150 each) (Monthly increase \$10.00 each)	Annual	28,800.00	1,920.00
Matron	Annual	180.00	120.00
Mechanic	Annual	1,500.00	200.00
<u>TOWN ATTORNEY</u>			
	Annual	3,500.00	200.00
<u>OFFICE OF SUPERVISOR</u>			
Assistant to Supervisor	Annual	1,800.00	60.00
<u>TOWN HOUSE</u>			
3 Telephone Operators (Present Salary \$1,500.00 each) (Increase 200.00 each)	Annual	4,500.00	600.00
<u>HEALTH OFFICER</u>			
	Annual	1,800.00	200.00
<u>DOG WARDENS</u>			
At present 3 @ \$800.00 Change to 2 @ \$1,200.00	Annual	2,400.00	-0-
<u>ATTENDANCE OFFICERS</u>			
At Present 2 \$600.00 Change to 3 \$800.00	Annual	1,200.00	1,200.00
<u>PUBLIC WORKS DEPT.</u>			
Sup't. of Public Works	Annual	2,400.00	300.00
Sup't. of Sanitation & Buildings	Annual	1,800.00	200.00
Ass't. Sup't. of Public Works	Annual	1,700.00	200.00
Maintenance Man			
1 @ \$1,200.00	Annual	1,200.00	200.00
1 @ 920.00	Annual	920.00	200.00
<u>GARBAGE DISTRICTS</u>			
7 Sanitation Helpers - Wages of Each Day		5.00	.50
3 Sanitation Drivers - Wages of Each Day		5.50	.50
<u>DISPOSAL PLANT NO. 3</u>			
3 men monthly (present monthly rate \$105.00 each) (Monthly increase \$10.00)		315.00	30.00
<u>DISPOSAL PLANT NO. 5</u>			
3 men monthly (Present monthly rate \$110.00 each) (Monthly increase \$20.00 each)		330.00	60.00
<u>MISCELLANEOUS</u>			
Frank Wieszczecinski - Sewer Inspector Day		5.50	.50
Margaret Greney - Tax roll Clerk			
At present weekly		25.00	5.00
Change to \$130.00 monthly Change equivalent to \$5.00 weekly increase.			

NOTE: Increases and changes are recommended to take effect July 1, 1942. Employees would, under this plan, receive one-half the annual increase in the remaining six months of 1942.

The funds for all of the above increases, except garbage districts and disposal plants, should be provided out of General Fund surplus.

The exact cost of the above increases, for the last six months of 1942 will depend upon the number of days or months worked by the various employees. The Total cost of such increases is estimated as follows:

Chargeable to General Fund	\$4,078.25
Chargeable to Garbage Districts	650.00
Chargeable to Disposal Plant No. 3	180.00
Chargeable to Disposal Plant No. 5	360.00
TOTAL	\$5,268.25

Councilman Ladwinker offered the following resolution and it was seconded by Councilman Pawlak.

RESOLVED, that the planned schedule of proposed salary adjustments of employees of the Town of Cheektowaga and as submitted hereto by Supervisor Zalemski be and it hereby is ratified and approved in all respects, and the Supervisor is hereby authorized to put in force this salary adjustment effective as of July 1st, 1942.

Carried, Ayes -4- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Napieralski, Elmer Bittlinger was appointed telephone operator at a salary as provided for in the Budget and effective as of June 25th, 1942 at 12:00 o'clock noon.

Carried, Ayes -4- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, Herbert Niebergall was appointed as a driver in the Department of Sanitation effective as of June 30th, 1942 at 12:00 o'clock noon, and at a salary as provided for in the budget.

Carried, Ayes -4- Noes -0-

Councilman Pawlak moved the following resolution and it was seconded by Councilman Ladwinker.

RESOLVED, that Supervisor Zalemski be and he hereby is authorized to make formal application to the Board of Supervisors for permission to appoint four (4) constables in the Town of Cheektowaga.

Carried, Ayes -4- Noes -0-

Councilman Pawlak moved the following resolution and it was seconded by Councilman Ladwinker.

RESOLVED, that Supervisor Zalemski be and he hereby is authorized to employ Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, competent Civil Engineers, and duly licensed by the State of New York to prepare the necessary map for Zoning of the Town of Cheektowaga.

Carried, Ayes -4- Noes -0-

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, Cheektowaga, New York, on the 22nd day of June, 1942, at 4:30 o'clock P.M. Eastern War Time, there were:

PRESENT:	C. CHASE ZALEMSKI	Supervisor
	STANLEY PAWLAK	Councilman
	NICHOLAS NAPIERALSKI	Councilman
	HENRY LADWINKER	Councilman
ABSENT:	FRANK SLIWINSKI	Councilman

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, the Town Board of this Town is authorized, pursuant to Chapter 309 of the laws of 1942, to issue its Improvement Bonds - Series 1942, in such an amount not exceeding \$67,000 as the Town Board may estimate to be sufficient to pay the cost of furnishing labor, materials, supplies and equipment to complete the construction or reconstruction of certain sewer improvements in said Town as Projects Nos. 53822, 54720, 12-1715-3, 12-1715-4, and 12-1715-5 of the Works Progress Administration of the Federal Government, to relieve flood conditions and to protect public health generally in said Town, and to pay incidental expenses in connection therewith, such bonds to be paid out of ad valorem taxes upon all the taxable property within the Town of Cheektowaga, and

WHEREAS, it is necessary and advisable at this time to provide for the issuance and sale of said Improvement Bonds - Series 1942, in the principal amount of \$67,000 for the purpose aforesaid,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby estimate that the sum of \$67,000 will be sufficient to pay the cost of furnishing such labor, materials, supplies, and equipment for, and incidental expenses in connection with, the completion of the construction of a sanitary trunk outfall sewer, a storm water relief pumping station, a sanitary sewerage pumping station, intercepting sewers and chambers, and the reconstruction of a part of an existing pump station and the construction of improved facilities for the handling of sludge at an existing treatment plant, and for the acquisition of necessary lands, rights-of-way and easements, together with such additional work and appurtenances as may be necessary for the satisfactory operation thereof, as Projects Nos. 53822, 54720, 12-1715-3, 12-1715-4, and 12-1715-5 of the Works Progress Administration of the Federal Government, to relieve flood conditions and to protect public health generally in said Town, and that this Town Board does hereby appropriate the sum of Sixty-seven thousand dollars (\$67,000), for the payment of such cost, and

BE IT FURTHER RESOLVED, that the period of probable usefulness of such improvements as determined by or pursuant to Chapter 309 of the Laws of 1942, is twenty years, and

BE IT FURTHER RESOLVED, that for the purpose aforesaid, there shall be issued Improvement Bonds - Series 1942, of the Town of Cheektowaga, Erie County, New York, in the amount of Sixty-seven Thousand Dollars (\$67,000), of the denomination of One Thousand Dollars (\$1,000) each numbered 1 to 67 inclusive, dated July 1st, 1942, and maturing in numerical order, three Thousand Dollars (\$3000), on the 1st day of July in each of the years 1943 to 1955, both inclusive, and four thousand dollars (\$4,000) on the 1st day of July in each of the years 1956 to 1962, both

inclusive; that such bonds shall bear interest at a rate not exceeding five per centum (5%) per annum, payable semi-annually on the 1st days of January and July, and shall have interest coupons attached; and such bonds shall be signed by the Supervisor of the Town of Cheektowaga and attested by the Town Clerk under the corporate seal of said Town, and the interest coupons shall be signed with the facsimile signature of said Supervisor, and both principal and interest shall be payable in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, Buffalo, New York, with New York exchange, and

BE IT FURTHER RESOLVED, that said bonds shall be issued in substantially the following form, to wit:

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

IMPROVEMENT BOND - SERIES 1942

NO. \_\_\_\_\_

\$1,000

KNOWN ALL MEN BY THESE PRESENTS, That the Town of Cheektowaga Erie County, New York hereby acknowledges its indebtedness and for value received promises to pay to bearer on the first day of July 19\_\_\_\_, the sum of One Thousand Dollars (\$1,000), together with interest thereon from the date hereof at the rate of \_\_\_\_\_ per centum (\_\_\_\_%) per annum, payable semi-annually on the first days of January and July upon presentation and surrender of the annexed interest coupons as the same respectively mature. Both principal and interest of this bond are payable in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, Buffalo, New York, with New York exchange.

This bond is one of an issue of bonds of like date and tenor except as to number and date of maturity and is issued for the purpose of providing funds to pay the cost of furnishing labor, materials, supplies and equipment for, and incidental expenses in connection with, the completion of the construction or reconstruction of certain sewer improvements in said Town, as Projects Nos. 53822, 54720, 12-1715-3, 12-1715-4, and 12-1715-5 of the Works Progress Administration of the Federal Government, to relieve flood conditions and protect public health generally in said Town, pursuant to and in strict compliance with the Constitution and statutes of the State of New York, including among others the Town Law, Chapter 782 of the Laws of 1933, as amended, and Chapter 309 of the Laws of 1942, and pursuant to proceedings of the Town Board of said Town duly had and taken in all respects authorizing the same.

It is hereby certified, recited and declared that all acts, conditions and things required to exist to happen and to be performed precedent to and in the issuance of this bond, exist, have happened and have been performed in due time, form and manner as required by law; and that the issue of bonds of which this is one, together with all other indebtedness of said Town of Cheektowaga, is within every debt and other limit prescribed by the Constitution and laws of the State of New York, and that due provision has been made for raising annually by tax on the taxable property of said Town, a sum sufficient to pay the principal and interest of this bond as the same respectively become due and payable. The full faith and credit of said Town are hereby irrevocably pledged for the punctual payment of the principal and interest of this bond according to its terms.

This bond may be converted into a fully registered bond in accordance with the provisions of the General Municipal Law. If this Bond be registered, the interest hereon at the request of the registered owner will be remitted by mail with New York exchange.

IN WITNESS WHEREOF, the said Town of Cheektowaga, in the County of Erie and State of New York has caused this bond to be signed by the Supervisor and attested by the Town Clerk under the corporate seal of said Town, and the interest coupons hereto annexed to be signed with the facsimile signature of said Supervisor, and this bond to be dated as of the first day of July, 1942.

\_\_\_\_\_  
Supervisor, Town of Cheektowaga,  
Erie County, New York.

ATTEST:

\_\_\_\_\_  
Town Clerk, Town of Cheektowaga, New York.

( FORM OF COUPON )

NO. \_\_\_\_\_ January, \_\_\_\_\_ \$ \_\_\_\_\_  
On the first day of July, 19\_\_\_\_, The Town of Cheektowaga, Erie County, New York, will pay to the bearer the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), at the Manufacturers and Traders Trust Company, Buffalo, New York, with New York exchange, being six months' interest then due on its Improvement Bond - Series 1942, dated July 1, 1942, No. \_\_\_\_\_.

\_\_\_\_\_  
Supervisor.

CERTIFICATE OF CONVERSION INTO A FULLY REGISTER BOND

Upon the Written request of the owner of the within bond for its conversion into a fully registered bond, I have this day cut off and destroyed \_\_\_\_\_ coupons annexed to this bond amounting in the aggregate to \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), and the interest on this bond at the rate and on the dates as was provided by the coupons as well as the principal thereof will hereafter be paid to \_\_\_\_\_, legal representatives, successors, or assigns at the place of payment specified therein, or, at the request of the registered owner, the interest will be remitted by mail with New York exchange. This bond hereafter will be transferable on the books of the Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, or other Registrar only on presentation of the same with a written assignment duly acknowledge or proved.

Dated \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
( Official Title ) \_\_\_\_\_

Date of Registry	Name of Registered Owner	Signature of Registrar
_____	_____	_____
_____	_____	_____
_____	_____	_____

and

BE IT FURTHER RESOLVED, that there shall be levied, assessed and collected annually by tax upon all the taxable property of said Town, a sum sufficient to pay the principal of and interest on said bonds as the same shall become due, and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

AYES:	C. CHASE ZALEMSKI	Supervisor
"	STANLEY PAWLAK	Councilman
"	NICHOLAS NAPIERALSKI	Councilman
"	HENRY LADWINKER	Councilman
NOES:	NONE	

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, the Town Board of this Town pursuant to a petition therefor, has heretofore duly established a drainage district to include certain territory in this Town, and designated such district as Drainage District No. 3 of the Town of Cheektowaga, and determined to acquire by purchase the existing drainage system therein, including the rights of way and appurtenances shown upon the map and plan which accompanied the said petition, subject to the terms and conditions of two certain agreements for rights of way or easements respectively, and

WHEREAS, it is necessary and advisable at this time to provide for the issuance of the bonds of this Town to pay the cost of acquiring such drainage system.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby estimate the cost of acquiring the existing drainage system for Drainage District No. 3 of this Town to be the sum of One Hundred Ten Thousand Dollars (\$110,000), and

BE IT FURTHER RESOLVED, that the period of probable usefulness of such improvement, as determined by or pursuant to the General Municipal Law, is thirty years, and

BE IT FURTHER RESOLVED, that for the purpose of providing funds to pay the cost of acquiring the existing drainage system for said Drainage District No. 3, there shall be issued One Hundred Ten Thousand Dollars (\$110,000) Drainage District No. 3 Bonds of the Town of Cheektowaga, Erie County, New York, dated July 1st, 1942 of the denomination of One Thousand Dollars (\$1,000) each numbered 1 to 110 inclusive, bearing interest at a rate not exceeding five per centum per annum, payable semi-annually on the 1st days of January and July in each year, and maturing in numerical order, Five Thousand Dollars (\$5,000) on the 1st day of July in each of the years 1943 to 1952, both inclusive, and Six Thousand Dollars to (\$6,000) on the 1st day of July in each of the years 1953 to 1962, both inclusive; and that said bonds shall be signed by the Supervisor of the Town of Cheektowaga and attested by the Town Clerk under the corporate seal of said Town, and the interest coupons shall be signed with the facsimile signature of said Supervisor and both principal and interest of said bonds shall be payable in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, Buffalo, New York, with New York exchange, and

BE IT FURTHER RESOLVED, that such bonds shall be issued in substantially the following form:

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

DRAINAGE DISTRICT NO. 3 BOND

NO. \_\_\_\_\_

\$1,000

KNOWN ALL MEN BY THESE PRESENTS, that the Town of Cheektowaga Erie County, New York hereby acknowledge its indebtedness and for value received promises to pay to bearer on the first day of July 19\_\_\_\_, the sum of One Thousand Dollars (\$1,000), together with interest thereon from the date hereof: at the rate of \_\_\_\_\_ per centum (\_\_\_\_%) per annum, payable semi-annually on the first days of January and July upon presentation and surrender of the annexed interest coupons as the same respectively mature. Both principal and interest of this bond are payable in lawful money of the United States of America at the Manufacturers and Traders Trust Company, Buffalo, New York, with New York Exchange.

This bond is one of an issue of bonds of like date and tenor except as to number and date of maturity, and is issued for the purpose of providing funds to pay the cost of acquiring the existing drainage system for Drainage District No. 3 of said Town, pursuant to and in strict compliance with the Constitution and statutes of the State of New York, including among others the Town Law and the General Municipal Law, and pursuant to proceedings of the Town Board of said Town of Cheektowaga duly had and taken in all respects authorizing the same.

It is hereby certified, recited and declared that all acts, conditions and things required to exist, to happen and to be performed precedent to and in the issuance of this bond, exist, have happened and have been performed in due time, form and manner as required by law: and that the issue of bonds of which this is one, together with all other indebtedness of said Town of Cheektowaga, is within every debt and other limit prescribed by the Constitution and laws of the State of New York. The full faith and credit of said Town are hereby irrevocably pledged for the punctual payment of the principal and interest of this bond according to its terms.

This bond may be converted into a fully registered bond in accordance with the provisions of the General Municipal Law. If this bond be registered, the interest hereon at the request of the registered owner will be remitted by mail with New York exchange.

IN WITNESS WHEREOF, the said Town of Cheektowaga, in the County of Erie and State of New York, has caused this bond to be signed by the Supervisor and attested by the Town Clerk under the corporate seal of said Town, and the interest coupons hereto annexed to be signed with the facsimile signature of said Supervisor, and this bond to be dated as of the first day of July, 1942.

\_\_\_\_\_  
SUPERVISOR, Town of Cheektowaga,  
Erie County, New York.

ATTEST:

\_\_\_\_\_  
TOWN CLERK, Town of Cheektowaga, New York.

( FORM OF COUPON )

NO. \_\_\_\_\_ January, \_\_\_\_\_ \$ \_\_\_\_\_

On the first day of July, 19\_\_\_\_, the Town of Cheektowaga, Erie County, New York, will pay to the bearer the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), at the Manufacturers and Traders Trust Company, Buffalo, New York with New York exchange, being six months, interest then due on its Drainage District No. 3 Bond, dated July 1, 1942, No. \_\_\_\_\_.

\_\_\_\_\_  
Supervisor

CERTIFICATE OF CONVERSION INTO A FULLY REGISTERED BOND

Upon the written request of the owner of the within bond for its conversion into a fully registered bond, I Have this day cut off and destroyed \_\_\_\_\_ coupons annexed to this bond amounting in the aggregate to \_\_\_\_\_ Dollars (\$ \_\_\_\_\_) and the interest on this bond at the rate and on the dates as was provided by the coupons as well as the principal thereof will hereafter be paid to \_\_\_\_\_, legal representatives successors or assigns, at the place of Payment specified therein, or, at the request of the registered owner, the interest will be remitted by mail with New York exchange. This bond hereafter will be transferable on the books of the Town Clerk of the Town of Cheektowaga, in the County of Erie, New York or other Registrar only on presentation of the same with a written assignment duly acknowledge or proved.

Dated: \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
(Official Title)

DATE OF REGISTRY	NAME OF REGISTERED OWNER	SIGNATURE OF REGISTRAR
_____	_____	_____
_____	_____	_____
_____	_____	_____

AND,

BE IT FURTHER RESOLVED, that there shall be annually apportioned and assessed upon the several lots and parcels of land within said District, in proportion to the amount of benefit which the improvement shall confer upon the same, and in the manner provided in Section 202-a of the Town Law for the assessment of the cost of maintenance in a sewer district, an amount sufficient to pay the principal and interest of said bonds as the same shall become due and that, in the event that the annual collection of such assessments shall be less than the amount required to pay the principal and interest of such obligations as they shall become due, surplus moneys not otherwise appropriated shall be applied, or the Supervisor shall negotiate a loan or loans in anticipation of the next succeeding tax levy in an amount not exceeding the amount of the deficiency; and that, in case the surplus moneys available are less than the deficiency, such surplus moneys may be used as far as available and the balance procured by loan or loans in anticipation of the next succeeding tax levy, and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Seconded by Mr. Ladwinker and duly put to a vote which resulted as follows:

Supervisor	C. CHASE ZALEMSKI	voting	Aye
Councilman	STANLEY PAWLAK	voting	Aye
Councilman	NICHOLAS NAPIERALSKI	voting	Aye
Councilman	HENRY LADWINKER	voting	Aye

Mr. Ladwinker offered the following resolution and moved its adoption:

WHEREAS, this Town Board has this day authorized the issuance of \$67,000 Improvement Bonds - Series 1942, and \$110,000 Drainage District No. 3 Bonds, of the Town of Cheektowaga, and it is necessary and advisable at this time to authorize the publication of the notice of sale of said bonds.

NOW, THEREFORE BE IT RESOLVED, that said \$177,000 bonds shall be sold at the Town Hall, Cheektowaga, New York, at 3 o'clock P.M. Eastern War Time, on the 6th day of July 1942, and

BE IT FURTHER RESOLVED, that the Town Clerk of this Town be and hereby is authorized and directed to cause a notice of such sale to be published in the Depew Herald and Cheektowaga News, the official newspaper of this Town, such notice to be published not less than five nor more than thirty days before the date fixed for the receipt of sealed proposals, and the said Town Clerk is further authorized to cause such notice of sale to be published in such other newspaper or financial paper or papers and cause such descriptive matter to be circulated as in his discretion may be deemed necessary, and.

BE IT FURTHER RESOLVED, that such notice of sale shall be in substantially the following form, to wit:

#### NOTICE OF SALE

TOWN OF CHEEKTOWAGA, NEW YORK

\$177,000 BONDS

Notice is hereby given that the Town Board of the Town of Cheektowaga, Erie County, New York, will receive and consider sealed proposals at the Town Hall, Cheektowaga, New York, at 3 o'clock P.M. Eastern War Time, on the 6th day of July 1942, for the purchase at not less than par and accrued interest of the following described bonds of said Town:

\$67,000 Improvement Bonds - Series 1942, maturing \$3,000 on July 1, in each of the years 1943 to 1955, both inclusive, and \$4,000 on July 1, in each of the years 1956 to 1962, both inclusive. Said bonds are issued to pay the cost of completing the construction or reconstruction of certain sewer improvements in said Town, as projects of the Works Progress Administration of the Federal Government, to relieve flood conditions and to protect public health generally in said Town, pursuant to the Town Law, Chapter 782 of the Laws of 1933, as amended, and Chapter 309 of the Laws of 1942.

\$110,000 Drainage District No. 3 Bonds, maturing \$5,000 on July 1, in each of the years 1943 to 1952, both inclusive, and \$6,000 on July 1, in each of the years 1953 to 1962, both inclusive. Said bonds are issued to pay the cost of acquiring the existing drainage system for Drainage District No. 3 of said Town, pursuant to the Town Law and the General Municipal Law.

All of said bonds shall be dated July 1, 1942, of the denomination of \$1,000 each, and shall bear interest at a rate not exceeding five per centum per annum, payable semi-annually January 1 and July 1. Both principal and interest shall be payable in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, Buffalo, New York, with New York Exchange. Bonds will be in coupon form and may be converted into fully registered bonds. Said \$67,000 Improvement Bonds, Series 1942, are direct general obligations

of the Town payable from unlimited ad valorem taxes. Said \$110,000 Drainage District No. 3 Bonds are payable primarily from benefit assessments on the several lots or parcels of land within said Drainage District No. 3 but, if not paid from such levy, all the taxable property in said Town is subject to the levy of unlimited ad valorem taxes to pay said bonds and interest thereon.

Each bid must be for all of said bonds and state a single rate of interest therefore. Unless all bids are rejected the award will be made to the bidder complying with the terms of sale and offering to purchase said bonds at the lowest rate of interest, not exceeding the rate above specified, stated in a multiple of one-quarter or one-tenth of one per centum per annum without reference to premium provided however that if two or more bidders offer to purchase said bonds at the same lowest rate of interest then such award will be made to the bidder offering the highest premium. The right is reserved to reject any or all bids. Each bid must be enclosed in a sealed envelope addressed to the undersigned clerk and marked on the outside "Proposal for Bonds" and must be accompanied with a certified, or bank, or trust company check to the order of the Town of Cheektowaga for \$3,540 to secure the Town against any loss resulting from the failure of the bidder to comply with the terms of his bid. No interest will be allowed on the amount of the good faith deposit.

In the event that prior to the delivery of the bonds the income received by private holders from bonds of the same type and character shall be taxable by the terms of any Federal income Tax law, the successful bidder may, at his election, be relieved of his obligations under the contract to purchase the bonds and in such case the deposit accompanying his bid will be returned.

The periods of probable usefulness of the improvements for which said bonds are issued, are as follows: - sewer improvements - twenty years; drainage system - thirty years.

The approving opinion of Messrs. Dillon, Vandewater & Moore, Attorneys, of New York City, will be furnished to the purchaser without cost.

#### FINANCIAL STATEMENT

The Assessed valuation of the real estate of said Town subject to taxation, as determined by the last completed assessment roll of said Town, is \$29,356,204.00. The average assessed valuation of the real estate of said Town subject to taxation, as determined by the last completed assessment roll and the four preceding rolls of said Town for town taxes, is \$26,400,489.40. The total bonded debt of said Town, including the \$177,000 bonds herein advertised for sale, is \$1,537,304.89. No deductions. The population of said Town (1940 census) is 25,006. Said Town operates under the Town Law. The bonded debt above stated does not include the debt of any other subdivision having power to levy taxes upon any or all of the property subject to the taxing power of the Town.

A detailed report of essential facts will be submitted to any interested bidder.

TAX DATA

The amount of taxes levied for the preceding three and the current fiscal years:

	State, County, and returned school taxes	For Town purposes including special districts	Total unpaid taxes returned to County Treasurer
1939	\$359,769.60	\$507,081.92	\$271,717.26
1940	\$337,269.81	\$507,571.79	\$271,425.40
1941	\$332,599.84	\$486,394.77	\$207,500.33
1942	\$351,674.33	\$535,354.09	\$ Not returned

Of the \$887,028.42 taxes levied for the fiscal year beginning January 1, 1942, \$697,491.67 has been collected. Said Taxes for the current fiscal year become delinquent February 16th, 1942. Pursuant to the Erie County Tax Act, the Receiver of Taxes and Assessments first pays to the Supervisor of the Town all moneys levied to defray town expenses or charges. The residue of the moneys so collected is paid to the Treasurer of the County of Erie to whom the Receiver of Taxes and Assessments also delivers an account to the unpaid taxes.

Dated Cheektowaga, New York,

June 22nd, 1942.

ALBERT STURM  
Town Clerk

and

BE IT FURTHER RESOLVED, that this Town Board shall meet at the time and place hereinbefore designated, to consider the bids received for said bonds, and

BE IT FURTHER RESOLVED, that when said bonds shall have been duly executed and sold, the same shall be delivered to the purchaser upon payment of the purchase price to the Supervisor and the receipt of the Supervisor shall be a full acquittance to said purchaser who shall not be obliged to see to the application of the purchase money, and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

Supervisor	C. CHASE ZALEMSKI	voting	Aye
Councilman	STANLEY PAWLAK	voting	Aye
Councilman	NICHOLAS NAPIERALSKI	voting	Aye
Councilman	HENRY LADWINKER	voting	Aye

STATE OF NEW YORK )  
COUNTY OF ERIE : SS.  
TOWN OF CHEEKTOWAGA )

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, County of Erie, New York, DO HEREBY CERTIFY, that I have compared the foregoing copies of the resolutions adopted by said Town Board at a meeting held on the 22nd day of June 1942, with the originals thereof on file in my office and that the same are a true and correct transcript of said originals and of the whole of said originals.

I FURTHER CERTIFY, that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town of Cheektowaga, this 23rd, day of June 1942.

ALBERT STURM  
Town Clerk

( SEAL )

A petition was presented and read from six (6) memorial monument establishments in the Town of Cheektowaga for the Town Board to adopt an ordinance to prohibit memorial monument establishments to remain open for the purpose of selling monuments on Sunday in the Town of Cheektowaga. No objections, Supervisor Zalemski referred this petition to the Town Attorney for his legal opinion.

On motion of Councilman Pawlak seconded by Councilman Ladwinker, the board adjourned.

Carried, Ayes -4-

Noes -0-

*Albert Sturm*

ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
June 29th, 1942

At a special meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, in said Town, on the 29th day of June, 1942, at 12:30 P.M. there were:

PRESENT: C. CHASE ZALEMSKI , Supervisor  
STANLEY E. PAWLAK , Councilman  
FRANK SLIWINSKI , Councilman  
NICHOLAS NAPIERALSKI , Councilman  
HENRY LADWINKER , Councilman

ABSENT: NONE

Mr. Pawlak offered the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of sewer district #6 of this Town, to increase and improve the facilities thereof and the appurtenances thereto, and

WHEREAS, this Town Board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, competent civil engineers, duly licensed by the State of New York to prepare a map and general plan for the improvement for such trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board, and

WHEREAS, said map and plan provide for the following addition to and alterations and modifications of the trunk sewer system of said sewer district #6, to wit, construction of an addition to the existing sewer system consisting of an extension of the present sewer from its easterly end a distance of about 720 feet in an easterly direction, and

WHEREAS, the said Newell L. Nussbaumer and Irving Clarke have prepared definite plans and specifications for the construction for such improvement, together with a careful estimate of the expense and with the assistance of the Town Attorney, a proposed contract for the execution of the work, and,

WHEREAS, said plans, specifications, estimate and proposed contract have been filed with the Town Clerk and the same have been carefully examined by this Board,

NOW, THEREFORE, BE IT RESOLVED, that said definite plans and specifications for said improvement and proposed contract be and they hereby are approved, and

BE IT FURTHER RESOLVED, that the estimate for said improvement in the sum of four thousand five hundred (\$4500.00) dollars be and hereby is approved, and

BE IT FURTHER RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of said improvements to the sewerage system of said district, in accordance with said plans, specifications, estimate, and

proposed contract heretofore adopted, by the publication of notice thereof at least once in the Depew Herald and Cheektowaga News, the official paper of this Town, requiring each person who shall offer to do said work, to file a sealed proposal or offer to do the work with a certified check in the sum equal to five per centum (5%) of the estimated expense of the improvement, payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Town Attorney, in a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal shall be 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, and,

BE IT FURTHER RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board of the Town of Cheektowaga at the Town Hall in said Town of Cheektowaga on the 13th day of July, 1942, at 4:00 o'clock P.M. Eastern Standard time (War Time), and

BE IT FURTHER RESOLVED, that said notice to contractors shall be in substantially the following form:

#### NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York sealed proposals shall be received and considered by said Town Board, on the 13th day of July, 1942, at 4:00 o'clock P.M. Eastern Standard Time (War Time) at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of certain improvements to the sewer system of Sewer District No. 6 in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall, of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin St. Buffalo, N.Y.

Each proposal must be accompanied by a certified check in the sum of five per centum (5%) of the estimated expense of the improvement payable to the order to C. Chase Zalemski, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of five per centum (5%) of the estimated expense of the improvement 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. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interest of the Town so to do.

By order of the Town Board of the Town of Cheektowaga.

ALBERT STURM  
Town Clerk

Dated: June 29th, 1942

