

Cheektowaga, New York  
July 3rd, 1944.

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 3rd day of July, 1944, at 3:00 P.M., Eastern War Time, there were:

PRESENT:	C. Chase Zaleski	Supervisor
	Stanley E. Pawlak	Councilman
	Frank Henry	Councilman
	Nicholas Napieralski	Councilman
	Henry Ladwinker	Councilman
ABSENT:	None	

Councilman Ladwinker offered the following resolution and moved its adoption:

WHEREAS, there has been presented to this Town Board a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York on July 3, 1944, at which hearing no person appeared in opposition to the proposed amendment of the zoning map, and the Town Board having given due consideration thereon,

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "residential district" to "business district."

All that TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being Subdivision Lots Nos. 1, 2, 3, 4, and 5, according to and as shown on a subdivision map entitled "Nob Hill", filed in the office of the Clerk of the County of Erie, New York, under Cover of Maps No. 1628.

and,

BE IT FURTHER RESOLVED that the Town Clerk be and he hereby is directed to publish in the Depew Herald and Cheektowaga News, twice one in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town, a printed copy thereof.

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

C. Chase Zaleski	voting	Yes
Stanley E. Pawlak	voting	Yes
Frank Henry	voting	Yes
Nicholas Napieralski	voting	Yes
Henry Ladwinker	voting	Yes

ABSENT: None

This is to certify that the attached notice was posted in the following public places in the Town of Cheektowaga, on the 7th day of July, 1944.

- 1 on the Bulletin Board at the Town Hall.
- 1 on the Bulletin Board at the U-Crest Fire House.
- 1 on the Bulletin Board at the Pine Hill Fire House.
- 1 on the Bulletin Board at the Rescue Hose Co., Fire House.
- 1 on the Bulletin Board at the Doyle Hose Co. 1, Fire House.
- 1 on the Bulletin Board at the Doyle Hose Co. 2, Fire House.

This notice was also published in the Depew Herald and Cheektowaga News, the Official newspaper of the Town of Cheektowaga, the week of July 6th, and July 13th, 1944. (Two Weeks)

(Notice of Posting)

**PUBLIC 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 3rd day of July, 1944, at 3:00 o'clock P. M., Eastern War Time, there were:  
Present:

- C. CHASE ZALEMSKI, Supervisor
- STANLEY E. PAWLAK, Councilman
- FRANK HENRY, Councilman
- NICHOLAS NAPIERALSKI, Councilman
- HENRY LADWINKER, Councilman

Absent: None.

Councilman Ladwinker offered the following resolution and moved its adoption:

WHEREAS, there has been presented to this Town Board a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on July 3, 1944, at which hearing no person appeared in opposition to the proposed amendment of the zoning map, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

BE IT RESOLVED by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance," be and the same hereby amended by changing the zoning map so as to change the following described property from that of "residential district" to "business district":

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being Subdivision Lots Nos. 1, 2, 3, 4, and 5, according to and as shown on a subdivision map entitled "Nob Hill", filed in the office of the Clerk of the County of Erie, New York, under Cover of Maps No. 1628.

BE IT FURTHER RESOLVED that the Town Clerk be, and he hereby is directed to publish in the Depew Herald and Cheektowaga News, twice, one in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town, a printed copy thereof.

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

- C. Chase Zaleski, voting yes
  - Stanley E. Pawlak, voting yes
  - Frank Henry, voting yes
  - Nicholas Napieralski, voting yes
  - Henry Ladwinker, voting yes.
- Absent: None.

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 3rd day of July, 1944, 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 3rd day of July, 1944.

ALBERT STURM,  
Town Clerk.  
[Seal]

(Notice of Publication for two weeks.)

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

Public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 3rd day of July, 1944 at 3 o'clock P. M., Eastern War Time, of said day, for the purpose of considering the application of Madico Estates, Inc. for the rezoning from "residential district" to "business district" of the property hereinafter described, and amending the zoning map accordingly.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being Subdivision Lots Nos. 1, 2, 3, 4, and 5, according to and as shown on a subdivision map entitled "Nob Hill", filed in the office of the Clerk of the County of Erie, New York, under Cover of Maps No. 1622.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments, dated June 19th, 1944.

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

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 *22nd* day of *June* 19*44*

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.*.....  
*CH*

Sworn to before me this *26th* day of

*June* 19*44*  
*Albert Sturm*

Notary Public in and for Erie County.

Supervisor Zalemski then stated that the Public Hearing was now open for the purpose of considering the advisability of amending the Zoning Ordinance.

The Town Clerk then presented proof of Publication and followed by reading same.

(Copy is hereto attached)

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

Town of Cheektowaga, County of Erie, State of New York, at the Town Hall in said Town, on the 3rd day of July, 1944, at 3 o'clock P. M., Eastern War Time, of said day, for the purpose of considering the advisability of amending the Zoning Ordinance of said Town, to read as follows:

In a residence district, no building structure, premises or accessory thereto, shall be erected, placed upon any lot or structure, altered, which is intended, changed or designed to be used other than for one or more of the following uses:

- (1) Dwellings for occupancy by one or more families;
- (2) Private clubs, excepting those the chief activity of which is a service customarily carried on as a business;
- (3) Churches and community buildings;
- (4) Schools, colleges, libraries or public museums;
- (5) Public buildings and institutional buildings, other than sanitariums, penal or correctional institutions, or those for the insane or feeble-minded;
- (6) Public owned athletic field, school or college stadium;
- (7) Farming, truck gardening, nurseries or greenhouses, other than commercial greenhouses, except the raising or breeding of poultry or other animals. No premises or building within a residence district shall be used for the purpose of raising or breeding poultry or other animals, except on application duly made to the Town Board, which application may be made at the same time and as part of an application to construct a building for such use, and the Town Board may, in its discretion, deny such application or grant it with such limitations and on such conditions as it shall determine proper.

All parties in interest, and citizens, will be given an opportunity to be heard in respect to such proposed amendment.

Dated: June 19, 1944.

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

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 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 *22nd* day of *June*, 19*44* 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.*

*6th* day of

*1944*  
*Albert Sturm*

public in and for Erie County.

Supervisor Zalemski stated that he had received several letters and telephone calls from various people within the Town who wished to be heard relative to the amendment of the Zoning ordinance as proposed and were unable to attend this hearing, and he was of the opinion that the hearing should be postponed to a later date to give all a chance to be heard in the matter.

The members of the Council were in accord with Supervisor Zalemski's statement and on motion of Councilman Ladwinker seconded by Councilman Henry, the hearing was adjourned until July 17th, 1944, at 8 o'clock P.M. Eastern War Time.

Carried, Ayes -5- Noes -0-

The Town Clerk then proceeded to read the minutes of the regular meeting held on the 19th day of June, 1944, and on motion of Councilman Pawlak seconded by Councilman Ladwinker, the minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

Petition from eighteen residents of Cleveland Drive "Leroy Section" in complaint of rats and rubbish in rear of property owned by Public Health Committee for investigation by Supervisor Zalemski. was read and referred to the

Communication from the New York Casualty Company was read, stating that several corrections should be made to improve the safety conditions to Sewage Treatment Plant #5, and listed same.

Supervisor Zalemski referred this communication to the Finance and Public Improvement Committee for the necessary action.

Petition from Albert Winlund to have lot No. 16, on Harlem Road in the Pine Ridge Heights #2 subdivision re-zoned from residence district to business district was read, and referred to the Zoning Board of Appeals and Building Inspector by Supervisor Zalemski.

On motion of Councilman Pawlak seconded by Councilman Henry, the Supervisor was authorized to notify the Buffalo Niagara Electric Corp. to move a light pole at 58 Woodell Ave., Cheektowaga, New York, as this pole is directly in the way of a driveway that is to be installed at this address.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Ladwinker, Elmer Bittlinger and John J. Eberl, were granted a leave of absence for a period of one year effective as of July 1st, 1944, without pay, due to going to work for the Federal Government.

Carried, Ayes -5- Noes -0-

Communication from Alfred Kramer, Personal Officer of Erie County was read, stating that an examination for sewage Plant Operators for the Town of Cheektowaga was held in the County of Erie, and that Herbert Niebergall, has passed, but Walter Dombrowski and Irving Foster did not qualify. No objections, Supervisor Zalemski ordered this communication held over for the next meeting, namely July 17th, for the necessary action.

Supervisor Zalemski then stated that the Public Hearing was now open for the purpose of considering the advisability of amending the Zoning Ordinance.

The Town Clerk then presented proof of Publication and followed by reading same.

(Copy is hereto attached)

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

**FARM NOTES**  
Frequent collection of eggs from nests will result in the birds being greatly reduced in number. The use of wire mesh for nesting boxes will also help keep eggs clean. These things are not crowded quarters will also help little time to provide and save work in preparing eggs for market.

*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 22nd day of June 1944 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 26th day of

June 1944  
*Ashurst*

Notary Public in and for Erie County.

On motion of Councilman Pawlak seconded by Councilman Henry, the application from Joseph Acheson for permission to operate a Trail-or Camp at Randolph & Doat Streets in the Town of Cheektowaga was referred to the Health Officer, Dr. Nadolny and the Building Inspector for investigation.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Henry 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.

N.y. Telephone Co.	-for telephone service.....	269.50
N.Y. Telephone Co.	-for Directory advertising...	2.50
Lawrence J. Gross	-for Special Police Duty, Dog Owners.....	25.00
James Maggio	-for Special Police Duty, Dog Owners.....	15.00
L. A. Vendetti	-for First Aid, Police.....	6.00
Nussbaumer & Clarke	-for plans & specifications FWA N.Y. 30-137.....	26.10
G. E. Holloway	-for accounting service, June	85.00
Matthew Stachowiak	-for transportation, Assess- ors, June.....	44.82
Blue Cross Animal Clinic	-for boarding & destroying Dog, Re: Biting Child.....	9.25
Kenneth W. Kitzinger	-for telephone calls, etc. Recording resolutions, pos- age.....	138.55
Kellogg Petroleum Products	-for gasoline, Pump Station, Disp. #5.....	33.60
Universal Metal Welding Co.	-for supplies, Disp. #5.....	4.75
Mastercraft Tire Corp.	-for supplies, Police.....	4.50
Mastercraft Tire Corp.	-for supplies, Garbage Dept..	36.05
Mathieson Alkali Wks. Inc.	-for chlorine, Disp. #5.....	1005.60
Socony-Vacuum Oil Co. Inc.	-for oil, Garbage Dept.....	31.00
Garwood Industries Inc.	-for supplies, Garbage Dept..	9.31
N.Y.State Elec. & Gas Corp.	-for electric service, Town Hall.....	51.02

N.Y.State Elec. & Gas Corp.	-for electric service, Harlem Pump Station.....	50.76
Lyth Chevrolet Inc.	-for supplies, Police Dept.....	6.08
Reynders Electric	-for lamps, Town Hall.....	58.28
Reynders Electric	-for work at Roycroft Station....	32.95
Reynders Electric	-for work at Disposal Plant.....	15.99
Reynders Electric	-for work & parts, Disp. #5.....	99.88
George W. Leffler, Jr.	-for repairs, to Police Car radio	8.50
Urquharts Delivery	-for freight.....	1.24
The Todd Company	-for supplies, Supervisor's Office	156.71
Edward J. Wertz	-for supplies, Police Dept.....	15.50
Burroughs Adding Mch.	-for supplies, Receiver of Taxes.	6.19
Bflo. Harley Davidson	-for supplies, Police.....	33.68
Western N.Y. Water Co.	-for water, Disp. Plant.....	110.65
Western N.Y. Water Co.	-for water, Town Hall.....	5.00
Cheektowaga Post 2429, V.F.W.	-for memorial day observance....	200.00
Fleming Motor Parts Inc.	-for supplies.....	17.83
Jerge Sales Co. Inc.	-for supplies, Garbage Dept.....	1.36
Millington Lockwood Inc.	-for supplies, Town Clerk.....	1.25
Millington Lockwood Inc.	-for supplies, Assessors.....	3.55
Millington Lockwood Inc.	-for supplies, Tax Office.....	1.50
C. Chase Zalemski	-for postage, Supervisor's Office	12.00
Edward H. Pfohl	-for postage, Office use.....	8.00
Matthew Pfohl	-for rental, garbage site, June..	100.00

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
July 17th, 1944.

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 17th day of July, 1944, at 8:00 o'clock P.M. Eastern War Time, there were present:

C. Chase Zalemski	Supervisor
Nicholas Napieralski	Councilman
Henry Ladwinker	Councilman
Stanley E. Pawlak	Councilman
Frank Henry	Councilman

ABSENT: None

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 July 3rd, 1944, 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-

Supervisor Zalemski stated that the adjourned public hearing on the advisability of amending the Zoning Ordinance was now open, and asked if there was any one present who wished to speak in favor of same.

Mr. Elmer Fath, Mr. Harry Schill, Mrs. R. Deiholtz and Mrs. C. Hermann, spoke in favor of adopting the amendments to the Zoning Ordinance.

Mr. Zalemski then asked if there was any one who opposed the amendment to the Zoning Ordinance.

No one was heard.

Supervisor Zalemski then declared the hearing closed.

On motion of Councilman Henry seconded by Councilman Pawlak, the adoption of Amending the Zoning Ordinance was ordered tabled for further consideration and study by the Town Board.

Carried, Ayes -5- Noes -0-

The Town Clerk then presented the monthly reports from the Justice of the Peace, Mr. Falter and the Town Clerk for the month of June, 1944, and there being no objections, the Supervisor ordered them received and filed.

A communication from the Polish American Citizens & Taxpayers Ass'n. was read, stating that their association had gone on record as being opposed to the granting of a permit for a trailer camp site at Randolph and Doat Street.

Supervisor Zaleski referred this communication to the Town Board, Building Inspector and Town Attorney for the necessary action.

A communication from the Central Council of Volunteer Firemen was presented and read, petitioning the town Board to take some action relative to having sewer and gas vents cleaned throughout the Town, stating that some of these are covered with ground and in case of fire it is difficult to find them in order to shut them off.

Supervisor Zaleski referred this request to the Town Board and Town Attorney for study and action.

Complaint from Mr. relative to a vacant lot next to No. 122 Ivanhoe Road, stating that this lot has poisonous ivy growing on it and that it should be removed immediately to protect the public,

Supervisor Zaleski referred this complaint to the Town Attorney and Health Officer for the necessary action.

Communication from the 8th District Community Club, requesting that one side of Eggert Road and one side of East End Ave. from Atwood south to Delavan Ave., be restricted to one side parking, was read.

Supervisor Zaleski referred this request to the Highway Committee and Town Attorney, for investigation and recommendation.

On Motion of Councilman Ladwinker seconded by Councilman Napieralski, the application from Jessie Acheson for a permit to operate a Trailer Camp at Randolph and Doat Streets was ordered tabled for further consideration.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Napieralski, the following resolution was adopted.

WHEREAS, there exists three vacancies, one in the office of Telephone Operator, one in the office of Foreman, Dept. of Sanitation and one as caretaker of Disposal Plant No. 5,

NOW, THEREFORE, BE IT,

RESOLVED, that Supervisor Zaleski be and he hereby is authorized to appoint and fill such vacancies, immediately and at a salary as provided for in the budget.

Carried, Ayes -5- Noes -0-

Supervisor Zaleski reported that the Saint John's Cemetary Ass'n. desires to purchase a parcel of property located immediately west of their property, for cemetary purposes and now owned by the County of Erie, in the Town of Cheektowaga.

On motion of Councilman Ladwinker and seconded by Councilman Henry, this matter was referred to the Supervisor and Town Attorney for study and recommendation.

Carried, Ayes -5- Noes -0-

Dr. Nadolny, Health Officer reported that a portion of Scajaquada Creek, from School No. 10, to Pine Ridge Road should be cleaned for sanitary purposes. No objections this report was referred to the Town Board for study by Supervisor Zaleski.

A delegation of Taxpayers from Cleveland Drive, Roswell Road and Allendale Road were present and discussed that matter of a cinder path from Cleveland to Kensington Avenue, stating that this path had been diverted at Kensington Avenue and wanted it restored back to its former lines. Also, wanted to know if permission could be granted to install a concrete walk on this property, cost of same to be born by the property owners in that district.

After a discussion on this subject, Supervisor Zalemski referred this matter to the Town Attorney and Town Board for study and recommendation.

A petition from property owners on Hemenway Road was read, stating that they desired to have Hemenway Road included in the Cleveland Hill Fire District No. 6, also, a communication from the Secretary of the Cleveland Hill Board of Fire Commissioners was read stating that they had approved of this petition at a meeting held on the 10th day of July, 1944.

Supervisor Zalemski referred this communication and petition to the Town Board, Town Attorney and Board of Assessors for the necessary action.

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

WHEREAS, this Town Board, on the 5th day of June, 1944, duly adopted a resolution deciding, after a public hearing and upon the evidence given thereat, that it is in the public interest to increase and improve the facilities of Sewer District No. 3 of the Town of Cheektowaga by the construction of the following improvements thereto:

Install heating coils in the present digester, and furnish heating boiler, gas appliances, piping, other appurtenances install new plunger type pump with electric starting equipment and service for sludge pumping; construct open sludge bed of 1,500 sq. ft. with foundations for future glass cover to make miscellaneous sludge piping and building changes, involving installation of about 200 lin. ft. of 6 in. cast iron pipe and 100 lin. ft. of 8 in. V.T. drains, together with necessary manhole and valves; repair and paint existing sludge bed structure; repair and reset glass in greenhouse enclosure; install comminutor in screen chamber; paint interior of the pump station and the fence enclosing plant property; and provide toilet facilities for workers;

and to modify the plans of sewerage for the aforesaid District in the manner proposed, and

WHEREAS, this Board did thereupon direct Newell L. Nussbaumer and Irving Clarke, the Consulting Engineers of the Town of Cheektowaga, to prepare definite plans and specifications for the construction of such improvement, together with a careful estimate of the expense and, with the assistance of the Town Attorney, a proposed contract or contracts for the execution of the work, and to file the same with the Town Clerk, and

WHEREAS, said plans, specifications, estimate and proposed contract have been filed as directed, 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 hereby are approved, and

BE IT FURTHER RESOLVED, that the estimate for said improvement in the sum of Twenty-five thousand Dollars (\$25,000.00), 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 sewer 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 7th day of August, 1944, at 3:00 o'clock P.M., Eastern 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 7th day of August, 1944, at 3:00 o'clock P.M., Eastern 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. 3, in accordance with proposed contract, plans profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving 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 Newell L. Nussbaumer and Irving Clarke, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York, and copies thereof may be obtained upon payment of Fifteen Dollars (\$15.00) for each set. Any bidder upon returning such said set in good condition within thirty (30) days following the award of the contract or the rejection of the bid of such bidder, will be refunded the full amount of such deposit and any nonbidder, upon so returning such set, will be refunded Five Dollars (\$5.00).

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 of 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 waive any informalities in, or 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 interests of the Town so to do.



Buffalo Niagara Elec. Corp.	-for electric current, June.....	223.06
Lyth Chevrolet Inc.	-for labor supplies, Police Dept..	374.06
Wallace & Tiernan Co. Inc.	-for supplies, Disp. #3.....	2.08
Pflo. Niagara Elec. Corp.	-for electric current, June.....	1,818.48
Chester J. Nadolny	-for expenses attending N.Y.State Health Officers Conference.....	80.08
Iroquois Gas Corp.	-for gas, Pumping Station.....	3.25
Iroquois Gas Corp.	-for gas, Sewer District.....	68.30
Iroquois Gas Corp.	-for gas, Lift Station.....	7.10
Edward J. Wertz	-for repairing Police Car 125 Radio	12.00
Western N.Y. Water Co.	-for hydrant service, July.....	1,891.67
N.Y. Telephone Co.	-for telephone service, various Fire Houses, Civilian Protection.	37.50
Fleming Motor Parts Inc.	-for supplies, Police Dept.....	30.70

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
August 7th, 1944.

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 7th day of August, 1944, at 3:00 o'clock P.M., there were:

PRESENT:	C. Chase Zalemski	Supervisor
	Stanley E. Pawlak	Councilman
	Frank Henry	Councilman
	Nicholas Napieralski	Councilman
	Henry Ladwinker	Councilman

ABSENT: None

Mr. Ladwinker 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 17th day of July, 1944, and the notice to contractors published in the Depew Herald and Cheektowaga News on the 20th day of July, 1944, for the receipt of sealed proposals for the construction of the following described improvement for Sewer District No. 3 of this Town:

Install heating coils in the present digester, and furnish heating boiler, gas appliances, piping, other appurtenances; install new plunger type pump with electric starting equipment and service for sludge pumping; construct open sludge bed of 1,500 sq. ft. with foundations for future glass cover, to make miscellaneous sludge piping and building changes involving installation of about 200 lin. ft. of 6 in. cast iron pipe and 100 lin. ft. of 8 in. V.T. Drains together with necessary manhole and valves; repair and paint existing sludge bed structure; repair and reset glass in greenhouse enclosure; install comminutor in screen chamber; paint interior of the pump station and the fence enclosing plant property and provide toilet facilities for workers:

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

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

C. Chase Zalemski	voting	Yes
Stanley E. Pawlak	voting	Yes
Frank Henry	voting	Yes
Nicholas Napieralski	voting	Yes
Henry Ladwinker	voting	Yes

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

<u>Name of Contractor</u>	<u>Amount of Bid</u>
C. E. Knowles Co., Inc.	\$34,700.00
W. L. Lose	37,022.00

Mr. Ladwinker moved that the bids for the construction of improvements to the sewerage system of Sewer District No. 3 be referred to Newell L. Nussbaumer and Irving Clarke, Consulting Engineers of this Town, for analysis and tabulation, and that said Newell L. Nussbaumer and Irving Clarke be and hereby are directed to submit a report thereon at the next regular meeting of the Town Board.

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

C. Chase Zalemski	voting	Aye
Stanley E. Pawlak	voting	Aye
Frank Henry	voting	Aye
Nicholas Napieralski	voting	Aye
Henry Ladwinker	voting	Aye

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



Frank A. Tala, 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 20th day of July 1944 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. Tala, Jr.

Sworn to before me this 7th day of

Aug 1944  
Albert Storer

Notary Public in and for Erie County.

Communication from Mr. John J. Zablotny, Supt. of Highways, stating that he had inspected the Highways in the Ti-O-Run-Da Housing Project and that they meet with all the requirements as set forth by the Town of Cheektowaga, and recommended that the Town Board accept all highways in the said Ti-O-Run-Da Housing Project as Town Highways was read.

No objections, Supervisor Zalemski referred this request from the Highway Superintendent to the Town Board and Town Attorney for study.

The Town Clerk then proceeded to read the minutes of the regular meeting held on the 17th day of July, 1944, and there being no alterations or corrections it was moved by Councilman Ladwinker and seconded by Councilman Henry that these minutes be approved as read and placed on file.

Carried, Ayes -5- Noes -0-

Supervisor Zalemski ordered the monthly reports from the Justice of the Peace and Town Clerk for the month of July, 1944, received and filed.

The following invitations were ordered received, filed and accepted by Supervisor Zalemski.

The Walden District Civic Committee to the members of the Town Board to attend the unveiling ceremonies of the Service Men's Honor Roll Plaque, on Sunday, September 3rd, 1944, at 1:30 P.M.

St. Josephats Picnic, Saturday and Sunday, August 19th and 20th at the parish grounds, and the invitation from the Pine Hill Hose Company to attend their field days on Saturday and Sunday, August 19th and 20th.

Communication from the Department of Public Works, State of New York, stating that the portion of Highway known as the Amherst Villa Road in the Town of Cheektowaga was completed and turned over to the Town of Cheektowaga for future maintenance and repair, was read.

Supervisor Zalemski ordered that a copy of this communication be sent to the Town Supt. of Highways for his records.

On motion of Councilman Henry seconded by Councilman Mapierski the following resolution was adopted:

WHEREAS, Herbert Niebergall is named on the Civil Service list as a Sewage Plant Operator.

NOW, THEREFORE, BE IT,

RESOLVED, that Herbert Niebergall be and he hereby is appointed as a Sewage Plant Operator for the Town of Cheektowaga, New York, effective as of August 7th, 1944.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Pawlak, Supervisor Zalemski was duly authorized to employ the necessary help in the Receiver of Taxes and Assessments office for the period of school tax collections for the year of 1944.

Carried, Ayes -5- Noes -0-

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

<u>Name of Contractor</u>	<u>Amount of Bid</u>
C. E. Knowles Co., Inc.	\$34,700.00
W. L. Lose	37,022.00

Mr. Ladwinker moved that the bids for the construction of improvements to the sewerage system of Sewer District No. 3 be referred to Newell L. Nussbaumer and Irving Clarke, Consulting Engineers of this Town, for analysis and tabulation, and that said Newell L. Nussbaumer and Irving Clarke be and hereby are directed to submit a report thereon at the next regular meeting of the Town Board.

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

C. Chase Zaleski	voting	Aye
Stanley E. Pawlak	voting	Aye
Frank Henry	voting	Aye
Nicholas Napieralski	voting	Aye
Henry Ladwinker	voting	Aye

STATE OF NEW YORK } ss.  
COUNTY OF ERIE }

Know all men that the undersigned, Frank A. Talar, Jr., of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board on the 7th day of August, 1944, at 9:00 o'clock, P. M., Eastern 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. 3, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates prepared by Newell L. Nussbaumer and Irving 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, 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 Newell L. Nussbaumer and Irving Clarke, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York, and copies thereof may be obtained upon payment of Fifteen Dollars (\$15.00) for each set. Any bidder, upon returning such said set in good condition within thirty (30) days following the award of the contract or the rejection of the bid of such bidder, will be refunded the full amount of such deposit and any nonbidder, upon so returning such set, will be refunded Five Dollars (\$5.00). 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 of C. Chase Zaleski, 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 waive any informalities in, or 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 interests of the Town so to do. No bidder may withdraw his bid within thirty (30) days after the actual date for the opening thereof. By order of the Town Board of the Town of Cheektowaga.  
Dated: July 17, 1944.  
ALBERT STURM,  
Town Clerk.

*Frank A. Talar, 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 *2nd* day of *July* 19 *44* 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. Talar, Jr.*

*sch*  
..... day of  
19 *44*

*Sturm*  
.....  
public in and for Erie County.

Communication from the Buffalo Niagara Electric Corp. stating that street lighting standard No. 120, located on Century Road had been hit and damaged, and as this was an inactive light, wanted to know what disposition should be made relative to its repair.

Supervisor Zaleski referred this request to the Special Districts Committee for investigation and report.

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

WHEREAS, STREET Lighting Standard No. 116, located on the Circle at Cleveland Drive has been damaged and is out of service; and

WHEREAS, this is an active street light.

NOW, THEREFORE, BE IT,

RESOLVED, that the Buffalo Niagara Electric Corp. be notified to repair and restore said standard and light and place same back in active service at once.

Carried, Ayes -5- Noes -0-

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

WHEREAS, there has been several complaints about the dumping of refuse around the U-Crest Fire House in the Town of Cheektowaga.

NOW, THEREFORE, BE IT,

RESOLVED, that the Chief of Police and the Supt. of Highways be directed to place "No Dumping" signs at this section and to see that the nuisance is discontinued at once.

Carried, Ayes -5- Noes -0-

The Urban Fire Department, Inc. submitted a certificate of Incorporation to the members of the Town Board for their approval and signature. After some discussion on this matter by the Town Board and members of the Urban Fire Department Inc., who were present, it was moved by Councilman Ladwinker and seconded by Councilman Napieralski, that this be tabled for further consideration.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Ladwinker, permission was granted to the Pine Hill Hose Co. to close a portion of Normandy Street in order that they may use said street for their field days to be held August 19th, and 20th.

Carried, Ayes -5- Noes -0-

Councilman Henry said he had a complaint about the dumping of slag and other material on five lots on Concord Place, stating that the dust and refuse was creating a nuisance and should be investigated.

Supervisor Zaleski referred this complaint to the Health Committee and Town Attorney for investigation.

On motion of Councilman Pawlak seconded by Councilman Henry the following polling places were designated for election purposes in the Town of Cheektowaga, Erie County, New York.

POLLING PLACES

- District No. 1 Town Hall, Broadway and Union Roads
- District No. 2 U-Crest Fire Hall, Clover Place at Evergreen
- District No. 3 Cayuga Fire Hall, Broadway at River Street, Depew.
- District No. 4 Election Booth, Cleveland Drive and Union Road
- District No. 5 School No. 2, Annex, Union Road
- District No. 6 Election Booth, Cleveland Drive at Power Line
- District No. 7 Cleveland Hill Fire Hall, Harlem Avenue
- District No. 8 Saint Aloysius Church Hall, Cleveland Drive
- District No. 9 School No. 11, Delavan Avenue
- District No. 10 School No. 11, Delavan Avenue
- District No. 11 Pine Hill Fire Hall, Genesee Street
- District No. 12 Election Booth, Genesee and St. James Street
- District No. 13 Election Booth, Walden Avenue and Krakus
- District No. 14 School No. 10, Alexander Street
- District No. 15 School No. 10, Alexander Street
- District No. 16 Rescue Fire Hall, Pine Ridge Road
- District No. 17 Woodrow Wilson School, Halstead Ave., Sloan
- District No. 18 Election Booth, Francis Street, Sloan
- District No. 19 Doyle Fire Hall, No. 2, Willowlawn & Griswold
- District No. 20 Doyle Fire Hall, William & Alaska Streets
- District No. 21 Roosevelt School, William & Helen Streets
- District No. 22 Ti-O-Run-Da (Store, 397 Maryvale Road)

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

WHEREAS, there is now owing to the C. E. Knowles Co., Inc. the sum of \$2780.00, being the unpaid balance of the contract price for sewer construction in the Longmeadow Subdivision of Sewer District No. 5, Town of Cheektowaga, and

WHEREAS, there is a balance of \$30.72 on deposit in the Union Road Pump Station and Force Main Account, so that a transfer in the sum of \$2749.28 must be made to this account in order to pay C.E. Knowles Co. Inc.,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to transfer \$2749.28 from the Unallocated C. & I. Fund account to the Union Road Pump Station and Force Main Account and is authorized and directed then to pay from the latter account the balance owing to C. E. Knowles Co., Inc. on account of sewer construction in the Longmeadow Sub-division of Sewer District No. 5, in the sum of \$2780.00.

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 Henry	voting	Yes
Stanley E. Pawlak	voting	Yes

Mr. Henry Offered the following resolution and moved its adoption:

WHEREAS, priority ratings are required to obtain the necessary materials for the execution of the improvements to the Sewer Treatment Plant of Sewer District No. 3 of the Town of Cheektowaga, and a permit is required for the installation of gas service into said Sewage Treatment Plant, applications for which priorities and permit have had to be made to the War Production Board, and

WHEREAS, other applications for additional priority ratings and permits may be required to be made to the War Production Board, and

WHEREAS, Nussbaumer and Clarke are the Consulting Engineers for the Town of Cheektowaga and are the proper persons to execute these applications on behalf of the Town of Cheektowaga,

NOW, THEREFORE,

BE IT RESOLVED, that all application for priority ratings and permits executed on behalf of the Town of Cheektowaga by Nussbaumer and Clarke are Consulting Engineers, in connection with the construction of improvements to the Sewage Treatment Plant of Sewer District No. 3, be, and the same hereby are, confirmed and ratified, and

BE IT FURTHER RESOLVED, that Nussbaumer & Clarke, as Consulting Engineers of the Town of Cheektowaga, be, and they hereby are, authorized to make any necessary applications for priority ratings and permits to the War Production Board in connection with the improvements to the Sewage Treatment Plant of Sewer District No. 3, as are required.

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 Henry	voting	Yes
Stanley E. Pawlak	voting	Yes

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

WHEREAS, the State of New York has indicated, pursuant to Chapter 660 of the Laws of 1943, that it will contribute 50 per cent of the cost of the plans of approved municipal projects within the limits set by such chapter, and

WHEREAS, the Town of Cheektowaga wished to make application for a grant towards the cost of the preparation for the projects listed on the attached form of Preliminary Application.

NOW, THEREFORE,

BE IT RESOLVED, that the Town of Cheektowaga submit these projects for consideration by the New York State Postwar Public Works Planning Commission with the request that an allocation be granted by such Commission for 50 per cent of the cost of the preparation of the plans of such projects, and

BE IT FURTHER RESOLVED, that when and if such Commission approves any or all of these projects, and when and if such Commission allocates one-half the cost of the preparation of the plans of such approved projects, the Town of Cheektowaga will make available a sum equal to that allocated by the commission, and

BE IT FURTHER RESOLVED, that the Supervisor be, and he hereby is, authorized and directed to execute on behalf of the Town of Cheektowaga the attached form of application and submit the same to the New York State Postwar Public Works Planning Commission.

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 Henry	voting	Yes
Stanley E. Pawlak	voting	Yes

Aug 7 1944

PRELIMINARY APPLICATION

Town of Cheektowaga, Erie County, New York

<u>Project</u>	<u>Status of Plans</u>	<u>Est. Contr. Cost</u>
1. Install sewers and drainage for developed areas in the Town not now served by adequate drainage facilities	None	\$ 1,000,000
2. Incinerator and garage on Sewage Treatment Plant No. 5 site	Existing plans on another site, not including the garage, must be revised and revamped for new conditions, or else entirely new plans prepared.	150,000
3. Pavement and curbs for various streets in the Town of Cheektowaga.	None	400,000
4. Town Park and Recreation center.	None	150,000

TOWN OF CHEEKTOWAGA

BY C. Chase Zaleski

Title Supervisor

Address Town Hall, corner Union

Road and Broadway,

Cheektowaga, New York.

On motion of Councilman Pawlak seconded by Councilman Henry, 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

John Taberski	-for Chairman, Primary Elec.....	13.00
Sophie Pajak	-for inspector, Primary Elec.....	10.00
Frank Przepiora	-for inspector, Primary Elec.....	10.00
Florence B. Carlson	-for inspector, Primary Elec.....	10.00
Lucille Milbrandt	-for inspector, Primary Elec.....	10.00
Clara Wagner	-for inspector, Primary Elec.....	10.00
Lillian Smith	-for inspector, Primary Elec.....	13.00
Marie Stachowski	-for Chairman, Primary Elec.....	13.00
Helen Krygier	-for inspector, Primary Elec.....	10.00
Irene Trafalski	-for inspector, Primary Elec.....	10.00
Jean Czajka	-for inspector, Primary Elec.....	10.00
Barbara A. Kersting	-for Chairman, Primary Elec.....	13.00
Anna C. Gruber	-for inspector, Primary Elec.....	10.00
Cecelia Ganter	-for inspector, Primary Elec.....	10.00
Rose C. Nagel	-for inspector, Primary Elec.....	10.00
Mildred R. Smith	-for Chairman, Primary Elec.....	13.00
Marie M. Kuhn	-for inspector, Primary Elec.....	10.00
Stephania Schuman	-for inspector, Primary Elec.....	10.00
Teresa C. Baumeister	-for inspector, Primary Elec.....	10.00
Lucy Campanini	-for inspector, Primary Elec.....	10.00
Julia Dalton	-for inspector, Primary elec.....	10.00
Clara A. Owczarczak	-for Chairman, Primary Elec.....	13.00
Anna M. Slisz	-for inspector, Primary Elec.....	10.00
Margaret E. Slisz	-for inspector, primary Elec.....	10.00
Florence Napieralski	-for inspector, Primary Elec.....	10.00
Cecelia J. Prusakowski	-for Chairman, Primary Elec.....	13.00
Helen Olszanowski	-for inspector, Primary Elec.....	10.00
Mary Szott	-for inspector, Primary Elec.....	10.00
Domicella Torba	-for inspector, Primary Elec.....	10.00
Ursula S. Poch	-for Chairman, Primary Elec.....	13.00
Celia Bartkowiak	-for inspector, Primary Elec.....	10.00
Madeline Angieleczyk	-for inspector, Primary Elec.....	10.00

Esther F. Kaminski	-for inspector, Primary Elec.....	10.00
George J. Huber	-for inspector, Primary Elec.....	13.00
Josephine D. Petersdorf	-for inspector, Primary Elec.....	10.00
Amanda Kielholz	-for inspector, Primary Elec.....	10.00
Andrew Herb	-for inspector, Primary Elec.....	10.00
Agnes Kwiatkowski	-for Chairman, Primary Elec.....	13.00
Wanda Borowiak	-for inspector, Primary Elec.....	10.00
Helen Polinski	-for inspector, Primary Elec.....	10.00
Stella Kaczmarek	-for inspector, Primary Elec.....	10.00
Josephine Kujawa	-for inspector, Primary Elec.....	10.00
Frances Molenda	-for inspector, Primary Elec.....	10.00
Anastasia Holtz	-for inspector, Primary Elec.....	10.00
Dora Owen	-for inspector, Primary Elec.....	10.00
Edna M. Bauman	-for inspector, Primary Elec.....	10.00
Sylvia A. Rau	-for inspector, Primary Elec.....	10.00
Josephine L. McMahon	-for inspector, Primary Elec.....	13.00
Viola J. Anderson	-for Chairman, Primary Elec.....	13.00
Pauline Wagner	-for inspector, Primary Elec.....	10.00
Eleanor Nerenberg	-for inspector, Primary Elec.....	10.00
Ernest T. Kiefer	-for inspector, Primary Elec.....	10.00
Helen Jaraszewski	-for inspector, Primary Elec.....	10.00
McClelland Veterinary Hosp.	-for observing Dog.....	7.00
Bflo. Sewer Authority	-for service charges, July 1, to Sept. 30, 1944, Clinton Street connection.....	32.49
Matthew Pfohl	-for rent, Garbage site, July.....	100.00
Fred D. Newland	-for compensation policy.....	120.00
Central Chevrolet Co. Inc.	-for Police Car, 1942.....	1080.00
Matthew Stachowiak	-for transportation, Bd. of Assess- ors, July.....	44.10
H. D. Taylor	-for supplies, Town Hall.....	73.28
Anthony Waas	-for supplies, Disp. #5.....	70.25
Earl Hadsall	-for gasoline, Police Dept.....	275.35
N.Y.State Elec. & Gas	-for elec. service, Janitor's residence, 5/10/44 to 7/11/44...	9.54

N.Y.State Elec. & Gas	-for elec. service, Town Hall.....	6.00
N.Y.State Elec. & Gas	-for elec. service, Disp. #5.....	303.83
N.Y.State Elec. & Gas	-for elec. service, Town Garage, 6/16/44 to 7/18/44.....	11.22
N.Y.State Elec. & Gas	-for elec. service, Town Hall, 6/9/44 to 7/11/44.....	62.72
N.Y.State Elec. & Gas	-for street lighting, July.....	3169.64
N.Y.State Elec. & Gas	-for elec. service, Harlem Pump Station..	74.76
Bflo. Niagara Elec. Corp	-for repairing light standard.....	5.35
Iroquois Gas Corp.	-for gas, Alpine Pump Station.....	1.30
Mathieson Alkali Works	-for Chlorine, Disp. #5.....	753.00
Mathieson Alkali Works	-for Chlorine, Disp. #5.....	108.75
Western N.Y. Water Co.	-for water, Town Hall.....	5.00
Western N.Y. Water Co.	-for water, Disp. Plant #5.....	132.40
Beals McCarthy & Rogers	-for supplies, Disp. #3.....	6.74
Beals McCarthy & Rogers	-for supplies, Disp. #5.....	27.00
Gleasner Corp.	-for supplies, Disp. #5.....	8.00
Millington Lockwood Inc.	-for supplies, Town Clerk's Office.....	14.20
Millington Lockwood Inc.	-for supplies, Tax Office.....	3.30
Millington Lockwood Inc.	-for supplies, Supervisor's Office.....	1.75
Steve E. Young	-for moving Election Booths.....	125.00
Weed & Co.	-for supplies, Disp. #5.....	5.50
Mastercraft Fire Co.	-for tires, Police Dept.....	143.00
Cheektowaga Lumber Co.	-for supplies, Disp. #5.....	2.70
G. E. Holloway	-for accounting service, July.....	85.00
Lyth Chevrolet Inc.	-for supplies, Police Dept.....	1.53
L.A. Vendetti	-for exam. as ordered by Police.....	3.00
Joseph Zablony	-for supplies, Town Hall.....	15.26
Niagara Window Cleaning	-for window cleaning, Town Hall, July...	36.00
N.Y. Telephone Co.	-for directory advertising.....	2.50
N.Y. Telephone Co.	-for telephone service.....	251.83
Fleming Motor Parts Inc.	-for supplies, Police Dept.....	32.62

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
Town Clerk

Cheektowaga, New York  
August 21st, 1944.

A regular meeting of the Town Board of the Town of Cheektowaga New York, held at the Town Hall, in said Town, on the 21st day of August, 1944, at 7:00 o'clock P.M., there were present;

C. Chase Zalemski	Supervisor
Stanley E. Pawlak	Councilman
Frank Henry	Councilman
Nicholas Napieralski	Councilman
Henry Ladwinker	Councilman

ABSENT: None

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 August 7th, 1944, and on motion of Councilman Ladwinker seconded by Councilman Pawlak, these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

Councilman Ladwinker moved the following resolution:

WHEREAS, the Urban Fire Department Inc., has presented a Certificate of Incorporation to the Town Board for their approval and signature,

and,

WHEREAS, the members of the Urban Fire Department Inc., now desire to withdraw said certificate of Incorporation in order to change the name of said Fire Department.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and he hereby is authorized to return said certificate of Incorporation to the said Fire Department members in order for them to correct the name and re-file same for approval of this Town Board.

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

Carried, Ayes -5- Noes -0-

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

WHEREAS, on the 7th day of August, 1944, 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. 3 of this Town.

Install heating coils in the present digester, and furnish heating boiler, gas appliances, piping, other appurtenances; install new plunger type pump with electric starting equipment and service for sludge pumping; construct open sludge bed of 1,500 s. ft. with foundations for future glass cover, to make miscellaneous sludge piping and building changes, involving installation of about 200 lin. ft. of 6 in. cast iron pipe and 100 lin. ft. of 8 in. V.T. drains together with necessary manhole and valves; repair and paint existing sludge bed structure; repair and reset glass in greenhouse enclosure; install comminutor in screen chamber; paint interior of the pump station and the fence enclosing plant property and provide toilet facilities for workers;

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

WHEREAS, said Engineers have presented the attached analysis, tabulation and report of the bids so received, and

WHEREAS, all bids received for the performance of all of the items of work exceed \$25,000.00, that being the estimated expense of the improvement, so that this Town Board is required to select from among the items of work, for which bids have been received, the most important ones and such that the Total amount of such bid items will come within the estimated expense of the improvement.

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board does hereby determine that the most important items of work to be performed are items Nos. 1, 3, 5, 6 alternate A, 8, 9 and 13, and

BE IT FURTHER RESOLVED, that this Town Board does hereby determine the C. E. Knowles Co., Inc. 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 to Contractors as published, and

BE IT FURTHER RESOLVED, that one contract for the performance of the items of work Nos. 1, 3, 5, 6 alternate A, 8, 9 and 13 be awarded to C. E. Knowles Co., Inc. accordingly, and that such contract shall be in the form heretofore approved by this Board, and shall be executed on behalf of said Sewer District No. 3 by signatures of a majority of the members elected to 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. 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 Henry	voting	Yes
Stanley E. Pawlak	voting	Yes

ABSENT: None

NUSSBAUMER AND CLARKE  
Engineers

August 10, 1944

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RE: Sewer District No. 3  
Sewage Treatment Plant  
Town of Cheektowaga, N.Y.

Mr. C. Chase Zaleski, Supervisor  
Cheektowaga Town Hall  
Station "A", R.F.D. 5  
Buffalo, 6, New York

Dear Sir:

You have taken bids on items of work to repair and expand the capacity of Sewage Treatment Plant No. 3. Plans were prepared on thirteen items of work. It was thought that the first seven, or items 2-7 inclusive, could be secured within the bond issue funds of \$25,000.00. Bids received total \$34,700 for the 13 items by the low bidder. Following is a tabulation of bids:

<u>Item</u>	<u>C.E. Knowles</u>	<u>W.L. Lose</u>
1. Comminutor Installation	\$ 3,500	\$ 4,223
2. Digester, House Heating, Gas Equipment	9,900	10,400
3. Sludge Pump and Connecting Piping	6,600	6,228
4. Final Sedimentation Tank Return Sludge Line to Primary Tank	1,500	1,777
5. New Open Sludge Bed	4,600	5,273
6. Repairs to Present SLUDGE Bed - Alternate A	6,000	4,857
Alternate B	5,950	4,600
6a. Repairs to Sludge Bed	4,720	4,200
7. Toilet Facilities and Sewer connection	1,200	1,376
8. Pipe Railing around Dosing Tank	400	585
9. Install two New Flap Gates	410	560
10. Paint Interior of Pump Station	360	200
11. Paint Fence	1,380.	1,400
11a. Paint Fence - Alternate One Coat	690	900
12. New Float Control	450	800
13. Shear Gate on By-Pass	370	500
<b>TOTALS</b>	<b>\$34,700</b>	<b>\$37,022</b>

Since the amount of money available for the project is limited, the items which should be selected for construction are those which will provide needed maintenance, and the most additional plant capacity for the money spent. We suggest the following program.

<u>Item No.</u>	<u>Description</u>	<u>Low Bid</u>
1	Comminutor, This will eliminate necessity of burying screenings, and will improve screening conditions.	\$ 3,500.00
3	Sludge Pump and Connecting Piping. This will correct an improper situation which has existed since the plant was constructed, and will permit better operation of the sedimentation tank.	6,600.00

<u>Item No.</u>	<u>Description</u>	<u>Low Bid</u>
5	Open Sludge Bed. This will provide additional sludge drying capacity which is badly needed.	\$ 4,600.00
6a	Repairs to present sludge bed, and better handling facilities. This is most necessary.	4,720.00
7	Toilet Facilities. None now in plant.	1,200.00
8	Install pipe rail around dosing tank. This is a safety measure.	400.00
9	Install two new flap gates to replace two broken ones.	410.00
10	Paint pump station building.	360.00
13	Install shear gate in by-pass to prevent back flooding of Creek.	370.00
(C.E. Knowles Bid) TOTAL		\$22,160.00
W.L.W. Lose Bid for Same Items TOTAL		23,145.00

We understand that funds for painting the fence, Item No. 11a, in the amount of \$690.00, might be made available from sources outside the proposed bond issue.

Mr. Mesner has been authorized by your Board to construct Item No. 12, the new float control, in the amount of \$370.00 from maintenance funds for the plant.

Assuming that the above can be done, there are only two items of the thirteen which would not be included:

Item No. 2: Digester heating system, and house heating system. This item is very desirable and would increase the capacity of the plant. However, the plant will run without the improvement, and there is a stove in the station which will provide heat as before. We would suggest the substitution of a gas stove for the coal stove. The Iron-quois Gas Company will run a service into the pump station for \$170. We suggest that this service be installed. This item could well be paid from the operating budget.

Item No. 4: Install return sludge line. This installation would improve operating conditions. However, the plant will work without it.

Some economy can be made by discharging the toilet into the pump wet well rather than running the discharge to the primary tank. We have spoken to the contractor who has offered to reduce his bid by \$300 on this item.

The total of all items for construction to be financed from the bond issue would then be \$21,860.

There was authorized to be spent \$25,000. The summary of total expenses then would be:

Bond Issue Amount		\$25,000
Construction Cost on Bid Items	\$21,860	
Engineering for Plans, Specifications, and Supervision of Construction	1,990	
Legal and Bond Sale Expense	400	
Interest During Construction	250	
Miscellaneous Overhead	250	
	<u>\$24,750</u>	\$24,750
Balance for Contingencies		\$ 250

We believe the above program presents the most value for the money to be expended, and will result in improved operating conditions, with greater plant capacity at the No. 3 Treatment Plant. As the Board knows, from visits to the plant, little has been spent on the plant since 1930 when it was built. Some replacement expense is to be expected, and since there is now increased flow beyond the plant capacity, provision must be made to take care of it.

This work is mostly outside work and should be completed before cold weather. We, therefore, suggest that immediate action be taken to award a contract.

Very truly yours,

NUSSBRUMER AND CLARKE

(signed) Irving Clarke

NLN E

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

WHEREAS, the United States of America has presented to this Town Board the Deed of Dedication which is hereto annexed and made a part hereof, by which deed certain pieces of land located in the Town of Cheektowaga and in said deed more particularly described are conveyed to the Town of Cheektowaga as and for public streets, roads or highways, and

WHEREAS, said pieces of land are a part of Defense Housing Project NY-30037, for which project payments in lieu of taxes are now being made in accordance with the provisions of Section 306 of the Act of Congress known as the Lanham Act (34 Stat. 1125 as amended.)

NOW, THEREFORE,

BE IT RESOLVED, that said Deed of Dedication, be and the same hereby is accepted, subject to the condition hereinafter stated, by the Town of Cheektowaga and the Supervisor is authorized and directed to execute the certificate of acceptance on behalf of the Town of Cheektowaga and the Town Clerk is authorized and directed to attest to said execution and to affix to the certificate of acceptance the seal of the Town of Cheektowaga. The acceptance herein made is on condition that the United States of America continue to make payments in lieu of taxes as is now provided for by Section 306 of the Act of Congress known as the Lanham Act (34 Stat. 1125 as amended); otherwise this acceptance is void and of no effect, and the authority and direction for the execution of the certificate of acceptance by the Supervisor and the Attestation by the Town Clerk and the affixing of the seal of the Town of Cheektowaga are rescinded and countermanded as of course.

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

C. Chase Zaleski	voting	Yes
Stanley E. Pawlak	voting	Yes
Frank Henry	voting	Yes
Nicholas Napieralski	voting	Yes
Henry Ladwinker	voting	Yes

NOTE: The original Deed is on File "Under Deeds" in the Town Clerk's Office.

Communication from the Board of Fire Commissioners, Walden Fire Dist. No. 2, was read, stating that they desired to have the telephone line located outside of their fire house and being a direct line to the Town Hall disconnected from all further use as of August 31, 1944.

This request was referred to Supervisor Zaleski for the necessary action.

Communication from the Board of Fire Commissioners of Doyle Fire Dist. No. 1, stating that inasmuch as there has been no attempt to organize a fire District east of Union Road and therefore having no facilities for fire protection in this part of the Town, that both Fire companies of Doyle Fire District will not respond to any more fire alarms from this territory in the future was read.

Supervisor Zaleski referred this communication to the Town Board and Chief of Police.

On motion of Councilman Henry seconded by Councilman Napieralski, John Bogacki, patrolman was granted a leave of absence from his duties, due to sickness, and Supervisor Zaleski was duly authorized to continue to pay him his salary up and to September 30th, 1944.

Supervisor Zaleski ordered the report from the Board of Assessors, relative to assessments of various school districts within the Town of Cheektowaga for the year of 1944, received and filed.

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

RESOLVED, that the resolution adopted at a former meeting, namely August 7th, 1944, directing the Buffalo Niagara Elec. Corp. to restore lighting Standard No. 116, located on the circle at Cleveland Drive and place back in service, be and it hereby is rescinded.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that the Buffalo Niagara Electric Corp. be and they hereby are directed to repair and place back in service the following street lights in the Town of Cheektowaga, Erie County, New York.

1. Street light at the north east corner of Kensington Avenue and Century Road, in front of Drug Store.
2. Street lights at the circle on Cleveland Drive, these two lights are boxed, in, standard should be erected and placed back in service.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that the Chief of Police, be and he hereby is directed to have "NO PARKING" signs erected on the east side of East End Avenue, from Delavan Avenue to Atwood Place in the Town of Cheektowaga, Erie County, New York.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that John B. Barnes, Painter, be and he hereby is authorized to complete his paint job at Sewage Plant No. 5, and being F.W.A. Docket No. NY 36-216, at a price not to exceed \$85.00.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Napieralski, Supervisor Zaleski was authorized to notify the Western New York Water Company to move a Fire hydrant now located on the East Side of Harlem Avenue, at Huth Road, for a distance of about 20 feet from its present location.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that the Town Clerk be and he hereby is authorized to petition the Erie County Highway Department for permission to construct a sidewalk 5 feet in width extending from the south line of the Kensington Avenue right-of-way to the south curb of Kensington Avenue along the westerly boundary of the Town of Cheektowaga. Sidewalk to be constructed either of cinders or of concrete.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, Town Attorney Kenneth W. Kitzinger was authorized and directed to write to the New York State Traffic Commission and petition them to erect a traffic light at the intersection of Genesee and Alpine.

Carried, Ayes -5- Noes -0-

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

WHEREAS, Mr. Albert Winlund has petitioned the Zoning Board of Appeals to re-zone his property from Residence to Business on Harlem Avenue and being lot No. 16, and,

Councilman Napieralski offered the following resolution and moved its adoption:

WHEREAS, Albert Winlund, residing at 4 Dick Road, Depew, N.Y., has applied to this Town Board to have the hereinafter described property rezoned for business purposes,

NOW, THEREFORE,

BE IT RESOLVED, that the following Notice of Hearing, on the proposed change of zoning map of the Town of Cheektowaga, be published.

#### NOTICE OF HEARING

Notice is hereby given that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, at the Town Hall in said Town on the 18th day of September, 1944, at 8 o'clock P.M., Eastern War Time, of said day, for the purpose of considering the application of Albert Winlund, for re-zoning from "residential district" to "business District" of the property hereinafter described, and amending the zoning map accordingly.

#### DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York beginning at a point on the east side of Harlem Road eighteen hundred forty-six and 88/100 (1846 and 88/100) feet south from the southeast corner of Harlem Road and Genesee Street; thence running south along the east side of Harlem Road, forty (40) feet to a point or stake; thence east at right angles to Harlem Road, one hundred twenty-five (125) feet; thence north, paralleling Harlem Road, forty (40) feet to a point or stake; and thence west at right angles thereto, one hundred twenty-five (125) feet to a point or stake, back again at the beginning, these said premises being known as lot number 16, Pine Ridge Heights #2 subdivision, second lot from corner, south of Central Blvd., under book Cover 1469.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: August 21st, 1944.

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

ALBERT STURM  
Town Clerk

BE IT FURTHER RESOLVED, that the above Notice be published at least once in the Depew Herald and Cheektowaga News, the official newspaper of this Town, at least ten (10) days before the date of such hearing, and the Town Clerk is hereby directed to publish the same as herein provided.

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

C. Chase Zaleski	voting	Yes
Henry Ladwinker	voting	Yes
Nicholas Napieralski	voting	Yes
Frank Henry	voting	Yes
Stanley Pawlak	voting	Yes

ABSENT: None

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

WHEREAS, the Town of Cheektowaga has at this time no official seal,

NOW, THEREFORE,

BE IT RESOLVED, that the official seal of the Town of Cheektowaga shall be as follows:



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

Carried, Ayes -5- Noes -0-

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

WHEREAS, there was undertaken on behalf of the Town of Cheektowaga improvements to Scajaquada Creek in or about the year 1937-38, and

WHEREAS, in connection with this improvement sub-lots 351, 401, 420, 740 and 762, under Covers 1230, 1423 and 1496 were acquired by the Town of Cheektowaga subsequent to July 1, 1937, and

WHEREAS, the said sub-lots were not exempt from taxation on July 1, 1937, so that taxes for the year of 1938 now unpaid in the face amount of \$83.27 are liens against the said sub-lots.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney be, and he hereby is directed to make application to the Board of Supervisors to cancel the back-taxes for the year 1938, now liens on the above described sub-lots, and to charge back to the Town of Cheektowaga such cancelled taxes.

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

C. Chase Zalewski	voting	Yes
Henry Ladwinker	voting	Yes
Nicholas Napieralski	voting	Yes
Frank Henry	voting	Yes
Stanley E. Pawlak	voting	Yes

Councilman Ladwinker reported about excess water conditions after every rain at Olcott and Herbert Streets, also at Andrew Street and Schoedel and Olcott and Vera and recommended that the Supt. of Highways investigate this condition and correct same at once.

This complaint was referred to the Supt. of Highways for the necessary action.

On motion of Councilman Henry 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

Lyth Chevrolet Inc.	-for supplies, Police.....	17.50
Jerge Sales Co. Inc.	-for supplies, Garbage Dept.....	14.79
Mastercraft Tire Corp.	-for supplies, Police.....	4.00
Fleming Motor Parts Inc.	-for supplies, Police.....	23.50
Kellogg Petroleum Products	-for gasoline, Disp. #5.....	100.80
Joseph Strauss Co. Inc.	-for supplies, Police.....	3.90
H. D. Taylor Co.	-for supplies, Police.....	12.20
Reynders Electric	-for repairing signal, Harlem & Cleveland Drive.....	6.45
Reynders Electric	-for repairing Roycroft Pump Sta.	47.05

Cheektowaga Lumber Co. Inc.	-for supplies, Disp. #5.....	10.15
Cheektowaga Lumber Co. Inc.	-for repairing voting machines.....	9.15
Herald & News	-for publishing notices.....	44.11
Herald & News	-for blotter sheets, Police.....	3.60
Herald & News	-for daily cash slips, Town Clerk...	22.25
Kenneth W. Kitzinger	-for seal, Town of Cheektowaga.....	4.75
Kenneth W. Kitzinger	-for expenses to Albany & return, re: Bflo. Municipal Airport Tax Case....	29.40
The Chase National Bank	-for coupon agent service.....	3.94
Liquid Carbonic Corp.	-for oxygen, Police.....	6.00
L. A. Vendetti	-for examinations, per Police request	6.00
Sutton Petroleum Co.	-for supplies, Disp. #5.....	16.20
Sutton Petroleum Co.	-for supplies, Police.....	42.80
Adeline Skoczylas	-for postage, Assessor's office.....	5.00
Paul Muenzenmaier	-for services as Member of Board of Plumbing & Drainage Examiners.....	50.00
Beals, McCarthy & Rogers	-for supplies, Disp. #5.....	1.44
Niagara Lubricant Co.	-for supplies, Disp. #5.....	4.00
Pine Hill Review	-for attendance officer supplies....	21.50
Millington Lockwood Inc.	-for supplies, Assessors.....	84.00
N.Y.S. Empl. Retirement System	-for supplies, Supervisor's Office..	1.80
Edward Thompson Co.	-for law books, Supervisor's Office.	26.00
Walden Fire Dist. #2	-for rental Election purpose.....	30.00
Western N.Y. Water Co.	-for hydrant service, August.....	1,891.67
N.Y. State Elec. & Gas Corp.	-for electric service, Disp. #3.....	54.22
Bflo. Niagara Elec. Corp.	-for electric current.....	205.83
Bflo. Niagara Elec. Corp.	-for electric current, July.....	1,818.28
J. J. Streit	-for supplies, Town Hall.....	.99
Cecelia Ortner	-for inspector, Primary Election....	10.00
Beatrice H. Betz	-for inspector, Primary Election....	10.00
Helen M. Connolly	-for inspector, Primary Election....	10.00
John J. Kaiser	-for inspector, Primary Election....	10.00
June D. Henneman	-for Chairman, Primary Election.....	13.00
Earl W. Hadsall	-for Chairman, Primary Election.....	13.00

Amelia Baumgartner	-for inspector, Primary Election..	10.00
August Keicher, Jr.	-for inspector, Primary Election..	10.00
Pine Hill Heating & Plumbing	-for parts & labor, Disp. #5.....	366.05
International Harvester Co.	-for parts & labor, Garbage Dept..	94.10
N.Y. Telephone Co.	-for telephone, various Fire Houses Civilian protection.....	37.50

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
Town Clerk

Cheektowaga, New York  
September 5th, 1944.

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, in said Town, on the 5th day of September, 1944, at 3:00 o'clock P.M., Eastern War Time, there were present:

C. Chase Zalemski	Supervisor
Stanley E. Pawlak	Councilman
Frank Henry	Councilman
Henry Ladwinker	Councilman

ABSENT: Nicholas Napieralski                      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 read the minutes of the meeting held August 21st, 1944 and there being no alterations or corrections, it was moved by Councilman Pawlak and seconded by Councilman Ladwinker, that these minutes stand approved as read, and placed on file.

Carried, Ayes -4-    Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Henry, the incorporation papers from the Hyland Fire Department Inc., were approved and the Town Board was authorized to sign same as approved.

Carried, Ayes -4-    Noes -0-

Supervisor Zalemski ordered the report from the Town Clerk for the month of August, 1944, tabled until the next regular meeting.

Communication from the Cheektowaga Special Police Club, relative to insurance was referred to the Town Attorney.

Complaint from    relative to weeds on lot next to 43 Avery Place, was referred to the Health Committee, Health Officer, Town Attorney and Chief of Police.

Communication from the State Health Dept. relative to an unsanitary condition at    was referred to the Public Health Committee, Health Officer, Town Attorney and Chief of Police.

Communication from the Cleveland Hill Home Owners Ass'n., relative to storm water sewer program for post-war, was read and referred to the Town Board for study. Also, communication from the same Ass'n., relative to street lights and loose manhole cover, was order received and filed.

Supervisor Zalemski ordered the report from the Board of Assessors showing the various assessments in the Town of Cheektowaga, received, filed and accepted.

Supervisor Zalemski ordered the Certiorari petition from the City of Buffalo -vs- the Board of Assessors for assessment on Airport, 1944, to the Town Attorney for the necessary action.

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

WHEREAS, Section 5-2.0 of the Erie County Tax Act provides that the Town Board may waive the fee of one per centum otherwise collectable on school taxes paid on or before the fifteenth day of October, next ensuing, the levying of such taxes, and

WHEREAS, this Town Board has in the past years waived this fee,

NOW, THEREFORE,

BE IT RESOLVED, that the fee of one per centum, to be collected on all school taxes paid on or before the fifteenth day of October, 1944, be and the same hereby is waived and the Receiver of taxes and assessments is hereby directed to refrain from collecting the said fee.

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

Carried, Ayes -4- Noes -0-

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

WHEREAS, there has been a substantial and further increase in living costs in this locality since the adoption of a resolution providing for salary increases and bonuses to the employees of this Town on May 3, 1943.

NOW, THEREFORE,

BE IT RESOLVED, that for the purpose of effecting an equitable increase in the income of the employees of the Town of Cheektowaga, the said resolution of May 3, 1943, be amended to provide for the following schedules of annual bonuses, which provision shall become effective immediately and shall terminate and cease at the end of the present war.

SCHEDULE No. 1, of BONUS PAYMENTS

To apply to all employees except those listed in Schedules Nos. 2 and 3 below.

If annual salary is \$1,500.00 or less, annual bonus shall be \$400.00.

If annual salary is more than \$1,500.00, but less than \$2,401.00, annual bonus shall be \$300.00.

If annual salary is more than \$2,401.00, the annual bonus shall be \$200.00.

Such annual bonus shall be paid in quarterly installments the first installment to be paid September 30, 1944, and thereafter on the 31st day of December, the 31st day of March, the 30th day of June, and the 30th day of September of each year.

To entitle an employee to receive a quarterly installment of the annual bonus provided for in this schedule, such employee must work for the Town at least two months of the quarter to which such installment payment applies. In computing the amount of time worked, authorized vacations and sick-leaves shall be included.

Schedule NO. 2, OF BONUS PAYMENTS

An annual bonus of \$200.00 shall be paid to the Attendance Officers, Dog Wardens, Stenographer for Health Officer, Extra Clerks in the Office of the Receiver of Taxes, Extra Tax Roll Clerks and Extra Day Laborers.

Such annual bonus shall be paid in quarterly installments, the first installment to be paid September 30, 1944, and thereafter on the 31st day of December, the 31st day of March, the 30th day of June, and the 30th day of September of each year.

To entitle an employee to receive a quarterly installment of the annual bonus provided for in this schedule, such employee must work for the Town at least two months of the quarter to which such installment payment applies. In computing the amount of time worked, authorized vacations and sick-leaves shall be included.

SCHEDULE NO. 3, OF BONUS PAYMENTS

An annual bonus of \$200.00 shall be paid to the Police Matron.

Such annual bonus shall be paid in quarterly installments, the first installment to be paid September 30, 1944, and thereafter on the 31st day of December, the 31st day of March, the 30th day of June, and the 30th day of September, of each year.

To entitle the employee to receive a quarterly installment of the annual bonus provided for in this schedule, such employee must be on the payroll of the Town at least two months of the quarter to which such installment payment applies. In computing the time for which the employee has been on the payroll, authorized vacations and sick-leaves shall be included.

and,

BE IT FURTHER RESOLVED, that, except for the amendments herein provided for, the provisions of the said resolution of May 3, 1943, shall remain in full force and effect.

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
Frank Henry	voting	Yes

ABSENT: Nicholas Napieralski

On motion of Councilman Pawlak seconded by Councilman Henry, 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

Carson's Auto Service	-for repairs to Garbage Truck, Special District.....	39.00
Bankers Trust Company	-for services as coupon agent....	20.75
Fred Voelker	-for traffic guard, 5/30/44.....	5.00
Albert B. Forrest	-for traffic guard, 5/30/44.....	5.00
Herbert J. Weber	-for traffic guard, 5/30/44.....	5.00
Stanley Graczyk	-for traffic guard, 5/30/44.....	5.00
Albert L. Wolf	-for traffic guard, 5/30/44.....	5.00
George R. Melovas	-for traffic guard, 5/30/44.....	5.00
Edward C. Kaz	-for traffic guard, 5/30/44//....	5.00
Edward Palczewski	-for traffic guard, 5/30/44.....	5.00
William Owens	-for traffic guard, 5/30/44.....	5.00
Andrew Piacente	-for traffic guard, 5/30/44.....	5.00
Walter Dombrowski	-for traffic guard, 5/30/44.....	5.00
Raymond J. Seyfried	-for traffic guard, 5/30/44.....	5.00
G. E. Holloway	-for accounting service, August..	85.00
Holloway & Company	-for services, RE: N.Y. State Franchise Tax, as per resolution, 2/1/43.....	18,289.72
McLain Construction Co.	-for work completed, Est. #4, Sewage Disp. #5.....	8,935.03
N.Y. Telephone Co.	-for Directory advertising.....	2.50
N.Y. Telephone Co.	-for telephone service.....	264.10
Nussbaumer & Clarke	-for Supervision & Engineering, FWA, N.Y. 30-216.....	500.00
Nussbaumer & Clarke	-for supervision, FWA, N.Y. 30-216	268.05
Nussbaumer & Clarke	-for engineering, service, RE: Letters of June 10, 1942.....	410.00
Pine Hill Review	-for tax books, Tax Office.....	38.00
Millington Lockwood Inc.	-for supplies, Town Clerk.....	4.40
Millington Lockwood Inc.	-for supplies, Supervisor's Office	6.70
Millington Lockwood Inc.	-for supplies, Police.....	1.00
Millington Lockwood Inc.	-for supplies, Tax Office.....	7.50

Western N.Y. Water Co.	-for water, Disp. #5, August.....	209.40
Western N.Y. Water Co.	-for water, Town Hall, August.....	6.80
Western N.Y. Water Co.	-for water, Disp.#3, Alpine & Herbert.....	189.60
Western N.Y. Water Co.	-for water, Harlem Pump Station...	9.00
Western N.Y. Water Co.	-for water, Town Garage.....	4.50
Jerge Sales Co. Inc.	-for supplies, Police Dept.....	11.81
Earl W. Hadsall	-for gasoline, Police Dept.....	389.54
C. Chase Zaleski	-for postage, Supervisor's Office.	12.00
Matthew Pfohl	-for rental, Garbage site, Aug....	100.00
Bflo. Niagara Elec.Corp.	-for repairing Sodium Vapor lights Walden & Harlem.....	37.03
N.Y.State Elec. & Gas	-for electric service, Disp. #5...	370.11
N.Y.State Elec. & Gas	-for electric service, Town Hall..	44.82
N.Y.State Elec. & Gas	-for street lighting, August.....	3,192.21
N.Y.State Elec. & Gas	-for electric service, Harlem Pump Station.....	53.50
Matthew Stachowiak	-for transportation, Bd. of Assessors, August.....	46.02
Herbert Niebergall	-for lawn mower sharpen,etc. Disp. #5.....	1.30
Albert Sturm, Town Clerk	-for postage, Town Clerk's Office.	14.55
Plunkett Chemical Co.	-for supplies, Town Hall.....	25.68
Queen City Rubber Co.	-for supplies, Sewer Dist. #5.....	6.20
Schreiber & Winkelman	-for top soil, Town Hall.....	3.00
Henry R. Duch	-for supplies, Sewer #5.....	12.10
Henry R. Duch	-for supplies, Sewer #3.....	3.20
Lyth Chevrolet Inc.	-for supplies, Police Dept.....	5.16
Robert Binner	-for work for Sewer Dist. #5.....	2.50
Edward O. Winegar	-for supplies, General Fund.....	38.40
Edward O. Winegar	-for supplies, Disp. #5.....	9.79
Chain Belt Co.	-for supplies, Disp. #5.....	227.00
Beals, McCarthy & Rogers	-for supplies, Disp. #5.....	64.68
Dennis & Co. Inc.	-for law books, Judge Franzek,....	3.00

Iroquois Gas Corp.	-for gas, Sewer District.....	26.50
Iroquois Gas Corp.	-for gas, Pumping Station.....	5.85
Iroquois Gas Corp.	-for gas, Harlem Lift Station.....	6.50
Stella Rydzynski	-for inspector, Primary Day.....	10.00
Magdalen Connelly	-for inspector, Primary Day.....	10.00

On motion of Councilman Pawlak seconded by Councilman Ladwinker, the Board adjourned, subject to the call of the Supervisor.

Carried, Ayes -4- Noes -0-

*Albert Sturm*  
 ALBERT STURM  
 Town Clerk

Cheektowaga, New York  
September 11th, 1944.

A special meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, in the Council Chamber, Monday, September 11th, 1944, at 3:30 O'clock P.M. "Eastern War Time", there were present:

C. Chase Zalemski	Supervisor
Stanley E. Pawlak	Councilman
Frank Henry	Councilman
Nicholas Napieralski	Councilman
Henry Ladwinker	Councilman
PRESENT: -5-	ABSENT: -0-

Supervisor Zalemski submitted the following budget estimates for Special Districts spreading cost on Benefit Basis. After careful study by the Town Board, the following correction was made.

On motion of Councilman Ladwinker seconded by Councilman Henry, the Item of Maintenance in Sewer District No. 4, was increased from \$800 to \$1800.00.

Carried, Ayes -5- Noes -0-

Following is true copy of the revenue estimates and expenditures as approved by the Town Board.

BUDGET ESTIMATE FOR SPECIAL  
DISTRICT SPREADING COST  
ON BENEFIT BASIS

SEWER DISTRICTS

District No. 1			
Rent - to City of Buffalo	\$	130.00	
Maintenance		50.00	
TOTAL EXPENSE FOR 1945	\$	<u>180.00</u>	
Less: Amount payable out of District's Reserve Fund		<u>130.00</u>	
To be raised by assessment			50.00
District No. 2			
Rent- Payable to District No. 5	\$	1,600.00	
Maintenance		<u>200.00</u>	
TOTAL EXPENSE FOR 1945		1,800.00	
Less: Amount payable out of District's Reserve Fund		<u>500.00</u>	
To be raised by assessment			1,300.00
District No. 3			
Principal and Interest for 1945	\$	12,037.21	
Operation of Disposal Plant		11,500.00	
Real Estate - Taxes - 1945		1,950.00	
Services of Supt. - Payable to General Fund		300.00	
Maintenance		2,500.00	
Purchase of Equipment		<u>1,000.00</u>	
	\$	29,287.21	
Less: Revenue from Village of Sloan		<u>300.00</u>	
To be raised by assessment			28,987.21
District No. 4			
Principal and Interest due in 1945	\$	2,220.30	
Rent - District No. 5		1,900.00	
Operation of Pump Station		1,800.00	
Maintenance		<u>1,800.00</u>	
To be Raised by assessment			7,720.30
District No. 5			
Principal and interest due in 1945	\$	91,885.00	
Operation of Disposal Plant		32,500.00	
Services of Supt. payable to General Fund		1,800.00	
Maintenance		3,500.00	
Purchase of Equipment		<u>4,000.00</u>	
TOTAL EXPENSES FOR 1945	\$	133,685.00	
Less: Revenue from Charges to:			
Sewer Dist. No. 6	\$	12,300.00	
Sewer Dist. No. 2		1,600.00	
Sewer Dist. No. 4		1,900.00	
Tio-run-da (estimate)		<u>4,500.00</u>	
		20,300.00	
To be raised by assessment			113,385.00
District No. 6			
Principal and Interest due in 1945	\$	3,756.00	
Rent - Payable to District No. 5		12,000.00	
Maintenance - Payable to District No. 5		<u>300.00</u>	
To be raised by assessment			16,056.00
TOTAL FOR ALL SIX DISTRICTS			\$167,498.51

STORM SEWER DISTRICTS

District No. 1			
Maintenance			\$ 500.00
District No. 2			
Maintenance			2,000.00
District No. 3			
Principal and interest due in 1945	\$	7,200.00	
Maintenance		500.00	
		<u>7,700.00</u>	
			<u>\$10,200.00</u>

PRINCIPAL AND INTEREST

LATERAL SANITARY SEWER DISTRICTS

Huxley Drive	\$	163.35
Aris and Crisfield Avenue		181.37
	\$	<u>344.72</u>

\* Councilman Ladwinker moved the following resolution and it was seconded by Councilman Henry.

WHEREAS, this Town Board has prepared a detailed estimate of the anticipated 1945 revenue and expenditures for ever district in which the expense of the improvement is to be assessed on a benefit basis, and

WHEREAS, this Town Board has assessed the Special Districts on a benefit basis, against the lots and parcels of land which is chargeable and

WHEREAS, this Town Board has prepared an assessment roll describing each lot or parcel of land, the owner thereof, and the assessment levied against it, and

WHEREAS, this Town Board has filed such estimates and assessment roll with the Town Clerk.

NOW, THEREFORE, BE IT,

RESOLVED, that the detailed estimates of the anticipated revenues and expenditures for every special district and the assessment roll for every special district be and the same is hereby approved, and

BE IT FURTHER,

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish a Notice of Public Hearing for same in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga, New York, said notice to be in the following form and to be published the weeks of Sept. 14th and September 21st, 1944, respectively, said Public Hearing to be held at the Town Hall on the 25th day of September, 1944, at 3 o'clock P.M., Eastern War Time, and shall be in the following form, to wit:

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN, that the Town Board of Cheektowaga, New York, at a Special Meeting held September 11th, 1944, completed its Estimates and Assessments Roll relating to Special Districts, spreading cost on a benefit basis and has filed the same with the Town Clerk for the following districts:

Sewer Districts: 1 - 2 - 3 - 4 - 5 and 6

Storm Sewer Districts - 1 - 2 and 3

All lateral Sanitary Sewer Districts

Notice is also given, that a public hearing on such Estimates and Assessment Roll will be held on September 25th, 1944, at 3 o'clock P.M. Eastern War Time, at which time the Town Board will meet and hear and consider any objections which shall be made to such Estimates and Assessment Roll.

By order of the Town Board  
Dated, September 11th, 1944.

Albert Sturm  
Town Clerk  
Cheektowaga, New York

Carried, Ayes -5- Noes -0- ✓

This is to certify that the attached notice was posted in the following public places in the Town of Cheektowaga, on the 16th day of September, 1944.

- 1 on the bulletin board at the Town Hall, Broadway and Union Roads.
- 1 on the bulletin board at the Post office, Union Road.
- 1 on the bulletin Board, at Zapfel Bros., Garage, Genesee and Harlem Avenue.
- 1 on the bulletin board, Rescue Fire House, Pine Ridge Road.
- 1 on the bulletin board, Doyle Fire House, No. 1, William and Alaska Streets.

Albert Sturm  
Town Clerk

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN, that the Town Board of Cheektowaga, New York, at a Special Meeting held September 11, 1944, completed its Estimates and Assessments Roll relating to Special Districts, spreading cost on a benefit basis and has filed the same with the Town Clerk for the following districts:

Sewer Districts: 1-2-3-4-5 and 6.  
Storm Sewer Districts 1-2 and 3.  
All Lateral Sanitary Sewer Districts.

Notice is also given, that a public hearing on such Estimates and Assessment Roll will be held on September 25, 1944 at 3 o'clock P. M. "Eastern War Time" at which time the Town Board will meet and hear and consider any objections which shall be made to such Estimates and Assessment Roll.

By Order of the Town Board.  
Dated, September 11, 1944.

ALBERT STURM,  
Town Clerk,  
s14-21 Cheektowaga, New York.

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

WHEREAS, Marie Switalski, Secretary to Supervisor Zaleski and Adam Derynogowski, are absent from their duties due to sickness,

NOW, THEREFORE, BE IT,

RESOLVED, that a sick leave be granted to Marie Switalski and Adam Derynogowski, with pay, and

BE IT FURTHER,

RESOLVED, that the Supervisor be and he hereby is authorized to pay to the said Marie Switalski and Adam Derynogowski, their salary to September 30th, 1944, inclusive,

Carried, Ayes -5- Noes -0-

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

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

WHEREAS, Supervisor Zaleski, has requested authority to employ as laborers, Disposal Plant Operators employed at Disposal Plant No. 5, when additional help is required and at times when they are not regularly otherwise employed,

NOW, THEREFORE,

BE IT RESOLVED, that the request of Supervisor Zaleski, be granted and he is hereby authorized to employ disposal plant Operators of Disposal Plant No. 5, as laborers, when required and at times when such disposal plant operators would not otherwise be regularly employed, and the Supervisor is hereby authorized to pay for such work in accordance with the schedule of wage rates now in effect and applying to laborers employed at Disposal Plant No. 5.

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

Carried, Ayes -5- Noes -0-

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

WHEREAS, Subdivision Map, Longmeadow Part 3, and the amended map of Longmeadow Part 2, has been presented to this Town Board for approval some time past, and

WHEREAS, the Town Board could not approve of these maps due to the fact that title to this property was in the name of the County of Erie, and

WHEREAS, the Occart Homes Inc., has now acquired title to said property,

NOW, THEREFORE, BE IT,

RESOLVED, that Subdivision Map Longmeadow, Part 3, and the Amended Map, Part 2, be and the same are hereby approved, and

BE IT FURTHER,

RESOLVED, that the Town Clerk be and he hereby is authorized to sign same as approved.

Carried, Ayes -5- Noes -0-

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

Carried, Ayes -5- Noes -0-

  
ALBERT STURM  
Town Clerk

Cheektowaga, New York  
September 18th, 1944.

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 18th day of September, 1944, at 8 o'clock P.M. Eastern War Time, there were Present:

C. Chase Zalemski	Supervisor
Stanley E. Pawlak	Councilman
Frank Henry	Councilman
Nicholas Napieralski	Councilman
Henry Ladwinker	Councilman

ABSENT: None

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

Supervisor Zalemski stated that the public hearing on the application of Albert Winlund, to have rezoned property on Harlem Road from Residential District to Business District and amending the Zoning Map accordingly, was now open.

The Town Clerk then presented proof of the Notice of Publication and followed by reading same.

Supervisor Zalemski then asked if there was any one who wished to speak against the rezoning of said property as per notice read by the Clerk.

No one was heard.

Supervisor Zalemski then asked if there was any one present who wished to speak in favor of said rezoning.

No one was heard.

The Supervisor then declared the hearing closed.

After same discussion by the members of the Town Board on this subject, it was moved by Councilman Pawlak and seconded by Councilman Henry, that this matter be tabled for further consideration.

Carried, Ayes -5- Noes -0-

Following is a certified copy of publication.

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

Notice is hereby given that a public hearing was held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York, at the Town Hall in said Town on the 18th day of September, 1944, at 8 o'clock P. M., Eastern War Time, of said day, for the purpose of considering the application of Albert Winlund for the rezoning from "residential district" to "business district" of the property hereinafter described, and amending the zoning map accordingly.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, beginning at a point on the east side of Harlem Road, eighteen hundred forty-six and 88/100 (1846 and 88/100) feet south from the southeast corner of Harlem Road and Genesee Street; thence running south along the east side of Harlem Road, forty (40) feet to a point on stake; thence east at right angles to Harlem Road, one hundred twenty-five (125) feet; thence north, paralleling Harlem Road, forty (40) feet to a point on stake; and thence west at right angles thereto, one hundred twenty-five (125) feet to a point on stake, back again at the beginning; these said premises being known as lot number 16, Pine Ridge Heights No. 2 subdivision, second lot from corner, south of Central Blvd., under book Cover 1468.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: August 21, 1944.

By order of the Town Board of the Town of Cheektowaga, New York,

ALBERT STURM,  
Town Clerk

15th day of

1944

*Albert Sturm*

Notary Public in and for Erie County.

(41604)

*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 *1 week* the first insertion being on the *7th* day of *September*, 1944 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.*

Following is a certified copy of publication.

keep on yearning for Mother's best  
new and apple pie. But take it  
from me, very few are telling their  
pals what a wonderful cook the girl  
is they let behind.  
And there's something else I tell  
the ladies at the cocktail party in  
pender over.  
Though the Army food was no  
equivalent, the girls occasionally yearn  
for the nice things of life. For the  
sake, a nephew of mine, John P.  
Dewey, who is an Army pilot some-  
where in the South Pacific, says  
hearing that I was back in New  
York, wrote to me for a recipe for  
Wild Duck à la Press. My old man  
retiree, now stationed in a south-  
ern climate, inquired as to how to  
make a tart lime marmalade.  
Another inquiry came to me from  
a service man far away—"I'll let you  
guess—asking how to make  
"Tuller." These are thin waters  
that accompany cury when the lat-  
est is served in the elegant manner.  
An officer connected with the  
Army's dietary service told me that  
he'd had an inquiry from a mess

..... *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 news-  
paper, is a copy, was inserted and published therein once  
a week for 1 week the first insertion being  
on the 7<sup>th</sup> day of September 1944  
and the last insertion being on the ..... day of  
..... 19....., and that  
not more than six days intervened between any two pub-  
lications thereof.

..... *Frank A. Taber, Jr.* .....

Sworn to before me this 15<sup>th</sup> day of

September 1944

*Arthur Sturm*

Notary Public in and for Erie County.

The Town Clerk then proceeded to read the minutes of the meetings held on September 5th, and September 11th, 1944, and on motion of Councilman Ladwinker and seconded by Councilman Henry, these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

Supervisor Zalemski ordered the montly reports of the Justice of the Peace and Town Clerk for the month of August, 1944, received and filed.

On motion of Councilman Ladwinker seconded by Councilman Pawlak, permission was granted to Anthony C. Slawiak to move a building from Lot 384 on the west side of Meadowbrook Pkwy., to Lot 262 on the west side of Willowlawn Pkwy., and to be known as House No. 24, ssid Anthony C. Slawiak having furnished the necessary Workmen's Compensation Insurance and Public Liability insurance certificate to the Town of Cheektowaga for protection.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Henry, permission was granted to Eugene J. Wozniak to install a private water line from Lot 198, on the west side of Alexander Street to Straley Street.

Carried, Ayes -5- Noes -0-

Petition from Samuel Sliplan to have the zoning ordinance and Zoning Map amended from residential purposes to Business purposes for certain property on Genesee Street was read.

Supervisor Zalemski referred this petition to the Town Board for study, and the Clerk was directed to notify Mr. Sliplan to appear at the next regular meeting to furnish additional information to the Town Board on his petition.

A petition was presented by Mr. Edward L. Kramer, protesting against the extension of a path across the front of property at 1557 Kensington Avenue from the property line to the curb. No objections, Supervisor Zalemski referred this petition to the Town Board for study.

Supervisor Zalemski ordered the Communication from the Buffalo Transit Company, relative to changing their Bus route to operate over Como Park Blvd. to Borden Road, and also, a copy of letter from the Village of Depew, protesting against this change, to the Town Board and Town Attorney for study.

Communication from the Curtiss Wright Corporation stating the Building located on Barbara Street, had been leased by the Maurer Sash & Door Company and will be used for light manufacturing and assembly work, for the United States Army Air Force, and any assistance that the Town Board can give them will be greatly appreciated was read.

Supervisor Zalemski referred this communication to the Town Board, Town Attorney, Zoning Board of Appeals and Building Inspector for study and necessary action.

Communication from the Polish American Citizens & Taxpayers Ass'n. petitioning the Town Board to take under consideration at budget time the streets in the Walden Section, stating that these streets are in bad shape and need repairs.

Supervisor Zalemski referred this request to the Town Board and Town Attorney for study.

On motion of Councilman Henry seconded by Councilman Ladwinker, the Town Clerk was authorized to notify the Buffalo Niagara Electric Corporation to repair and place back in service, street light Standard # W 144, located on Mapleview Drive, also, to move light standard at 421 Huxley Drive which is directly in the way of a drive way.

Carried, Ayes -5- Noes -0-

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

BE IT RESOLVED, that the Supervisor be and he hereby is directed to pay in behalf of Sewer District No. 3, to the Receiver of Taxes and Assessments of the Town of West Seneca, the sum of \$942.13, the same being the amount of the 1944-1945, school tax of School District No. 9, of the Town of West Seneca, assessed against the Disposal Plant property of Sewer District No. 3, which property is located in said school district of the Town of West Seneca.

Carried, 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

Henry R. Duch	-for supplies, General.....	4.68
Henry R. Duch	-for lime, Disp. #5.....	19.20
Bflo. Niagara Elec. Corp.	-for electric current, Pumping Station.....	151.22
Bflo. Niagara Elec. Corp.	-for electric current, August...	1,818.28
Bflo. Niagara Elec. Corp.	-for traffic signals, August....	15.44
Millington Lockwood Inc.	-for supplies, Town Clerk.....	3.25
Millington Lockwood Inc.	-for supplies, Police Dept.....	1.25
Millington Lockwood Inc.	-for supplies, Public Wks.Dept..	9.50
Millington Lockwood Inc.	-for supplies, Supervisor.....	2.75
Fleming Motor Parts Inc.	-for supplies, Police Dept.....	20.30
Fleming Motor Parts Inc.	-for supplies, Garbage Dept.....	48.37
H. D. Taylor Co.	-for supplies, Town Hall.....	10.95
Sutton Petroleum Co.	-for supplies, Disp. #5.....	14.75
Wolff Machine Co. Inc.	-for supplies, Disp. #3.....	11.00
H. L. Peters Co.	-for supplies, Town Hall.....	1.50
Buffalo Blue Print Co.	-for supplies, Town Hall.....	3.15

Mastercraft Tire Corp.	- for supplies, Garbage Dept....	4.50
Niagara Lubricant Co.	-for supplies, Garbage Dept.....	30.25
Beals, McCarthy & Rogers	-for supplies, Disp. #5.....	17.82
Robertson Elec. Const. Div.	-for supplies, Alpine Pump Sta..	3.60
N.Y. State Elec. & Gas Corp.	-for electric service, Tool House	8.46
N.Y. State Elec. & Gas Corp.	-for electric service, Disp. #3..	51.42
Ace Flag Co.	-for flags, Town Hall.....	9.40
Lyth Chevrolet Inc.	-for supplies, Police.....	12.52
Iroquois Gas Corp.	-for gas, Harlem Lift Station....	8.30
Iroquois Gas Corp.	-for gas, Sewer Acct.....	31.45
International Harvester	-for repairs to Garbage Truck....	152.04
International Harvester	-for supplies, Garbage Dept.....	12.52
The Mathieson Alkali Wks.	-for supplies, Disp. #5.....	250.80
The Mathieson Alkali Wks.	-for supplies, Disp. #3.....	108.75
Klinck Awning Co.	-for repairing Garbage Truck Covers.....	8.00
Hettrich Electric Service	-for supplies, Garbage Truck....	8.83
Hettrich Electric Service	-for supplies, Police.....	6.35
J. C. Cozad	-for painting flag poles, Disp. #3 and #5.....	16.00
J. C. Cozad	-for painting flag poles, Town Hall.....	23.00
Western N.Y. Water Co.	-for hydrant service, September..	1,891.67
N.Y. Telephone Co.	-for telephone service, various fire houses, Civilian protection	37.50

On motion of Councilman Lawlak seconded by Councilman Henry,  
the Board adjourned until September 25th, 1944, at 3 o'clock P.M.

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
Town Clerk

Cheektowaga, New York  
September 25th, 1944.

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 25th day of September, 1944, at 3 o'clock P.M. Eastern War Time, there were present:

- |                      |             |
|----------------------|-------------|
| C. Chase Zalemski    | Supervisor  |
| Stanley E. Pawlak    | Councilman  |
| Frank Henry          | Councilman  |
| Nicholas Napieralski | Councilman  |
| Henry Ladwinker      | Councilman  |
| PRESENT: -5-         | ABSENT: -0- |

This meeting was for the purpose of holding a public hearing on the Special District Budget and Assessment Roll for the year 1945, and such other business as may come before the Board.

Supervisor Zalemski stated that the Public hearing was now open on the Special District Budget and Assessment Roll for the year of 1945.

The Town Clerk then presented proof of publication of notice and followed by reading the budget and notice.

Copy of Notice is hereto attached.

STATE OF NEW YORK }  
COUNTY OF ERIE }

... the Board of ...  
... at a ...  
Meeting held September 11, 1944,  
completed its Estimates and Assess-  
ments Roll relating to Special Dis-  
tricts, spreading cost on a benefit  
basis and has filed the same with  
the Town Clerk for the following  
districts:  
Sewer Districts: 1-2-3-4-5 and 6.  
Storm Sewer Districts 1-2 and 3.  
All Lateral Sanitary Sewer Dis-  
tricts.  
Notice is also given, that a pub-  
lic hearing on such Estimates and  
Assessment Roll will be held on  
September 25, 1944 at 3 o'clock  
P. M. "Eastern War Time" at  
which time the Town Board will  
meet and hear and consider any  
objections which shall be made to  
such Estimates and Assessment  
Roll.  
By Order of the Town Board.  
Dated, September 11, 1944.  
ALBERT STURM,  
Town Clerk,  
114-21 Cheektowaga, New York.

*Frank A. Taler, 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 *two weeks* the first insertion being on the *14th* day of *Sept.* 19 *44* and the last insertion being on the *21st* day of *Sept.* 19 *44*, and that not more than six days intervened between any two publications thereof.

*Frank A. Taler, Jr.*

Sworn to before me this *23* day of  
*September* 19 *44*  
*Albert Sturm*  
Notary Public in and for Erie County.

Supervisor Zalemski then asked if there was any one present who wished to speak against the Special District Budget and Assessment Roll as published and read by the Town Clerk.

Dr. Reinstein presented the following protest.

I hereby protest and object to the Sewer Tax Assessment against my property in Cheektowaga Sewer District No. 3, on the grounds that the method used in spreading the same is inequitable, illegal, confiscatory, and not in accordance with the benefit of the law.

No more objections were heard.

Supervisor Zalemski then asked if any one present wished to speak in favor.

No one was heard.

Supervisor Zalemski then declared the hearing closed.

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

WHEREAS, C. Chase Zalemski, Supervisor of this Town, having presented to this Board a budget and assessment roll showing the various sums of money that were and will be required to defray the expenses of Special Districts in the Town of Cheektowaga, New York, and

WHEREAS, this Town Board has carefully considered the said estimates and assessment roll of the amounts set forth as Special Districts, respectively, and does determine same to be necessary and required aforesaid and set forth, namely,

#### SEWER DISTRICTS

##### District No. 1

Rent - to City of Buffalo	\$ 130.00	
Maintenance	50.00	
<b>TOTAL EXPENSE FOR 1945</b>	<u>180.00</u>	
Less: Amount payable out of District's Reserve Fund	130.00	
To be raised by assessment		\$ 50.00

##### District No. 2

Rent - Payable to District No. 5	\$1,600.00	
Maintenance	200.00	
<b>TOTAL EXPENSE FOR 1945</b>	<u>\$1,800.00</u>	
Less: Amount payable out of District's Reserve Fund	500.00	
To be raised by assessment		1,300.00

##### District No. 3

Principal and Interest for 1945	\$12,037.21	
Operation of Disposal Plant	11,500.00	
Real Estate - Taxes - 1945	1,950.00	
Services of Supt. - Payable to General Fund	300.00	
Purchase of Equipment	1,000.00	
Maintenance	2,500.00	
	<u>\$29,287.21</u>	
Less: Revenue from Village of Sloan	300.00	
To be raised by assessment		28,987.21

##### District No. 4

Principal and Interest due in 1945	\$ 2,220.30	
Rent - District No. 5	1,900.00	
Operation of Pump Station	1,800.00	
Maintenance	1,800.00	
To be raised by assessment		7,720.30

District No. 5

Principal and Interest due in 1945	\$ 91,885.00	
Operation of Disposal Plant	32,500.00	
Services of Supt. payable to General fund	1,800.00	
Maintenance	3,500.00	
Purchase of Equipment	4,000.00	

TOTAL EXPENSE FOR 1945

\$ 133,685.00

Less: Revenue from charges to:

Sewer Dist. No. 6	\$12,300.00
Sewer Dist. No. 2	1,600.00
Sewer Dist. No. 4	1,900.00
Tio-run-da (estimate)	4,500.00

20,300.00

To be raised by assessment

\$ 113,385.00

District No. 6

Principal and Interest due in 1945	3,756.00	
Rent - Payable to District No. 5	12,000.00	
Maintenance - payable to District No. 5	300.00	
To be raised by assessment		<u>16,056.00</u>

TOTAL FOR ALL SIX DISTRICTS

\$ 167,498.51

STORM SEWER DISTRICTS

District No. 1		
Maintenance		500.00
District No. 2		
Maintenance		2,000.00
District No. 3		
Principal and Interest due in 1945	7,200.00	
Maintenance	500.00	

7,700.00  
\$ 10,200.00

PRINCIPAL  
AND  
INTEREST

LATERAL SANITARY SEWER DISTRICTS

Huxley Drive	\$ 163.35
Aris and Crisfield Avenue	181.37

\$ 344.72

and,

WHEREAS, a public hearing was duly held on this day, September 25th, 1944, and there being no corrections, to same,

NOW, THEREFORE, BE IT,

RESOLVED, that the budget and assessment roll for Special Districts in the Town of Cheektowaga, New York, be and the same is hereby approved and be it further,

RESOLVED, that the Supervisor C. Chase Zalemski, be and he hereby is directed to cause same to be spread on the tax roll for the year 1945.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, Rev. J. Wroblewski, Pastor of Resurrection Church, was granted a permit to erect a church building on property located on Como Park Blvd. east from Union Road, and the Town Clerk was duly to issue same and waive the fees.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski ordered the Writ of Certiorari from the Curtiss Wright Corp., against the Board of Assessors, referred to the Town Attorney, Mr. Kitzinger for the necessary action in the defense of the Town of Cheektowaga.

A Petition was presented from residents on Union Road, Schlenker St., Zorb Ave., and Gering Avenue for garbage collection. Supervisor Zalemski referred this petition to the Town Attorney for his opinion and recommendation.

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

WHEREAS, contract heretofore awarded to McLain Construction Corporation, for certain construction work for the improvement of the facilities of Sewer District No. 5 of the Town of Cheektowaga, known as FWA project, Docket No. N.Y. 30-216, required the work thereunder to be completed by January 22, 1944, such date being 180 days from the date stated in the Notice to the Contractor to proceed, and

WHEREAS, Said work was substantially completed on July 1, 1944, and

WHEREAS, Nussbaumer and Clarke, Consulting Engineers of the Town, of Cheektowaga, have this day reported to the Town Board that this project has been fully and satisfactorily completed at this time and is ready for acceptance, and

WHEREAS, the delay in the completion of the work was not caused through any fault of the said McLain Construction Corp., but was due to conditions beyond its control,

NOW, THEREFORE,

BE IT RESOLVED, that the delay of 160 days in substantially completing the job, that is, until July 1, 1944, be excused and that liquidated damages for the delay of 160 days, at the rate of \$25.00 a day, or a total of \$4000.00, be, and the same hereby is, waived, and

BE IT FURTHER RESOLVED, that this Town Board does, for and on behalf of Sewer District No. 5 of the Town of Cheektowaga, accept FWA Project No. N.Y. 30-216 as being completed according to the contract documents and specifications therefore.

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 Henry	voting	YES
Stanley Pawlak	voting	Yes

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

WHEREAS, Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, have, in a communication under date of September 21, 1944, recommended the purchase of the supplies and equipment hereinafter described for the purpose of completing the laboratory of the Sewage Treatment plant of Sewer District No. 5,

NOW, THEREFORE,

BE IT RESOLVED, that Elmer Mesner, Superintendent of Disposal Plants and Pumping Stations, be, and he hereby is authorized to purchase the following supplies and equipment for the purpose of completing the laboratory of the Sewage Treatment Plant of Sewer District No. 5, which supplies, are to be purchased for the prices set opposite a description of the same, except that where no prices are stated, the purchase price shall be the prevailing market price:

<u>Quantity</u>	<u>Item</u>	<u>Will Corp. Catalog No.</u>	<u>Cost</u>
2	Support rings, 3" O.D.	14937	\$ .44
2	Support rings, 5" O.D.	14937	.60
2	Rectangular base supports, Med. size	16092	1.40
1	Pair beaker tongs	5010	1.50
1	Set of cork borers, size #1 to #12	5877	2.25
2	Volumetric flasks, 1 liter capacity	8153	2.85 ea.
6	Michrome wire gauze squares 5" by 5"	17847	3.60
6	Pyres beakers of each of the following sizes; 250 ml., 400 ml., 600 ml., 800 ml., 1000 ml., and 2000 ml.	2267	app. 20.00
24	Test tubes, 6" long, 3/4 in. O.D.		.60
12	Glass stoppered reagent bottles 1000 ml. capacity	2992	14.00
1 lb.	C. P. Con. Sulfuric Acid		
1 lb.	Con. Hydrochloric Acid		
1 lb.	Con. Nitric Acid		
1 lb.	Con. Ammonium Hydrozide		
1 lb.	Potassium Hydroxide		
1/2 lb.	Potassium Iodide		
1 lb.	Manganous Sulfate		
1 lb.	Sodium Hydroxide		
1/4 lb.	ortho Tolidine		
1/4 lb.	Soluble Starch		
1/2 lb.	Sodium Thiosulphate		
1	Portable gas analysis apparatus complete with carrying case, and electrical control box for combustion pipette	8946	120.00
1	Bechman PH Meter, Industrial Model		150.00

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

C. Chase Zaleski	voting	Yes
Henry Ladwinker	voting	Yes
Nicholas Napieralski	voting	Yes
Frank Henry	voting	Yes
Stanley Pawlak	voting	Yes

ABSENT: None

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

WHEREAS, Geo. D. Clucas, Inc., have offered to install one (1) 2" check valve for gas in sludge line at boiler, and one (1) 2" gas pressure regulator in Iroquois Gas Line near boiler, for the sum of Nine-by-nine Dollars (\$99.00); and to install two (2) 4" screwed Merco Nordstrom Plug Valves on gas lines to old digester tanks and to remove 6" flanged plug valve and install the same in a new location as required by Elmer Mesner, Superintendent of Disposal Plants and Pumping Stations, for the sum of Two Hundred Thirty-three Dollars (\$233.00) all of which work is to be done at the sewage treatment plant of Sewer District No. 5 and is required for the proper operation of that plant.

NOW, THEREFORE,

BE IT RESOLVED, that the offers of the said Geo. D. Clucas, Inc., be, and the same hereby are, accepted and upon the above described work being performed satisfactorily, the Supervisor is hereby authorized to pay from the funds of Sewer District No. 5, the sum of Three Hundred Thirty-two Dollars (\$332.00) for the same.

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

C. Chase Zaleski	voting	Yes
Henry Ladwinker	voting	Yes
Nicholas Napieralski	voting	Yes
Frank Henry	voting	Yes
Stanley Pawlak	voting	Yes

ABSENT: None

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

WHEREAS, the Supervisor has reported to this Town Board that the Federal Works Agency of the United States of America has available unallocated funds for the municipal improvement projects directly concerned with and furthering the war effort, and

WHEREAS, construction of the town incinerator and town maintenance house on the property of the Sewage Treatment Plant of Sewer District No. 5 of the Town of Cheektowaga are urgently required,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor, the Town Attorney, Edward Holloway, Auditor, and Newell L. Nussbaumer and Irving Clarke, Consulting Engineers, be, and they hereby are, authorized to make an application to the Federal Works Agency of the United States of America for a Federal grant in an amount to be agreed upon by them as being proper and necessary to enable the Town Board to undertake the construction of a town incinerator and Town maintenance house on the property of the Sewage Treatment Plant of Sewer District No. 5.

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

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

ABSENT: None

Mr. Henry offered the following resolution and moved its adoption

WHEREAS, the Supervisor has reported to this Town Board that the Federal Works Agency of the United States of America has available unallocated funds for the municipal improvement projects directly concerned with and furthering the war effort, and

WHEREAS, reconstruction of the Roycroft Boulevard Pumping Station of Sewer District No. 5 of the Town of Cheektowaga is urgently required,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor, the Town Attorney, Edward Holloway, Auditor, and Newell L. Nussbaumer and Irving Clarke, Consulting Engineers, be, and they hereby are, authorized to make an application to the Federal Works Agency of the United States of America for a Federal grant in an amount to be agreed upon by them as being proper and necessary to enable the Town Board to undertake the reconstruction of the Roycroft Pumping Station of Sewer District No. 5.

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 Henry	voting	Yes
Stanley Pawlak	voting	Yes

ABSENT: None

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

WHEREAS, under date of September 22, 1942 this Town Board accepted a conveyance from Hofffeld Estates, Inc., of an easement shown on Map under Cover of Maps No. 1603, filed in the Erie County Clerk's Office and designated in said conveyance as reserved for sidewalk between the easterly line of the City of Buffalo and the westerly line of Sublots 14, 25 and part of 15, and running from the southerly line of Kensington Avenue to the northerly line of Cleveland Drive, and

• WHEREAS, the majority of residents of the Town of Cheektowaga, living in the vicinity of the sidewalk, desire that it be paved with concrete and to extend from the south curb line of Kensington Avenue to the north curb line of Cleveland Drive, and

WHEREAS, there has been issued, under date of August, 7, 1944 a permit by the County Superintendent of Highways for the construction of this sidewalk from the south line of Kensington Avenue to the south curb of Kensington Avenue and along the westerly boundary of the Town of Cheektowaga, who has likewise agreed that this permit shall cover the construction of a sidewalk from the north line of Cleveland Drive to the north curb of Cleveland Drive and along the westerly boundary of the Town of Cheektowaga,

NOW, THEREFORE,

BE IT RESOLVED, that permission be granted to the residents of the Town of Cheektowaga, living in the vicinity of the land herein above described, to construct a concrete walk running from the south curb of Kensington Avenue to the north curb of Cleveland Drive, which walk shall be four (4) feet in width and the center line shall be the center line of the easement hereinbefore referred to, and the center line of said concrete walk shall also extend from the south line of Kensington Avenue to the south curb line of Kensington Avenue, parallel with the westerly line of the Town of Cheektowaga and shall likewise extend from the north line of Cleveland Drive to the north curb line of Cleveland Drive, parallel with the westerly line of the Town of Cheektowaga and this work shall be done in conformity with the conditions and restrictions of the permit issued by the County Superintendent of Highways to the Town of Cheektowaga, under date of August 7, 1944, and on further conditions and restrictions, to wit: that the work be completed by the 31st day of October, 1944; that it be done under the supervision of Elmer Mesner; that before construction is started there be filed with the Town Clerk a certificate, or certificates, executed by every person who is to perform the work, to the effect that the same is being done voluntarily, without compensation, and not as an employee, or employees, of the Town of Cheektowaga or the County of Erie, which certificates shall be on a form prepared by the Town Attorney; and that before construction is started, there is filed with the Town Clerk a policy of Owners' Protective Liability Insurance, running to the Town of Cheektowaga, in an amount not less than \$25,000 for injuries, including accidental death, to any one person and subject to the same limit for each person in an amount not less than \$50,000 on account of one accident, and for property damage in an amount not less than \$10,000 which policy of insurance shall be maintained in force and effect until the work is completed and accepted as satisfactory by the Town Board.

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

C. Chase Zelemski	voting	Aye
Stanley E. Pawlak	voting	Aye
Frank Henry	voting	Aye
Nicholas Napieralski	voting	Aye
Henry Ladwinker	voting	Aye

ABSENT: None

On motion of Councilman Napieralski seconded by Councilman Ladwinker, permission was granted to Mr. Edward L. Kramer to drive a 1 1/2 inch pipe in ground to rock bottom for water well on his property at 1557 Kensington Avenue and the Town Clerk was authorized to issue a permit for same.

Carried, Ayes -5- Noes -0-

The Town Board of the Town of Cheektowaga in the County of Erie State of New York, met in adjourned regular session at the Town Hall in said Town on the 25th day of September, 1944, at 3 o'clock P.M. Eastern War Time.

The meeting was called to order by C. Chase Zalemski, Supervisor and the roll called there were

PRESENT: C. Chase Zalemski	Supervisor
Stanley E. Pawlak	Councilman
Frank Henry	Councilman
Nicholas Napieralski	Councilman
Henry Ladwinker	Councilman

ABSENT: None

The following resolution was offered by Mr. Pawlak who moved its adoption, seconded by Mr. Henry.

WHEREAS, on June 5, 1944, after a public hearing the Town Board of the Town of Cheektowaga adopted a resolution determining that it is in the public interest to increase and improve the facilities of Sewer District No. 3 in said Town as described in said resolution, the expense of which was estimated to be \$25,000, and

WHEREAS, after due advertisement for bids a contract has been let to carry out the increase and improvement of such facilities and it is necessary to raise such sum of \$25,000 for the purpose aforesaid by the issuance of bonds;

NOW, THEREFORE, BE IT,

RESOLVED, by the Town Board of the Town of Cheektowaga, New York, as follows:

Section 1. For the purpose of increasing and improving the facilities of Sewer District No. 3 in the Town of Cheektowaga, there is hereby authorized to be issued \$25,000 negotiable bonds of said Town, of the denomination of \$1,000 each, dated October 1, 1944, each designated substantially Sewer District No. 3 Improvement Bond, numbered from 1 to 25, both inclusive, maturing in numerical order in the amount of \$2,000 on October 1 in each of the years 1945 to 1949, both inclusive, and \$1,000 on October 1 in each of the years 1950 to 1964, both inclusive, and bearing interest at a rate not exceeding five per centum per annum, payable semi-annually on the first days of April and October evidenced by interest coupons to be thereunto attached. Said bonds shall be signed by the Supervisor and attested by the Town Clerk under the corporate seal of the Town, and the interest coupons shall be signed with the facsimile signature of the Supervisor, and both principal of and interest on said bonds shall be payable in lawful money of the United States of America at the Manufacturers and Traders Trust Company Bank, in Buffalo, New York, with New York exchange.

Section 2. Such bonds and coupons shall be in substantially the following form.

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA  
SEWER DISTRICT No. 3 IMPROVEMENT BOND

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

\$1,000.

The TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, hereby acknowledges its indebtedness and for value received promises to pay to bearer on the first day of October, 19\_\_\_\_, the sum of One Thousands 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 April and October upon presentation and surrender of the annexed interest coupons as the same respectively become due. Both principal of and interest on this bond are payable in lawful money of the United States of America at the Manufacturers and Traders Trust Company Bank, in 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 increasing and improving the facilities of Sewer District No. 3, a duly organized and existing sewer District 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 and the General Municipal Law, and the acts amendatory thereof, and is issued pursuant to resolutions and 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 is within every debt and other limit prescribed by the Constitution and laws of the State of New York. The faith and credit of said Town are hereby pledged for the payment of the principal of and interest on this bond according to its terms.

This bond may be converted into a 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 Town of Cheektowaga has caused this bond to be signed by its Supervisor and attested by its Town Clerk and its corporate seal to be hereunto affixed, and the interest coupons hereto annexed to be authenticated by the facsimile signature of said Supervisor and this bond to be dated as of the first day of October, 1944.

TOWN OF CHEEKTOWAGA

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

ATTEST:

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

(FORM OF COUPON)

No. \_\_\_\_\_ October, 19\_\_\_\_ \$ \_\_\_\_\_

On the first day of April, 19\_\_\_\_, the TOWN OF CHEEKTOWAGA a municipal corporation in the County of Erie, State of New York, will pay to the bearer the sum of \_\_\_\_\_ dollars (\$ \_\_\_\_\_) at the Manufacturers and Traders Trust Company Bank, in Buffalo, New York, with New York exchange, being six months' interest then due on its SEWER DISTRICT NO. 3 IMPROVEMENT BOND, dated October 1, 1944.

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, Erie County, New York, or other Registrar only on presentation of the same with a written assignment duly acknowledged or proved.

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

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

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

Section 3. The Supervisor of the Town of Cheektowaga, New York, is hereby authorized to cause notice of sale of said bonds to be published in Depew Herald and Cheektowaga News, the official newspaper of said Town, such notice to be published not less than five nore more than thirty days before the date fixed for the receipt of sealed proposals, and the said Supervisor 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 descretion may be deemed necessary.

Section 4. The Town Board of said Town shall meet at the time and place designated in the notice of sale to receive and consider bids for said bonds, and such notice of sale shall be in substantially the following form, to wit:

\$25,000

TOWN OF CHEEKTOWAGA, NEW YORK  
SEWER DISTRICT NO. 3, IMPROVEMENT BONDS  
NOTICE OF BOND SALE

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall, in said Town of Cheektowaga, New York, at 3:30 o'clock P.M. Eastern War Time, on the 11th day of October, 1944, for the purchase at not less than par and accrued interest of

\$25,000 Sewer District No. 3 Improvement Bonds of said Town of Cheektowaga, of the denomination of \$1,000 each, dated October 1, 1944, maturing \$2,000 on October 1 in each of the years 1945 to 1949, both inclusive, and \$1,000 on October 1 in each of the years 1950 to 1964, both inclusive, bearing interest at a rate not exceeding five per centum per annum payable semi-annually April 1 and October 1. Principal and interest payable at the Manufacturers and Traders Trust Company Bank, in Buffalo, New York, with New York exchange. Bonds will be coupon form and may be converted into fully registered bonds, and will be valid and legally binding general obligations of the Town, payable in the first instance from a levy upon property in Sewer District No. 3 in said Town, but if not paid from such levy, all the taxable real property within the Town will be subject to the levy of ad valorem taxes to pay said bonds and interest thereon, without limitation as to rate or amount.

Each bid must be for all of said bonds and state a single rate of interest therefor. 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 Town Clerk and should be marked on the outside "Proposal for Bonds" and must be accompanied with a certified, or bank, or trust company check to the order of Town of Cheektowaga for \$500 as a good faith deposit 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. Said bonds are issued pursuant to the Town Law and the General Municipal Law, as amended, for the purpose of increasing and improving the facilities of Sewer District No. 3 in said Town, the period of probable usefulness of which is twenty years.

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

#### FINANCIAL STATEMENT

The assessed valuation of the real estate (including special franchises) subject to the taxing power of the Town is \$39,658,796.00. The average assessed valuation of the real estate (including special franchises) of said Town, subject to taxation as determined by the last completed assessment roll and the four preceding assessment rolls of said Town is \$32,535,574.60. The total bonded debt of the Town including the above mentioned bonds is \$1,468,209.95 of which amount \$ NONE is water debt. The population of the Town (1940) census) was 25,006.

The bonded debt above stated does not include the debt of any other sub-division having power to levy taxes upon any or all of the property subject to the taxing power of the Town. The fiscal year commences January 1. 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:

	<u>State, County and returned school taxes</u>	<u>For Town purposes, including special Districts.</u>	<u>Total uncollected taxes returned to County Treasurer</u>
1941	\$332,599.84	\$496,394.77	\$207,500.33
1942	351,674.33	535,354.09	182,634.71
1943	366,617.73	590,438.57	187,848.80
1944	415,227.57	485,858.11	130,154.63

Said taxes for the current fiscal year became delinquent February, 16, 1944. 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 of the unpaid taxes.

Dated: Cheektowaga, New York  
September 25th, 1944.

ALBERT STURM  
Town clerk

Section 5. The faith and credit of said Town of Cheektowaga are hereby pledged to the payment of the principal of and interest on said bonds and there shall be annually apportioned and assessed upon the said bonds and there shall be annually apportioned and assessed upon the several lots and parcels of land in said Sewer District especially benefited by the aforesaid improvement in proportion to the amount of benefit which said 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 become due and to pay the cost of maintenance for the fiscal year commencing on the first day of January next succeeding. In the event that the annual collection of such assessments shall be less than the amount required to pay the principal and interest of said bonds as they shall become due, the Town Board shall direct that surplus moneys not otherwise appropriated be applied, or that the Supervisor be authorized to negotiate a loan or loans in anticipation of the next succeeding tax levy in an amount not exceeding the amount of the deficiency. 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 a loan or loans in anticipation of the next succeeding tax levy.

Section 6. When said Bonds shall have been fully executed 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.

Section 7. It is hereby determined that said improvement is classified as reconstruction of or additions to a sewer system as specified in Section 8-b of the General Municipal Law and that the period of probable usefulness of such purpose or object is twenty years, and it is further determined that no temporary indebtedness in anticipation of said bonds has been incurred prior to October 1, 1944.

Section 8. All resolutions and parts of resolutions heretofore adopted to the extent that they are inconsistent herewith be and the same hereby are rescinded and repealed.

Section 9. This resolution shall take effect immediately. The question of the adoption of the foregoing resolution was duly put to a vote which resulted as follows:

AYES: C. Chase Zalemski  
Stanley E. Pawlak  
Frank Henry  
Nicholas Napieralski  
Henry Ladwinker

NOES: None

The resolution was thereupon declared duly adopted.

STATE OF NEW YORK )  
COUNTY OF ERIE ) SS.

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY:

That I have compared the annexed extract of the minutes of the meeting of the Town Board of the Town of Cheektowaga, New York, including the resolution contained therein, held on the 25th day of September, 1944, with the original thereof on file in my office and that the same is a true and correct transcript therefrom and of the whole of said original so far as the same relates to the subject matters therein referred to.

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 26th day of September, 1944.

ALBERT STURM  
Town Clerk

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
Town Clerk