

MEETING NO. 1

CHEEKTOWAGA, NEW YORK  
January 5, 1959

Item No. 1 At an organization meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 5th day of January, 1959, at 2:30 P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Azancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl; Recreational Director Rutowski; Chairman of the Board of Assessors Jerzewski; Assessor Kistowski; Chief of Police Mersmann; Town Engineer Kama; Town Historian Julia Reinstein; Dog Warden Kraska; Building and Plumbing Inspector Trafalski; Justice of the Peace Pyszczynski; Head Bookkeeper Maher; Assistant Building & Plumbing Inspector Roehm, and Clerk of Special Assessments Reece.

Item No. 2 Referred to the Town Attorney communication from John J. Nasca, Attorney at Law, relating to the delay of the opening of the new Dick Road crossing.

33  
13

Item No. 3 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the position of Laborer for the Town of Cheektowaga be compensated at the rate of \$2.11 per hour, and that Motor Equipment Operators be compensated at the rate of \$2.18-1/2 per hour, and be it

FURTHER RESOLVED, that Bernard C. Czechowski, Albert Drudge, Edward B. Witek, Edward R. Pastwik, and Frank J. Bogdan, be appointed to the position of Operator in the Incinerator Plant, to be compensated in the amount of \$4,800.00 per annum and to be paid in semi-monthly payments.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

31  
20

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the salaries of Town Employees and Officials for the year 1959, and thereafter be established as follows:

Supervisor	\$ 8,200.00
Town Clerk	7,000.00
Town Attorney	9,600.00
Justices of the Peace (2) each	5,000.00
Councilmen (6) each	4,000.00

Item No. 4-Cont'd.

Receiver of Taxes	\$ 7,200.00	
Chairman of Board of Assessors	5,800.00	
Assessors (2) each	5,100.00	
Superintendent of Highways	8,000.00	
General Foreman-Sanitation	5,000.00	
Principal Clerk-Sanitation	4,800.00	
Building & Plumbing Inspector	5,800.00	
Assistant Building & Plumbing Inspector	5,000.00	
Town Engineer	9,600.00	
Assistant Engineer	5,900.00	
Junior Engineering Aides (2) each	5,000.00	
Draftsman	5,000.00	
Rod Man	4,600.00	
Senior Clerk (Special Assessments)	4,050.00	
Deputy Town Clerk (1st)	4,000.00	
Deputy Town Clerk (2nd)	3,700.00	
Telephone Operator	3,600.00	
Dog Wardens (2) each	3,700.00	
Park and Recreation Director	4,400.00	
Secretary to Supervisor	4,700.00	
Payroll Clerk	4,000.00	
Senior Account Clerk-Tax Office	4,000.00	
Addressograph Operator	3,800.00	
Stenographers (5) each	3,400.00	
Principal Account Clerk-Highway	5,400.00	
Foreman-Incinerator	5,500.00	
Assistant Foreman-Incinerator	5,400.00	
Incinerator Operators (8) each	4,800.00	
Sewage Plant Operators-Dist.No.3 (4) each	4,600.00	
Operator Hyzy-Sewage Plant 3	4,800.00	
Sewage Plant Operators-Dist.No.5 (12) ea.	4,600.00	
Operator Ejmik	4,700.00	
Supt. of Sewage Plants	5,200.00	
Chief of Police	7,000.00	
Lieutenants (5) each	5,700.00	
Detective Sergeants (8) each	5,450.00	
Patrolmen (45) each	5,200.00	
Police Dispatchers & Telephone Oper.(4) ea.	5,200.00	
Auto Mechanic-Police	5,200.00	
Radio Maintenance Man	1,300.00	
Police Matron	1,600.00	
Health Officer	5,600.00	
Accounting Machine Operator	3,400.00	
General Mechanic	5,500.00	
Charwomen (2)	12.46	per day
Working Foreman-Highway (2) each	2.30	per hr.
Auto Mechanic-Highway	2.30	per hr.
Motor Equipment Operators-Highway	2.18 $\frac{1}{2}$	per hr.
Laborers	2.11	per hr.
Motor Equipment Operators-Sanitation	2.18 $\frac{1}{2}$	per hr.
Motor Equipment Operators-Recreation	2.18 $\frac{1}{2}$	per hr.
Extra Clerks	13.00	per day
Bookkeeper	4,600.00	
School Crossing Guards	1.30	per hr.
Traffic Guards	2.00	per hr.
Recreation Supervisors	1.85	per hr.
Park Attendants	1.60	per hr.
Janitors (2) each	4,800.00	

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 5

Moved by Councilman Kornecki, seconded by Councilman Wroblewski,

RESOLVED, that \$25,000.00 be transferred from the General Fund to Highway Fund #1 for current expenses, to be repaid when tax collected money is available.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

12  
13

Item No. 6              Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police has notified the Town Board that five (5) police cars are in a bad state of repair and should be replaced with new police cars to meet the specifications referred to in the annexed Notice to Bidders,

BE IT RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said police automobiles, and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of Bids. That sealed bids be received not later than 7:30 o'clock P.M., Eastern Standard Time, on January 19, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate bids for the purchase of five (5) police automobiles, for use by the Police Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Standard Time, on the 19th day of January, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: January 5, 1959.

KENNETH T. HANLEY,  
Town Clerk

Seconded by Councilman Fath.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

1  
18

Item No. 7              Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Department of Sanitation has notified the Town Board that they are in need of two (2) truck chassis and cabs, be it

RESOLVED, that this request be granted and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in the DEPEW HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga, in connection with the said Sanitation trucks, and be it further

RESOLVED, that the Town Board meet on the 19th day of January, 1959, at 7:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

Item No. 7-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for two (2) truck chassis and cabs, fully enclosed, for use in the Sanitation Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M., Eastern Standard Time, on January 19, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: January 5, 1959

KENNETH T. HANLEY  
Town Clerk

**SPECIFICATIONS FOR 2 TON TRUCK CHASSIS  
WITH CAB  
TWO (2) REQUIRED  
SANITATION DEPARTMENT**

Two (2) New 1959 2-Ton Conventional Chassis and Cab in accordance with the following specifications:

1. Gross Vehicle Weight: 19,000 lbs. minimum
2. Cab to Axle Dimension: 8 $\frac{1}{4}$ "
3. Frame side rails: 9-1/8" x 3" x  $\frac{1}{4}$ "
4. Springs: Front - 2500 lbs. each  
Rear, including helpers - 7600 lbs. each
5. Front axle: 4500 lbs.
6. Rear axle: 15,000 lbs.
7. Transmission: 5 Speed Synchro Mesh
8. Clutch: Coil Spring Type 11" Diameter minimum with 103 sq. in. min.
9. Engine: 6 cylinder, 261 cu.in. engine, 150 H.P. or equal
10. Brakes: 9 $\frac{1}{2}$ " Hydrovac with 1 $\frac{1}{2}$ " master cylinder  
Total Lining Area 385 sq. in. minimum
11. Battery: Heavy Duty - 12 volt
12. Generator: 35 Ampere normal cut-in
13. Windshield Wipers: 2 Reg'd-electric
14. Equipment: Directional signal lights  
Fresh air heater and defroster  
Grab handles on side of cab  
Special low reinforced running boards  
Four (4) tow hooks  
Std. outside type mirror left side  
Long bracket type mirror on left side
15. Tires: Six (6) 8.25-20-10 ply tube tires on 6 $\frac{1}{2}$ " rims  
4 mud grip tires on rear wheels

Hereto attached is a copy of the Notice to Bidders published in the DEFEW HERALD AND CHEEKTOWAGA NEWS.

Item No. 7-Cont'd.

(AFFIDAVIT)

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 8th day of January, 1959, and

the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

The Town of Cheektowaga requires separate sealed bids for (a) truck chassis and cabs, full enclosed, for use in the Sanitation Department.  
The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.  
Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M. Eastern Standard Time on January 5, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.  
The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.  
This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.  
Dated: January 5, 1959.  
KENNETH T. HANLEY,  
Town Clerk

Sworn to before me this 12 day of

January, 1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 8 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of the Boumansville Fire Association (Fire Protection District No. 1-Cheektowaga, New York) to install a hydrant on the south side of Genesee Street, just east of Sugg Road, be granted, and be it further

RESOLVED, that the Town Clerk notify the Erie County Water Authority to make said installation as soon as possible.

AYES: -7- NOES: -0- ABSENT: -0-

22  
28

Item No. 9 Councilman Wroblewski moved, seconded by Councilman Kornecki, that the following request of the Chief of Police be granted:

- 1 - Straley Street at Harlem Road - 2 hour parking from 7:00 A.M. to 7:00 P.M. daily except Sundays. This is for a distance of 150 feet west of Harlem Road to Harlem Road on the north side of Straley Street.
- 2 - Avery Place - No parking daily except Sunday from a point 200 feet south of Genesee Street to a point 350 feet south of Genesee Street on the west side of Avery Place.

AYES: -7- NOES: -0- ABSENT: -0-

18  
41

Item No. 10 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, that the hereto attached recommendation of the Town Engineer be granted.

AYES: -7- NOES: -0- ABSENT: -0-

TOWN OF CHEEKTOWAGA  
Town Engineer

January 5, 1959

TO THE TOWN BOARD OF THE  
TOWN OF CHEEKTOWAGA  
Cheektowaga 25, New York

Subject: Concrete Repairs  
Union Rd. Pumping Station

Gentlemen:

The concrete wall between the wet and dry wells in the Union Road Pumping Station has deteriorated to the point where it has become porous and starts to leak through into the dry well whenever the wet well becomes flooded at storm times.

Hudson-Rumsey Co., Inc. has inspected this wall and has made a proposal to remove the disintegrated concrete and gunnite the walls back to the original lines for the sum of \$493.00. A copy of their proposal is attached.

This company did some of the same type of work at Sewage Treatment Plant #5 about three years ago and did a very excellent job.

I believe that this work should be done immediately so that the wall will be in good condition when the usual spring wet periods occur.

Very truly yours,  
/s/ Albert J. Kama

Albert J. Kama  
Town Engineer

AJK:tb

6  
3  
24

Item No. 11 Councilman Kornecki offered the following resolution and moved its adoption:

TAX ANTICIPATION NOTE RESOLUTION OF JANUARY 5, 1959, FOR THE ISSUANCE OF A NOTE OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, IN THE AMOUNT OF \$250,000, IN ANTICIPATION OF THE COLLECTION OF TAXES FOR THE FISCAL YEAR 1959.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. That the Town of Cheektowaga, Erie County, New York, in anticipation of the collection of real estate taxes levied for the fiscal year commencing January 1, 1959 and ending December 31, 1959, in the amount of \$2,427,372.25, and pursuant to the Local Finance Law of the State of New York, shall issue and sell a tax anticipation note to mature on April 1, 1959, and that the date of maturity of such note shall not and does not extend beyond the applicable period provided by Section 24.00 of the said Local Finance Law for the maturity of such notes.

Section 2. Such tax anticipation note shall be issued in the amount of \$250,000.

Section 3. All of the taxes levied as stated in Section 1 hereof remain uncollected.

Section 4. That except as herein specifically prescribed, said note shall be of the date, terms, form and contents as may be determined by the Supervisor, consistent, however, with the provisions of the said Local Finance Law, shall be payable at the main office of the Manufacturers and Traders Trust Company of Buffalo, New York, and shall bear a rate of interest of two and one-half percent (2½%) per annum; shall be executed in the name of the said Town by the Supervisor, attested by the Town Clerk, and the seal of the Town shall be attached thereto.

Section 5. That said note shall be sold at private sale by the Supervisor at a price of not less than par value and accrued interest, if any, and upon the due execution and sale of said note, the same shall be delivered to the purchaser upon the payment by it of the purchase price to the Supervisor; and the receipt of such Supervisor shall be a full acquittance to such purchaser, who shall not be obliged to see to the application of the purchase money.

Section 6. The full faith and credit of the Town of Cheektowaga, Erie County, are pledged to the punctual payment of the principal of and interest on said note.

Section 7. This resolution shall take effect immediately.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12 This being the time and the place advertised for a public hearing for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof,

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Lemoine Avenue, commencing at a point distant 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and said highway being a Town highway, and

WHEREAS, such petition was duly signed by the owner of real property fronting and abutting on both sides of said public highway to be improved as aforesaid, owning at least one-half of the entire frontage or bounds on both sides of the highway to be so improved, and that there are no resident owners owning any frontage or bounds on said highway to be so improved, and

WHEREAS, such petition was duly acknowledged or proved by the signer in the same manner as a deed to be recorded, and

WHEREAS, at a meeting of said Town Board duly called and held on the 15th day of December, 1958, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Twenty-Eight Thousand Five Hundred Dollars (\$28,500.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 5th day of January, 1959, at 2:30 o'clock P.M., Eastern Standard Time, and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such place and time, the said Town Board did duly consider the said petition and hear all persons interested,

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Lemoins Avenue, commencing at a point distant 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and it is further

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for this Town, shall survey said Lemoins Avenue, and establish the lines and grades thereof, and shall file such survey and profile in the Town Clerk's Office, and be it further

Item No. 12-Cont'd.

RESOLVED, that said Nussbaumer, Clarke and Velzy shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work; and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

17  
13

Item No. 13 Councilman Wroblewski moved, seconded by Councilman Weber, that the petition of Casper C. Urban, Jr., to erect a Funeral Home or Mortuary on the southeast corner of Genesee Street and Pleasant Street (Map Cover #539, Block C, Sub-Division Lots 1, 2, 9, and 11) be granted, after Building Permit Application for same has been approved by the Town Board Petitions Committee and the Building Inspector.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

15

Item No. 14 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Supervisor, Town Clerk, and the Town Attorney be authorized and directed to sign various Cheektowaga Bonds at the Signature Company on South William Street in New York City on January 9, 1959, and that their reasonable expenses be a proper charge against the Town of Cheektowaga.

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of the Town Attorney to attend the Bar Association Convention at New York City on January 28, 1959 to January 31, 1959, be granted, and that his reasonable expenses be a proper charge against the Town of Cheektowaga.

Item No. 16 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of the Town Engineer and Frank Luntz to attend the "31st Annual Meeting" of the New York Sewage and Industrial Wastes Association at New York City on January 22 and 23, 1959, be granted, and that their reasonable expenses be a proper charge against the Town of Cheektowaga.

Item No. 17 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on December 20, 1958, December 27, 1958, and January 3, 1959, after the same have been approved by the Building Inspector.

AYES: -7-                      NOES:                      ABSENT: -0-

12

33  
42

36  
31  
42

15  
35

Item No. 18 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 8 to 50, inclusive
Highway Fund	No. 1
Special Districts	Nos. 3 to 11, inclusive
	Nos. 1 to 2, inclusive
C & I	Nos. 1 and 2

AYES: -7-

NOES: -0-

ABSENT: -0-

6

Item No. 19  
to adjourn.

Moved by Councilman Fath, seconded by Councilman Weber,

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 19th day of January, 1959, at 7:30 P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Foreman Eberl; Town Engineer Kamm; Accounting Clerk Maher; Building & Plumbing Inspector Trafalski; Acting Recreation Director Rutkowski, and Lieutenant Graham.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to Town Board the communication from the William Street Citizens and Taxpayers Protective Association advising the names of their delegates to attend Town Board meetings. 10  
42

Item No. 4 Referred to the Supervisor the request of Philip Schultz, truck driver in the Sanitation Department, for a sick leave of absence. 31

Item No. 5 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, Loumon Construction Co., Inc., has entered into an agreement with the Town of Cheektowaga, New York, wherein the said Loumon Construction Co., Inc., has agreed to construct the following described highway:

NORTH WILLOWLAWN PARKWAY - commencing 900 feet north of Dingens Street for a distance of 250 feet to the south line of Bismarck Street, as shown on a Subdivision Map filed in the Erie County Clerk's Office under Cover No. 1801,

and

WHEREAS, Loumon Construction Co., Inc., has agreed to construct the said highway and complete the same so that said highway will conform in every respect with the specifications of the Town Highway Department, subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately Two Hundred Fifty (250) feet, and has filed as security for the faithful performance of said agreement a surety bond in the sum of One Thousand Five Hundred (\$1,500.00) Dollars, conditioned that it will comply in all respects, with the aforementioned agreement.

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York, and Loumon Construction Co., Inc., on behalf of the Town of Cheektowaga, New York, and be it further

Item No. 5-Cont'd.

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highway and that the Town Clerk be and he hereby is authorized to record same.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

AGREEMENT

This Agreement made this 19th day of January, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part and LOUMON CONSTRUCTION CO., INC., a corporation organized under the laws of the State of New York, with its office and principal place of business located at 231 North Willowlawn Parkway, Cheektowaga, New York, party of the second part:

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on North Willowlawn Parkway, commencing 900 feet north of Dingers Street for a distance of 250 feet to the south line of Bismarck Street, as shown on a Subdivision Map filed in the Erie County Clerk's Office under Cover No. 1801, and

WHEREAS, the party of the second part has agreed to construct the entire highway and has also constructed in said highway sanitary sewers and will enter into a contract with the Erie County Water Authority for the construction of water lines in said highway and will pay the Erie County Water Authority the cost thereof, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as a town highway North Willowlawn Parkway, commencing 900 feet north of Dingers Street for a distance of 250 feet to the south line of Bismarck Street, as shown on a Subdivision Map filed in the Erie County Clerk's Office under Cover No. 1801, and has agreed to enter into a contract with the Town of Cheektowaga, to construct said highway under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York.

IT IS HEREBY,

AGREED, that the party of the second part agrees to construct a highway to be known as North Willowlawn Parkway, as above described, on or before January 19, 1960. It further agrees to construct said highway and complete the same, under the supervision of the Town Highway Superintendent, so that the said highway will conform in every respect with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, it is further

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part, a Surety Bond, executed by a Bonding Company authorized to do business in the State of New York; in the sum of \$1,500.00, said Bond is to provide that the party of the second part, will, in all respects, conform with the terms and conditions of this Agreement and the accompanying resolution of the Town Board on or before January 19, 1960, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the party of the second part fails to live up to the terms of this Agreement, the party of

Item No. 5-Cont'd.

the first part is authorized to complete the said highway so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highway shall be paid by the party of the second part and its surety; in the event the said sum of \$1,500.00 is insufficient to pay such cost, then the party of the second part hereby agrees to pay the sum required in excess of that amount, it is further

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highway by the Town Highway Superintendent, it is however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of One Thousand Five Hundred (\$1,500.00) Dollars.

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highway as a town highway, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

By: /s/ Benedict T. Holtz  
Supervisor

LOUMDN CONSTRUCTION CO., INC.

By: /s/ Louis Monaco  
President

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

On this 23 day of January, 1959, before me personally appeared BENEDICT T. HOLTZ, TO me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County, New York

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

On this 23 day of January, 1959, before me personally appeared LOUIS MONACO, to me known, who, being by me duly sworn, did depose and say that he is the President of LOUMDN CONSTRUCTION CO., INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed thereto by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County, New York

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required at 513 Roycroft Boulevard in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$496.64, and

WHEREAS, emergency sewer repairs were required at 549 Roycroft Boulevard in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$534.80.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$496.64 and \$534.80, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

6  
24

Item No. 7 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Town Supervisors' Highway Bond in the amount of Twenty Thousand Dollars (\$20,000.00), be approved and that the Town Clerk be authorized and directed to file a copy of the bond in the County Clerk's Office of Erie County, and the Office of the Erie County Treasurer.

Seconded by Councilman Fath.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

14  
13

Item No. 8 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Owen Nursing and Convalescent Home, located at 3350 Broadway, Cheektowaga, New York, has requested the Town Board to recommend their activities in the Town of Cheektowaga for possible Federal loan purposes.

BE IT RESOLVED, that the Town Board make such recommendation in accordance with the attached letter, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution and letter to the Owen Nursing and Convalescent Home.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

10  
42

Item No. 9 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Public Service Commission of the State of New York, in Case No. 18069, made an order during March, 1958, directing the relocation of the Dick Road Grade Crossing of the New York Central Railroad tracks in the Town of Cheektowaga and directed the preparation of necessary plans and specifications by the New York Central Railroad to provide for such relocation, and

WHEREAS, all necessary rights-of-way to permit such relocation have been acquired and this Town Board and the Village Board of the Village of Depew have approved the plans and specifications submitted, and

WHEREAS, this Town Board is unimpressed with the failure of the Public Service Commission to enforce its said order, and

WHEREAS, the Town Attorney was directed by the Town Board to ascertain the status of the matter and was informed that the matter should be concluded during February, 1959.

NOW, THEREFORE

BE IT RESOLVED, that if no concrete and substantial steps are taken before March 15, 1959, by the Public Service Commission, in enforcing the said order in furthering the relocation project, a proceeding in the name of the Town of Cheektowaga shall be instituted by the Town Attorney and Kenneth W. Kitzinger, Special Counsel, heretofore retained in connection with the Dick Road Crossing problem, to compel the Public Service Commission to enforce its Order, and the Supervisor is hereby authorized to execute all necessary papers on behalf of this Town required to be so executed in connection with the said proceeding.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

33  
13  
8

Item No. 10 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga by appropriate resolution has appointed three (3) assessors effective January 1, 1959.

BE IT RESOLVED, that Edward B. Jerzewski be and he hereby is appointed Chairman of the Board of Assessors.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

32

Item No. 11 Moved by Councilman Wroblewski, seconded by Councilman Fath,

WHEREAS, E. J. Stachowski, Superintendent of the Incinerator Plant, has applied for a Sick Leave of Absence of 30 days.

WHEREAS, E. J. Stachowski has presented a certificate signed by Dr. G.F. Marquis, be it

RESOLVED, that E. J. Stachowski be granted all the sick leave time that he is entitled to.

AYES: -7-

NOES: -0-

ABSENT: -0-

31

Item No. 12 This being the time and the place advertised for the receiving of sealed proposals for the purchase of two (2) truck chassis and cabs, fully enclosed, for use in the Sanitation Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Weber, seconded by Councilman Fath, that the Town Clerk be authorized and directed to open the sealed proposals on hand.

Hereto is a list of sealed bids opened and read:

	Each	Total
1 - International Harvester Company	\$ 2534.06	\$ 5068.12
2 - DeLacys Motors, Inc.	2694.45	5388.90
3 - Suor Keller Chevrolet, Inc.	2695.00	5390.00
4 - Clements Chevrolet, Inc.	2698.00	5396.00
5 - Mernan Chevrolet, Inc.	2800.00	5600.00
6 - Maier Schule G.M.C., Inc.	2827.25	5654.50
7 - Richard Ford, Inc.	2850.00	5700.00

Ordered referred to the Town Engineer for analysis and tabulation.

1  
23

Item No. 13 This being the time and the place advertised for the receiving of sealed proposals for the purchase of five (5) police automobiles, for use by the Police Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Fath, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to open the sealed proposals on hand.

Hereto is a list of sealed bids opened and read:

1 - Clements Chevrolet, Inc.	\$ 7,250.00
2 - Suor Keller Chevrolet, Inc.	7,649.95
3 - Mernan Chevrolet, Inc.	8,276.25
4 - DeLacy Motors, Inc.	8,293.05
5 - Richard Ford, Inc.	11,545.50

Ordered referred to the Town Engineer for analysis and tabulation.

1  
18

Item No. 14 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on the 19th day of January, 1959, and

Item No. 14-Cont'd.

WHEREAS, it appears to the Town Board that the above petition was duly signed and acknowledged in the same manner as a deed to be recorded, by the owners of taxable real property situate in the proposal extension of said Water District No. 9 owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed extension, as shown upon the latest completed assessment roll of said Town, and by resident owners owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed extension owned by resident owners according to the latest completed assessment roll of said Town, and

WHEREAS, said petition is accompanied by a map prepared by Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of said proposed water district extension, and a general plan of the proposed water system, the source of water supply, and the location of water mains, distributing pipes and hydrants, and

WHEREAS, the proposed water district extension is described in said petition as follows:

DESCRIPTION OF PROPOSED EXTENSION  
OF  
WATER DISTRICT NO. 9  
TOWN OF CHEEKTOWAGA, NEW YORK

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point in the Center Line of Messer Avenue said point being 300 feet south of Center Line of Como Park Boulevard;

THENCE easterly a distance of 230 feet along a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE southerly along a line parallel to the Center Line of Messer Avenue a distance of 1590.5 feet to a point on the southern boundary line of lands owned by C. Liszewski;

THENCE westerly a distance of 260 feet to a point on the west right-of-way line of Messer Avenue;

THENCE northerly along the west right-of-way line of Messer Avenue a distance of 92.5 feet to the south boundary of lands owned by C. Barton;

THENCE westerly along the south boundary line of lands owned by C. Barton a distance of 200 feet to a point 230 feet west of the Center Line of Messer Avenue;

THENCE northerly and parallel to the Center Line of Messer Avenue a distance of 1198 feet to a point on a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE easterly along said boundary line a distance of 230 feet to the point of beginning,

and

WHEREAS, the territory hereinbefore described is situate entirely in said Town, outside of any incorporated village or city therein, and

WHEREAS, it is estimated that the expense of constructing such improvement is \$12,500, and such sum is the maximum amount proposed to be expended for such purpose,

NOW, THEREFORE,

IT IS ORDERED, that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Union Road and Broadway in the Town of Cheektowaga, on the 2d day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

Item No. 14-Cont'd.

BE IT FURTHER ORDERED, that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed extension are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed extension, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the territory affected, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid, and that copies of this order be posted conspicuously in five (5) public places within the area where said proposed water district extension is to be made, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 23rd day of January, 1959:

- 1-Post at the corner of Messer Avenue and Como Park Blvd.;
- 2- Telephone Pole No. 2 on Messer Avenue;
- 3- Telephone Pole No. 3 on Messer Avenue;
- 4- Telephone Pole No. 4 on Messer Avenue;
- 5- Telephone Pole No. 5 on Messer Avenue.

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

17  
29

Item

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

...for the hearing...  
 ...that copies of this order be  
 posted conspicuously in five (5) pub-  
 lic places within the area where  
 the proposed water district  
 location is to be made, not less  
 than (10) nor more than twenty (20)  
 days before said day designated  
 for the hearing.  
 Seconded by Councilman Wroblewski and duly put to a vote which  
 resulted as follows:  
 Supervisor Holtz, Voting Aye  
 Councilman Wroblewski, Voting Aye

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, 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

22 day of January, 1959, and

the last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publi-

cations thereof.

*Richard G. Bennett*

Sworn to before me this 26 day of

January, 1959

*Gene Morley*  
Notary Public in and for Erie County

hn 1086

the annual banquet of the Young  
 Men's Association will be held  
 Wednesday at 8:30 p.m. Speaker  
 the evening will be the Rev. W. J.

At Your Service!  
**Ralph's**  
**Barber Shop**  
 RALPH VEILOCCI, Prop.  
 37 Sawyer Avenue  
 Lancaster

Item

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

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of January, 1959, at 7:30 o'clock P.M., Eastern Standard Time, there were:

**PRESENT:**  
 Benedict T. Holiz, Supervisor  
 Felix T. Wroblewski, Councilman  
 Stanley B. Bysrak, Councilman  
 Alancin Fath, Councilman  
 Daniel E. Weber, Councilman  
 Joseph Trojanoski, Councilman  
 Joseph Kornecki, Councilman

**ABSENT:** — 0 —

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on the 19th day of January, 1959, and

WHEREAS, it appears to the Town Board that the above petition was duly signed and acknowledged in the same manner as a deed to be recorded, by the owners of taxable real property situate in the proposed extension of said Water District No. 9 owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed extension, as shown upon the latest completed assessment roll of said Town, and by resident owners owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed extension owned by resident owners according to the latest completed assessment roll of said Town, and

WHEREAS, said petition is accompanied by a map prepared by Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of said proposed water district extension, and a general plan of the proposed water system, the source of water supply, and the location of water mains, distributing pipes and hydrants, and

WHEREAS, the proposed water district extension is described in said petition as follows:

Description of Proposed Extension of Water District No. 9

Town of Cheektowaga, New York

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point in the Center Line of Messer Avenue said point being 300 feet south of Center Line of Como Park Boulevard;

THENCE easterly a distance of 230 feet along a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE southerly along a line parallel to the Center Line of Messer Avenue a distance of 1590.5 feet to a point on the southern boundary line of lands owned by C. Lisewski;

THENCE westerly a distance of 200 feet to a point on the west right-of-way line of Messer Avenue;

THENCE northerly along the west right-of-way line of Messer Avenue a distance of 92.5 feet to the south boundary of lands owned by C. Barton;

THENCE westerly along the south boundary line of lands owned by C. Barton a distance of 200 feet to a point 230 feet west of the Center Line of Messer Avenue;

THENCE northerly and parallel to the Center line of Messer Avenue a distance of 1496 feet to a point on a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE easterly along said boundary line a distance of 230 feet to the point of beginning, and

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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

22 day of January, 1959, and

the last insertion being on the day of

1959, and that not

more than six days intervened between any two publications thereof.

Richard G. Bennett

6 day of

1959

in and for Erie County

THENCE easterly along said boundary line a distance of 230 feet to the point of beginning, and

WHEREAS, the territory hereinbefore described is situate entirely in said Town, outside of any incorporated village or city therein, and

WHEREAS, it is estimated that the expense of constructing such improvement is \$12,500, and such sum is the maximum amount proposed to be expended for such purpose.

NOW, THEREFORE, IT IS ORDERED, that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Union Road and Broadway in the Town of Cheektowaga, on the 2nd day of February, 1960, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER ORDERED that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 184 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed extension are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed extension, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the territory affected, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid, and that copies of this order be posted conspicuously in five (5) public places within the area where such proposed water district extension is to be made, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

Recorded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Supervisor Holtz, Voting Aye  
Councilman Wroblewski, Voting

Aye

Councilman Bystrak, Voting Aye  
Councilman Fath, Voting Aye  
Councilman Weber, Voting Aye  
Councilman Trojanoski, Voting Aye  
Councilman Kornecki, Voting Aye

Ayes: 7; Noes: 0; Absent: 0

(State of New York )

(County of Erie )

I, KENNETH T. HANLEY, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 19, 1960 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-3, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereto affixed the corporate seal of said Town, this 19th day of January, 1960.

KENNETH T. HANLEY  
Town Clerk

(seal)

1960

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 22 day of January, 1959, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof

*Richard G. Bennett*

\_\_\_\_\_ day of \_\_\_\_\_, 1959

*only*  
\_\_\_\_\_ in and for Erie County

Item No. 15 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 15th day of December, 1958, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

BEGINNING at a point of intersection of the Southern boundary of West Shore RR right-of-way and the Eastern boundary of Farm Lot No. 5 thence Southerly along the easterly lines of Lots 5 and 4 to the South lot line of the lots on the South side of Cloverhill; thence Westerly along said south line to the center line of Homeworth; thence Southerly along the center line of said Homeworth Pky. to the North boundary line of the Village of Depew; thence Westerly along said north boundary line of Village of Depew to the center line of Dick Road; thence Southeasterly along the Village boundary line to a point on the Southern boundary of proposed easement for the Scajaquada Creek (as proposed by R. Tryon); thence Westerly along the Southerly boundary of proposed easement to the East line of property owned by J. Konsek; thence Northerly to the South line of Aero Drive-In property; thence Westerly to the East side of Union Road right-of-way; thence Northerly along East right-of-way of Union Road to the southerly boundary of the lands owned or formerly owned by Edward Statler and wife; thence easterly along said southern boundary to the eastern boundary of lands owned by Edward Statler and wife; thence northerly to northern boundary of said property; thence westerly along north boundary of these lands to the east right-of-way line of Union Road; thence northerly along east right-of-way line of Union Road to the Southern boundary line of West Shore RR right-of-way; thence Northeasterly along Southern right-of-way line of West Shore R.R. to the point of beginning.

and

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$85,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER ORDERED that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

Item No. 15-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice of Hearing  
published in the CHEEKTOWAGA TIMES.

Posted as follows on the 23rd day of January, 1959:

- 1-Telephone Pole No. 5 on Diana Drive;
- 2-Post at the corner of Homeworth Park and Diana Drive;
- 3-Telephone Pole No. 4 on Diana Drive;
- 4-Telephone Pole No. 38 On Meadowlawn Parkway;
- 5-Telephone Pole No. 11 on Meadowlawn Road.

1  
17  
26

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:  
first publication ..... JAN 22 1959 .....  
last publication ..... JAN 22 1959 .....  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of JAN 29 1959, 19.....

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1959  
Registered No. 5029

**LEGAL NOTICE****EXTRACTS FROM MINUTES OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of January, 1959, at 7:30 o'clock p.m., Eastern Standard Time, there were:

**PRESENT:**

Benedict T. Holtz, Supervisor.  
 Felix T. Wroblewski, Councilman.  
 Stanley H. Bystrak, Councilman.  
 Alancia Fath, Councilman.  
 Daniel E. Weber, Councilman.  
 Joseph Trojanoski, Councilman.  
 Joseph Kornecki, Councilman.

**ABSENT: 0.**

Councilman Bystrak presented the following resolution and moved its adoption:

**WHEREAS**, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 15th day of December, 1958, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

**BEGINNING** at a point of intersection of the Southern boundary of West Shore RR right-of-way and the Eastern boundary of Farm Lot No. 5 thence Southerly along the easterly lines of Lots 5 and 4 to the South lot line of the lots on the South side of Cloverhill; thence Westerly along said south line to the center line of Homeworth; thence Southerly along the center line of said Homeworth Pkwy. to the North boundary line of the Village of Depew; thence Westerly along said north boundary line of Village of Depew to the center line of Dick Road; thence Southeasterly along the Village boundary line to a point on the Southern boundary of proposed easement for the Scajagada Creek (as proposed by R. Tryon); thence Westerly along the Southerly boundary of proposed easement to the East line of property owned by J. Konsek; thence Northerly to the South line of Merco Drive-In property; thence Westerly to the East side of Union Road right-of-way; thence Northerly along East right-of-way of Union Road to the southerly boundary of the lands owned or formerly owned by Edward Statler & wife; thence easterly along said southern boundary to the eastern boundary of lands owned by Edward Statler and wife; thence northerly to northern boundary of said property; thence westerly along north boundary of these lands to the east right-of-way line of Union Road; thence northerly along east right-of-way line of Union Road to the Southern boundary line of West Shore RR right-of-way; thence Northeasterly along Southern right-of-way line of West Shore RR to the point of beginning; and

**WHEREAS**, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

**WHEREAS**, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the

locations specified in said map and plan; and

**WHEREAS**, it is estimated that the expense of constructing such drainage system will be \$85,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

**NOW, THEREFORE,**

**BE IT ORDERED** by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of February, 1959, at 7:30 o'clock p.m., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

**BE IT FURTHER ORDERED** that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed districts are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

**BE IT FURTHER ORDERED** that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the **CHEEKTOWAGA TIMES**, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, Voting **AYE**.  
 Councilman Wroblewski, Voting **AYE**.

Councilman Bystrak, Voting **AYE**.

Councilman Fath, Voting **AYE**.

Councilman Weber, Voting **AYE**.

Councilman Trojanoski, Voting **AYE**.

Councilman Kornecki, Voting **AYE**.

**AYES: 7 NOES: 0 ABSENT: 0**

(STATE OF NEW YORK)

COUNTY OF ERIE

I, **KENNETH T. HANLEY**,

Town Clerk of the Town hereinafter described, **DO HEREBY**

**CERTIFY** as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 19, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meeting of said Board, and such minutes appear at page No. A-4, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

**IN WITNESS WHEREOF**, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 19th day of January, 1959.

**KENNETH T. HANLEY**

Town Clerk.

(Pub; Jan. 22, 1959).

Item No. 16 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 5 of the Town of Cheektowaga, and has called Nussbaumer, Clarke and Velzy, who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and said map and plan and estimate are dated January 16, 1959, and have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, said additional facilities are described in the notice of public hearing hereinafter set forth and such additional facilities do not include any lateral sewer authorized to be constructed pursuant to Section 199 of the Town Law, and

WHEREAS, the Town Board desires to hold a public hearing for the consideration of such map and plan and estimate;

NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) the Town Clerk is hereby authorized and directed to publish and post the following notice:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 2d day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, and hold a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 5 of the Town of Cheektowaga, and an estimate of the cost thereof, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities hereinbefore referred to are described in a map and plan dated January 16, 1959, prepared at the request of the Town Board by Nussbaumer, Clarke and Velzy, Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes.

The estimated expense of constructing such additional facilities is One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700.00).

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

Dated: January 19, 1959.

Kenneth T. Hanley  
Town Clerk of the Town of Cheektowaga

Item No. 16-Cont'd.

(2) Such notice shall be published once in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga, and circulating in said Sewer District No. 5, and a copy of such notice shall be posted conspicuously in not less than five (5) public places within said District, such publication and posting to be made not less than ten nor more than twenty days prior to the date fixed for such public hearing.

(3) The Town Board shall meet at the time and place specified in said notice and shall hold a public hearing as therein provided.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 23rd day of January, 1959:

- 1-Telephone Pole at the corner of Genesee Street and Andres Place;
- 2-Telephone Pole at the corner of Genesee Street and Mildred Drive;
- 3-Telephone Pole at the corner of Genesee Street and Harlem Avenue;
- 4-Telephone Pole at the corner of Genesee Street and Union Road;
- 5-Telephone Pole at the corner of Maryvale Drive and Union Road.

Hereto attached is a copy of the Notice of the Hearing published in the Cheektowaga Times.

1  
24

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *one* weeks: first publication JAN 22 1959: last publication JAN 22 1959; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
day of JAN 29 1959, 19.....

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
M: Commission Expires March 30, 19-59  
Registered No. 5029

**NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of February, 1959, at 2:30 o'clock p.m., Eastern Standard Time, and hold a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 5 of the Town of Cheektowaga, and an estimate of the cost thereof, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities heretofore referred to are described in a map and plan dated January 16, 1959, prepared at the request of the Town Board by Nussbaumer, Clarke and Velsy, Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes.

The estimated expense of constructing such additional facilities is One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700.00).

By order of the Town Board of the Town of Cheektowaga.  
Dated: January 19, 1959.

KENNETH T. HANLEY  
Town Clerk of the Town of Cheektowaga.

(Pub: Jan. 22, 1959)

Item No. 17 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Municipal Law Section of the State Bar Association will hold its convention in New York City on January 29, 30, and 31, and

WHEREAS, many items of interest to the Town Health Officer and members of the Town Board will be discussed.

BE IT RESOLVED, that the Town Health Officer and a member of the Town Board be granted permission to attend the convention.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

43  
42

Item No. 18 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the New York State Thruway has constructed a double three lane highway through the center of the Town of Cheektowaga, and

WHEREAS, the authority has constructed no signs whatsoever to indicate exits with the name of the Town of Cheektowaga thereon, and

WHEREAS, the Town Board deems it confusing and misleading to motorists attempting to ascertain which exits will lead them to the Town of Cheektowaga, and

WHEREAS, the Town of Cheektowaga is a thriving community of approximately 80,000 people with many national industries located therein.

NOW, THEREFORE, be it

RESOLVED, that the Town Board request the New York State Thruway authority to designate the proper exits which lead to the Town of Cheektowaga by the erection of appropriate signs at appropriate locations, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the New York State Thruway Authority.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

8  
41

Item No. 19 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Department of Sanitation has notified the Town Board that they are in need of one (1) heavy duty chassis and cab complete with Dempster-Dumpster, be it

RESOLVED that this request be granted and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in the DEPEW HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga, in connection with the said Sanitation trucks, and be it further

Item No. 19-Cont'd.

RESOLVED, that the Town Board meet on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) heavy duty chassis and cab complete with Dempster-Dumpster, for use in the Sanitation Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M. Eastern Standard Time on February 2, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway & Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: January 19, 1959

/s/ Kenneth T. Hanley  
Town Clerk

SPECIFICATIONS  
FOR  
TRUCK CHASSIS AND CAB COMPLETE WITH DEMPSTER-DUMPSTER  
1 REQUIRED  
SANITATION DEPARTMENT

---

One (1) Heavy Duty Chassis and Cab complete with Model 303-C LFW Dempster-Dumpster. Make of Truck to be decided by Town Board.

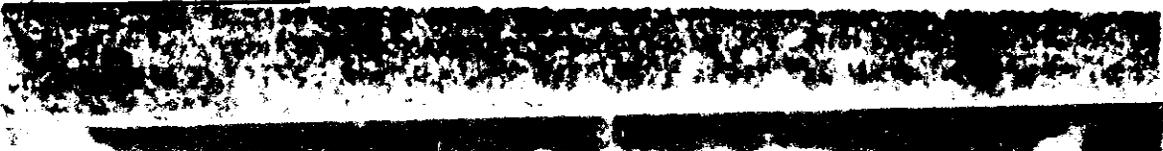
1. New 1959 Heavy Duty Chassis and Cab Conventional
2. Dempster-Dumpster Model 303-C LFW as manufactured and installed by Dempster Brothers, Knoxville 17, Tenn.
3. Engine: 230 Horsepower (min.) V8 engine  
Piston Displacement: 348 cu. in. minimum
4. Gross Vehicle Weight: 22,000 lbs. minimum
5. Cab to Axle Dimension: 84 inches
6. Radiator: Heavy Duty
7. Frame: Channel side rails with reinforcement from front-spring rear hanger to rear-spring front hanger  
(Section Modulus 15.5 in. 3 minimum)
8. Springs: Front - leaf, semi-elliptic with 4200-lbs. Capacity minimum  
Rear - Total Capacity 20,600-lbs. capacity min. at ground
9. Front axle rated capacity 9000-lbs. minimum
10. Transmission: Five speed constant mesh, direct in fifth.
11. Clutch: Minimum 13 inch single disc with 177 sq.in. area or better.
12. Rear Axle: Dual reduction, Timken or equal. 18,000-lbs. min. capacity
13. Wheels: Budd Type or equal
14. Rims: 7.5 (7) Seven required
15. Tires: Seven (7) 10:00x20 (12 Ply) with tubes
16. Electrical System: 12 volt heavy duty battery  
Low cut in generator  
40 ampere generator minimum
17. Brakes: Full air brakes. Gauge on instrument panel  
Total lining area 525 sq. in. minimum
18. Gasoline Tank: 40 Gallon Capacity or better
19. Deluxe heater and defroster
20. Two (2) Air Windshield wiper
21. Directional Signals: Front and Rear
22. Dual Mirrors
23. Tow hooks front
24. Grab handles on sides of cab

Bidders are requested to furnish complete specifications with their bid, of type of equipment specified in the bid.

A check in the amount of Two Hundred Dollars (\$200.00) must accompany the bid as surety for fulfillment of the contract.

Delivery to be made within 60 days of the award of bid to the Town of Cheektowaga Incinerator on Union Road, Cheektowaga, Erie County, New York.

Hereto attached is a copy of the Notice to Bidders published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:



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

Town Hall, corner of Broadway & Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York. Dated: January 19th, 1959

KENNETH T. HANLEY  
Town Clerk

State of New York )  
Erie County ) ss:  
Office of the Clerk of the )  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 19th day of January, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 19th day of January, 1959.

KENNETH T. HANLEY,  
Clerk of the Town Board, Town of Cheektowaga, N. Y.

NOTARY PUBLIC

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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

22 day of January, 1959, and

the last insertion being on the day of

19....., and that not

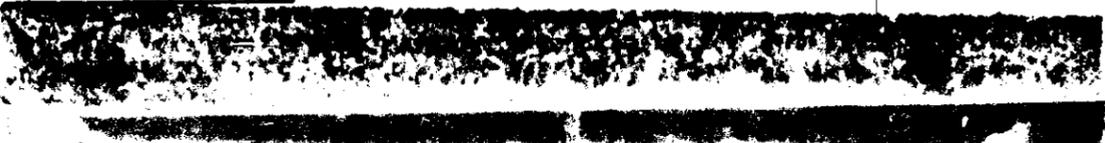
more than six days intervened between any two publi

cations thereof.

*Richard G. Bennett*

Sworn to before me this 26 day of

*James Hanley* 19 59  
*Kenneth T. Hanley*  
Notary Public in and for Erie County



STATE OF NEW YORK  
COUNTY OF ERIE

ss:

**LEGAL NOTICE**  
**Notice To Bidders**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 19th day of January, 1959 at 7:30 o'clock P.M. Eastern Standard Time, There were:

- PRESENT:**  
 Benedict T. Holtz, Supervisor  
 Felix Wroblewski, Councilman  
 Alancin Fath, Councilman  
 Stanley Bystrak, Councilman  
 Joseph Trojanoski, Councilman  
 Joseph Kornecki, Councilman  
 Daniel Weber, Councilman

**ABSENT:** —0—  
Councilman Kornecki presented the following resolution and moved its adoption:

**WHEREAS**, the Department of Sanitation has notified the Town Board that they are in need of one (1) heavy duty chassis and cab complete with Dempster-Dumpster, be

**RESOLVED** that this request be approved and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in the **DELAWARE HERALD AND CHEEKTOWAGA NEWS**, having a circulation in the Town of Cheektowaga, in connection with the said Sanitation work, and be it further

**RESOLVED**, that the Town Board meet on the 2nd day of February, 1959 at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

- Supervisor Benedict T. Holtz, Voting Aye  
 Councilman Felix Wroblewski Voting Aye  
 Councilman Stanley Bystrak Voting Aye  
 Councilman Alancin Fath Voting Aye  
 Councilman Joseph Trojanoski Voting Aye  
 Councilman Daniel Weber Voting Aye  
 Councilman Joseph Kornecki Voting Aye  
**AYES: 7; NOES: —0— ABSENT:**

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for one (1) heavy duty chassis and cab complete with Dempster-Dumpster, for use in the Sanitation Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M. Eastern Standard Time on February 2, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway & Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: January 19th, 1959

KENNETH T. HANLEY  
Town Clerk

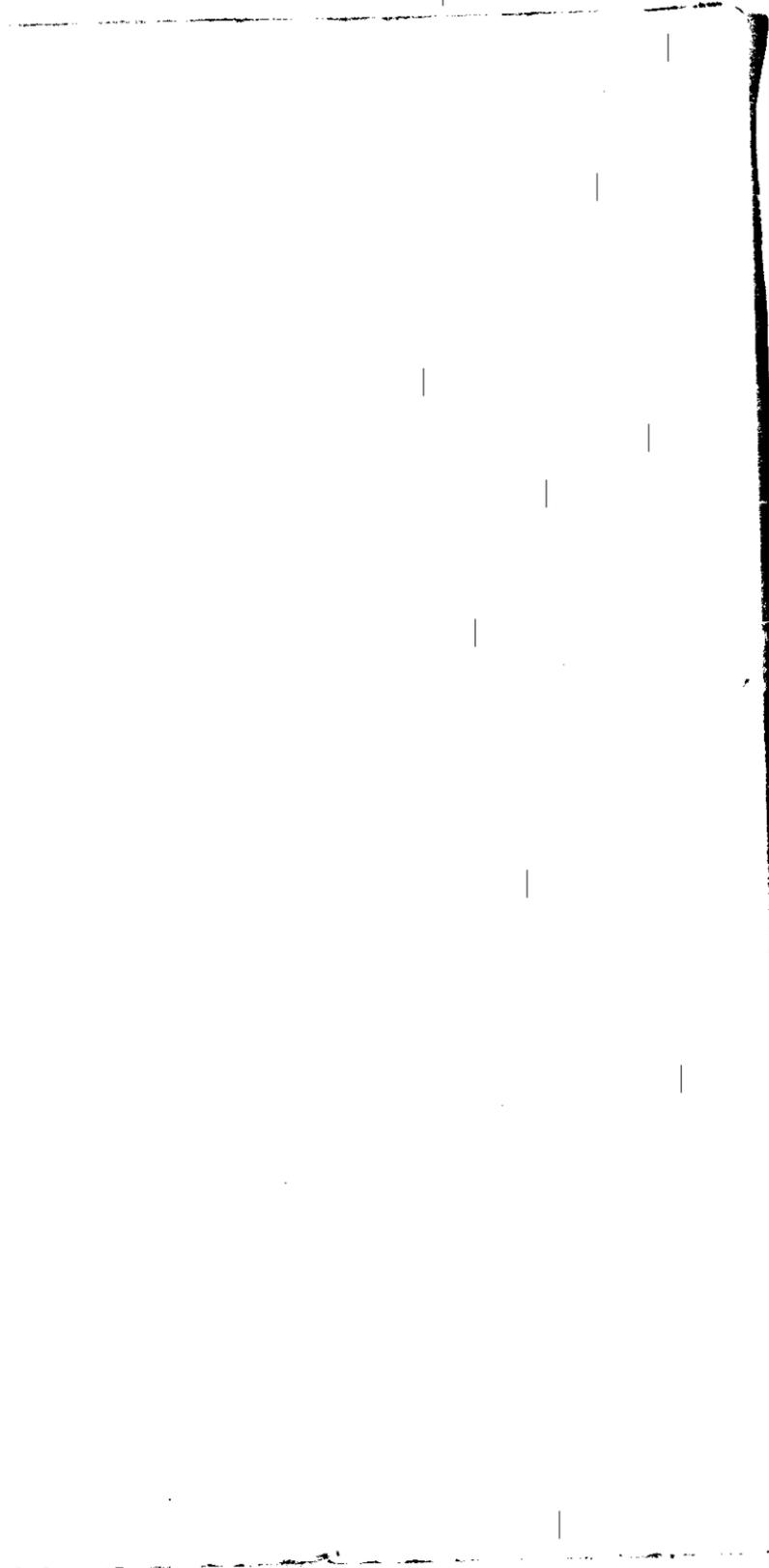
State of New York )  
Erie County ) ss:  
Office of the Clerk of the )  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 19th day of January, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 19th day of January, 1959.

KENNETH T. HANLEY,  
Clerk of the Town Board, Town of  
Cheektowaga, N. Y.

RICHARD G. BENNETT



Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on January 10, 1959, and January 17, 1959, after the same have been approved by the Building Inspector.

15  
35

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 21 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

- General Fund - Nos. 53 to 104, inclusive
- Highway Fund - Nos. 2 to 46, inclusive
- Special Districts - Nos. 12 to 45, inclusive
- C & I - Nos. 6, 9, 10, 11, 12
- Health Fund - No. 5
- Part Town Fund - Nos. 3, 4, 7

6

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 22 The Chairman announced that at this time the Town Board would hear from the hunters in the audience who would like a clarification of the recently adopted Fire Arms Ordinance of the Town of Cheektowaga, New York.

A representative of the Bellevue Hunting Club was granted the floor and requested that an area south of Broadway and east of Union Road be designated as hunting grounds for residents of the Town of Cheektowaga.

Supervisor Holtz and State Conservation Officer Harold Keppner requested that the Clerk read an opinion that the Town has no jurisdiction over hunting in the Town and that this jurisdiction only lies with the Department of Conservation.

After hearing from other interested huntsmen, the Chairman requested that the hunters form a committee and meet with the Town Board on January 24, 1959, at 10:30 A.M.

40

Item No. 23 Moved by Councilman Weber, seconded by Councilman Bystrak, to adjourn.

SEAL

*Kenneth Hanley*  
KENNETH HANLEY  
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 2nd day of February, 1959, at 2:30 P.M., Eastern Standard Time, there were:

PRESENT:	
Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph Kornecki	Councilman
Alancin M. Fath	Councilman
Daniel E. Weber	Councilman
Joseph M. Trojanoski	Councilman
Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl; Assessor Jerzewski; Assessor Kistowski; Town Engineer Kamm; Building & Plumbing Inspector Trafalski; Accountant Maher, and Special District Tax Clerk Reece.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Chairman of the Petitions Committee the request of the Niagara Frontier Transit System to use the southwest corner of Kensington and Century Road as a turn-around place for their buses.

10  
42

Item No. 4 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the request of the Village of Depew for the use of four voting machines and two election booths for use in the Village Elections be granted, and that the Village of Depew have proper insurance for the safe pick-up and return of same machines to the Town of Cheektowaga warehouse.

11

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 5 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the following be authorized and directed to attend the Annual Meeting of the Association of Towns in New York City on February 9, 10, and 11, 1959, and that their reasonable expenses be a proper charge against the Town of Cheektowaga:

- All Elected Town Officials;
- Board of Assessors;
- Members of the Zoning Board of Appeals;
- Plumbing and Building Inspector;
- Town Engineer;
- Town Attorney;
- Town Health Officer;
- Temporary Recreation Director;
- Lieut. William Graham of the Police Department;
- Town Historian.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

31  
42

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, sealed bids were received on January 19, 1959, for the purchase of five (5) police cars,

BE IT RESOLVED, that the bid of Suor Keller Chevrolet, Inc., for the Bel Air Model in the amount of \$7,649.95, be accepted in accordance with the recommendation of the Town Engineer, and

BE IT RESOLVED that the Supervisor be authorized to contract and make the expenditure accordingly.

Seconded by Councilman Weber.

AYES: -7- NOES: -0- ABSENT: -0-

1  
18

Item No. 7 Councilman Kornecki moved,

WHEREAS, the Highway Department has submitted a bill in the amount of \$790.95 for assisting the Garbage Department in the removal of christmas trees,

BE IT RESOLVED, that \$790.95 be transferred from the Special Districts Fund to Item 4 of the Highway Funds, in accordance with the attached request from the Highway Department.

Seconded by Councilman Bystrak.

AYES: -7- NOES: -0- ABSENT: -0-

13  
12

Item No. 8 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, it is the desire of the Town Board to continue to give the best service possible to our taxpayers, and

WHEREAS, such service can be enhanced by having frequent meetings of the members of the Town Board with all Department Heads and spokesmen for employee groups,

BE IT RESOLVED, that a method of establishing regular meetings with said Department Heads and spokesmen be considered and adopted.

Seconded by Councilman Trojanoski.

AYES: -7- NOES: -0- ABSENT: -0-

31  
42

Item No. 9 Councilman Wroblewski moved,

WHEREAS, it has been learned that certain legislation has been proposed in the State Legislature which would exempt railroads from certain Town taxes, and

WHEREAS, the Cheektowaga Town Board is opposed to such reductions and exemptions.

BE IT RESOLVED, that the Town Attorney be directed to obtain copies of such proposed legislation, inform the Town Board of the contents thereof, and contact our area legislators in an effort to defeat such legislation.

Seconded by Councilman Trojanoski.

AYES: -7- NOES: -0- ABSENT: -0-

33  
8

Item No. 10 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, State Law limits assessment aid by the State Board to towns with an assessment of less than 10 million dollars.

BE IT RESOLVED, that the Town delegate to the Association of Towns Convention be directed to request the Association to present proposed legislation to withdraw the 10 million dollar restriction so that such aid could be obtained by any town, at no cost to said town.

Seconded by Councilman Wroblewski.

AYES: -7-

NOES: -0-

ABSENT: -0-

32  
42

Item No. 11 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of said highway to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway to be so improved, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Twenty-Seven Thousand Two Hundred Dollars (\$27,200),

NOW, THEREFORE,

Pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 16th day of February, 1959, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Weber      | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Kornecki   | Voting AYE |

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 11-Cont'd.

Posted as follows on the 6th day of February, 1959:

- 1-Election Booth - Cherokee Drive & Geo. Urban Blvd;
- 2-Telephone Pole No. 11 - Cherokee Drive;
- 3-Telephone Pole No. 16 - Cherokee Drive;
- 4-Telephone Pole No. 20 - Cherokee Drive;
- 5-Telephone Pole No. 13 - Cherokee Drive.

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

17  
13

(AFFIDAVIT)

to be prepared, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Supervisor Holtz, voting Aye  
Councilman Wroblewski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Kornecki, voting Aye  
Ayes: 7; Noes: 0; Absent: 0.

State of New York )  
County of Erie )  
I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, Do Hereby Certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 2, 1959 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-6, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 5th day of February, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 13 day of

February, 1959

*Kenneth T. Hanley*  
Notary Public in and for Erie County

Posted as follows on the 6th day of February, 1959:

- 1-Election Booth - Cherokee Drive & Geo. Urban Blvd;
- 2-Telephone Pole No. 11 - Cherokee Drive;
- 3-Telephone Pole No. 16 - Cherokee Drive;
- 4-Telephone Pole No. 20 - Cherokee Drive;
- 5-Telephone Pole No. 13 - Cherokee Drive.

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

17  
13

(AFFIDAVIT)

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

**EXTRACT FROM MINUTES OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 2nd day of February, 1960, at 2:30 o'clock P.M., Eastern Standard Time, there were:

- PRESENT:**
- Benedict T. Holtz, Supervisor
  - Felix T. Wroblewski, Councilman
  - Stanley R. Bystrak, Councilman
  - Alancin Fath, Councilman
  - Daniel E. Weber, Councilman
  - Joseph Trojanoski, Councilman
  - Joseph Kornecki, Councilman

**ABSENT:** —0—  
Councilman Bystrak presented the following resolution and moved its adoption:

**WHEREAS**, a written petition was duly filed with this Board for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

**WHEREAS**, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of said highway to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway to be so improved, and

**WHEREAS**, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

**WHEREAS**, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Twenty-Seven Thousand Two Hundred Dollars (\$27,200),

**NOW, THEREFORE**, Pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby **ORDERED**, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 16th day of February, 1960, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

**BE IT RESOLVED**, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Seconded by Councilman Kornecki, and duly put to a vote which resulted as follows:  
Supervisor Holtz, voting Aye  
Councilman Wroblewski, voting Aye

Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Kornecki, voting Aye  
Ayes: 7; Noes: 0; Absent: 0.  
State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, Do Hereby Certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 2, 1960 and minutes of said meeting have been duly recorded in the Minute Book

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

Item No. 11-Cont'd.

Posted as follows on the 6th day of February, 1959:

- 1-Election Booth - Cherokee Drive & Geo. Urban Blvd;
- 2-Telephone Pole No. 11 - Cherokee Drive;
- 3-Telephone Pole No. 16 - Cherokee Drive;
- 4-Telephone Pole No. 20 - Cherokee Drive;
- 5-Telephone Pole No. 13 - Cherokee Drive.

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

(AFFIDAVIT)

17  
13

and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

RICHARD G. BENNETT

Seconded by Councilman Kordecki, and duly put to a vote which resulted as follows:  
Supervisor Holtz, voting Aye  
Councilman Wroblewski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Kordecki, voting Aye  
Ayes: 7; Noes: 0; Absent: 0.

State of New York )  
County of Erie )  
I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, Do Hereby Certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 2, 1959 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-6, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2nd day of February, 1959.

(seal) KENNETH T. HANLEY,  
Town Clerk

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement to consist of the installation of sanitary sewers and appurtenances in Greenwood Place, Crestwood Place, and Andres Place, Sanitary Sewer District No. 5, in accordance with the plans and specifications prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, on file in the Town Clerk's Office, and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke & Velzy, competent Civil Engineers duly licensed by the State of New York, to prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate and proposed contract having been duly prepared and presented to this Town Board and likewise filed with the Town Clerk, and the same having been carefully examined by this Board,

NOW, THEREFORE,

BE IT RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of the improvement to consist of the installation of sanitary sewers and appurtenances in Greenwood Place, Crestwood Place, and Andres Place, Sanitary Sewer District No. 5, in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of a notice thereof at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Township, 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 for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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, 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, New York, at the Town Hall in said Town of Cheektowaga, on the 16th day of February, 1959, at 7:30 o'clock P.M., Eastern Standard Time, and be it further

RESOLVED, that said Notice to Contractors be in substantially the following form to wit:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 16th day of February, 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,160 lineal feet of 24 inch diameter and 1,900 lineal feet of 30 inch diameter reinforced concrete sanitary sewer pipe in Sanitary Sewer District No. 5, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, siphon chambers, and other related work in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

Item No. 12-Cont'd.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
Town Clerk

Dated: February 2, 1959  
Published: February 5, 1959

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice to Bidders published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

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

**NOTICE TO CONTRACTORS**  
NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 16th

EVERY



William AC 6 9 5-25  
Pine Hill Gunners 9 16 15-07  
Cheek. All Stars 6 7 18-0-31  
Niedzielo R. & TV 13 22 32 8-25  
Cells 6 9 4 3-22  
D&L Merchants 7 0 16 18-47  
Trenton & Crumrine 2 2 9-21

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 5th day of February, 1959, and the last insertion being on the ..... day of

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

*Richard G. Bennett*

13

Sworn to before me this ..... day of

February, 1959  
*Kurt Stanley*

Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE TO CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 10th day of February, 1939, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,160 lineal feet of 24 inch diameter and 1,900 lineal feet of 30 inch diameter reinforced concrete sanitary sewer pipe in Sanitary Sewer District No. 5, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, siphon chambers, and other related work in accordance with the contract documents hereof, including plans, specifications, instructions to bidders, prepared by Nussbaumer, Clarke & Velky, Consulting Engineers, for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velky, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$20.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Dated: February 2, 1939.

feb5

KENNETH T. HANLEY,  
Town Clerk

RICHARD G. BENNETT

Item No. 13 This being the time and the place advertised for a public hearing for the extension of Water District No. 9 (Messer Avenue).

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no persons appearing in opposition thereof;

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situate within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 19th day of January, 1959, a petition requesting that Water District No. 9 of the Town of Cheektowaga be extended so that it shall include the territory in said Town bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point in the Center line of Messer Avenue said point being 300 feet south of Center Line of Como Park Boulevard;

THENCE easterly a distance of 230 feet along a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE southerly along a line parallel to the Center Line of Messer Avenue a distance of 1590.5 feet to a point on the southern boundary line of lands owned by C. Liszewski;

THENCE westerly a distance of 260 feet to a point on the west right-of-way line of Messer Avenue;

THENCE northerly along the west right-of-way line of Messer Avenue a distance of 92.5 feet to the south boundary of lands owned by C. Barton;

THENCE westerly along the south boundary line of lands owned by C. Barton a distance of 200 feet to a point 230 feet west of the Center Line of Messer Avenue;

THENCE northerly and parallel to the Center Line of Messer Avenue a distance of 1498 feet to a point on a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE easterly along said boundary line a distance of 230 feet to the point of beginning,

and

WHEREAS, said petition also requests that there be constructed in said proposed extension of said Water District No. 9, a water system in accordance with a map and plan attached to such petition, wholly at the expense of said extension, and

WHEREAS, such water system as shown by said map and plan is to consist of a water main and hydrants and the appurtenances necessary for their operation, to be constructed at the locations specified in said map and plan, and

WHEREAS, said Town Board duly adopted, on the 19th day of January, 1959, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said order, duly met and considered said petition, and heard all persons interested in the subject thereof who appeared at such time and place, concerning the same, and

Item No. 13-Cont'd.

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows, viz: (1) the assessed valuation of all the taxable real property in the proposed extension of Water District No. 9 hereinbefore described, as shown upon the latest completed assessment rolls of said Town, is \$20,500; and the aggregate amount of the assessed valuation of such taxable real property which is owned by owners who have signed said petition is \$17,950; and the aggregate amount of the assessed valuation of taxable real property in said proposed extension owned by resident owners, according to said assessment rolls, is \$16,700; and the aggregate amount of the assessed valuation of said taxable real property which is owned by resident owners who have signed said petition is \$16,700; (2) said petition is signed and acknowledged or proved as required by law and is otherwise sufficient; (3) all property and property owners within said proposed extension are benefited thereby; (4) all property and property owners benefited are included within the limits of said proposed extension; (5) it is in the public interest to grant in whole the relief sought in and by said petition; (6) the estimated expense of constructing such improvement of \$12,500 is approved, and such sum is the maximum amount to be expended for such purpose, and it is

FURTHER RESOLVED, that the Town Board do and it hereby does approve the proposed extension of Water District No. 9, with the boundaries set forth in said petition and in this resolution, and the construction of a water system in said proposed extension in accordance with the map and plan attached to said petition, and it is

FURTHER RESOLVED, that the Town Clerk be and he hereby is authorized and directed to file a certified copy of this resolution in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application in duplicate, for permission to extend said Water District in the manner and form prescribed by Section 194 of the Town Law of New York, within ten days after the adoption of this resolution, and it is

FURTHER RESOLVED, that the Town Supervisor be and he hereby is authorized and directed to execute said application on behalf of the Town of Cheektowaga.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

17  
29

Item No. 14 This being the time and the place advertised for a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 5.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof;

Councilman Trojanoski presented the following resolution and moved its adoption:

Item No. 14-Cont'd.

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 5 of the Town of Cheektowaga, and has caused Nussbaumer, Clarke and Velzy, who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and said map and plan and estimate are dated January 16, 1959, and have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, the additional facilities hereinbefore referred to consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Green. od Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last-mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes, and the estimated expense of constructing such additional facilities is One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700), and

WHEREAS, the Town Board did, on the 19th day of January, 1959, duly adopt an order which provided that the Town Board should meet at the Town Hall, corner of Broadway and Union Road, in said Town, on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, on that day to consider said map and plan and estimate and the improvements therein described, and to hear all persons interested therein concerning the same, and to take such action on the part of said Town Board with relation to said improvements as may be authorized and required by law, and

WHEREAS, a notice of said public hearing in the form prescribed by said resolution was published on the 22nd day of January, 1959, in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and circulating in said Sewer District No. 5, and copies of said notice were posted conspicuously in five public places within said District, on the 23rd day of January, 1959, all as shown by affidavits submitted to the Town Board, and

WHEREAS, said Town Board has, at the time and place specified in said order, considered said map and plan and estimate, and the making of the improvements therein described, and has heard all persons interested who have desired to be heard concerning the same, and has considered all evidence submitted at said time and place which will enable said Town Board to make the determinations hereinafter made; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, as follows:

(1) It is hereby determined that (a) all the property and property owners within said Sewer District No. 5 will be benefited by the construction of said improvements; (b) all the property and property owners benefited by the construction of said improvements are included in said Sewer District No. 5; and (c) it is in the public interest to authorize the construction of the improvements described in said map and plan as set forth in said map and plan.

(2) The improvements described in said map and plan shall be constructed in accordance with said map and plan, at a cost of not exceeding One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700).

(3) The Town Clerk is hereby directed to record a certified copy of this order in the office of the Clerk of the County of Erie, pursuant to and in accordance with Section 195 of the Town Law.

Item No. 14-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

1  
24

Item No. 15 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) heavy duty chassis and cab, complete with Dempster Dumpster for use in the Sanitation Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Trojanoski, seconded by Councilman Weber, that the Clerk be authorized and directed to open and read aloud the sealed bids on hand:

Hereto is a summary of the bids received:

1 - Suor Keller Chevrolet, Inc.	\$ 9,127.00
2 - International Harvester Co.	9,528.26
3 - Clement Chevrolet, Inc.	9,622.80
4 - Maier Schule GMC, Inc.	10,220.00

Moved by Councilman Trojanoski, seconded by Councilman Weber that the bids be referred to the Town Engineer for analysis and tabulation.

1  
23

Item No. 16 This being the time and the place advertised for a public hearing for the proposed establishment of Drainage District No. 7 (Homeworth Park, Etc.)

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing.

Kenneth W. Kitzinger, Attorney at Law, representing School District No. 2, was granted the floor and related to the Board that School District No. 2 was in favor of the proposed Drainage District No. 7, providing that a pipe and not a ditch is used to dispose of storm waters.

John Seeley, Trustee for School District No. 2, was granted the floor and requested the Board to have the ditch covered by pipe on account of School Children, and as a hazard thereto.

Dr. Victor Reinstein was granted the floor and said that he had no objection to the property north of the Powerline being included in the new district, but did object to property south of the Powerline being included in the proposed district.

Dr. Reinstein also requested that the creek should be enlarged or else the land would be depreciated, and that the creek should be dredged before putting any more water into it.

Supervisor Holtz advised the Board that he doubted very much if the Comptroller would approve the proposed District.

Item No. 16-Cont'd.

Arthur Mussara was granted the floor and told the Board that he represented Mr. Peter Santin and Mr. Russell Affrunti, contractors in the Town of Cheektowaga, and that they owe it to the property owners due to losses sustained by water. Mr. Mussara explained that we want the people to know that we did everything possible, and that this is planning for the future, and also that there will be trunk drainage laterals in all streets in our subdivision.

Mr. Kenneth W. Kitzinger again was granted the floor representing the Glendale Corporation, and related to the Board that we do not wish to be included in the District on account of devaluating our property, claiming that the proposed District would do damage to his client's property, and that \$85,000.00 is not enough money, and that it should benefit the entire area, and that the area south of the Powerline should be excluded.

The Supervisor ordered the hearing closed and requested that the principals involved in the matter sit down with the Engineers and discuss the situation.

The Supervisor ordered the hearing closed and that the decision be reserved and that the matter be referred to the Town Engineer, Town Attorney, and Town Board, for proper study and report back at a later date.

26

Item No. 17 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on January 24, 1959, and January 31, 1959, after the same have been approved by the Building Inspector.

15  
35

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 18 The following resolution was moved by Councilman Kornecki, and seconded by Councilman Bystrak:

That the following claims be approved as presented:

- General Fund - Nos. G 105 to G 152, inclusive
- Highway Fund - Nos. H 47 to H 63, inclusive
- Special Districts - Nos. S 46 to S 77, inclusive
- C & I - Nos. 13, 14
- Tax Fund - Nos. 15, 16, 17
- Part Town Fund - Nos. 18
- Water Collection Account District No. 9 - No. 19
- Social Security Contribution Fund - No. 8

AYES: -7- NOES: -0- ABSENT: -0-

6

Item No. 19 Building Inspector Carl Trafalaki was granted the floor and requested that the Town Board revoke certain Building Permits issued to Arthur Mussara for the Homeworth Subdivision due to the fact that the sewers have never been inspected. Ordered referred to the Town Board Petitions Committee and the Town Attorney.

15  
33

Item No. 20 Moved by Councilman Weber, seconded by Councilman Wroblewski, that the Board adjourn in the memory of Helen Alsford, Telephone Operator in the Town Hall for many years, who passed away on January 23, 1959.

31

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 4

CHEEKTOWAGA, NEW YORK  
February 16, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 16th day of February, 1959, at 7:30 P.M., Eastern Standard Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
---------	-------------------	------------

Without any objections, Councilman Wroblewski was designated to act as Chairman for this Meeting due to the absence of Supervisor Holtz.

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Assessor Schwenk; Temporary Recreational Director Rutowski; Town Engineer Kamm; Lieutenant Graham, Cheektowaga Police Department; and Building and Plumbing Inspector Trafalski.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Assessors for a property check the petition for the improvement of Terry Lane from Ellen Drive, 920 feet south, by the installation of street lighting equipment.

17  
27

Item No. 4 Referred to the Town Attorney communication from the Highway Superintendent requesting the Town Board to advertise for bids for a new Paving Machine.

13  
33  
1

Item No. 5 Referred to the Town Attorney communication from the Highway Superintendent requesting the Board to abandon the Highway known as East Avenue.

13  
33

Item No. 6 Referred to the Town Attorney communication from the Highway Superintendent requesting the Town Board to abandon the Highway known as Butternut Road.

13  
33

Item No. 7 Ordered received and filed communication from Kenneth W. Kitzinger, Attorney at Law, requesting that a new petition be circulated for the establishment of Drainage District No. 7, claiming that the old petition with a change in boundaries would be insufficient to establish the said District.

17  
24

Item No. 8 Ordered received and filed communication from the Post Office Department, Washington, D.C., informing the Town Board that an independent Post Office in the Town would not be warranted at this time.

7  
42

Item No. 9 Moved by Councilman Bystrak, seconded by Councilman Weber, that the Town Clerk be authorized and directed to publish in the CHEEKTOWAGA TIMES the 1958 Annual Report of the Supervisor of the Town of Cheektowaga.

2  
35

Item No. 10 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga has been studying Prior Notice Laws which have been adopted by other municipalities and

WHEREAS, the Town Board has been advised that a savings of upwards of Two thousand (\$2,000.00) dollars a year on insurance premiums may be gained by the Town of Cheektowaga by the adoption of a Prior Notice Ordinance, and

WHEREAS, many minor and fictitious claims will be eliminated by the adoption of this ordinance.

NOW, THEREFORE, be it

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on the proposed Town Ordinance concerning prior notice be held on the 2d day of March, 1959, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting Local Ordinance No. 28, which is to provide as follows:

TOWN OF CHEEKTOWAGA, NEW YORK  
PRIOR NOTICE ORDINANCE

No civil action shall be maintained against the Town of Cheektowaga for damage or injuries to person or property sustained in consequence of any street, part or portion of any street including the curb thereof and any encumbrances thereon or attachments thereto, tree, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, or traffic control sign or signal, being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence or accumulation of snow or ice upon any street, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, unless previous to the occurrence resulting in such damage or injuries written notice of such alleged condition relating to the particular place and location was actually given to the Town Clerk and there was a failure or neglect within a reasonable time thereafter to remedy or correct the alleged condition complained of.

That at such hearing all persons interested in the subject matter thereof, shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers circulating in said Town of Cheektowaga, notice of the time and place of such hearing, describing in general terms the proposed ordinance, at least ten (10) and not more than twenty (20) days prior to said hearing, and that on or before said date he post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of said Notice.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 20th day of February, 1959:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES.





RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the ..19th.. day of February, 19..59, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 21 day of February, 19..59  
Gene D. Moly  
Notary Public in and for Erie County

STATE OF NEW YORK }  
COUNTY OF ERIE }

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

**LEGAL NOTICE**  
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 16th day of February, 1959, at 7:30 o'clock P. M., Eastern Standard Time, there were

**PRESENT:**  
Stanley E. Bystrak, Councilman  
Alancin Fath, Councilman  
Joseph Kornecki, Councilman  
Joseph Trojanoski, Councilman  
Daniel Weber, Councilman  
Felix T. Wroblewski, Councilman

**ABSENT:**  
Benjamin T. Holt, Supervisor  
Councilman Wroblewski presented the following resolution and moved its adoption:

**WHEREAS**, the Town Board of the Town of Cheektowaga has been studying Prior Notice Laws which have been adopted by other municipalities and

**WHEREAS**, the Town Board has been advised that a savings of up to Two Thousand (\$2,000.00) per year on insurance premiums may be gained by the Town of Cheektowaga by the adoption of a Prior Notice Ordinance, and

**WHEREAS**, many minor and frivolous claims will be eliminated by the adoption of this ordinance.

**THEREFORE**, be it

**RESOLVED**, that pursuant to Section 190 of the Town Law of the State of New York, a public hearing on the proposed Town Ordinance concerning prior notice be held on the 2nd day of March, 1959, at 7:30 o'clock P. M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting Local Ordinance No. 23, which is to read as follows:

**TOWN OF CHEEKTOWAGA, NEW YORK**  
**PRIOR-NOTICE ORDINANCE**

No civil action shall be maintained against the Town of Cheektowaga for damage or injuries to persons or property sustained in consequence of any street, part or portion of any street including the curb thereof and any encumbrances thereon or attachment thereto, such as bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, or traffic control sign or signal, being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence or accumulation of snow or ice upon any street, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, unless previous to the occurrence resulting in such damage or injuries written notice of such alleged condition relating to the particular place and location was actually given to the Town Clerk and there was a failure or neglect within a reasonable time thereafter to remedy or correct the alleged condition complained of.

That at such hearing all persons interested in the subject matter thereof, shall be given an opportunity to be heard, and be it further

**RESOLVED**, that the Town Clerk be and he hereby is authorized and directed to publish in the Depew Herald and Cheektowaga News and the Cheektowaga Times, newspapers circulating in said Town of Cheektowaga, notice of the time and place of such hearing, describing in general terms the proposed ordinance, at least ten (10) and not more than twenty (20) days prior to said hearing, and that on or before said date be post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of said Notice.

Dated: February 16, 1959.  
KENNETH T. HANLEY,  
Town Clerk

Seconded by Councilman Trojanoski, and duly put to a vote, which resulted as follows:  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish in the Depew Herald and Cheektowaga News and the Cheektowaga Times, newspapers circulating in the Town of Cheektowaga, notice of the time and place of such hearing, describing in general terms the proposed ordinance, at least ten (10) and not more than twenty (20) days prior to said hearing, and that on or before said date the post or cause to be posted conspicuously, on a sign-board maintained by him at the entrance of the Town Clerk's Office, a certified copy of said Notice.

Dated: February 16, 1959.

KENNETH T. HANLEY,

Town Clerk

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

Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Kornecki, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Weber, voting Aye  
Councilman Wroblewski, voting Aye

AYES: 6, NOES: 0; ABSENT: 1

State of New York )  
Erie County )  
Office of the Clerk of the ) ss:  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of February, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of February, 1959.

(seal) KENNETH T. HANLEY,  
Clerk of the Town Board, Town of  
Cheektowaga, N. Y.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

Item No. 11 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, sealed bids were received on January 19, 1959 for two two-ton truck chassis with cab for the Sanitation Department, and

WHEREAS, International Harvester Company submitted a bid of \$5,068.12 for International Trucks; DeLacy Motors Company submitted a bid in the amount of \$5,388.90 for Dodge Trucks; and Suor-Keller Chevrolet, Inc., submitted a bid in the amount of \$5,390.00 for Chevrolet Trucks, and

WHEREAS, the Town Board is of the opinion that the bid of Suor-Keller Chevrolet, Inc., should be accepted in order to standardize the equipment, facilitate repairs, and part replacements.

NOW, THEREFORE, be it

RESOLVED, that the bid of Suor-Keller Chevrolet, Inc., in the amount of \$5,390.00 be accepted, and that the Supervisor be and he hereby is authorized and directed to enter into a contract with Suor-Keller Chevrolet, Inc., for the purchase of two two-ton truck chassis with cab for the Sanitation Department in the amount of \$5,390.00 and to make payment accordingly.

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

Councilman Bystrak	Voting NAYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -1-

ABSENT: -1-

1  
23

Item No. 12 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town Board on the 2nd day of February, 1959, opened sealed proposals for the purchase of a heavy duty chassis and cab complete with a Model 303-C-LFW Dempster Dumpster,

WHEREAS, Suor-Keller Chevrolet, Inc., were the low bidders in the amount of \$9,127.00, be it

RESOLVED, that the bid of Suor Keller Chevrolet, Inc., in the amount of \$9,127.00 be accepted and that the Supervisor be authorized to contract with Suor Keller Chevrolet, Inc., for purchase of same heavy duty chassis and cab complete with a Model 303-C-LFW Dempster Dumpster, in the amount of \$9,127.00.

Seconded by Councilman Weber.

AYES: -6-

NOES: -0-

ABSENT: -1-

1  
23

Item No. 13 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains; (said highway is now paved for its entire length), and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said portion of said public highway to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of said portion of the highway to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said portion of said highway to be so improved, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Seventeen Thousand Five Hundred Dollars (\$17,500.00),

NOW, THEREFORE,

Pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

Wabash Avenue Improvement, Curbs, Etc.

Posted as follows on the 6th day of March, 1959:

- 1- Post at the corner of Wabash Avenue and William Street;
- 2- Telephone Pole No. 4 on Wabash Avenue;
- 3- Telephone Pole No. 2 on Wabash Avenue;
- 4- Telephone Pole No. 40 on Wabash Avenue;
- 5- Telephone Pole No. 90 on Wabash Avenue.

Hereto attached is a copy of the Notice of the Hearing published in the Depew Herald-Cheektowaga News:

Councilman Trojnoski, voting Aye  
 Councilman Kernaeki, voting Aye  
 AYES: 6; NOES: 0; ABSENT: 1.  
 State of New York )  
 County of Erie )  
 I, Kenneth T. Hanley, Town  
 Clerk of the Town hereinafter de-  
 scribed, DO HEREBY CERTIFY as  
 follows:  
 1. A regular meeting of the  
 Town Board of the Town of Cheek-  
 towaga, a town located in the  
 County of Erie, State of New York,  
 was duly held on February 16,  
 1959, and minutes of said meeting  
 have been duly recorded in the  
 Minute Book kept by me in ac-  
 cordance with law for the pur-  
 pose of recording the minutes of  
 meetings of said Board, and such  
 minutes appear at page No. A-9,  
 inclusive, of said book.  
 2. I have compared the attached  
 extract with said minutes so re-  
 corded and said extract is a true  
 copy of said minutes and of the  
 order thereof insofar as said min-  
 utes relate to matters referred to  
 in said extract.  
 3. Said minutes correctly state the  
 date when said meeting was con-  
 vened, the place where such meet-  
 ing was held and the members of  
 said Board who attended said  
 meeting.  
 IN WITNESS WHEREOF, I have  
 hereunto set my hand and have  
 hereunto affixed the corporate seal  
 of said Town, this 16th day of Feb-  
 ruary, 1959.  
 (Seal) KENNETH T. HANLEY,  
 Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
 towaga, Erie County, New York, 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  
 26th day of February, 1959, and  
 the last insertion being on the ..... day of  
 ....., 19....., and that not  
 more than six days intervened between any two publi-  
 cations thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

March 19 59  
*Kenneth T. Hanley*  
 Notary Public in and for Erie County

Wabash Avenue Improvement, Curbs, Etc.

Posted as follows on the 6th day of March, 1959:

- 1- Post at the corner of Wabash Avenue and William Street;
- 2- Telephone Pole No. 4 on Wabash Avenue;
- 3- Telephone Pole No. 2 on Wabash Avenue;
- 4- Telephone Pole No. 40 on Wabash Avenue;
- 5- Telephone Pole No. 90 on Wabash Avenue.

Hereto attached is a copy of the Notice of the Hearing published in the Depew Herald-Cheektowaga News:

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

RICHARD G. BENNETT

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 16th day of February, 1959, at 7:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:

T. Wroblewski, Councilman  
R. Bystrak, Councilman  
J. Fath, Councilman  
J. Trojanoski, Councilman  
K. Kornecki, Councilman

ABSENT:

T. Holtz, Supervisor

Councilman Kornecki presented the following resolution and moved its adoption:

Resolved, a written petition was filed with this Board for improvement of both sides of Wabash Avenue, from William Street, south to Stradtman Street, a distance of approximately 1940 feet, by the construction of curbs, and with the installation of underground drains; the highway is now paved for its entire length, and

AS, it duly appears that a petition has been signed by the owners of real property fronting on both sides of said highway to improve said highway to be improved as above described, at least one-half of the frontage or bounds on both sides of said portion of the highway so improved, and signed by owners owning not less than one-half of the frontage of said portion of said highway so improved, and

such petition was acknowledged or proved by the owners in the same manner as required to be recorded, and the maximum amount to be expended for improvement of said highway as stated in the petition is Seventeen Thousand Five Hundred Dollars (\$17,500.00).

THEREFORE,

in accordance to the provisions of Section 24-100 of the Town Law of the State of New York, it is hereby resolved, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 6th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering said petition and hearing the persons interested in the subject matter concerning the same.

IT IS RESOLVED, that the Town Clerk be and he hereby is directed and directed to publish a certified copy of this resolution in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously on each side of said portion of the highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Wroblewski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Kornecki, voting Aye  
AYES: 6; NOES: 0; ABSENT: 1.

State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 16, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-9, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true and correct copy of the same.

Wabash Avenue Improvement, Curbs, Etc.

Posted as follows on the 6th day of March, 1959:

- 1- Post at the corner of Wabash Avenue and William Street;
- 2- Telephone Pole No. 4 on Wabash Avenue;
- 3- Telephone Pole No. 2 on Wabash Avenue;
- 4- Telephone Pole No. 40 on Wabash Avenue;
- 5- Telephone Pole No. 90 on Wabash Avenue.

Hereto attached is a copy of the Notice of the Hearing published in the Depew Herald-Cheektowaga News:

Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Kordecki, voting Aye  
AYES: 6; NOES: 0; ABSENT: 1.  
State of New York )  
County of Erie )

RICHARD G. BENNETT

Kenneth T. Hanley, Town Clerk of the Town hereinafter designated, DO HEREBY CERTIFY as

regular meeting of the Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, held on February 18, 1959. The minutes of said meeting were duly recorded in the Town Book kept by me in accordance with law for the purpose of recording the minutes of said Board, and such minutes appear at page No. A-9, of said book.

I have compared the attached minutes so recorded and the same are a true and correct copy of the minutes and of the matters referred to

therein. I hereby certify that the meeting was conducted at the place where such meeting was held and the members of the Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused to be affixed the corporate seal of said Town, this 18th day of February, 1959.

KENNETH T. HANLEY,  
Town Clerk

Item No. 13-Cont'd.

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said portion of the highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

17  
13

( Please refer to the opposite page for place of posting and affidavit)

Item No. 14 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, there have heretofore been issued and sold \$13,000 Serial Mansion Street curbing bonds, pursuant to the bond resolution entitled "Bond Resolution, Dated July 21, 1958, Authorizing the Issuance of \$14,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Mansion Street", and

WHEREAS, additional expenditures require the issuance of a bond anticipation note in the amount of \$1,000; NOW, THEREFORE,

BE IT RESOLVED, that a bond anticipation note in the amount of \$1,000, maturing on January 1, 1960, shall be issued pursuant to bond anticipation note resolution adopted July 21, 1958.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

12  
13

Item No. 15 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, there have heretofore been issued and sold \$170,000 Serial Cedar, Tudor, and Campbell Roads paving bonds, pursuant to the bond resolution entitled "Bond Resolution, Dated October 7, 1957, Authorizing the Issuance of \$178,810 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Pavement on Cedar Road, Tudor Road, and Campbell Road", and

WHEREAS, additional expenditures require the issuance of a bond anticipation note in the amount of \$8,000; NOW, THEREFORE,

BE IT RESOLVED, that a bond anticipation note in the amount of \$8,000, maturing on January 1, 1960, shall be issued pursuant to bond anticipation note resolution adopted October 7, 1957.

Item No. 15-Cont'd.

49

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

12  
13

Item No. 16 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, there have heretofore been issued and sold \$13,000 Peoria Street curbing bonds, pursuant to the bond resolution entitled "Bond Resolution, Dated July 21, 1958, Authorizing the Issuance of \$14,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Peoria Street", and

WHEREAS, additional expenditures require the issuance of a bond anticipation note in the amount of \$1,000; NOW, THEREFORE,

BE IT RESOLVED, that a bond anticipation note in the amount of \$1,000, maturing on January 1, 1960, shall be issued pursuant to bond anticipation note resolution adopted July 21, 1958.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

12  
13

Item No. 17 This being the time and place advertised for a public hearing for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway by the construction of curbs, together with the installation of receivers and necessary underground drains.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof,

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and also constituting resident owners along both sides of said highway to be improved, and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded, and

Item No. 17-Cont'd.

WHEREAS, at a meeting of said Town Board duly called and held on the 2nd day of February, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: The sum of Twenty-seven Thousand Two Hundred Dollars (\$27,200), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga on the 16th day of February, 1959, at 7:30 o'clock P.M., Eastern Standard Time; and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place the said Town Board did duly consider the said petition and hear all persons interested;

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: Both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains, and it is further

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for this Town, shall survey said Cherokee Drive and establish the lines and grades thereof, and shall file such survey and profile in the Town Clerk's Office, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velzy shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work; and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

1  
17  
13

Item No. 18 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,160 lineal feet of 24 inch diameter and 1,900 feet of 30 inch diameter reinforced concrete sanitary sewer pipe in Sanitary Sewer District No. 5, including manholes, wye branches, siphon chambers, and other related work in accordance with the contract documents therefor, including plans, specifications, instruction to bidders, etc., prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, New York.

The Town Clerk presented proof that the Notice to Contractors has been duly published and required by law.

Moved by Councilman Fath, seconded by Councilman Weber, that the Town Clerk open the sealed proposals on hand.

Hereto attached is a summary of bids received:

1  
24



Item No. 18-Cont'd.

Moved by Councilman Fath, seconded by Councilman Weber, that the bids be referred to the Town Engineer for analysis and tabulation.

1  
36

Item No. 19 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to make the following changes in lamp sizes and locations on existing poles situate in Union Road north of Genesee Street:

Remove twenty-two (22) 2500 lumen lamps from Poles 323, 324, 325, 326, 327, 328, 329, 330, 332 $\frac{1}{4}$ , 334, 336, 337, 339, 341, 342, 343, 344, 345, 346, 347, 347 $\frac{1}{4}$ , and 349.

Move Pole No. 328 from its present location to directly across from the intersection of Union Road and Rosedale,

INSTALL thirty-eight (38) 6,000 lumen lamps on Poles 322, 324, 323, 325, 326, 327, 329, 330, 331, 332 $\frac{1}{4}$ , 333, 334, 334 $\frac{1}{4}$ , 335, 336, 336 $\frac{1}{4}$ , 337, 337 $\frac{1}{4}$ , 338, 338 $\frac{1}{4}$ , 339, 340, 340 $\frac{1}{4}$ , 341, 342, 343, 344, 345, 346, 347, 347 $\frac{1}{4}$ , 348, 349, 341 $\frac{1}{4}$ , 342 $\frac{1}{4}$ , 349 $\frac{1}{2}$ , 328, 328A.

INSTALL three (3) 10,000 lumen lamps on Poles 332, 332A, 332B.

INSTALL one (1) 6,000 lumen lamp on Pole 341-1.

REMOVE two (2) 4,000 lumen lamps from Poles 332, and 338.

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

27

Item No. 20 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install, on existing poles, two (2) 4,000 lumen lights in Patricia Lane and one (1) 4,000 lumen light at the corner of Patricia and Wojeik. All to be globe type.

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

27

Item No. 21 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to remove existing 10,000 lumen Sodium Vapor lamps and replace with 10,000 lumen incandescent lamps, globe type, at the following locations;

- William and Cayuga Creek Road
- Northcrest and Union
- Southcrest and Union
- Chapel and Union

and be it further

RESOLVED, that the existing 10,000 Sodium Vapor lamp be removed from existing pole at Harlem and Straley and that a globe type 15,000 lumen incandescent lamp replace it, and be it further

RESOLVED, that a 2500 lumen globe type lamp be installed on existing pole situate at Wojcik and Kennedy Streets and that at the corner of Roger and Cayuga Road, the existing 1000 lumen light be removed and replaced with a 10,000 globe type lumen incandescent lamp.

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

27

Item No. 22 RESOLUTION by Councilman Kornecki,

WHEREAS it is the intention of the Town Board of the Town of Cheektowaga, to establish a Recreation Youth Project and

WHEREAS the Town of Cheektowaga is about to submit an application for such a project to the New York State Youth Commission for its approval, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on said project, as provided by Chapter 556 of the Laws of 1945, as amended; now, therefore, be it

RESOLVED, that such application is in all respects approved and BENEDICT T. HOLTZ, SUPERVISOR, is hereby directed and authorized to duly execute and to present said application of the New York State Youth Commission for its approval.

Section 2: This resolution shall take effect immediately. Seconded by Councilman Fath.

AYES: -6- NOES: -0- ABSENT: -1-

CERTIFICATION

I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, do hereby certify that I have examined and compared the foregoing resolution with the original resolution duly adopted by the Town Board of the Town of Cheektowaga of Erie County, New York, on February 16, 1959, and on file in my office. That the same is a true and correct copy thereof and the whole thereof.

/s/ Kenneth T. Hanley  
Clerk

15  
8  
16

Item No. 23 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that Ernest Roehm, Assistant Building and Plumbing Inspector, be authorized and directed to attend the State Building Code Commission and the Eastern States Building Officials Federation Building School at New York City on February 18, 19, and 20, 1959, and that his reasonable expense be a proper Town charge.

AYES: -6- NOES: -0- ABSENT: -1-

31  
42

Item No. 24 Councilman Weber presented the following resolution and moved its adoption:

RESOLVED, that Charlotte Janiak, Cheektowaga, New York, be appointed Telephone Operator, to fill the vacancy existing in the Office of the Town Clerk, effective February 4, 1959, which appointment is on a Provisional basis pending examination by the Department of Civil Service, at an annual salary of \$3600.00 per annum, to be paid semi-monthly at a starting salary of \$3400.00 to be increased by increments of \$100.00 every six months until the maximum is reached.

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

Councilman Fath Voting AYE  
Councilman Wroblewski Voting AYE  
Councilman Trojanoski Voting AYE  
Councilman Kornecki Voting AYE  
Councilman Weber Voting AYE  
Councilman Bystrak Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

31  
20

Item No. 25 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, Philip Schultz, an employee of the Town of Cheektowaga, has accumulated ninety-eight (98) days sick leave under the Cheektowaga Sick Leave Ordinance and is entitled to payment of the same at the rate of two and eight and one-half (\$2.08-1/2) dollars per hour or a daily rate of sixteen and sixty-eight (\$16.68) dollars and accumulated amount of one thousand six hundred thirty-four and sixty-four (\$1,634.64) dollars.

NOW, THEREFORE, be it RESOLVED, that the Supervisor be and he hereby is authorized to make payment to Philip Schultz in the total amount of one thousand six hundred thirty-four and sixty-four (\$1,634.64) dollars for accumulated sick leave.

Seconded by Councilman Trojanoski.

AYES: -6- NOES: -0- ABSENT: -1-

31  
20

Item No. 26 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on February 7, 1959, and February 14, 1959, after the same have been approved by the Building Inspector.

AYES: -6- NOES: -0- ABSENT: -1-

15  
35

Item No. 27 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund - Nos. G-154 to G-204, inclusive  
Highway Fund - Nos. H- 64 to H- 88, inclusive  
Special Districts - Nos. S- 78 to S- 89, inclusive  
C & I - Nos. 39  
Part Town - Nos. 26 to 38, inclusive

AYES: -6- NOES: -0- ABSENT: -1-

6

Item No. 28 Mr. N. Kopf and Mr. C.F. Haefner of No. 1615 and No. 1598 Kensington Avenue, respectively, were granted the floor and spoke against the proposed turn-around loop by the Niagara Frontier Transit System at the southwest corner of Kensington Avenue and Century Road.

Mr. Kopf related to the Board that the same would create an additional traffic hazard, and Mr. Haefner related to the Board that the residents have no objection to a medical building or business of that nature locating on the said premises.

Ten persons in the audience stood in opposition.

The Chairman referred the matter to the Town Attorney and the Public Utility Committee for study and investigation.

The Clerk read a communication from Godfrey M. Weinstein & Co. in favor of the proposed route and turn-around loop.

33  
2

Item No. 29 Moved by Councilman Fath, seconded by Councilman Trojanoski, to adjourn to February 18, 1959, at 5:30 o'clock P.M., Eastern Standard Time.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 18th day of February, 1959, at 5:30 P.M., Eastern Standard Time, there were:

PRESENT: Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph Kornecki	"
Alancin M. Fath	"
Daniel E. Weber	"
Joseph M. Trojanowski	"
Stanley R. Bystrak	"

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt and Town Engineer Kamm.

**EXTRACTS FROM MINUTES OF TOWN BOARD**

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 18th day of February, 1959, at 5:30 o'clock P. M., Eastern Standard Time, there were:

**PRESENT:**

Benedict T. Holtz, Supervisor  
 Felix T. Wroblewski, Councilman  
 Stanley R. Bystrak, Councilman  
 Alancin Fath, Councilman  
 Daniel E. Weber, Councilman  
 Joseph Trojanoski, Councilman  
 Joseph Kornecki, Councilman  
**ABSENT:** —0—

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 18th day of February, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract Or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Trans-eastern Realty Corporation to the north line of Trans-eastern Realty Corporation; thence easterly along the northerly line of the Trans-eastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 3,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands now or formerly owned by Kramer Brothers Freight Lines, said point also being about 530 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$480,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of March, 1959, at 2:30 o'clock P.

M. Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER ORDERED that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, voting Aye  
 Councilman Wroblewski, voting Aye  
 Councilman Bystrak, voting Aye  
 Councilman Fath, voting Aye  
 Councilman Weber, voting Aye  
 Councilman Trojanoski, voting Aye  
 Councilman Kornecki, voting Aye  
**AYES: 7; NOES: 0; ABSENT: 0.**  
 State of New York )  
 County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 18, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-13, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 18th day of February, 1959.

KENNETH T. HANLEY,  
 Town Clerk

Posted as follows on the 19th day of February, 1959:

- 1- Telephone Pole No. 22/1 on Walden Avenue;
- 2- Telephone Pole No. 9 on Walden Avenue;
- 3- Telephone Pole No. 17 on Walden Avenue;
- 4- Telephone Pole No. 30 on Walden Avenue;
- 5- Telephone Pole No. 12 on Walden Avenue;

Hereto attached is a copy of the Notice of hearing.

point, also, publication than by law. said publication than by in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

Seconded by Councilman Kornecki and duly put to a vote which resulted as follows:  
 Supervisor Holtz, voting Aye  
 Councilman Wroblewski, voting Aye  
 Councilman Bystrak, voting Aye  
 Councilman Fath, voting Aye  
 Councilman Weber, voting Aye  
 Councilman Trojanoski, voting Aye  
 Councilman Kornecki, voting Aye  
 AYES: 7; NOES: 0; ABSENT: 0.  
 State of New York )  
 County of Erie )  
 I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:  
 1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was held on the 21st day of February, 1959, at 7:30 P.M. at the Town Hall, Depew, New York. The subject of the meeting was the proposed drainage district. The Board of the Town of Cheektowaga, Erie County, New York, on the 21st day of February, 1959, at 7:30 P.M. at the Town Hall, Depew, New York, adopted the following resolution: "Resolved, That the Board of the Town of Cheektowaga, Erie County, New York, do hereby certify that the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga, Erie County, New York, and having a general circulation in the proposed drainage district, is a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, inserted and published therein once a week for one week, the first insertion being on the 9th day of February, 1959, and the last insertion being on the 15th day of February, 1959, and that not more than six days intervened between any two publications thereof."

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the

annexed printed slip taken from said newspaper, is a copy,

inserted and published therein once a week for

one week, the first insertion being on the 9th day of February, 1959, and

the last insertion being on the 15th day of February, 1959, and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 21 day of

*Kenneth T. Hanley*  
1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

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

**EXTRACTS FROM MINUTES  
 OF TOWN BOARD**

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 16th day of February, 1959, at 5:30 o'clock P. M., Eastern Standard Time, there were:

**PRESENT:**

Benedict T. Holtz, Supervisor  
 Felix T. Wroblewski, Councilman  
 Stanley R. Bystrak, Councilman  
 Alancin Fath, Councilman  
 Daniel E. Weber, Councilman  
 Joseph Trojanoski, Councilman  
 Joseph Kornecki, Councilman

**ABSENT:** -0-

RICHARD G. BENNETT

Councilman Trojanoski presented the following resolution and moved its adoption:

**WHEREAS**, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 16th day of February, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract Or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Trans-eastern Realty Corporation to the north line of Trans-eastern Realty Corporation; thence easterly along the northerly line of the Trans-eastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 3,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands now or formerly owned by Kramer Brothers Freight Lines, said point also being about 530 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue a distance of about 200 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and

**WHEREAS**, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

**WHEREAS**, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

**WHEREAS**, it is estimated that the expense of constructing such drainage system will be \$400,000.00,

WHEREAS, said petition requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$450,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of March, 1959, at 2:30 o'clock P. M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER ORDERED that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, voting Aye  
Councilman Wroblewski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Kornecki, voting Aye  
AYES: 7; NOES: 0; ABSENT: 0.  
State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 18, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-13, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 18th day of February, 1959.

KENNETH T. HANLEY,  
Town Clerk

RICHARD G. BENNETT

Item No. 3 Moved by Councilman Wroblewski, seconded by Councilman Trojanowski, that the Sub Division Map of Delmar Farms and Brentwood Re - Sub Division of part of Cover 1219 Part of Lot 12 T 11 R 7, be approved and ordered filed in the Assessors Office. 39

CARRIED: AYES: -6-

ABSENT -1- When vote was taken  
( Councilman Bystrak )

30

Item No. 4 Moved by Councilman Fath, seconded by Councilman Weber, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk.

*Kenneth T. Hanley*

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 2nd day of March, 1959, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Acting Recreational Director Rutkowski; Town Engineer Kamm; General Foreman Eberl; Building & Plumbing Inspector Trafalski; Receiver of Taxes & Assessments Pfohl; Justice of the Peace Pyszczyński; Assessor Kitowski; Lieutenant Graham of the Police Department; and Leo Kurnick, Chairman of the Zoning Board of Appeals.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to Councilman Trojanoski communication from Nussbaumer, Clarke and Velzy with bid tabulations attached, relating to Sanitary Sewer District No. 5, Sanitary Relief on Greenwood, Crestwood, and Andres Place.

1  
24

Item No. 4 Referred to the Chairman of the Finance Committee communication from the Erie County Highway Department granting the request of the Town Board to erect a traffic signal light at the intersection of Maryvale Drive and Community Road.

9  
71

Item No. 5 Referred to the Assessors for a property check the petition for street lighting equipment in Colden Court.

17  
27

Item No. 6 Referred to the Chairman of the Petitions Committee the petition of David D. and Mary E. Amigone for permission to operate a Funeral Parlor at the southwest corner of Cleveland Drive and Woodridge Avenue.

15  
17

Item No. 7 Referred to the Chairman of the Sewage Committee the request of the Town Engineer to construct a new manhole in sewer line at Gladys Road and 19th Avenue.

36  
24

Item No. 8 Referred to the Building Inspector and the Chairman of the Petitions Committee communication from the Cheektowaga Fire Chiefs' Mutual Aid Association relating to the amending of the Town Building Code in relation to Exits in Dwellings and Fire Stops.

17  
40

Item No. 9 Moved by Councilman Bystrak, seconded by Councilman Kornecki, that the Niagara Mohawk Power Corporation be authorized and directed to place a shield on lamp in front of No. 174 Heather Road, Town of Cheektowaga, New York.

21

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 10 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga has available from its tax collections the sum of \$510,000.00 to invest at a short term three (3) month investment, viz: \$150,000.00 from the General Fund; \$60,000.00 from the Highway Fund, and \$300,000.00 from the Special District Fund, and it also has available \$340,000.00 for short term six (6) month investment, viz: \$100,000.00 from the General Fund; \$40,000.00 from the Highway Fund, and \$200,000.00 from the Special District Fund, and

WHEREAS, the Marine Trust Company, Cheektowaga Branch, has recommended the investment of such funds in United States Treasury Bills which are currently paying approximately 2.75% on three (3) month investments, and 3.1% on six (6) month investments, and

WHEREAS, the Marine Trust Company has offered to handle the investment without charge and to handle the safekeeping of the same without charge, be it

RESOLVED, that the Supervisor be and he hereby is authorized and directed to invest \$510,000.00 in United States Treasury Bills through the Marine Trust Company for a period of three (3) months and \$340,000.00 in United States Treasury Bills through the Marine Trust Company for a period of six (6) months.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

12

Item No. 11 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of property bounded approximately as follows: on the west by the easterly line of Sewer District No. 7, on the north by the center line of Genesee Street, on the east by the center line of Transit Road, and on the south by the center line of Rein Road, have indicated a desire to have Sewer District No. 7 extended to include such described area, NOW, THEREFORE,

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers of this Town, be and they hereby are retained to prepare preliminary plans for said extension of Sewer District No. 7.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

24

Item No. 12 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Glen Estates Corporation has submitted a proposed subdivision map as prepared by Herthe and Sonnenberger, Engineers, which map is attached hereto.

NOW, THEREFORE, be it

RESOLVED, that said subdivision map be approved only for the portion south of the North Creek Drive as shown thereon including North Creek Drive for land planning only for the installation and construction of North Creek Drive and South Creek Drive and the flume across the same by the Town of Cheektowaga.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

30

Item No. 13 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways has recommended that Butternut Road, as shown on Map Cover No. 2082, be abandoned in accordance with the request of all adjacent property owners.

BE IT RESOLVED, that Butternut Road, as shown on Map Cover No. 2082, in its entirety be and it is hereby abandoned, and be it further

RESOLVED, that the Town Board approve a new subdivision map as attached hereto which shows the deletion of Butternut Road subject to the approval of the Town Engineer and the Town Highway Superintendent.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

13  
33

Item No. 14 This being the time and the place advertised for a public hearing for the adoption of Ordinance No. 28, to be known as the TOWN OF CHEEKTOWAGA, NEW YORK, PRIOR NOTICE ORDINANCE.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof:

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held February 16, 1959, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of March, 1959, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of adopting Local Ordinance No. 28, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 2nd day of March, 1959, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting an Ordinance to be known as Local Ordinance No. 28, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt an Ordinance to be known as Local Ordinance No. 28 and provide as follows:

TOWN OF CHEEKTOWAGA, NEW YORK  
PRIOR NOTICE ORDINANCE

No civil action shall be maintained against the Town of Cheektowaga for damage or injuries to person or property sustained in consequence of any street, part or portion of any street including the curb thereof and any encumbrances thereon or attachments thereto, tree, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, or traffic control sign or signal, being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence or accumulation of snow or ice upon any street, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, unless previous to the occurrence resulting in such damage or injuries written notice of such alleged condition relating to the particular place and location was actually given to the Town Clerk and there was a failure or neglect within a reasonable time thereafter to remedy or correct the alleged condition complained of.

Item No. 14-Cont'd.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered into the minutes and published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the American Surety Company, Liberty Bank Building, Buffalo 2, New York.

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

Supervisor Holts	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 20th day of February, 1959:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Ordinance published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

35  
40

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**LEGAL NOTICE**

regular meeting of the  
board of the Town of Cheektowaga  
be posted conspicuously,  
signboard maintained by him  
at the entrance of the Town Clerk's  
Office, a certified copy of this reso-  
lution and affidavit of the publica-  
tion and posting thereof shall be  
filed with the Town Clerk.

This ordinance shall take effect  
ten (10) days after such publica-  
tion and posting, but such ordi-  
nance shall take effect from the  
date of its service as against a per-  
son served with a copy thereof cer-  
tified by the Town Clerk under the  
corporate seal of the Town of Cheektowaga.

- Evans Golf Service 49 20
- Kobel Plumbers 45 24
- Johnny's Delivery 44 24
- Becker's Lounge 42 26
- Al's Bike Shop 37 37
- Aurora Cleaners 34 44
- HI 3 games-Ukrainian Club 2274 790
- Team: 522 189
- HI single-A. Balich 17 52
- HI 3 games-M. Hutz 21 48
- Individual: 29 40
- Piazza Plumbing 32 36
- Schafer's Jewelry 35 34
- Edward's Painting 44 25
- Lucky Seven 46 22
- Dracchio & Caradoti 51 18
- Village Realty 22 22
- Happy Swallow 22 22
- Ukrainian Club 51 18

Name	
Address	
City	
State	
Zip	
Phone	
Fax	
E-mail	
Other	

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 5th day of March, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publi-

cations thereof.  
*Richard G. Bennett*

Sworn to before me this ..... day of  
*March* 19 *59*

*John J. Hanley*  
Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 2nd day of March, 1960 at 7 o'clock P.M., Eastern Standard Time, there were

RICHARD G. BENNETT

- PRESENT:
- Benedict T. Holtz, Supervisor
  - Stanley R. Bystrak, Councilman
  - Alancin Fath, Councilman
  - Joseph Kornecki, Councilman
  - Joseph Trojanoski, Councilman
  - Daniel Weber, Councilman
  - Felix T. Wroblewski, Councilman
- ABSENT: —0—

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held February 16, 1960, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of March, 1960 at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of adopting Local Ordinance No. 28, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 2nd day of March, 1960, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting an Ordinance to be known as Local Ordinance No. 28, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt an Ordinance to be known as Local Ordinance No. 28 and provide as follows:

TOWN OF CHEEKTOWAGA,  
NEW YORK

PRIOR NOTICE ORDINANCE

No civil action shall be maintained against the Town of Cheektowaga for damage or injuries to person or property sustained in consequence of any street, part or portion of any street including the curb thereof and any encumbrances thereon or attachments thereto, tree, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, or traffic control sign or signal, being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence or accumulation of snow or ice upon any street, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, unless previous to the occurrence resulting in such damage or injuries written notice of such alleged condition relating to the particular place and location was actually given to the Town Clerk and there was a failure or neglect within a reasonable time thereafter to remedy or correct the alleged condition complained of.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least once in the Depew Herald and Cheektowaga News, a newspaper having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the American Surety Company, Liberty Bank Building, Buffalo 2, New York.

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

Item No. 14-Cont'd.

(AFFIDAVIT)

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

LEGAL NOTICE

cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

RICHARD G. BENNETT

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the American Surety Company, Liberty Bank Building, Buffalo 2, New York.

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

- Supervisor Holtz, voting Aye
- Councilman Bystrak, voting Aye
- Councilman Fath, voting Aye
- Councilman Kornecki, voting Aye
- Councilman Trojanoski, voting Aye
- Councilman Weber, voting Aye
- Councilman Wroblewski, voting Aye.

AYES: 7; NOES: 0; ABSENT: 0.  
State of New York )  
Erie County ) ss:  
Office of the Clerk of the )  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 2nd day of March, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 2nd day of March, 1959.

(seal) KENNETH T. HANLEY,  
Clerk of the Town Board, Town of  
m5 Cheektowaga, N. Y.

Item No. 15 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, an application has been made to this Board by the Niagara Frontier Transit System for consent to operate motor buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road in the Town of Cheektowaga, Erie County, New York.

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64, Paragraph 7 of the Town Law and Section 66 of the Transportation Corporations Law, a public hearing on such application be held on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, in the Town Hall, Broadway and Union Road, Town of Cheektowaga, Erie County, New York, and that a notice of the time and place of such hearing be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers having general circulation in this town, on or before the 5th day of March, 1959.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

15  
42

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

limited time



Of interest is the contract that John Robinson had relating to the house he rented. His funeral registration in St. Peter's Church is also on display. The tomb itself lies in the churchyard.

The new museum has an old hand press of the same type on which William Brewster, in Leyden, published his writings which so strongly clashed with the dogmas of the Church of England.

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

<sup>Depew</sup> **Herald and News** <sup>Cheektowaga</sup>

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 5<sup>th</sup> day of March, 1959, and

the last insertion being on the ..... day of ..... 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 7 day of

*March*, 1959  
*John D. Hanley*

Notary Public in and for Erie County



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

**LEGAL NOTICE**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 2nd day of March, 1959 at 7:30 o'clock P.M., Eastern Standard Time, there were

**RICHARD G. BENNETT**

**PRESENT:**  
Benedict T. Holtz, Supervisor  
Stanley R. Bystrak, Councilman  
Alancin Fath, Councilman  
Joseph Kornecki, Councilman  
Joseph Trojanoski, Councilman  
Daniel Weber, Councilman  
Felix T. Wroblewski, Councilman  
**ABSENT: —0—**

Councilman Bystrak presented the following resolution and moved its adoption:

**WHEREAS**, an application has been made to this Board by the Niagara Frontier Transit System for consent to operate motor buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road in the Town of Cheektowaga, Erie County, New York.

**NOW, THEREFORE**, be it **RESOLVED**, that in accordance with Section 64, Paragraph 7 of the Town Law and Section 66 of the Transportation Corporations Law a public hearing on such application be held on the 16th day of March, 1959 at 7:30 o'clock P.M., Eastern Standard Time, in the Town Hall, Broadway and Union Road, Town of Cheektowaga, Erie County, New York and that a notice of the time and place of such hearing be published in the Cheektowaga Times and the Depew Herald and Cheektowaga News, newspapers having general circulation in this town, on or before the 5th day of March, 1959.

Seconded by Councilman Weber, and duly put to a vote, which resulted as follows:  
Supervisor Holtz, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Kornecki, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Weber, voting Aye  
Councilman Wroblewski,

voting Aye.  
**AYES: 7; NOES: 0; ABSENT: 0.**  
State of New York )  
Erie County ) ss:  
Office of the Clerk of the )  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 2nd day of March, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 2nd day of March, 1959.

(seal) **KENNETH T. HANLEY,**  
Clerk of the Town Board, Town of  
m5 Cheektowaga, N. Y.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week:  
first publication March 5, 1959:  
last publication March 5, 1959:  
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 23<sup>rd</sup>

day of March, 1959

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1959  
Registered No. 5029



Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 2nd day of March, 1959 at 7:30 o'clock p.m., Eastern Standard Time, there were

**PRESENT:**

- Benedict T. Holtz, Supervisor.
- Stanley R. Bystrak, Councilman.
- Alancin Fath, Councilman.
- Joseph Kornecki, Councilman.
- Joseph Trojanoski, Councilman.
- Daniel Weber, Councilman.
- Felix T. Wroblewski, Councilman.

**ABSENT: 0**

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, an application has been made to this Board by the Niagara Frontier Transit System for consent to operate motor buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road in the Town of Cheektowaga, Erie County, New York.

NOW, THEREFORE, be it RESOLVED, that in accordance with Section 64, Paragraph 7 of the Town Law and Section 66 of the Transportation Corporations Law a public hearing on such application be held on the 16th day of March, 1959 at 7:30 o'clock p.m., Eastern Standard Time, in the Town Hall, Broadway and Union Road, Town of Cheektowaga, Erie County, New York and that a notice of the time and place of such hearing be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers having general circulation in this town, on or before the 5th day of March, 1959.

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

- Supervisor Holtz, Voting Aye.
- Councilman Bystrak, Voting Aye.
- Councilman Fath, Voting Aye.
- Councilman Kornecki, Voting Aye.
- Councilman Trojanoski, Voting Aye.
- Councilman Weber, Voting Aye.
- Councilman Wroblewski, Voting Aye.

AYES: 7 NOES: 0 ABSENT: 0  
STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK )ss:  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 2nd day of March, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 2nd day of March, 1959.

KENNETH T. HANLEY  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York.

(Pub: March 5, 1959)

Item No. 16 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Highway Superintendent has notified the Town Board that a new paving machine is required for use in the Highway Department in accordance with the specifications in the annexed Notice to Bidders.

BE IT RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said paving machine and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 7:30 o'clock P.M., on March 16, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for the purchase of a paving machine, for use by the Highway Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Standard Time, on the 16th day of March, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY  
Town Clerk

Dated: March 2, 1959

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

PAVER BID SPECIFICATIONS

Paver shall be equipped as follows:

- 7..50x10 - 10 ply pneumatic Front Tires
- 12..00x24 - 6 ply " Rear "
- Power tilting hopper wings
- Hydraulically driven oscillating screed bar
- Power Steering
- L.P. gas heated screed
- Adjustable hopper, width 8' to 10'
- Single material conveyor with flow control rudder
- The paving speeds must be 5 to 60 ft. per minute hydraulically actuated, and the paving widths must be 8' to 10'
- The travels speeds must be up to 19 m.p.h., and the operator must operate from a centrally located position on the Paver.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

1  
13

Item No. 16-Cont'd.

(AFFIDAVIT)

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires sealed bids for the purchase of a paving machine, for use by the Highway Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Standard Time, on the 16th day of March, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: March 2, 1959.  
KENNETH T. HANLEY,  
Town Clerk

m6

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

..... week, the first insertion being on the  
5th day of March, 1959 and

the last insertion being on the ..... day of  
....., 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 7 day of

March 19 59  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 17-A This being the time and the place advertised for a public hearing for the creation of Drainage District No. 6, in the Town of Cheektowaga, New York.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

Councilman Trojanoski moved, seconded by Councilman Weber,

WHEREAS, the Town Attorney has recommended that the resolution adopted on the 18th day of February, 1959, calling for a public hearing for the creation of Drainage District No. 6, be rescinded, due to the fact that the Board called for a public hearing before the petition was filed with the Town Clerk.

AYES: -7-

NOES: -0-

ABSENT: -0-

## EXT

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of March, 1959, at 2:30 o'clock P. M., Eastern Standard Time, there were:

## PRESENT:

Benedict T. Holtz, Supervisor  
Felix T. Wroblewski, Councilman  
Stanley R. Bystrak, Councilman  
Alancin Fath, Councilman  
Daniel E. Weber, Councilman  
Joseph Trojanoski, Councilman  
Joseph Kornecki, Councilman

## ABSENT: —0—

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Clerk of said Town, on the 19th day of February, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract Or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Trans-eastern Realty Corporation to the north line of Transeastern Realty Corporation; thence easterly along the northerly line of the Transeastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 3,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands

also being about 200 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$480,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

## NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 16th day of March, 1959, at 7:30 o'clock P. M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject

said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, voting Aye

Councilman Wroblewski,

voting Aye

Councilman Bystrak, voting Aye

Councilman Fath, voting Aye

Councilman Weber, voting Aye

Councilman Trojanoski, voting Aye

Councilman Kornecki, voting Aye

AYES: 7; NOES: 0; ABSENT: 0.

State of New York )

County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 2, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-14, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2nd day of March, 1959.

KENNETH T. HANLEY,  
Town Clerk

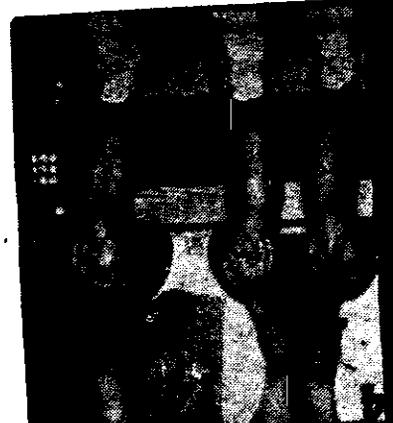
m5

Posted as follows on the 6th day of March, 1959:

- 1-Telephone Pole No. 12 - New Walden Avenue;
- 2-Telephone Pole No. 35/1 - New Walden Avenue;
- 3-Telephone Pole No. 20 - New Walden Avenue;
- 4-Telephone Pole No. 17 - New Walden Avenue;
- 5-Telephone Pole No. 36 - New Walden Avenue;
- 6-Telephone Pole No. 8/1 - New Walden Avenue;
- 7-Telephone Pole No. 30 - New Walden Avenue.

Hereto attached is a copy of the Notice published in the

the eastern part of the town of Depew, the Pilgrims left for Depew, New York, on the 16th day of March, 1959. It was from there that in 1820, the Pilgrims left for Depew, New York, on the 16th day of March, 1959. It was from there that in 1820, the Pilgrims left for Depew, New York, on the 16th day of March, 1959.



**CHEEKTOWAGA MUNITY**  
BASKETBALL TEAM

Some thing new is being added at Hose Co. 11 A Ladies Auxiliary is being formed and meetings are being held the first Wednesday of each month. This organization is going to be a real live one and membership of Northside women whose husbands are firemen is being sought.

Your reporter this week has been Ed Baldwin with a reminder to all firemen to attend the election meetings at each company on Tuesday, April 14th.

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the

annexed printed slip taken from said newspaper, is a copy,

is inserted and published therein once a week for

..... week, the first insertion being on the

5th day of March, 1959, and

last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publi

cations thereof.

*Richard G. Bennett*

Sworn to before me this 7 day of

March, 1959

*Kern Haney*  
Notary Public in and for Erie County

26  
33



Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$480,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

**NOW, THEREFORE,**

**BE IT ORDERED** by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 16th day of March, 1959, at 7:30 o'clock P. M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

**BE IT FURTHER ORDERED** that said Town Board shall, at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

**BE IT FURTHER ORDERED** that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

- Supervisor Holt, voting Aye
- Councilman Wroblewski, voting Aye
- Councilman Bystrak, voting Aye
- Councilman Fath, voting Aye
- Councilman Weber, voting Aye
- Councilman Trojanoski, voting Aye
- Councilman Kornecki, voting Aye

**AYES: 7; NOES: 0; ABSENT: 0.**  
State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 2, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-14, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2nd day of March, 1959.

KENNETH T. HANLEY,  
Town Clerk

ed.)  
led as follows on the 6th day of March, 1959:

- Telephone Pole No. 12 - New Walden Avenue;
- Telephone Pole No. 35/1 - New Walden Avenue;
- Telephone Pole No. 20 - New Walden Avenue;
- Telephone Pole No. 17 - New Walden Avenue;
- Telephone Pole No. 36 - New Walden Avenue;
- Telephone Pole No. 8/1 - New Walden Avenue;
- Telephone Pole No. 30 - New Walden Avenue.

to attached is a copy of the Notice published in  
26  
23

Item No. 18 WHEREAS, there has been presented a petition to the Town Board for the construction of Storm Drainage District No. 6 in the Town of Cheektowaga, Erie County, New York, and definite plans and specifications for such improvement together with an estimate of the expense thereof and a proposed contract for the execution of such work having been prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers and such plans, specifications, estimate and proposed contract having been examined by this Board.

NOW on motion of Councilman Trojanoski, seconded by Councilman Wroblewski, all members present, voting therefor, it is

RESOLVED, that the plans and specifications, estimate and proposed contract for the construction of Storm Drainage District No. 6 be and they hereby are approved and pending the approval of the establishment of the district in order to expedite this most necessary construction, it is

ORDERED, that this Board invite sealed proposals for the furnishing of material and labor necessary for the proposed improvement and that such sealed proposals shall be received and considered publicly at a meeting of the Town Board to be held at the Town Hall, Broadway and Union Road, in said Town on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, and that notice of such invitation for bids shall be published by the Town Clerk of the Town of Cheektowaga in the DEPEW HERALD AND CHEEKTOWAGA NEWS not less than ten (10) days nor more than twenty (20) days before the date upon which such sealed proposals will be received, and it is further

ORDERED, that such plans and specifications shall be on exhibit at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York, between the date of the first publication of such notice and the date herein specified for the receiving of such sealed proposals, and it is further

RESOLVED, that the 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 Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 16th day of March, 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all material, tools, equipment, and together with all labor for the construction of approximately 960 lineal feet of 72-inch, 1350 lineal feet of 66-inch, 960 lineal feet of 54-inch, 1000 lineal feet of 48-inch, 940 lineal feet of 42-inch, 1660 lineal feet of 36-inch, 1780 lineal feet of 30-inch, 755 lineal feet of 24-inch, 750 lineal feet of 21-inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in Storm Drainage District No. 6, Town of Cheektowaga, Erie County, New York, including manholes, outfall structure, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Item No. 18-Cont'd.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Dated: March 2, 1959

KENNETH T. HANLEY  
Town Clerk

Published: March 5, 1959

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

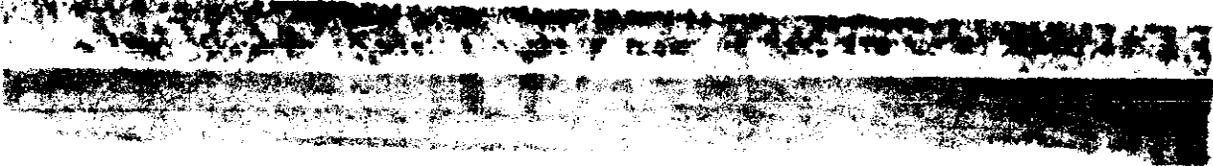
AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice to Contractors published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

1  
26



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



**NOTICE TO CONTRACTORS**  
NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 16th day of March 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Street.

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 5<sup>th</sup> day of March, 1959 and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

March, 1959

*John D. [Signature]*  
Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE TO CONTRACTORS**

**NOTICE IS HEREBY GIVEN** that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 16th day of March 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York for furnishing all material, tools, equipment, and together with all labor for the construction of approximately 960 lineal feet of 72-inch, 1360 lineal feet of 66-inch, 960 lineal feet of 54-inch, 1000 lineal feet of 48-inch, 940 lineal feet of 42-inch, 1600 lineal feet of 36-inch, 1780 lineal feet of 30-inch, 755 lineal feet of 24-inch, 750 lineal feet of 21-inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in Storm Drainage District No. 6, Town of Cheektowaga, Erie County, New York, including manholes, outfall structure, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Dated: March 2, 1959.

KENNETH T. HANLEY,  
Town Clerk

RICHARD G. BENNETT

Item No. 19 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways has requested the Town Board to abandon a highway known as East Avenue as shown on Map Cover No. 1219 from the west line of Moore Avenue to the east line of Harris Avenue at the request of the Foisset Corporation and Theodore Friday and has recommended the same after the approval of all adjacent owners.

BE IT RESOLVED, that said East Avenue be abandoned from the west line of Moore Avenue to the east line of Harris Avenue, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to Charles W. Thompson, 438 Main Street, Buffalo 2, New York for recording in the Erie County Clerk's Office.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

TO: TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK, AND SUPERINTENDENT OF HIGHWAYS OF SAID TOWN

The petition of the FOISSET CORPORATION, a domestic corporation with its principal place of business at 1368 Sycamore Street, Buffalo, New York, and Theodore Friday, residing at Buffalo 15, New York, respectfully show:

That your petitioners are the owners of all the lands abutting East Avenue, as shown on Map Cover Number 1219, from the west line of Moore to the east line of Harris Avenue, and,

WHEREAS, this portion of East Avenue as shown on Map Cover Number 1219 has not been opened and worked as a highway within six years from the time it was dedicated to the use of the public, if dedicated at all, and has never been opened and worked as a highway at any time to the best information and knowledge of the petitioners, and,

WHEREFORE, your petitioners respectfully pray that the Town Board of the Town of Cheektowaga and the Superintendent of Highways of said Town abandon said portions of said East Avenue in accordance with the provisions of Section 205 of the Highway Law of the State of New York. Dated: December 6th, 1958

THE FOISSET CORPORATION

By /s/ Sigmund A. Kidawski  
/s/ Theodore J. Friday

STATE OF NEW YORK )  
                                  :  
COUNTY OF ERIE     )

SIGMUND A. KIDAWSKI, being duly sworn, deposes and says that he is the Secretary of THE FOISSET CORPORATION, and that it is the petitioner herein, that he has read the foregoing petition and knows the contents thereof; that the same is true to the knowledge of deponents, except as to matters therein stated to be alleged on information and belief, and that as to those matters they believe it to be true.

Subscribed and sworn to before me this 6th day of December, 1958.

/s/ Sigmund A. Kidawski

/s/ Charles W. Thompson  
Notary Public

CHARLES W. THOMPSON  
Notary Public State of New York  
Qualified in Erie County  
My Commission expires Mar. 30, 1959

Item No. 19-Cont'd.

STATE OF NEW YORK )  
                          :  
COUNTY OF ERIE     )

THEODORE FRIDEY, being duly sworn, deposes and says that he is the petitioner herein, that he has read the foregoing petition and knows the contents thereof; that the same is true to the knowledge of deponents, except as to the matters therein stated to be alleged on information and belief, and that as to those matters he believes it to be true.

/s/ Theodore J. Friday

Subscribed and sworn to before me  
this 15 day of December, 1958

/s/ Kenneth T. Hanley  
NOTARY PUBLIC

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

IT IS HEREBY CERTIFIED TO by the persons whose names are hereunto subscribed, that the portions of East Avenue lying between the westerly line of Moore and the easterly line of Harris Avenue as now laid out and as shown on Cover Map Number 1219, is declared to be and is hereby discontinued pursuant to Section 205 of the Highway Law.

dated: March 2, 1959

\_\_\_\_\_  
Superintendent of Highways

\_\_\_\_\_  
Supervisor

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

\_\_\_\_\_  
Councilman

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

I, KENNETH T. HANLEY, Town Clerk of the Town, hereinafter described, DO HEREBY CERTIFY as follows:

1. A meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 2, 1959, and minutes of said meeting have been duly recorded in the minute book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page #A-15, of said book,

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

Item No. 19-Cont'd.

3. Said minutes correctly state the time when said meeting was convened and the place where such meeting was held and the members of said Board who attended said meeting.

4. I have also compared the attached certificate with the original certificate of abandonment of the highway or portion thereof therein described and said copy is a true duplicate original copy of said certificate and of the whole thereof, and I further certify that said original certificate was recorded in my office on the 2 day of March, 1959, and is now so recorded.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2 day of March, 1959.

/s/ Kenneth T. Hanley  
Town Clerk

33  
13

Item No. 20 Councilman Kornecki offered the following resolution and moved its adoption:

BUDGET NOTE RESOLUTION OF MARCH 2, 1959,  
OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY,  
NEW YORK, IN THE AMOUNT OF \$15,000.

- - - - -

Section 1. That pursuant to Section 29b of the Local Finance Law of the State of New York, the Town of Cheektowaga, Erie County, New York, for the purpose of paying the expenses for the removal of snow and ice, exclusive of salaries and wages of regular employees except for over-time work and work on Sundays and holidays, to the extent that an insufficient provision shall have been made therefor in the annual budget for the fiscal year 1959, shall issue and sell a budget note in the amount of \$15,000 to mature on April 1, 1960, and there shall be provided in the budget for the fiscal year 1960, an amount sufficient to pay the principal and interest on such note at the time of maturity.

Section 2. That except as herein specifically prescribed, said note shall be of the date, terms, form, contents and place of payment as may be determined by the Town Supervisor, consistent, however, with the provisions of the said Local Finance Law of the State of New York, at a rate of interest of two and one-half percent (2½%), and shall be executed in the name of said Town by its Supervisor, and the seal of said Town shall be attached thereto, and attested to by the Town Clerk.

Section 3. That said note shall be sold at private sale by the Town Supervisor at a price of not less than par value and accrued interest, if any, and upon the due execution and sale of said note, the same shall be delivered to the purchaser upon the payment by him to the Supervisor of the purchase price in cash; and the receipt of such Supervisor shall be a full acquittance to such purchaser who shall not be obliged to see to the application of the purchase money.

Section 4. The full faith and credit of the Town of Cheektowaga, Erie County, New York, are pledged to the punctual payment of principal of and interest on said note.

Section 5. This resolution shall take effect immediately.

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

	Supervisor Holtz	Voting AYE
	Councilman Wroblewski	Voting AYE
	Councilman Bystrak	Voting AYE
	Councilman Fath	Voting AYE
	Councilman Trojanoski	Voting AYE
	Councilman Kornecki	Voting AYE
	Councilman Weber	Voting AYE
AYES: +7-	NOES: -0-	ABSENT: -0-

12

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on February 21, 1959 and February 28, 1959, after the same have been approved by the Building Inspector.

15  
35

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 22 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

- General Fund - Nos. 205 to 265, inclusive
- Highway Fund - Nos. 90 to 112, inclusive
- Special Districts - Nos. 90 to 119, inclusive
- C & I - Nos. 144
- Part Town - Nos. 3001 to 3004, inclusive

AYES: -7- NOES: -0- ABSENT: -0-

6

Item No. 23 Moved by Councilman Bystrak, seconded by Councilman Wroblewski, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 16th day of March, 1959, at 7:30 P.M., Eastern Standard Time, there were:

- |          |                      |            |
|----------|----------------------|------------|
| PRESENT: | Felix T. Wroblewski  | Councilman |
|          | Alancin M. Fath      | Councilman |
|          | Daniel E. Weber      | Councilman |
|          | Joseph M. Trojanoski | Councilman |
|          | Stanley R. Bystrak   | Councilman |
| ABSENT:  | Benedict T. Holtz    | Supervisor |
|          | Joseph Kornecki      | Councilman |

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl; Assessor Jerzewski; Acting Recreational Director Rutecki, and Building & Plumbing Inspector Trafalski.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Assessors for a property check the petition for the improvement of Calderwood Drive by the installation of street lighting equipment. 17  
27

Item No. 4 Referred to the Assessors for a property check the petition for the improvement of Calderwood Drive and Hunting Road by the installation of curbs, etc. 17  
13

Item No. 5 Referred to the Town Board petition presented by the employees of the Town for a three time monthly pay day instead of two. 17  
31

Item No. 6 Referred to the Town Attorney communication from Robert B. Ledger relating to a parcel of land which the Town is interested in acquiring, 50 feet on Nokomis Parkway and having a depth of 200 feet. 33  
42

Item No. 7 Report by Councilman Kornecki that Town Funds invested this year showed a net profit of \$9,750.50 against \$6,000.00 for the year 1958. 2  
12

Item No. 8 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of existing Water District No. 4 in the Town of Cheektowaga has been presented to this Board which petition was referred to the Board of Assessors and found sufficient and which petition proposes the extension as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being more particularly described as follows:

Beginning at the point of intersection of the Easterly line of the Ontario Thruway with the southerly line of the existing district. Running thence easterly along the southerly line of the existing district to the center line of Dick Road.

Item No. 8-Cont'd.

81

Thence southeasterly along the center line of Dick Road to the center line of Scajaquada Creek.

Thence westerly along the center line of Scajaquada Creek to the easterly line of the Ontario Thruway.

Thence northerly along the easterly line of the Ontario Thruway to the southerly line of the existing district or the point or place of beginning, and

WHEREAS, the territory hereinbefore described is situated entirely in said Town outside of any incorporated village or city therein, and

WHEREAS, a public hearing was held concerning said extension.

NOW, THEREFORE, be it

RESOLVED, that said Water District No. 4 in the Town of Cheektowaga be extended to include the above described territory.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

1  
29

Item No. 9 Councilman Fath presented the following resolution which was seconded by Councilman Weber:

RESOLVED, that the Erie County Water Authority be authorized and directed to install the following fire hydrants in U-Crest Fire District No. 4, Town of Cheektowaga, New York:

1. Seminole Land & George Urban Blvd.
2. #53 Seminole Parkway
3. #111 Seminole Parkway
4. #265 Nakomis Parkway
5. #210 Nakomis Parkway
6. #145 Nakomis Parkway
7. #96 Nakomis Parkway
8. #40 Nakomis Parkway
9. #2 Nakomis Parkway
10. 3900 Union Road
11. 3788 Union Road
12. 3806 Union Road
13. Pole #329 on Union Road
14. 3724 Union Road
15. Pole #324 on Union Road
16. Pole #3 on George Urban Blvd. east of Union
17. #1190 or 1191 George Urban Blvd.
18. #1221 or 1222 George Urban Blvd.
19. George Urban Blvd. & Nagel Drive
20. #1290 or 1283 George Urban Blvd.
21. #1325 George Urban or across street
22. George Urban Blvd. & Bernice Drive
23. Pole #104 on Buffalo Depew Blvd.
24. Santin Drive & Nagel Drive
25. #182 Santin Drive or across street
26. #211 Santin Drive or across street
27. #26 Nadine Drive
28. #65 Nadine Drive
29. #154 Joseph Street corner Leni Lane
30. #118 Joseph Street corner Deborah Lane
31. Lot #86 on Santin Drive

Item No. 9-Cont'd.

32

32. Lot #95 on Santin Drive
33. Lot #105 on Santin Drive
34. Lot #197 on Santin Drive
35. Lot #137 or #129 on Nadine Drive
36. Lot #146 or 120 on Nadine Drive
37. Lot #155 or #111 on Nadine Drive
38. Lot #100 on Joseph Street (corner Lucy Lane)
39. Lot #50 on Joseph Street (or across street)
40. Lot #41 on Joseph Street (or across street)

AYES: -5-

NOES: -0-

ABSENT: -2-

27  
28

Item No. 10 Councilman Weber moved, seconded by Councilman Trojanoski, that the request of Cheektowaga Post No. 2429, VFW, for a permit to hold a parade in connection with their 25th Annual "Silver Anniversary", be granted,

FURTHER RESOLVED, that the Police Department furnish Police Escort for the Annual Convention Memorial Service on Friday, May 15, 1959, be granted.

FURTHER RESOLVED, that Police protection be furnished for the Annual Torch Light Parade on May 15, 1959, as per letter hereto attached.

AYES: -5-

ABSENT: -2-

NOES: -0-

18  
42

Item No. 11 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, bids were requested and received from competitive bidders for the furnishing of all materials and equipment, together with all labor for the construction of certain improvements to the sanitary sewer system, to consist of the installation of a sanitary sewer and appurtenances in Greenwood Place, Crestwood Place, and Andres Place, Sanitary Sewer District No. 5, and

WHEREAS, the lowest bid submitted was the bid of C.M.H. Co., Inc., in the amount of \$86,251.50.

BE IT RESOLVED, that the Town of Cheektowaga, New York, accept the bid of C.M.H. Co., Inc. in accordance with the unit and lump sum prices as stated in the contract proposal, the total of which is not to exceed \$86,251.50 and that N.C. & V., Consulting Engineers for the Town of Cheektowaga, New York, and the Town Attorney prepare the necessary contract documents to be signed by the Contractor and the Town of Cheektowaga, New York, for the work to be done in accordance with the plans and specifications prepared by the Consulting Engineers, and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to pay the same upon completion.

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

Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

1  
24

Item No. 12 Councilman Weber moved, seconded by Councilman Trojanoski:

WHEREAS, the Police Department recommends that the request of Arthur Madigan, d/b/a Madigan's Delicatessen at Pine Ridge and David Avenue, for NO PARKING between signs except for loading and unloading only, permit be granted for a distance of 80 feet on the south side of David Avenue.

RESOLVED, that the request of said Arthur Madigan be granted and that the Police Department cause such signs to be erected as soon as possible.

AYES: -5- NOES: -0- ABSENT: -2-

18  
41

Item No. 13 Moved by Councilman Bystrak, seconded by Councilman Fath, that the Assessors be authorized and directed to attend the State Conference on Assessment Administration at Rochester, New York, on April 20, 21, and 22, 1959, their reasonable expenses be a proper charge against the County of Erie.

AYES: -5- NOES: -0- ABSENT: -2-

32  
42

Item No. 14 Moved by Councilman Trojanoski, seconded by Councilman Weber, that the Town Engineer be authorized and directed to construct a new manhole in the sewer line at Gladys Road and 19th Avenue in Tiorunda, at a cost not to exceed the sum of \$700.00.

AYES: -5- NOES: -0- ABSENT: -2-

36  
24

Item No. 15 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required at 233 Kenville Road in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$1,177.51, and

WHEREAS, emergency sewer repairs were required at 235 Kenville Road in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$1,018.86.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$1,177.51 and \$1,018.86, to do the work and furnish the materials, be approved and ordered paid.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2-

6  
24

Item No. 16 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Erie County Department of Highways has approved the erection of a stop and go traffic signal at the intersection of Maryvale Drive C.R. #194 and Community Road in the Town of Cheektowaga, New York,

BE IT RESOLVED, that Reynders Electric Company of Lancaster, New York, be authorized and directed to install said signal in conformity with permit issued by the County Highway Superintendent.

Seconded by Councilman Weber.

AYES: -5- NOES: -0- ABSENT: -2-

8  
41

Item No. 17 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer and the Town Highway Superintendent have approved a Subdivision known as RAYMOND PARK Subdivision in accordance with map attached hereto.

NOW, THEREFORE, BE IT

RESOLVED, that said Subdivision be approved as per the attached map.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

30

Item No. 18 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, Barbara Amrhein has been certified by the County of Erie Personnel Officer for the position of Stenographer in the Town of Cheektowaga, be it

RESOLVED, that Barbara Amrhein, Depew, New York, be and she hereby is appointed stenographer in the Town of Cheektowaga on a permanent basis effective February 16, 1959, at a salary of \$3,200.00 per annum.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

31  
20

Item No. 19 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, Bonnie Gorlewski has been employed by the Town of Cheektowaga on a provisional basis as an Accounting Machine Operator-Typist, and

WHEREAS, said Bonnie Gorlewski has been certified to the Town by the County of Erie Personnel Officer for permanent appointment, be it

RESOLVED, that the provisional appointment of Bonnie Gorlewski, Buffalo, New York, be and the same is hereby terminated, and be it further

RESOLVED, that said Bonnie Gerlewski be and she hereby is appointed on a permanent basis as an Accounting Machine Operator-Typist at a salary of \$3,400.00 per annum, effective immediately.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trejanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

31  
20

Item No. 20 Councilman Weber presented the following resolution and moved its adoption:

BE IT

RESOLVED, that the firm of Holloway and Company be authorized to assist the Town Attorney in an effort to obtain Federal Aid for the planning and extension of sewer districts in the Town of Cheektowaga.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

33  
7

Item No. 21 Councilman Weber moved, seconded by Councilman Bystrak, that the request of the Cheektowaga Junior Chamber of Commerce to conduct its annual Easter Egg Hunt at the Town Park on March 29, 1959, be granted, and that in case of inclement weather, the hunt be held on April 5, 1959, further

RESOLVED, that the Town Recreation Department cooperate with the Junior Chamber in said Egg Hunt.

AYES: -5-

NOES: -0-

ABSENT: -2-

16  
42

Item No. 22 This being the time and the place advertised for a public hearing on the petition of the Niagara Frontier Transit System for consent to operate buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road, in the Town of Cheektowaga, New York.

The Town Clerk presented proof that the Notice of Hearing has been duly published as required by law and also presented proof that residents within a 500 foot area were notified of the said public hearing.

The Chairman asked if anyone present wished to speak in favor of the proposed extension of said bus route.

Mr. Walter McCausland, representing the Niagara Frontier Transit System was granted the floor and related to the Board the proposed route. He also presented to the Board a sketch of the proposed route (Exhibit 1) and also presented a petition (Exhibit 2) with names in favor of the proposed extension.

J. Boyd of No. John Gallagher of No. , and Michael , spoke in favor.

The Chairman then asked if anyone opposed wished to speak.

Mr. C.F. Haefner of No. representing the residents within the 500 foot area of the point of said extension and turn-around was granted the floor and requested that the Town Board deny the application due to the fact that said extension and turn-around would be a hazard to school children in the area, and also that many accidents have occurred in this vicinity which can be substantiated by the Police Guard on duty in the area, that same turn-around would devalue property in the area. The spokesman continued, that the residents of the area were not in opposition to business in the area such as a medical building or the like, and also related to the Town Board that the petition presented by the Niagara Frontier Transit System was mis-represented and that many people would like to have their names removed from the petition, that the petition was signed by residents in the Kensington Garden area and the City of Buffalo.

Mr. Haefner requested that the Town Board vote "No" on the petition.

The following spoke in opposition to the proposed extension and turn-around: D.L. Perry, No. , and A. Skooney,

Item No. 22-Cont'd.

The Town Clerk read a communication presented by Councilman Bystrak which read as follows:

"December 12, 1929, Buffalo Transit received a Certificate from Public Service Commission for operation of a bus line on Kensington Avenue in the Town of Cheektowaga.

At the time this Certificate was issued, N.F.T. was operating on Kensington Avenue as far as Huntley Road. To protect N.F.T., Buffalo Transit was not allowed to pick up or discharge passengers between Buffalo City Line and Century Road.

Sometime after this Certificate was issued, N.F.T. abandoned its service on Kensington Avenue between Eggert Road and Huntley Road. This action deprived a great many Cheektowaga residents of convenient bus transportation. Buffalo Transit was asked to provide this service and agreed to do so.

After Buffalo Transit had been providing service for the Cheektowaga residents, it was deemed advisable to have the restriction in the 1929 Certificate removed. Application was made to the Public Service Commission, and on March 20, 1951, an order was issued removing the restriction.

By abandoning its service on Kensington between Eggert and Huntley Roads, N.F.T. has forfeited any rights it may have had.

If N.F.T. plans to run its East Utica buses all the way out to Century Road just to turn them around, then Cheektowaga is simply being used as a convenience.

If N.F.T. plans to carry passengers, it has little or nothing to offer Cheektowaga. Buffalo Transit now furnishes a direct, fast route to downtown Buffalo. N.F.T. East Utica buses wander all over the East side of Buffalo and take a half hour longer to get downtown."

/s/ Stanley Bystrak

Mr. William Cann, Superintendent of Transportation for the Buffalo Transit Company was granted the floor and related to the Town Board that his company is aware that service is needed in Cedar, Campbell, and Tudor Road, but the N.F.T. should not take away any business from our organization.

Mr. Cann said that the N.F.T. released its right to run buses on Kensington Avenue, and read Section 63 D Paragraph 4 of the Transportation Law.

Mr. Cann told the Town Board that the N.F.T. misrepresented the facts, and that the Public Service Commission says that they can only run buses to the Buffalo City Line.

Mr. Cann said that the N.F.T. should give service to the residents of Cedar, Campbell, and Tudor Road on its Eggert Road run.

The following persons spoke in opposition:  
Mr. Edward Merick, ; S. Sieliski,  
Mrs. Enalie, ; Mrs. M. Conway,

At the request of the Chairman, a show of hands showed 70 against, and 34 in favor.

The Chairman ordered the hearing closed and the decision was reserved until 2:30 p.m., on April 6, 1959.

42

Item No. 23 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to move a lamp standard situate in front of 85 Ivanhoe Road, four (4) feet north of its present location.

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

Councilman Fath	Voting AYE
Councilman Wreblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

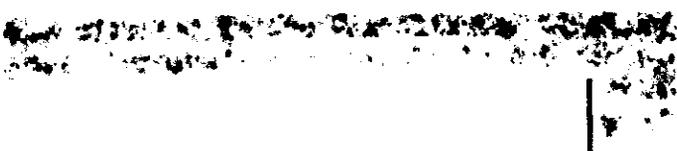
AYES: -5-

NOES: -0-

ABSENT: -2-

27





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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication March 19, 1959; last publication March 19, 1959; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 23<sup>rd</sup>

day of March, 1959

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1959  
Registered No. 5029

**NOTICE OF HEARING**

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 16th day of March, 1959, at 7:30 o'clock p.m., Eastern Standard Time, there were:

**PRESENT:**

- Councilman Felix T. Wroblewski
- Councilman A. M. Fath
- Councilman D. E. Weber
- Councilman J. M. Trojanowski
- Councilman S. R. Bystrak

**ABSENT:**

- Supervisor Benedict T. Holtz
- Councilman Joseph Kordecki

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 16th day of March, 1959.

**PUBLIC HIGHWAYS TO BE IMPROVED**

Heather Road from Hillside Avenue to Huth Road.

**TYPE OF STREET LIGHTING INSTALLATION**

6 Y 20 Standards - Under Ground Conduit.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of

Cheektowaga on the 6th day of April, 1959, at 2:30 p.m. Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga TIMES, a newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

- Councilman Fath voting aye.
- Councilman Weber voting aye.
- Councilman Trojanowski voting aye.
- Councilman Bystrak voting aye.
- Councilman Wroblewski voting aye.

Ayes: 5 - Noes: 0 - Absent: 2  
STATE OF NEW YORK  
ERIE COUNTY  
OFFICE OF THE CLERK  
OF THE TOWN OF  
CHEEKTOWAGA

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of March, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of March, 1959.

KENNETH T. HANLEY  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York.

Item No. 25 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 2nd day of March, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

Colden Court	<u>FROM</u>	<u>TO</u>
	Genesee Street 1200 feet north and Linde Drive north	Maryvale Drive

TYPE OF STREET LIGHTING INSTALLATION

10 Y 19 Standards - Underground Conduit 4000 Lumen

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 6th day of April, 1959, at 2:30 o'clock P.M., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the CHEEKTOWAGA TIMES, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

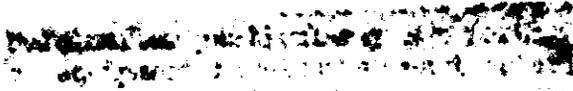
ABSENT: -2-

Posted as follows on the 24th day of March, 1959:

- 1-Post at corner of Colden Court and Maryvale Drive;
- 2-Telephone Pole No. 2305 on Colden Court;
- 3-Post in front of No. 41 Colden Court;
- 4-Post at the corner of Colden Court and Linda Drive;
- 5-Telephone Pole in front of No. 84 Colden Court.

Hereto attached is a copy of the Notice published in the CHEEKTOWAGA TIMES:

17  
27



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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:  
first publication MAR 19 1959  
last publication MAR 19 1959;  
and that no more than six days intervened between publications.

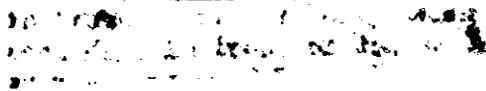
*Willard C. Allis*

Sworn to before me this.....  
day of MAR 23 1959, 19.....

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1959  
Registered No. 5029



Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 16th day of March, 1969, at 7:30 o'clock p.m., Eastern Standard Time, there were:

**PRESENT:**

Councilman A. M. Fath  
Councilman D. K. Weber  
Councilman Joe. M. Trojanowski

Councilman E. R. Bystrak  
Councilman F. W. Wroblewski

**ABSENT:**

Supervisor Benedict T. Holtz  
Councilman Joseph Kordecki

Councilman Bystrak presented the following resolution and moved its adoption:

**WHEREAS**, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 2nd day of March, 1968.

**PUBLIC HIGHWAYS  
TO BE IMPROVED**

Calden Court from Genesee Street 1200 feet north and from Linda Drive north to Maryvale Drive.

**TYPE OF STREET LIGHTING  
INSTALLATION**

10 Y 18 standards - under ground conduit 4000 lumen.

**WHEREAS**, Edward R. Jerzewski, Andrew H. Schwenk and Joseph Kislowski Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly stated and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

**WHEREAS**, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 6th day of April, 1969, at 2:30 o'clock p.m., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

**IT IS FURTHER ORDERED** that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved, not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Fath voting aye  
Councilman Weber voting aye  
Councilman Trojanowski voting aye

Councilman Bystrak voting aye  
Councilman Wroblewski voting aye

Ayes: 5 - Noes: 0 - Absent: 2

STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK ) as:  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of March, 1969, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(S E A L)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of March, 1969.

KENNETH T. HANLEY  
Clerk of the Town  
Board, Town of  
Cheektowaga, N. Y.

Item No. 26 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, was presented to this Town Board on the 16th day of February, 1959:

PUBLIC HIGHWAYS TO BE IMPROVED

Terry Lane FROM Ellen Drive TO 920 feet south

TYPE OF STREET LIGHTING INSTALLATION

6 Y 19 Standards - Underground Conduit - 2500 Lumen

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 6th day of April, 1959, at 2:30 P.M., Eastern Standard Time, to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the CHEEKTOWAGA TIMES, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: 5 NOES: -0- ABSENT: -2-

Posted as follows on the 24th day of March, 1959:

- 1-Post at the corner of Terry Lane and Redleaf Lane;
- 2-Post in front of No. 38 Terry Lane;
- 3-Post in front of No. 37 Terry Lane;
- 4-Telephone Pole in front of No. 10 Terry Lane;
- 5-Post at the corner of Terry Lane and Ellen Drive.

Hereto attached is a copy of the Notice published in the CHEEKTOWAGA TIMES.

17  
27

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ~~one~~ <sup>one</sup> week; first publication March 19, 1959; last publication March 19, 1959; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 23<sup>rd</sup>

day of March, 1959

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 19 59  
Registered No. 5029

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 10th day of March, 1968, at 7:30 o'clock p.m., Eastern Standard Time, there were:

- PRESENT:**
- Councilman F. T. Wroblewski
  - Councilman A. M. Fath
  - Councilman D. E. Weber
  - Councilman Jos. Trojanowski
  - Councilman S. R. Bystrak

- ABSENT:**
- Supervisor Benedict T. Holta
  - Councilman Joseph Kornecki

Councilman Bystrak presented the following resolution and moved its adoption:

**WHEREAS,** a petition for the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 18th day of February, 1968.

**PUBLIC HIGHWAYS TO BE IMPROVED:**

Terry Lane from Ellen Drive to 820 feet south.

**TYPE OF STREET LIGHTING INSTALLATION:**

5 V 18 standard under ground conduit 3000 lumens.

**WHEREAS,** Edward R. Jerzewski, Andrew H. Schwank and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

**WHEREAS,** the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 6th day April, 1968, at 2:30 p.m., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same and

**IT IS FURTHER ORDERED** that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga TIMES, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

- Councilman Fath voting aye
- Councilman Weber voting aye
- Councilman Trojanowski voting aye

- Councilman Bystrak voting aye
- Councilman Wroblewski voting aye

Ayes: 5 - Noes: 0 - Absent: 2

STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK ) ss:  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 10th day of March, 1968, and the same is a correct and true transcript of such original resolution and the whole thereof.

(S E A L)  
In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 10th day of March, 1968.

KENNETH T. HANLEY  
Clerk of the Town Board, Town of Cheektowaga, N. Y.

Item No. 27 This being the time and the place advertised for a public hearing for the creation of Drainage District No. 6. 3

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Chairman announced that the Board would hear all persons interested in the subject of the hearing.

Kenneth W. Kitzinger, Attorney at Law, representing the Glen Estates, related to the Board that his client was not opposed, but was very much interested in the formula to be used for the spreading of taxes on the proposed District. Mr. Kitzinger said that he hoped that the spread would be on assessed valuation.

Dr. Victor Reinstein was granted the floor and recommended that the property owners should know what the tax is going to be before it is spread.

Mr. Nathan Rovner owner of 100 acres in the proposed District was granted the floor and related to the Board that he joins with Mr. Kitzinger and Dr. Reinstein on the method of the tax spread.

The Town Attorney was under the opinion that the spread should be on an area basis.

The Chairman ordered the hearing closed and that the decision be reserved. 26

Item No. 28 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, together with all labor for the construction of approximately 960 lineal feet of 72-inch; 1350 lineal feet of 66-inch; 960 lineal feet of 54-inch; 1000 lineal feet of 48-inch; 940 lineal feet of 42-inch; 1660 lineal feet of 36-inch; 1780 lineal feet of 30-inch; 755 lineal feet of 24-inch; 750 lineal feet of 21-inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in proposed Storm Drainage District No. 6.

The Town Clerk presented proof that the Notice to Bidders has been published as required by law.

Moved by Councilman Weber, seconded by Councilman Fath, that the Town Clerk proceed to open all sealed bids on hand.

Hereto attached is a summary of the bids opened and read:

BID ITEM	DESCRIPTION	AMT	UNIT	URBAN CON'T. CO.		SERGI BROS., INC.		BURKHOUSER BROS. INC.		Wm. W. KIMMINS & SONS, INC.	
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
A1	SECTION A WALDEN AVE. WALDEN AVE. OUTFAL	262	FT	5000	15,100.00	59.50	14,541.00	47.50	12,445.00	46.00	12,052.00
	72" REINFORCED CONCRETE PIPE 6'-8" DEPTH	125	FT	51.00	6,315.00	52.00	7,250.00	48.50	6,062.50	47.15	5,168.75
	72" "	142	FT	53.00	7,526.00	53.00	5,946.00	49.50	7,029.00	49.65	7,950.30
	72" "	430	FT	56.00	24,080.00	56.00	29,240.00	54.50	23,435.00	51.80	22,214.00
	66" "	210	FT	44.50	12,015.00	51.20	13,986.00	40.05	10,913.50	38.40	10,103.00
	66" "	915	FT	46.50	42,547.50	56.80	51,972.00	41.05	37,560.75	39.90	36,508.50
	66" "	162	FT	48.50	1,681.00	61.80	10,011.60	46.05	7,460.10	40.40	6,625.80
	54" "	510	FT	34.50	36,120.00	38.00	31,080.00	30.00	22,800.00	27.90	26,784.00
	48" "	430	FT	29.00	16,530.00	28.65	16,330.50	24.50	13,965.00	22.60	12,982.00
	48" "	940	FT	25.00	12,400.00	28.85	12,319.50	24.75	10,642.50	23.60	10,148.00
	42" "	36	FT	25.00	23,500.00	24.00	22,560.00	20.80	19,552.00	19.20	18,046.00
	36" "	955	FT	18.50	1,581.50	16.00	13,680.00	16.30	13,136.50	14.40	12,312.00
	30" "	980	FT	14.00	13,720.00	13.66	13,377.00	13.50	13,230.00	11.15	10,927.00
	TOTAL AMOUNT			229,148.00	2,286,658.00	245	893.60	204,981.85	1,942,063.35		
A1A	ALTERNATE 72" CORRUGATED METAL PIPE 6'-8" DEPTH	262	FT	42.40	11,108.80	46.38	12,675.56	42.15	11,200.50	48.90	12,811.80
	72" "	125	FT	33.40	4,175.00	51.00	6,375.00	43.75	5,468.13	50.50	6,312.50
	72" "	142	FT	44.40	6,304.80	56.00	7,952.00	44.75	6,364.50	52.10	7,318.20
	72" "	430	FT	46.48	19,864.80	61.00	26,230.00	49.75	21,392.50	53.80	23,134.00
	66" "	210	FT	39.60	10,692.00	48.00	12,460.00	34.15	3,226.50	44.66	12,058.50
	66" "	915	FT	37.14	34,114.00	53.00	48,495.00	35.15	32,162.25	45.45	41,586.75
	66" "	162	FT	43.60	1,619.20	58.00	9,346.00	40.15	6,504.30	46.45	7,524.90
	54" "	510	FT	30.90	29,664.00	31.00	29,760.00	28.90	27,744.00	32.15	30,864.00
	48" "	430	FT	23.25	12,682.50	24.00	13,680.00	19.95	11,229.00	23.70	13,109.00
	42" "	940	FT	19.50	19,300.00	22.00	20,680.00	18.85	17,719.00	20.15	19,505.00
	36" "	36	FT	16.45	14,064.75	15.31	13,141.35	16.40	14,022.00	18.30	15,646.50
	30" "	980	FT	12.75	12,495.00	11.70	11,466.00	12.80	11,956.00	13.00	12,740.00
	TOTAL AMOUNT			193,357.45	1,833,130.91	223,130.91	183,651.80	183,651.80	1,714,053.15		
A-2	STANDARD MANHOLE FOR PIPES FROM 30" TO 42" DIAM. 0'-8" DEPTH	G	EA	42.800	2,400.00	35.00	2,100.00	36.00	2,100.00	40.00	2,400.00
A-3	ADDITIONAL DEPTH OF MANHOLE OVER B-FI	15	LF	5000	1,500.00	2500	3,750.00	40.00	600.00	150.00	2,250.00
A-4	CHAMBER NO. 1 6'-3" DIA. 20'20	L	S		3,000.00		1,000.00		3,000.00		3,600.00
A-5	SPECIAL MANHOLE NO. 1 6'-3" DIA. 13'4"	L	S		3,000.00		1,500.00		1,000.00		2,600.00
A-6	ROCK EXCAVATION	100	CY	15.00	1,500.00	8.00	800.00	1.00	10.00	0.01	1.00
A-7	SELECT MATERIAL BACKFILL	6000	CY	3.00	18,000.00	3.50	21,000.00	4.25	25,500.00	2.35	15,300.00
A-8	ADDITIONAL COMPENSATION FOR R.C.P. SIDE INLETS	2	EA	155.00	310.00	210.00	420.00	140.00	280.00	175.00	346.00
	30" x 6"	1	EA	155.00	155.00	210.00	210.00	140.00	140.00	209.00	209.00
	36" x 15"	2	EA	200.00	400.00	246.00	492.00	190.00	380.00	235.00	470.00
	42" x 15"	2	EA	268.00	536.00	305.00	610.00	250.00	500.00	286.00	572.00
	48" x 18"	2	EA	266.00	532.00	305.00	610.00	250.00	500.00	286.00	572.00
	48" x 18"	2	EA	335.00	670.00	350.00	700.00	295.00	590.00	350.00	700.00
	TOTAL AMOUNT			42,855.00	423,671.00	33,367.00	262,640.00	2,640.00	3,176.00		
A-9A	ADD. COMPENSATION FOR ALL CORRUGATED PIPE SIDE INLETS	12	EA	50.00	600.00	98.90	1,978.00	10.00	200.00	100.00	2,000.00
	30" x 6"	1	EA	75.00	75.00	125.04	125.04	100.00	100.00	195.00	195.00
	36" x 15"	2	EA	70.00	140.00	119.91	239.82	100.00	200.00	177.00	354.00
	42" x 15"	2	EA	70.00	140.00	119.91	239.82	100.00	200.00	177.00	354.00
	48" x 18"	2	EA	75.00	150.00	123.04	246.08	100.00	200.00	177.00	354.00
	48" x 18"	2	EA	75.00	150.00	123.04	246.08	100.00	200.00	177.00	354.00
	TOTAL AMOUNT			830.00	1,427.68	1,427.68	1,200.00	1,200.00	2,229.00		
A-10	BITUMINOUS MACADAM PAVEMENT REPLACEMENT	85	SY	5.00	425.00	9.00	765.00	6.00	510.00	2.00	170.00
A-11	24" RCP SEWER UNDER WALDEN AVE. (CROSSINGS)	2	EA	5000.00	10,000.00	4000.00	8,000.00	2,500.00	5,000.00	2,000.00	4,000.00
A-11A	ALTERNATE 24" CORRUGATED PIPE UNDER WALDEN AVE. (CROSSINGS)	2	EA	5000.00	10,000.00	4000.00	8,000.00	2,500.00	5,000.00	2,000.00	4,000.00
A-12	ADDITIONAL COMPENSATION FOR WALDEN AVE. 66" PIPE CROSSING	L	S		5,000.00		6,000.00		2,200.00		2,346.00
A-13	OUTFALL STRUCTURE	L	S		3,000.00		1,200.00		3,500.00		4,950.00
A-14	NEW STAGNADA CREEK STREAM CHANNEL IMPROVEMENT	L	S		3,500.00		20,000.00		7,500.00		6,400.00
	TOTAL SECTION A BID ITEMS A-1 THROUGH A-14 BUT NOT INCLUDING BID ITEM B-1A			286,188.00	2,851,698.00	315,400.80	2,633,581.85	262,061.85	2,491,626.35		
	TOTAL SECTION A BID ITEMS A-1A A-12 TO A-8 INCL.			248,872.45	2,492,885.91	299,298.59	2,294,261.80	2,240,761.80	2,106,649.15		
B-1	SECTION B ZOEBER AVENUE	585	FT	1900	11,115.00	1600	9,360.00	1630	9,535.50	1515	8,622.75
	36" REINFORCED CONCRETE PIPE 8'-0" DEPTH	220	FT	1900	4,180.00	1600	3,560.00	1635	3,641.00	1585	3,487.00
	30" "	590	FT	1500	12,000.00	1365	10,470.00	1390	11,120.00	1190	9,520.00
	24" "	575	FT	1200	6,900.00	1095	6,216.25	1060	6,095.00	810	4,657.50
	24" "	180	FT	1300	1,180.00	1095	1,971.00	1085	1,453.00	835	1,593.00
	21" "	750	FT	1000	1,500.00	970	1,215.00	920	6,940.00	660	4,950.00
	TOTAL AMOUNT			43,650.00	39,342.25	39,342.25	39,244.50	39,244.50	33,070.25		
B-1A	ALTERNATE 36" CORRUGATED METAL PIPE 8'-0" DEPTH	220	FT	1750	10,215.00	1531	8,911.45	1640	9,584.00	1800	10,530.00
	30" "	800	FT	1300	10,400.00	1170	9,360.00	1265	10,160.00	1365	10,920.00
	24" "	575	FT	1150	6,612.50	1073	6,169.15	1100	6,325.00	1090	6,267.50
	24" "	180	FT	1200	2,160.00	1073	1,931.49	1125	2,025.00	1160	2,088.00
	21" "	750	FT	1100	1,650.00	987	1,402.50	1040	7,800.00	1000	7,500.00
	TOTAL AMOUNT			41,620.00	37,236.50	37,236.50	37,587.00	37,587.00	41,529.50		
B-2	STANDARD MANHOLE FOR PIPES 24" DIAM. SMALLER 0'-8" DEPTH	5	EA	265.00	1,325.00	200.00	1,000.00	350.00	1,750.00	500.00	2,500.00
B-3	ADDITIONAL DEPTH OF MANHOLE OVER B-FI	15	LF	5000	1,500.00	2500	3,750.00	40.00	600.00	150.00	2,250.00
B-4	ROCK EXCAVATION	100	CY	5.00	500.00	8.00	800.00	1.00	10.00	0.01	1.00
	TOTAL SECTION B BID ITEMS B-1 THROUGH B-5 BUT NOT INCLUDING BID ITEM B-1A			49,250.00	451,661.50	43,767.25	43,444.50	43,444.50	41,421.25		
	TOTAL SECTION B BID ITEMS B-1A, B-2 TO B-5 INCLUSIVE			47,195.00	416,615.00	41,661.50	43,727.00	43,727.00	43,880.50		
	TOTAL SECTION A & B ITEMS A-1 THROUGH A-14, B-1 THROUGH B-5 BUT NOT INCLUDING ITEMS A-1A, A-9A, A-11A, AND B-1A			355,148.00	3,570,853.35	357,085.35	3,526,335.35	3,526,335.35	3,291,047.60		
	TOTAL SECTION A & B ITEMS A-1A, A-2 THROUGH A-14, A-16, A-11A, A-12 THROUGH A-14, B-1, B-2 THROUGH B-5			295,567.45	2,931,980.04	282,931.80	2,888,880.80	2,888,880.80	2,624,488.80		
	TOTAL SECTION A & B ITEMS A-1A, A-2 THROUGH A-14, B-1, B-2 THROUGH B-5			295,567.45	2,931,980.04	282,931.80	2,888,880.80	2,888,880.80	2,624,488.80		
	TOTAL SECTION A & B ITEMS A-1 THROUGH A-14, B-1 THROUGH B-5 BUT NOT INCLUDING BID ITEM B-1A			49,250.00	451,661.50	43,767.25	43,444.50	43,444.50	41,421.25		
	TOTAL SECTION B BID ITEMS B-1A, B-2 TO B-5 INCLUSIVE			47,195.00	416,615.00	41,661.50	43,727.00	43,727.00	43,880.50		
	TOTAL SECTION A & B ITEMS A-1 THROUGH A-14, B-1 THROUGH B-5 BUT NOT INCLUDING ITEMS A-1A, A-9A, A-11A, AND B-1A			355,148.00	3,570,853.35	357,085.35	3,526,335.35	3,526,335.35	3,291,047.60		
	TOTAL SECTION A & B ITEMS A-1A, A-2 THROUGH A-14, B-1, B-2 THROUGH B-5			295,567.45	2,931,980.04	282,931.80	2,888,880.80	2,888,880.80	2,624,488.80		
	TOTAL SECTION A & B ITEMS A-1 THROUGH A-14, B-1 THROUGH B-5 BUT NOT INCLUDING BID ITEM B-1A			49,250.00	451,661.50	43,767.25	43,444.50	43,444.50	41,421.25		
	TOTAL SECTION B BID ITEMS B-1A, B-2 TO B-5 INCLUSIVE			47,195.00	416,615.00	41,661.50	43,727.00	43,727.00	43,880.50		

No.	McKIMMINS SONS, INC.		DEWEY PAVING CO. INC.		BIENIER CONVY. CO. INC.		DEPLAN. CONTY. CO. INC.		MCLAIN CONST. CO. INC.		C.E. KNOWLES CO.		W.S. IRWIN SONS, INC.		STRASSO, INC.		C.M.H. CO. INC.	
	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1	46.00	12,032.00	51.36	13,613.52	56.00	14,162.00	46.00	12,052.00	60.00	15,720.00	60.00	15,720.00	48.12	12,607.44	41.00	12,314.00	48.48	12,680.80
2	47.15	5,968.75	52.61	6,576.25	59.00	7,315.00	47.00	5,875.00	60.00	7,500.00	61.00	7,635.00	50.12	6,265.00	46.50	5,812.50	49.90	6,275.50
3	49.55	7,050.30	53.62	7,534.52	63.00	8,946.00	48.00	6,816.00	62.00	8,520.00	63.00	8,500.00	52.12	7,401.04	48.00	6,316.00	51.70	7,125.30
4	51.80	22,274.00	53.06	23,056.60	69.00	29,416.00	50.00	21,500.00	62.00	25,920.00	62.00	25,920.00	54.12	25,271.60	48.50	20,355.00	53.90	23,770.00
5	38.90	10,503.00	44.77	12,087.90	47.00	13,333.00	40.50	10,935.00	57.00	15,770.00	57.00	15,770.00	44.00	11,550.00	41.50	11,510.00	45.00	11,610.00
6	39.90	36,508.50	45.53	41,476.95	52.00	47,550.00	41.50	37,972.50	57.00	44,665.00	57.00	44,665.00	46.00	42,090.00	41.75	38,207.25	45.00	41,775.00
7	40.90	6,625.80	45.88	7,432.56	56.00	9,012.00	49.50	7,047.00	50.00	8,242.00	54.00	8,748.00	48.00	7,170.00	42.00	6,268.50	46.00	6,445.00
8	21.90	26,784.00	23.65	32,302.50	35.00	34,560.00	30.00	27,600.00	39.00	37,440.00	39.00	37,440.00	31.12	30,163.12	31.70	30,433.00	31.00	29,736.00
9	23.60	12,188.20	27.50	15,675.00	29.50	16,815.00	26.70	14,079.00	33.00	18,810.00	33.00	18,810.00	26.81	15,281.70	26.70	15,151.00	25.70	14,767.00
10	23.60	10,148.00	27.97	12,004.50	31.50	13,545.00	25.70	11,057.00	33.00	13,760.00	32.00	13,760.00	26.81	11,528.30	27.25	11,777.50	26.90	11,567.00
11	19.20	18,048.00	22.41	24,064.50	26.00	24,440.00	22.00	19,740.00	28.00	26,520.00	28.00	26,520.00	28.10	21,114.00	21.85	20,530.00	21.20	19,920.00
12	14.40	12,312.00	17.00	19,535.00	20.00	17,600.00	16.00	14,020.00	23.00	18,665.00	22.00	18,240.00	18.00	15,424.20	16.20	13,350.00	15.90	13,250.00
13	11.15	10,921.00	14.00	15,720.00	17.00	16,660.00	13.20	12,936.00	17.00	18,660.00	17.00	18,660.00	14.57	14,218.60	13.50	13,250.00	13.60	13,320.00
14	192.083.35	2,307,930.00	253.55	665,000.00	253.55	665,000.00	203,257.50	2,573,222.00	253,550.00	2,573,222.00	253,550.00	2,573,222.00	219,681.04	2,468,016.04	253,550.00	2,573,222.00	219,681.04	2,468,016.04
15	48.90	12,811.80	47.26	12,382.72	50.00	13,100.00	42.00	11,004.00	54.00	14,744.00	54.00	14,744.00	43.61	11,425.82	40.00	10,400.00	40.00	10,400.00
16	50.50	6,312.50	47.82	5,977.50	53.00	6,625.00	43.00	5,375.00	54.00	6,750.00	53.00	6,625.00	45.61	5,301.25	40.00	5,000.00	40.00	5,000.00
17	52.10	7,349.20	48.38	6,839.96	57.00	8,094.00	44.00	6,248.00	54.00	7,668.00	53.00	7,526.00	47.61	6,160.62	40.00	5,680.00	40.00	5,680.00
18	53.80	23,134.00	48.93	21,039.90	63.00	27,090.00	46.00	19,790.00	54.00	23,220.00	55.00	23,650.00	49.61	21,332.30	42.00	18,146.00	46.00	20,038.00
19	44.65	12,055.50	44.30	11,967.00	46.80	12,585.00	39.00	10,773.00	50.00	13,500.00	48.00	12,960.00	44.15	11,920.50	36.00	9,720.00	40.50	10,955.00
20	45.45	41,586.75	44.82	41,000.30	49.50	45,271.50	40.90	37,223.50	50.00	45,500.00	48.00	43,320.00	46.15	42,221.25	37.00	32,855.00	42.90	39,253.50
21	46.45	7,324.90	45.49	7,358.80	53.50	8,661.00	44.90	6,949.80	52.00	8,160.00	50.00	8,160.00	48.15	7,800.00	38.20	6,188.00	44.00	7,192.00
22	32.15	30,864.00	32.42	31,123.20	33.50	32,180.00	28.80	28,608.00	38.00	26,400.00	35.00	33,600.00	30.00	28,886.40	28.20	27,072.00	32.90	31,104.00
23	23.70	13,509.00	23.64	13,474.80	25.00	14,250.00	22.30	12,717.00	28.00	15,960.00	27.00	15,390.00	23.18	13,212.60	20.50	11,685.00	23.90	13,623.00
24	25.50	10,965.00	24.05	10,241.50	27.00	11,610.00	23.30	10,018.00	28.00	11,800.00	24.00	11,800.00	23.18	9,974.00	20.70	8,907.00	24.90	10,707.00
25	20.90	47,000.00	14.50	145,000.00	15.00	150,000.00	115.00	1,150,000.00	15.00	150,000.00	15.00	150,000.00	20.00	200,000.00	14.00	140,000.00	13.00	130,000.00
26	235.00	47,000.00	175.00	350,000.00	190.00	380,000.00	140.00	280,000.00	170.00	340,000.00	160.00	320,000.00	145.00	290,000.00	180.00	360,000.00	167.00	334,000.00
27	286.00	572.00	270.00	440.00	280.00	500.00	185.00	270.00	220.00	440.00	215.00	430.00	190.00	380.00	230.00	500.00	216.00	452.00
28	293.00	879.00	220.00	600.00	230.00	500.00	185.00	270.00	220.00	440.00	215.00	430.00	190.00	380.00	230.00	500.00	216.00	452.00
29	350.00	700.00	285.00	570.00	305.00	610.00	225.00	450.00	250.00	500.00	270.00	540.00	230.00	460.00	280.00	560.00	260.00	520.00
30	3,176.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00
31	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00
32	195.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00	145.00
33	117.00	3,540.00	124.00	2,480.00	120.00	1,840.00	65.00	1,300.00	90.00	1,800.00	75.00	1,500.00	75.00	1,500.00	95.00	1,900.00	75.00	1,500.00
34	142.00	3,840.00	124.00	2,480.00	120.00	1,840.00	65.00	1,300.00	90.00	1,800.00	75.00	1,500.00	75.00	1,500.00	95.00	1,900.00	75.00	1,500.00
35	112.00	636.00	135.00	4,050.00	100.00	3,000.00	71.00	2,130.00	100.00	3,000.00	80.00	2,400.00	80.00	2,400.00	100.00	3,000.00	80.00	2,400.00
36	230.00	4,600.00	135.00	4,050.00	100.00	3,000.00	71.00	2,130.00	100.00	3,000.00	80.00	2,400.00	80.00	2,400.00	100.00	3,000.00	80.00	2,400.00
37	2,229.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00	150.00
38	2.00	170.00	4.00	340.00	6.00	510.00	3.00	105.00	6.00	120.00	6.00	120.00	10.00	300.00	8.00	240.00	5.00	150.00
39	2,000.00	4,000.00	1,750.00	3,500.00	1,400.00	2,800.00	1,000.00	2,000.00	1,400.00	2,800.00	1,400.00	2,800.00	1,000.00	2,000.00	1,400.00	2,800.00	1,000.00	2,000.00
40	2,000.00	4,000.00	1,750.00	3,500.00	1,400.00	2,800.00	1,000.00	2,000.00	1,400.00	2,800.00	1,400.00	2,800.00	1,000.00	2,000.00	1,400.00	2,800.00	1,000.00	2,000.00
41	2.346.00	2,346.00	1.500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00	1,500.00
42	4,950.00	4,950.00	4,257.50	4,257.50	4,400.00	4,400.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00	4,200.00
43	6,400.00	6,400.00	14,250.00	14,250.00	5,154.00	5,154.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00	2,000.00
44	249,626.35	320,908.94	309,286.77	337,181.50	337,181.50	337,181.50	262,047.50	359,579.90	359,579.90	359,579.90	359,579.90	359,579.90	275,942.08	259,377.05	259,377.05	259,377.05	259,377.05	
45	270,649.15	309,286.77	309,286.77	315,330.50	315,330.50	315,330.50	250,820.30	318,534.00	318,534.00	318,534.00	318,534.00	263,045.04	225,801.40	225,801.40	225,801.40	225,801.40	225,801.40	
46	15.15	8,962.75	17.84	10,436.40	20.50	11,992.50	17.00	9,945.00	21.00	12,285.00	22.00	12,285.00	17.44	10,202.40	14.00	8,658.00	16.80	9,830.00
47	15.85	3,487.00	18.22	4,005.40	23.00	3,060.00	19.00	4,180.00	21.00	4,620.00	22.00	4,620.00	17.44	3,856.80	14.00	3,358.00	17.45	3,859.00
48	11.90	4,520.00	14.84	11,312.00	18.00	14,400.00	14.20	11,360.00	18.00	14,400.00	18.00	14,400.00	13.97	11,160.00	12.75	9,300.00	14.30	11,440.00
49	8.10	4,637.50																

Item No. 28-Cont'd.

The Chairman ordered the bids referred to the Consulting Engineers and the Town Engineer for tabulation and analysis, and to report their findings to the Board as soon as reasonably possible.

35  
1  
26

Item No. 29 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one Paving Machine to be used by the Highway Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Fath, seconded by Councilman Bystrak, that the Town Clerk proceed to open all the sealed bids on hand at this time.

Hereto is a summary of the bids opened and read:

- 1 - Down and Company - \$11,978.00
- 2 - Syracuse Supply Company - 11,960.00
- 3 - Cameron Equipment Company - 13,500.00

The Chairman ordered the bids referred to the Highway Superintendent for tabulation and analysis.

1  
13

Item No. 30 This being the time and the place advertised for a public hearing for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Chairman announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereto,

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains; (said highway is now paved for its entire length) and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said portion of said public highway to be improved as aforesaid, and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along both sides of said portion of said highway to be improved; and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded; and

WHEREAS, at a meeting of said Town Board duly called and held on the 16th day of February, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Seventeen Thousand Five Hundred Dollars (\$17,500.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall, in the Town of Cheektowaga, on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time; and

Item No. 30-Cont'd.

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law; and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place the said Town Board did duly consider the said petition and hear all persons interested;

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains, and it is further

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for this Town, shall survey said Wabash Avenue and establish the lines and grades thereof, and shall file such survey and profile in the Town Clerk's Office, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velzy shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work; and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

17  
13

Item No. 31 Councilman Trojanoski presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,500 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON WABASH AVENUE.

-----

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$17,500, pursuant to the Local Finance Law of New York.

Item No. 31-Cont'd.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, in accordance with the resolution adopted by the Town Board of said Town on March 16, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$17,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 31-Cont'd.

Councilman Trojanoski presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,500 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Seventeen Thousand Five Hundred Dollars (\$17,500), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Seventeen Thousand Five Hundred Dollars (\$17,500) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated March 16, 1959, Authorizing the Issuance of \$17,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Wabash Avenue."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, in accordance with the resolution adopted by the Town Board of said Town on March 16, 1959.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-                      NOES: -0-                      ABSENT: -2-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

12  
13

(Affidavit)

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 26th day of March, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 30 day of

March, 1959

*Henry T. Bantley*  
Notary Public in and for Erie County

hn 1086

**You Trade-In Your Car!**  
**Trade-In Your Old Furniture**  
**On New**

**SEWING MACHINES**  
New and Used  
"Satisfaction Guaranteed"  
33 W. MAIN ST.  
INCOME TAX SERVICE  
All makes  
Bookkeeping Ford's Accounting  
Ave., Cheektowaga, 48 Beale  
Saturdays and Sundays, evenings  
4-16  
RE 6815

**RADIATORS** and gas tanks cleaned  
and repaired. Broadway and Gen.  
Ave. Rd., Lancaster. MU 2721

**Lumber and Millwork**  
Covlesville Rd., Alden, N. Y.  
7088, MU 1749. Phone evenings  
RE 9507. 81-40

**MUSIC FOR WEDDINGS**  
by Paul M. Hartman  
Hartman, modern and classical  
678 Town Line Rd., Lancaster.  
RE 1486

**PROFESSIONAL THOMPSON TEACH.**  
et. Fred Dittmar, HU 8438, 6-18

**MUSIC INSTRUCTIONS**  
Paul M. Hartman, HU 8438, 6-18  
St. Bona, RE 6536

**PERSONAL**  
HIDES-TO-BE SIZE OUR Sample  
Larger selection of cards &  
styles available. Invitations  
key, 4011 Broadway, 8-17

**PAPER MATCH MAKING**

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

BENNETT

THURSDAY, MARCH 26, 1959

and says that he is the

**LEGAL NOTICE**  
**BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,500 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON WABASH AVENUE.**

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$17,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, in accordance with the resolution adopted by the Town Board of said Town on March 16, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$17,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such

cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 16th day of March, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk, of the Town of  
Cheektowaga, New York

m28

LISHER

of the

Item No. 32 Councilman Fath presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$27,200 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CHEROKEE DRIVE.

-----

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$27,200, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with the resolution adopted by the Town Board of said Town on February 16, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$27,200, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Item No. 32-Cont'd.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Fath presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$27,200 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation notes of the aggregate principal amount of Twenty-Seven Thousand Two Hundred Dollars (\$27,200), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Twenty-Seven Thousand Two Hundred Dollars (\$27,200) Serial Bonds authorized by the bond resolution entitled "Bond Resolution", Dated March 16, 1959, Authorizing the Issuance of \$27,200 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Cherokee Drive."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with the resolution adopted by the Town Board of said Town on February 16, 1959.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Item No. 32-Cont'd.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

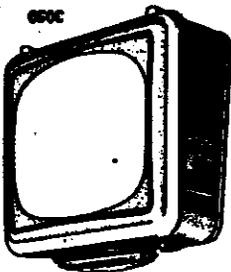
12  
13

Item No. 32-Cont'd (Affidavit)

STATE OF NEW YORK  
COUNTY OF ERIE } ss.:

Party, as trustees  
Nine motor equipment operators

Because you have the



650c

**BLOUNT**

Combines all the  
separate washer  
OUTPERFORMS

It's here at last — a  
washer-dryer combination  
separate units... wash  
... dries faster, wrings  
all fabrics. With this in  
complete wash-dry job  
work-saving operation  
more floor space than a

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the  
PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
19th day of March, 1959 and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this 20 day of

March, 1959

*Gene T. Honey*  
Notary Public in and for Erie County

hn 1086

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

**LEGAL NOTICE**  
**BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$27,200 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CHEROKEE DRIVE.**

\*\*\*\*\*  
WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way-line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Cheektowaga, New York, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$27,200, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with the resolution adopted by the Town Board of said Town on February 16, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$27,200, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provision of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk

Item No. 32-Cont'd.

(Affidavit)

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provision of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 16th day of March, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk, of the Town of  
m19 Cheektowaga, New York

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHED

Item No. 33 Councilman Fath presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$20,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CUNARD AVENUE.

-----  
WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1140 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty Thousand Dollars (\$20,000), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1140 feet, in accordance with the resolution adopted by the Town Board of said Town on December 15, 1958.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Fath presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$20,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Twenty Thousand Dollars (\$20,000), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Twenty Thousand Dollars (\$20,000) Serial Bonds authorized by the bond resolution entitled, "Bond Resolution, Dated March 16, 1959, Authorizing the Issuance of \$20,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Cunard Avenue."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, in accordance with the resolution adopted by the Town Board of said Town on December 15, 1958.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

12  
13

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

the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be observed with at the date of the execution of this resolution are not substantially complied with.

**SALE**  
**IT'S**  
**Equal to or Better**  
**Offers Land**  
**D.V.**  
**R.P.**

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the ..... day of ..... 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 20 day of

*March*, 1959  
*John D. Honley*

Notary Public in and for Erie County

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

**LEGAL NOTICE**  
**BOND RESOLUTION, DATED**  
**MARCH 16, 1968, AUTHORIZING**  
**THE ISSUANCE OF \$20,000 SERIAL**  
**BONDS OF THE TOWN OF**  
**CHEEKTOWAGA, IN THE**  
**COUNTY OF ERIE, PURSUANT**  
**TO THE LOCAL FINANCE LAW**  
**OF CURBS ON CUNARD AVENUE.**

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty Thousand Dollars (\$20,000) pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, in accordance with the resolution adopted by the Town Board of said Town on December 15, 1968.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 1100 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be attested to by the Town Clerk

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

of the purpose of the resolution is ten years.  
24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.  
Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 16th day of March, 1969, and the validity of the obligations authorized by such bond resolution may hereafter be contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk, of the Town of  
Cheektowaga, New York

Item No. 34 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 267	to	315	inclusive
Highway Fund	Nos. 116	to	133	Inclusive
Special Districts	Nos. 132	to	158	inclusive
Part Town	Nos. 3005	to	3020	inclusive

AYES: -5-                      NOES: -0-                      ABSENT: -2-

6

Item No. 35 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on March 7, 1959 and March 14, 1959, after the same have been approved by the Building Inspector.

AYES: -5-                      NOES: -0-                      ABSENT: -2-

15  
35

Item No. 36 Moved by Councilman Bystrak, seconded by Councilman Weber, that the Town Hall be closed from 12:00 Noon to 3:30 P.M., on Good Friday.

AYES: -5-                      NOES: -0-                      ABSENT: -2-

42

Item No. 37 Referred to the Chief of Police the request of Joseph Kubisty, No. \_\_\_\_\_, requesting what action has been taken against Patrolman Felix Wroblewski, Jr., accused of shooting his service revolver wildly in a residential neighborhood.

18  
31

Item No. 38 Referred to the Town Engineer the complaint of the Town Park Home Owners Association relating to drainage on the new hospital grounds on Harlem Road.

36  
42

Item No. 39 Moved by Councilman Bystrak, seconded by Councilman Fath, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 8

CHEEKTOWAGA, NEW YORK  
April 6, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of April, 1959, at 2:30 P.M., Eastern Standard Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
---------	-------------------	------------

Also present were: Town Attorney Delahunt; Town Clerk Hanley; Town Engineer Kamm; General Foreman Eberl; Receiver of Taxes & Assessments Pfohl; Chairman of the Zoning Board of Appeals Kurnick; Recreational Director Rutkowski, and Chief of Police Mersmann.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Chief of Police the request of Stanley J. Walczak for a "NO PARKING LOAD & UNLOAD" sign on Cass Avenue and on William Street. 18  
41

Item No. 4 Referred to the Assessors for a property check the petition for street lighting equipment in Bigelow Road. 17  
27

Item No. 5 Referred to the Town Board petition against the rezoning of premises on William Street, north side, 123 feet easterly from the easterly line of Harlem Road, from a Residential District to a Business District. 17  
19

Item No. 6 Received and filed communication from Senator Frank J. Gliniski, relating to 25 percent discount for the Town of Cheektowaga on telephone bills. 8  
42

Item No. 7 Communication read from the Niagara Frontier Transit System, Inc., for consent to operate a bus route on Kensington Avenue between the westerly line of the Town of Cheektowaga and a point approximately 100 feet west of Century Road. Ordered received and filed. 10  
42

Item No. 8 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, application to this Board by the Niagara Frontier Transit System for consent to operate buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road, if granted, would present unsightly, unhealthy, and hazardous conditions in the area, and

Item No. 8-Cont'd.

WHEREAS, on December 12, 1929, at which time the Niagara Frontier Transit System was operating on Kensington Avenue as far as Huntley Road, the Buffalo Transit Company received a certificate from the Public Service Commission to operate a bus line on Kensington Avenue, in the Town of Cheektowaga, with the restriction that they were not to pick up or discharge passengers between Buffalo City Line and Century Road, and

WHEREAS, sometime after this Certificate was issued, Niagara Frontier Transit System abandoned its service on Kensington Avenue between Eggert Road and Huntley Road, depriving Cheektowaga residents of convenient bus transportation, and

WHEREAS, upon request of the Buffalo Transit Company to provide service to these Cheektowaga residents and their agreement to provide such service, an application was made to the Public Service Commission and an order was issued on March 20, 1951 removing the restriction of December 12, 1929, and

WHEREAS, by abandoning its service on Kensington Avenue between Eggert and Huntley Road, the Niagara Frontier Transit System forfeited any rights it may have had and can offer little or no service to Cheektowagans, and as the Buffalo Transit Company provides a direct, fast route to downtown Buffalo, be it

RESOLVED, that the application of the Niagara Frontier Transit System be, and it is hereby denied, and be it further

RESOLVED, that inasmuch as we have been recipients of numerous requests for improved services, that the Town Clerk be authorized and directed to forward a certified copy of this Resolution to both the Buffalo Transit Company and the Niagara Frontier Transit System requesting that they survey their routes and make every effort to provide better service.

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

15  
42

Item No. 9  
Kornecki,

Councilman Bystrak moved, seconded by Councilman

WHEREAS, the Chief of Police has recommended that parking on the east side and west side of Princeton Court from Cleveland Drive to Greenway Boulevard be restricted from 7 A.M. to 7 P.M., as follows, "No Parking This Side of the Street from 7 A.M. to 7 P.M.," and

WHEREAS, the Chief of Police has recommended that SLOW signs indicating that the Lutheran Church on Pine Ridge Road is in need of protection for its church goes on Sunday mornings;

BE IT RESOLVED, that the Chief of Police have the aforementioned signs installed as soon as it is reasonably possible, and that the same signs be maintained by the Police Department of the Town of Cheektowaga.

AYES: -6-

NOES: -0-

ABSENT: -1-

18  
41

111

Item No. 10 Moved by Councilman Weber, seconded by Councilman Kornecki that the following named persons be appointed as part-time Park Attendants at the rate of \$2.11 per hour, effective on or about May 1, 1959:

Ray Meger	Edward Piatkiewicz
Norman Bauer	Eugene Wozniak
Jack Kirisits	Joseph Bogdan
John Janus	Albert Ziolkowski
John Wasielewski	

FURTHER RESOLVED, that Robert Rutkowski be appointed a Laborer in the Recreation Department on a temporary basis, effective on or about April 15, 1959;

FURTHER RESOLVED, that Stanley Burek, be appointed as a Laborer in the Recreation Department on a temporary basis, to take effect on or about April 15, 1959.

AYES: -6-

NOES: -0-

ABSENT: -1-

31  
23

Item No. 11 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga needs storage space for the storage of election equipment, voting machines, etc.

WHEREAS, space is available, including heat and light, for such purposes in premises owned by Florence Kistowski at 1460 Lovejoy Street, Cheektowaga, New York, and

WHEREAS, the owner has offered to rent the space to the Town of Cheektowaga at the rent of \$150.00 (One Hundred Fifty Dollars) per month, which amount includes the above mentioned utilities, beginning July 1, 1959 to July 1, 1962, with an option on the part of the Town of Cheektowaga to renew the lease for the period of three (3) additional years, be it,

RESOLVED, that the Supervisor be and he hereby is authorized to enter into a written lease with the owner of the premises as above outlined.

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

11  
33

Item No. 12 Councilman Trojanoski presented the following resolution and moved its adoption:

RESOLVED, that an unofficial public hearing be held for the residents within the boundary of proposed Joint County Sewer District on April 29, 1959, at 7:00 P.M., public notice to be advertised in the DEPEW HERALD-CHEEKTOWAGA NEWS, and that the Engineering Department be authorized and directed to notify the residents by postcard within said proposed district of the time and place of said unofficial hearing, and in addition that the following named be notified:

Nussbaumer, Clarke and Velzy  
Mr. Spencer, Erie County Sewer Dept.  
Town Engineer A. J. Kamm

Seconded by Councilman Fath.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, Cayuga Courts, Inc., a domestic corporation organized and existing under the laws of the State of New York with its principal office located at 173 Cadman Drive in the Town of Amherst, County of Erie and State of New York, intends to construct homes on Joseph Street from the westerly line of Nagel Drive to the easterly line of Wellington Road, a distance of 858 feet, and on Wellington Road from its intersection with the southerly line of Subdivision Lots Numbers Seven (7) and Eight (8), said streets being shown on a map filed in the Erie County Clerk's Office under Cover No. 2069. Said distance on Wellington Road being 389 feet making a total of approximately 1250 feet, and intends to construct the foundation for the highways on said streets, in accordance with specifications of the Town Highway Department and Town Regulations, but have not placed the topping thereon because heavy trucks will be operating on said streets in connection with the construction of homes and it is the desire of the Town Highway Department that the topping not be placed on said streets until the weather permits and the construction of homes on said streets has been completed, and

WHEREAS, it has been estimated by the Town Highway Superintendent that the cost of placing topping on said streets would not exceed the sum of Fifteen Thousand Dollars (\$15,000.00), and

WHEREAS, Cayuga Courts, Inc., has agreed to place the topping on said highways and complete the same in accordance with specifications of the Town Highway Department and Town Regulations, be it

RESOLVED, that the Town of Cheektowaga enter into a contract with Cayuga Courts, Inc., which contract is to provide that the said Cayuga Courts, Inc., will place the topping on said streets and complete the highway in all respects in accordance with the specifications of the Town Highway Department and regulations of the Town of Cheektowaga, on or before November 1, 1959.

That the annexed contract is hereby approved and the Supervisor is authorized to execute the same for the Town of Cheektowaga, New York, and be it further

RESOLVED that the said Cayuga Courts, Inc., execute and deliver to the Town of Cheektowaga, a surety bond in the amount of Fifteen Thousand Dollars (\$15,000.00) as security for the faithful performance of the aforesaid contract; and be it further

RESOLVED, that said contract contain a provision that in the event the said sum of Fifteen Thousand Dollars (\$15,000.00) be insufficient to pay the cost of the completion of said highways, then the said Cayuga Courts, Inc., agrees to pay any sum required in excess of that amount.

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

Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13-Cont'd.

AGREEMENT

This Agreement, made the 6th day of April, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, located in the County of Erie, party of the first part, and CAYUGA COURTS, INC., a domestic corporation organized and existing under the laws of the State of New York, with its principal office located at 173 Cadman Drive in the Town of Amherst, Erie County, New York, party of the second part,

WITNESSETH

WHEREAS, the party of the second part intends to construct homes on Joseph Street from the westerly line of Nagel Drive to the easterly line of Wellington Road, a distance of 858 feet, and on Wellington Road from its intersection with the southerly line of George Urban Boulevard to its intersection with the southerly line of Subdivision Lots Numbers Seven (7) and Eight (8), a distance of 389 feet, making a total of approximately 1250 feet, as said streets are shown on a map filed in the Erie County Clerk's Office under Cover No. 2069, and intends to construct the foundation for the highways on said streets in accordance with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, and

WHEREAS, the party of the first part has requested the party of the second part not to place topping on said streets until all construction on said streets is completed and weather conditions permit such work,

NOW, THEREFORE, in consideration of the premises and other good and valuable considerations, it is hereby mutually agreed,

That the party of the second part hereby agrees to place topping on Joseph Street from its intersection with the westerly line of Nagel Drive to its intersection with the easterly line of Wellington Road, and Wellington Road from its intersection with the southerly line of George Urban Boulevard and its intersection with the southerly line of Subdivision Lots Numbers Seven (7) and Eight (8) as shown on a map filed in the Erie County Clerk's Office under Cover No. 2069, and where necessary construct the foundation of said highways and complete the entire highways so that the same shall conform in every respect with the requirements of the Town Highway Department and regulations of the Town of Cheektowaga, on or before November 1, 1959, and

That the party of the first part, upon the filing with the Town Board of an executed copy of this agreement and a Surety Company Bond in the sum of Fifteen Thousand Dollars (\$15,000.00), does hereby accept said highways as Town highways, subject to the jurisdiction of the Town Highway Superintendent.

IT IS FURTHER AGREED that the party of the second part will deposit with the party of the first part a surety bond in the sum of Fifteen Thousand Dollars (\$15,000.00), said bond to provide that the party of the second part will in all respects comply with the terms and conditions of this agreement and the accompanying resolution of the Town Board on or before November 1, 1959, and in the event the party of the second part fails to live up to the terms of this agreement, then the party of the first part is authorized to complete said highway so that in every respect the same will comply with the minimum requirements of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highways, and in the event the said sum of Fifteen Thousand Dollars (\$15,000.00) is insufficient to pay such cost then the party of the second part hereby agrees to pay any sum required in excess of that amount. It is, however, agreed that the maximum liability of the surety is limited to the sum of Fifteen Thousand Dollars (\$15,000.00).

Item No. 13-Cont'd.

114

IN WITNESS WHEREOF, the parties hereto have caused their corporate seals to be hereunto affixed and these presents to be subscribed by their duly authorized officers the day and year first above written.

TOWN OF CHEEKTOWAGA

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

CAYUGA COURTS, INC.

By: /s/ John W. Berryman  
President

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

On this \_\_\_\_\_ day of March, 1959, before me personally came BENEDICT T. HOLTZ to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of the Town of Cheektowaga, the corporation described in and which executed the above Instrument; that he knows the seal of said corporation; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Town Board of said corporation, and that he signed his name thereto by like order.

STATE OF NEW YORK )  
COUNTY OF ERIE ) SS:

On this \_\_\_\_\_ day of March, 1959, before me personally came JOHN W. BERRYMAN to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Amherst, New York; that he is the President of Cayuga Courts, Inc., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

\_\_\_\_\_  
/s/ J. Irving Smith

J. Irving Smith  
Notary Public, State of New York  
Qualified in Erie County  
My Commission Expires March 30, 1960

22  
13

Item No. 14 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Heather Road	Hillside Avenue	Huth Road

TYPE OF STREET LIGHTING INSTALLATION

6 Y 20 Standards - Under Ground Conduit

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Heather Road	Hillside Avenue	Huth Road

TYPE OF STREET LIGHTING INSTALLATION

6 Y 20 Standards - Under Ground Conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

Item No. 14-Cont'd.

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

Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

STATE OF NEW YORK )  
COUNTY OF ERIE )    SS.

I, Kenneth T. Hanley, Town Clerk of the Town of Cheektowaga, Erie County, New York, do certify that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 6th day of April, 1959, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof: And that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I further certify that a certified copy of such resolution and order was caused by me to be recorded in the office of the Clerk of Erie County, New York, on the 16th day of April, 1959.

In witness whereof, I have hereunto set my hand and the seal of the said Town of Cheektowaga, this 16th day of April, 1959.

SEAL

KENNETH T. HANLEY  
Town Clerk

117  
27

Item No. 15                      This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Terry Lane	Ellen Drive	920 Feet South

TYPE OF STREET LIGHTING INSTALLATION

6 Y 19 Standards - Under Ground Conduit - 2500 lumen

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Terry Lane	Ellen Drive	920 Feet South

TYPE OF STREET LIGHTING INSTALLATION

6 Y 19 Standards - Under Ground Conduit - 2500 lumen

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

State of New York )  
County of Erie ) SS.

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 6th day of April, 1959, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof: and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I further certify that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 16th day of April, 1959.

In witness whereof, I have hereunto set my hand and the seal of the said Town of Cheektowaga this 16th day of April, 1959.

SEAL

KENNETH T. HANLEY  
Town Clerk

Item No. 16 Councilman Bystrak moved, seconded by Councilman Kornecki, that the Supervisor be authorized and directed to purchase from the Westinghouse Electric Corporation 6 Y 19 ornamental standards to be used in Terry Lane Special Street Lighting District.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 17 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS

FROM

TO

Colden Court

Genesee Street 1200 Feet North and from Linda Dr. north to Maryvale Dr.

TYPE OF STREET LIGHTING INSTALLATION

10 Y 19 Standards - Under Ground Conduit - 4000 lumen

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS

FROM

TO

Colden Court

Genesee Street 1200 Feet North and from Linda Dr. north to Maryvale Dr.

TYPE OF STREET LIGHTING INSTALLATION

10 Y 19 Standards - Under Ground Conduit - 4000 lumen

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought,

by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

Item No. 17-Cont'd.

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

State of New York )  
County of Erie ) SS.

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 6th day of April, 1959, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof: and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I further certify that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 16th day of April, 1959.

In witness whereof, I have hereunto set my hand and the seal of the said Town of Cheektowaga this 16th day of April, 1959.

SEAL

KENNETH T. HANLEY  
Town Clerk

Item No. 18 Councilman Bystrak moved, seconded by Councilman Fath, that the Supervisor be authorized and directed to purchase from the Westinghouse Corporation 10 Y 19 Ornamental Street Light Standards to be used in Colden Court Special Street Lighting District.

Item No. 19 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Calderwood Drive, extending southerly from Treehaven Road, for its entire length, to Burke Drive, a distance of approximately 760 feet, and both sides of Hunting Road, extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs together with the installation of receivers and necessary underground drains, and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highways to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of the highways to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways to be so improved, and

Item No. 19-Cont'd.

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highways as stated in the petition is the sum of Sixteen Thousand, Five Hundred Dollars (\$16,500.00),

NOW, THEREFORE,

Pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of April, 1959, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along said sides of said highways to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Calderwood Drive - CURBS, ETC.

Posted as follows: on April 10, 1959:

- 1-Tree on Calderwood Drive approximately 25 feet north of Burke Drive;
- 2-Post at the corner of Calderwood Drive and Hunting Road;
- 3-Post at the corner of Calderwood Drive and Treehaven Rd;
- 4-Post between No.28 Calderwood Dr. and No.18 Calderwood Dr;
- 5-Post at the corner of Calderwood Dr. and Burke Drive.

Hunting Road - CURBS, ETC.

Posted as follows on April 10, 1959:

- 1-Post at the corner of Calderwood Dr. and Hunting Rd;
- 2-Tree in front of No.37 Hunting Road;
- 3-Tree in front of No.15 Hunting Road;
- 4-Tree in front of No. 6 Hunting Road;
- 5-Post at the corner of Hunting Rd. and Treehaven Rd.

Hereto attached is a copy of the Notice of Hearing published in the CHEEKTOWATA TIMES:

Item No. 19-Cont'd.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:  
first publication APR - 9 1959;  
last publication APR - 9 1959;  
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....  
day of APR 16 1959, 19.....

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

1959 APR 16 11 30 AM  
NOTARY PUBLIC, STATE OF NEW YORK  
EVE J. ALLIS

**LEGAL**

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 6th day of April, 1959, at 7:30 o'clock p.m., Eastern Standard Time, there were:

**PRESENT:**

FELIX T. WROBLEWSKI,  
Councilman.

JOSEPH KORNECKI,  
Councilman.

ALANCIN M. FATH,  
Councilman.

DANIEL E. WEBER,  
Councilman.

JOSEPH M. TROJANOWSKI,  
Councilman.

STANLEY R. BYSTRAK,  
Councilman.

**ABSENT:**

BENEDICT T. HOLTZ,  
Supervisor.

Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Calderwood Drive, extending southerly from Treehaven Road, for its entire length, to Burke Drive, a distance of approximately 769 feet, and both sides of Hunting Road, extending south westerly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs together with the installation of receivers and necessary underground drains, and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highways to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of the highways to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways to be so improved, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highways as stated in the petition is the sum of Sixteen Thousand, Five Hundred Dollars (\$16,500.00).

**NOW, THEREFORE,**

Pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

**ORDERED**, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of April, 1959, at 7:30 o'clock

said petition and hearing all persons interested in the subject thereof concerning the same, and

**BE IT RESOLVED**, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Cheektowaga TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highways to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Wroblewski voting aye

Councilman Bystrak voting aye

Councilman Fath voting aye

Councilman Weber voting aye

Councilman Trojanowski voting aye

Councilman Kornecki voting aye.

Ayes: 6 - Noes: 0 - Absent: 1

STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK ) ss:  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 6th day of April, 1959, and the same is a correct and true transcript of such original resolution and the whole thereof.

(S E A L)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 6th day of April, 1959.

KENNETH T. HANLEY  
Clerk of the Town  
Board, Town of  
Cheektowaga, N. Y.

(Pub: April 9, 1959)

Item No. 20 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Department of Recreation has notified the Town Board that they are in need of one (1) new 2-Ton Conventional Chassis and Cab, be it

RESOLVED, that this request be granted and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in the DEPEW HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga, in connection with the said Recreation truck, and be it further

RESOLVED, that the Town Board meet on the 20th day of April, 1959, at 7:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new 2-Ton Conventional Chassis and Cab, for use in the Recreation Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M., Eastern Standard Time on April 20, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: April 6, 1959

KENNETH T. HANLEY  
Town Clerk

SPECIFICATIONS FOR 2-TON TRUCK  
CHASSIS WITH CAB - ONE (1) REQUIRED  
RECREATION DEPARTMENT

One (1) New 1959 2-Ton Conventional Chassis and Cab in accordance with the following specifications:

1. Gross Vehicle: 19,000-lbs.
2. Cab to Axle Dimension: 60"
3. Springs: Front - 1610 lbs. each; Rear - 6600 lbs.
4. Front Axle: 5,000 lbs.
5. Rear Axle: 15,000 lbs.
6. Transmission: 5 speed Synchro Mesh
7. Clutch: Coil Spring Type 11" Diameter minimum
8. Engine: 8 cylinder, 289 Cu. in. Heavy Duty Engine
9. Brakes: Front 15 x 2 1/4; Read 15 x 4 1/2
10. Battery: Heavy Duty - 12 volt
11. Generator: 35 Ampere normal cut-in
12. Windshield Wipers: Dual Electric
13. Equipment: Directional Signal Lights

Item No. 20-Cont'd.Specifications for 2-Ton Truck Chassis, cont'd.

13. Equipment: Fresh Air Heater and Defroster  
Grab handles on side of cab  
Dual visors  
Full Foam Cushion Severe Service Seats & Upholstry  
Outside rear vision mirrors, right and left  
Arm rests
14. Tires: Six (6) 8.25-20-10 ply tube tires on 6½" rims  
4 mud grip tires on rear wheels
15. TRADE-IN: 1950 Studebaker Truck. Dump body to be removed  
and installed on new truck chassis by successful  
bidder.

Hereto attached is a copy of the Notice to Bidders  
published in the DEPEW HERALD-CHEEKTOWAGA NEWS.

1  
16

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for on (1) new 2-Ton Conventional Chassis and Cab, for use in the Recreation Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 p.m., Eastern Standard Time on April 20, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: April 8, 1959.

sp9 KENNETH T. HANLEY,  
Town Clerk

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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

9th day of April, 1959 and

the last insertion being on the \_\_\_\_\_ day of

\_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publi

cations thereof.

*Richard G. Bennett*

Sworn to before me this 13 day of

April, 19 59

*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 21 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 16th day of March, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Calderwood Drive	Burke Drive	Treehaven Road

TYPE OF STREET LIGHTING INSTALLATION

4 Y 19 Standards - Under Ground Conduit - 4000 lumen

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of April, 1959, at 7:30 P.M., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga TIMES, a newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 10th day of April, 1959:

- 1-Tree on Calderwood Drive approximately 25 feet north of Burke Drive;
- 2-Post at the corner of Calderwood Dr. and Hunting Rd;
- 3-Post at the corner of Calderwood Dr. and Treehaven Road;
- 4-Post between No. 28 Calderwood Drive and No. 18 Calderwood Drive;
- 5-Post at the corner of Calderwood Dr. and Burke Drive

Hereto attached is a copy of the Notice of Hearing published in the CHEEKTOWAGA TIMES:

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication APR - 9 1959; last publication APR - 9 1959; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 16 1959, 19.....

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

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 6th day of April 1959, at 2:30 o'clock p.m., Eastern Standard Time, there were:

**PRESENT:**

- FELIX T. WROBLEWSKI, Councilman.
- JOSEPH KORNECKI, Councilman.
- ALANCIN M. FATH, Councilman.
- DANIEL E. WEBER, Councilman.
- JOSEPH M. TROJANOWSKI, Councilman.
- STANLEY R. BYSTRAK, Councilman.

**ABSENT:**

- BENEDICT T. HOLTZ, Supervisor.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 16th day of March, 1959.

**PUBLIC HIGHWAYS TO BE IMPROVED**

Calderwood Drive from Burke Drive to Trechaven Road.

**TYPE OF STREET LIGHTING INSTALLATION**

4 Y 19 standards-under ground conduit-4000 lumen.

WHEREAS, Edward B. Jerszewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of April, 1959, at 7:30 p.m. Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga TIMES, a newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Wroblewski voting aye.  
Councilman Kornecki voting aye.

Councilman Fath voting aye.

Councilman Weber voting aye.

Councilman Trojanowski voting aye.

Councilman Bystrak voting aye.

Ayes: 6 - Noes: 0 - Absent: 1

STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK )  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 6th day of April, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 6th day of April, 1959.

KENNETH T. HANLEY  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York.

Item No. 22 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 16th day of March, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
McNaughton Drive	The Avenue	Scajaquada Creek

TYPE OF STREET LIGHTING INSTALLATION

16 Y 19 Standards - Under Ground Conduit - 4000 lumen

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of April, 1959, at 7:30 P.M., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED THAT a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTO-waga news, a newspaper having a general circulation in the town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

Posted as follows on the 10th day of April, 1959:

- 1-Telephone Pole No. 29 R 1 on McNaughton Avenue;
- 2-Post at the corner of McNaughton Ave. and St. Boniface Road;
- 3-Telephone Pole No. 2-1 on McNaughton Avenue;
- 4-Post at the corner of McNaughton Avenue and Cathedral Lane;
- 5-Post at the corner of McNaughton and The Avenue.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS.

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

**NOTICE OF HEARING**

ty (20) days before the day designated for the hearing as aforesaid.

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

- Councilman Kornecki, voting Aye
  - Councilman Fath, voting Aye
  - Councilman Weber, voting Aye
  - Councilman Trojanoski, voting Aye
  - Councilman Bystrak, voting Aye
  - Councilman Wroblewski, voting Aye
- Ayes: 6, Noes: 0; Absent: 1

State of New York  
Erie County  
Office of the Clerk of the Town of Cheektowaga

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 6th day of April 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 6th day of April, 1959.

KENNETH T. HANLEY  
Clerk of the Town Board,  
ap9 Town of Cheektowaga, N.Y.

Redmen Alley  
31 32

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 9th day of April, 1959, and

the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 13 day of

April, 1959

*Kenneth T. Hanley*

Notary Public in and for Erie County

hn 1086

NOTARY PUBLIC

STATE OF NEW YORK }  
COUNTY OF ERIE } ss.

**NOTICE OF HEARING**

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 16th day of April, 1959, at 2:30 o'clock P. M. Eastern Standard Time, there were:

**PRESENT:**

Felix T. Wroblewski, Councilman  
Joseph Kornecki, Councilman  
Alancin M. Fath, Councilman  
Joseph M. Trojanoski, Councilman  
Daniel E. Weber, Councilman  
Stanley R. Bystrak, Councilman

**ABSENT:**

Benedict T. Holtz, Supervisor  
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 16th day of March 1959.

**PUBLIC HIGHWAYS TO BE IMPROVED**

McNaughton Drive, from the avenue to Scasquada Creek.

**TYPE OF STREET LIGHTING INSTALLATION**

M Y 19 Standards—4000 Lumen—  
Under ground conduit.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of April, 1959, at 7:30 P.M., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED THAT a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald and Cheektowaga News, a newspaper having a general circulation in the town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Kornecki, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Wroblewski, voting Aye  
Ayes: 6, Noes: 0, Absent: 1

State of New York  
Erie County  
Office of the Clerk of the Town of Cheektowaga ss:

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 8th day of April 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 8th day of April, 1959.

KENNETH T. HANLEY  
Clerk of the Town Board,  
Town of Cheektowaga, N.Y.

ap0

RICHARD G. BENNETT

103

Item No. 23 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that U-Crest Fire District No. 4 of said Town be extended to include the territory hereinafter described, and

WHEREAS, the Town Board desires to hold a public hearing for the consideration of such extension; NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) The Town Clerk is hereby authorized and directed to publish and post the following notice:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that upon the motion of the Town Board of the Town of Cheektowaga, in the County of Erie, pursuant to the provisions of Article Eleven of the Town Law of the State of New York, said Town Board has determined to hold a public hearing in the matter of the extension of U-Crest Fire District No. 4 of said Town, to embrace the following described territory:

DESCRIPTION OF TERRITORY PROPOSED TO BE ANNEXED TO U-CREST FIRE DISTRICT NO. 4

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being more particularly described as follows:

BEGINNING at the point of intersection of the center line of Genesee Street, which is a northerly line of the existing Fire District, with the westerly line extended southerly of the Westinghouse Electric Corp. property located on the north side of Genesee Street;

Thence northerly along said extended line and the westerly line of said Westinghouse Electric Corp. property to the northeasterly line thereof, said westerly line of said Westinghouse Electric Corp. property being also an easterly line of the Buffalo Municipal Airport;

Thence southeasterly along the northeasterly line of said Westinghouse Electric Corp. property and said line extended southeasterly to the center line of Sugg Road;

Thence southerly along the center line of Sugg Road to the center line of Genesee Street;

Thence westerly along the center line of Genesee Street to the point of beginning.

and that such public hearing will be held by the Town Board of said Town at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of April, 1959, at 7:30 o'clock P.M., Eastern Standard Time, and that then and there the said Town Board will hear all persons interested in the matter of the extension of such district, and will then and there take action in the matter.

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

Dated: April 6, 1959-

KENNETH T. HANLEY  
Town Clerk

Item No. 23-Cont'd.

(2) Such notice shall be published once in the DEPEW HERALD-CHEEKTOWAGA NEWS, a newspaper published in Cheektowaga, and having a general circulation in the territory proposed to be annexed to U-Crest Fire District No. 4 of the Town of Cheektowaga, and a copy of such notice shall be posted conspicuously in not less than five (5) public places within the territory proposed to be annexed to said U-Crest Fire District No. 4, such publication and posting to be made not less than ten (10) nor more than twenty (20) days prior to the date fixed for such public hearing.

(3) The Town Board shall meet at the time and place specified in said notice and shall hold a public hearing as therein provided.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 9th day of April, 1959:

- 1-Telephone Pole No. 296 on Sugg Road;
- 2-Telephone Pole No. 5-1 on Sugg Road;
- 3-Post on Sugg Road across the street from Amherst Ready Mix Corporation;
- 4-Post on Sugg Road at Westinghouse Manufacturing Corporation Parking Lot Entrance;
- 5-Telephone Pole in front of Police Office Entrance-Genesee Street;
- 6-Telephone Pole No. 161 on Genesee Street;
- 7-Telephone Pole No. 137 on Genesee Street;
- 8-Telephone Pole No. 233 on Genesee Street;
- 9-Telephone Pole No. 160 on Genesee Street;
- 10-Telephone Pole No. 240 on Genesee Street.

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD-CHEEKTOWAGA NEWS;

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that upon the motion of the Town Board of the Town of Cheektowaga, in the County of Erie, pursuant to the provisions of Article Eleven of the Town Law of the State of New York, said Town Board has determined to hold a public hearing in the matter of the extension of U-Crest Fire District No. 4 of said Town, to embrace the following described territory:

**DESCRIPTION OF TERRITORY PROPOSED TO BE ANNEXED TO U-CREST FIRE DISTRICT NO. 4**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being more particularly described as follows: Cheektowaga, comprising all that District No. 9, of the Town of Number Two of Union Free School District, in and for Election District road right of way within said Dis- the Lehigh Valley and Erie Rail- all that territory situated north of Town of Cheektowaga, comprising Free School District No. 9, of the tion District Number One of Union Village of Sloan, in and for Elec- Avenue and Reiman Street in the house building situated at Halstead at the Woodrow Wilson school- the Sloan Union Schools) will meet County, New York (constituting of the Town of Cheektowaga, Erie Free School District Number Nine lstration and Canvass of Union New York, that the Board of Reg- EDUCATION LAW OF THE STATE OF

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, 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  
*9th* day of *April*, 19 *59* and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this *13* day of

*April*, 19 *59*  
*John D. Mackey*

Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE OF PUBLIC HEARING**

NOTICE IS HEREBY GIVEN that upon the motion of the Town Board of the Town of Cheektowaga, in the County of Erie, pursuant to the provisions of Article Eleven of the Town Law of the State of New York, said Town Board has determined to hold a public hearing in the matter of the extension of U-Crest Fire District No. 4 of said Town, to embrace the following described territory:

**RICHARD G. BENNETT**

**DESCRIPTION OF TERRITORY PROPOSED TO BE ANNEXED TO U-CREST FIRE DISTRICT NO. 4**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being more particularly described as follows:

BEGINNING at the point of intersection of the center line of Genesee Street, which is a northerly line of the existing Fire District, with the westerly line extended southerly of the Westinghouse Electric Corp. property located on the north side of Genesee Street;

Thence northerly along said extended line and the westerly line of said Westinghouse Electric Corp. property to the northeasterly line thereof, said westerly line of said Westinghouse Electric Corp. property being also an easterly line of the Buffalo Municipal Airport;

Thence southeasterly along the northeasterly line of said Westinghouse Electric Corp. property and said line extended southeasterly to the center line of Sugg Road;

Thence southerly along the center line of Sugg Road to the center line of Genesee Street;

Thence westerly along the center line of Genesee Street to the point of beginning.

and that such public hearing will be held by the Town Board of said Town at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of April, 1959, at 7:30 o'clock P.M., Eastern Standard Time, and that then and there the said Town Board will hear all persons interested in the matter of the extension of such district, and will then and there take action in the matter.

By Order of the Town Board of the Town of Cheektowaga.

Dated: April 6, 1959.

KENNETH T. HANLEY,  
Town Clerk of the Town of Cheektowaga

ap9

Item No. 24 Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED APRIL 6, 1959, AUTHORIZING THE ISSUANCE OF \$18,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Eighteen Thousand Dollars (\$18,000), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Eighteen Thousand Dollars (\$18,000) of the Serial Bonds authorized by the bond resolution entitled "Bond Resolution Dated October 20, 1958, Authorizing the Issuance of \$26,850.79 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Retroactive Social Security Coverage."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is payment of the cost of retroactive coverage provided for employees under the Federal Old-Age and Survivors Insurance System, pursuant to section one hundred thirty eight-a of the Retirement and Social Security Law, for the period from June 16, 1956 to and including December 31, 1957.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) outstanding bond anticipation notes of the aggregate principal amount of \$26,850.79 have been issued in anticipation of the sale of said serial bonds, and (b) the notes authorized by this resolution are renewal notes and the date of issuance of the original notes issued in anticipation of the sale of said bonds is October 29, 1958, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said bond anticipation notes, subject to the provisions of this resolution, and to sell and deliver said bond anticipation notes is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED APRIL 6, 1959, AUTHORIZING THE ISSUANCE OF \$10,600 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

Item No. 24-Cont'd.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Ten Thousand Six Hundred Dollars (\$10,600), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Ten Thousand Six Hundred Dollars (\$10,600) of the Serial Bonds authorized by the bond resolution entitled, "Bond Resolution Dated October 20, 1958, Authorizing the Issuance of \$16,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Current Social Security Coverage."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution in payment of the cost of the Town's share of current coverage provided to employees under the Federal Old-Age and Survivors Insurance System, pursuant to the Retirement and Social Security Law, for the period January 1, 1958 to and including December 31, 1958.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) outstanding bond anticipation notes of the aggregate principal amount of \$16,000 have been issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are renewal notes and the date of issuance of the original notes issued in anticipation of the sale of said bonds is October 29, 1958, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED APRIL 6, 1959, AUTHORIZING THE ISSUANCE OF \$3,600 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Item No. 24-Cont'd.

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Three Thousand Six Hundred Dollars (\$3,600), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Three Thousand Six Hundred Dollars (\$3,600) of the Serial Bonds authorized by the bond resolution entitled, "Bond Resolution Dated October 20, 1958, Authorizing the Issuance of \$5,400 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase of Accounting Equipment."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the purchase of accounting equipment, to wit: a Burroughs Sensimatic Bookkeeping Machine.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) outstanding bond anticipation notes of the aggregate principal amount of \$5,400 have been issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are renewal notes and the date of issuance of the original notes issued in anticipation of the sale of said bonds is October 29, 1958, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 25 Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED APRIL 6, 1959, AUTHORIZING THE ISSUANCE OF \$1,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of One Thousand Dollars (\$1,000.00), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of One Thousand (\$1,000.00) of the Serial Bonds authorized by the bond resolution entitled "Bond Resolution Dated January 6, 1958, Authorizing the Issuance of \$2,600 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Construction of a Lateral Sewer."

Item No. 25-Cont'd.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sewer in that portion of the east side of Union Road extending from Redleaf Lane south, a distance of approximately three hundred forty (340) feet, to serve properties on the east side of said portion of said highway to be so improved, in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga on the 6th day of January, 1958.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) outstanding bond anticipation notes of the aggregate principal amount of \$2,000 have been issued in anticipation of the sale of said serial bonds, and (b) the notes authorized by this resolution are renewal notes and the date of issuance of the original notes issued in anticipation of the sale of said bonds is October 1, 1958, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said bond anticipation notes, subject to the provisions of this resolution, and to sell and deliver said bond anticipation notes is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

12

Item No. 26 Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED APRIL 6, 1959, AUTHORIZING THE ISSUANCE OF \$3,200 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Three Thousand Two Hundred Dollars (\$3,200), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Three Thousand Two Hundred Dollars (\$3,200) of the Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated April 19, 1956, Authorizing the Issuance of \$13,700.00 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Construction of a Lateral Sewer."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sewer in that portion of Wallace Avenue extending from Grunner Road, north to Broadway, that portion of Broadway extending from Wallace Avenue, west, a distance of 200 feet, so as to serve both sides of said highways, in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga on the 16th day of January, 1956.

Item No. 26-Cont'd.

Section 3. As required by local Finance Law, it is hereby stated that (a) outstanding bond anticipation notes of the aggregate principal amount of \$4,800 have been issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are renewal notes and the date of issuance of the original notes issued in anticipation of the sale of said bonds is October 1, 1958, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said bond anticipation notes, subject to the provisions of this resolution, and to sell and deliver said bond anticipation notes is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

12

Item No. 27                      Moved by Councilman Weber, seconded by Councilman Trojanoski, that the application of Daniel D. Amigone to erect a Mortuary and Funeral Home at the southwest corner of Cleveland Drive and Woodridge Avenue (569 Cleveland Drive) be granted.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

15

Item No. 28                      Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue all building permits on applications approved by the Petitions Committee on March 21, 1959, March 28, 1959, and April 4, 1959, after the same have been approved by the Building Inspector.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

15

Item No. 29                      The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 321 to 403 inclusive
Highway Fund	Nos. 135 to 157 inclusive
Special Districts	Nos. 161 to 186 inclusive
Part Town Fund	Nos. 3022 to 3030 inclusive

AYES: -6-                      NOES: -0-                      ABSENT: -1-

6

Item No. 30                      Moved by Councilman Weber, seconded by Councilman Fath, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 20th day of April, 1959, at 7:30 P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Felix T. Wroblewski	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Joseph Kornecki	Councilman
---------	-----------------	------------

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Town Engineer Kamm; Lieutenant Graham; Acting Recreational Director Rutkowski; Head Bookkeeper Maher; Building & Plumbing Inspector Trafalski; Receiver of Taxes & Assessments Pfohl, and Justice of the Peace Pyszczanski.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Town Attorney complaint of the Board of Fire Commissioners of Doyle Fire District No. 1, about an old barn in the rear of

Item No. 4 Referred to the Town Attorney a communication from the Chief of Police requesting bids for the purchase of motorcycles.

Item No. 5 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required at East Treehaven Road in the Storm Sewer District No. 1, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$983.17.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$983.17 to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 6 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required at Genesee Street near the Airport in Sanitary Sewer District No. 6, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$753.87.

Item No. 6-Cont'd.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$753.87 to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 7 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer and Town Highway Superintendent of the Town of Cheektowaga having recommended the acquisition of the easterly 50 feet of Sublot 131, Map Cover 1880, from Robert B. Ledger for drainage and other purposes, and

WHEREAS, Robert B. Ledger has agreed to sell the premises to the Town for the sum of \$2,000 (Two thousand dollars), and

WHEREAS, the Town of Cheektowaga is arranging temporary financing of the same.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor and the Town Attorney be authorized to proceed with the acquisition of the property and the payment of \$2,000.00 for said property.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 8 Councilman Trojanoski moved, seconded by Councilman Weber, that the request of the Kiwanis Club of Cheektowaga to sponsor a circus on June 30, 1959, on the parking lot east of the Thruway Plaza, be granted, and that all precautions be taken for the protection and safety of all individuals concerned by the granting of said permit.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 9 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the request of the Town Health Officer to attend the New York State Health Conference at Lake Placid, N. Y., commencing on May 24, 1959, and the annual meeting of the Air Pollution Control Association commencing June 22, 1959, be granted.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 10 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, this Town Board adopted a resolution on March 16, 1959, for the erection of No Parking signs except for loading and unloading on the premises of Arthur Madigan, doing business as Madigan's Delicatessen at Pine Ridge and David Avenue for a distance of 80 feet on the south side of David Avenue, and

WHEREAS, the Chief of Police has recommended that this resolution be rescinded and a new resolution be adopted for the construction of No Parking signs except for loading and unloading from 9:00 A.M. to 6:00 P.M., except on Sundays.

NOW, THEREFORE, BE IT

RESOLVED, that the said resolution adopted on March 16, 1959 be and the same is hereby rescinded, and be it further

RESOLVED, that the Police Department cause the following signs to be erected as soon as possible, "No Parking Between Signs Except for Loading and Unloading 9 A.M. to 6 P.M. Except Sundays" for a distance of 80 feet on the south side of David Avenue beginning at Pine Ridge Road and running easterly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

118  
41

Item No. 11 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Town of Cheektowaga designate two weeks for its Annual Clean-Up, Paint-Up, and Fix-Up Campaign, to start on May 4 to May 15, excluding Saturdays and Sundays.

BE IT FURTHER RESOLVED, that Mr. John Eberl, Sanitation Department head, order 100 posters and conspicuously place them throughout the Town, reminding residents of this vital cleanup.

Seconded by Councilman Fath.

AYES: -6-

NOES: -0-

ABSENT: -1-

23  
72

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that Holloway and Company, Certified Public Accountants, be hereby authorized to render service in connection with planning, executing, and supervising the spreading of Special District Assessments for the Town of Cheektowaga for the Tax Year 1960. Said service to be similar to that rendered in prior years.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

1

140

Item No. 13 Councilman Wroblewski presented the following resolution and moved its adoption:

IT IS RESOLVED AS FOLLOWS:

SECTION ONE: The Town Board of the Town of Cheektowaga does hereby employ Holloway & Company, Certified Public Accountants, to make an annual audit for the Town Board of the Town of Cheektowaga covering the calendar year 1959.

SECTION TWO: The scope of such audit shall be limited to and include only an accounting of all moneys received and disbursed by all town officers and employees, except Justices of the Peace, who received or disbursed any moneys of the town, and shall be limited to and include only an examination of such books, records, receipts, orders, warrants, vouchers, and cancelled checks as relate to the receipt or disbursement of moneys by such town officers and employees.

SECTION THREE: The scope of such audit shall also include an examination of the civil and criminal dockets of the Justices of the Peace of the Town of Cheektowaga for the purpose of determining whether all fines and fees therein shown to have been collected have been turned over to the proper officials as required by law.

SECTION FOUR: It is the intent of this Town Board that such audit shall relate solely to an accounting of the cash receipts and disbursements of officers and employees of the Town of Cheektowaga and shall take the place and stead of the annual audit as previously made by the Town Board of the Town of Cheektowaga.

SECTION FIVE: The following items are specifically excluded (but do not necessarily constitute the only exceptions) from the scope of such audit:

(a) The functions, correctness, regularity, legality or propriety of the action or non-action of any officer or employee of the Town of Cheektowaga, so far as same do not relate directly to the receiving or disbursing of any moneys of the Town of Cheektowaga.

(b) The correctness, regularity, legality or propriety of the assessment rolls or tax rolls of said Town of Cheektowaga.

(c) The correctness, regularity, legality or propriety of the Police Blotter or other Police Records, informations, warrants, orders, tickets, etc., so far as the same do not relate directly to the receiving or disbursing of any town moneys by any town officers or employees.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting NAYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -1-

ABSENT: -1-

Item No. 14 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Holloway & Company has previously been retained by the Town of Cheektowaga in regard to the review of special franchise assessments.

BE IT RESOLVED, that Holloway & Company, Certified Public Accounts, Rand Building, Buffalo, New York, be and they are hereby authorized to assist the Town Attorney in the review and protest of the 1959 special franchise assessments within the Town of Cheektowaga.

Item No. 14-Cont'd.

111

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 15 Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that Holloway and Company be and they hereby are authorized to prepare the Budget for the year 1960, being the same services that have been rendered by Holloway and Company in previous years.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 16 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga has been served in certiorari proceedings brought by the New York Central Railroad Company and the Delaware Lackawanna and Western Railroad Company in the matter of the review of its 1958 assessments, and

WHEREAS, other railroad companies have filed protests with the Board of Assessors on its last grievance day complaining of its proposed 1958 assessments, and

WHEREAS, it is in the best interests of the Town of Cheektowaga that these assessments be sustained as determined by the Board of Assessors.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The Town Attorney is hereby authorized and directed to take such steps as may be necessary to fully and adequately defend all certiorari proceedings against the Town of Cheektowaga.

SECTION 2. That Holloway & Company, Certified Public Accountants, 2300 Rand Building, Buffalo, New York, be and the same are authorized and directed to cooperate and assist the Town Attorney in such certiorari proceedings in any manner as the said Town Attorney may deem necessary.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 17 Moved by Councilman Weber, seconded by Councilman Wroblewski, that the following named persons be appointed as the Board of Directors of the Cheektowaga Municipal League to serve from April 1, 1959 to March 31, 1960:

Norman Bauer Chairman  
Walter Dominiak Secretary  
Albert Ziolkowski Treasurer

Trustees: Carl Oddo Robert Klinshaw Edward Piatkiewicz  
John Kirists - Vice Chairman

Compensation of \$52.00 per year of service will be paid all members of the Board of Directors, except Walter Dominiak who is a salaried employee.

AYES: -6- NOES: -0- ABSENT: -1-

31  
16

Item No. 18 Councilman Wroblewski presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED APRIL 20, 1959, AUTHORIZING THE ISSUANCE OF \$760,000 SERIAL BONDS AND \$40,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE IMPROVEMENT OF SCAJAQUADA CREEK.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$760,000 and its Capital Notes of the aggregate principal amount of \$40,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Serial Bonds and Capital Notes is the deepening, straightening, altering or otherwise improving Scajaquada Creek from Dick Road to Pine Ridge Road, in the Town of Cheektowaga, to prevent the same from overflowing and to enable such stream to carry off such additional water as may be brought to the same by other public improvements in the Town, including the acquisition of lands or rights in lands and the acquisition and installation of original equipment, machinery or apparatus needed therefor.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$800,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) current funds in the amount of \$40,000 will be provided prior to the issuance of said Serial Bonds, or of any bond anticipation notes issued in anticipation of the issuance of said Serial Bonds, by the issuance of the Capital Notes hereby authorized, and (d) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and from said current funds.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 3 of Paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and that such

Item No. 18-Cont'd.

publication shall be in the DEPEW HERALD-CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 27th day of April, 1959:

- 1-Town Hall Bulletin Board;
- 2-U-Crest Fire Hall - Evergreen Street and Clover Place;
- 3-Pine Hill Fire Hall Bulletin Board - Genesee Street and Normandy Avenue;
- 4-Doyle Fire Hall No. 1 Bulletin Board - William and Alaska Street;
- 5-Doyle Fire Hall No. 2 - WillowLawn Parkway and Pleasant Street.

Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga News:

15  
-6

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

**PUBLIC NOTICE**  
NOTICE IS HEREBY GIVEN  
that the Town Board of the Town  
of Cheektowaga.

A copy of that  
in a four-page letter to the Town  
the cited his objections at that time,  
letter was promised to Mayor Dom-

was based on information re-  
Village council with Krehbiel  
table here. The need for fur-  
ms for extending Sewer Dist.  
udy and recommend changes  
llage can reach its ultimate  
a definite need before the  
was in agreement Monday

**ought To**  
**n-Village**  
**ceptable**

12 Pages

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for

..... week, the first insertion being on the

23rd day of April, 1957 and

the last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publi-

cations thereof

*Richard G. Bennett*

Sworn to before me this ..... day of

MAY 4 1959 19.....

*Kate J. Hanley*  
Notary Public in and for Erie County

hn 1086

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

**PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, in the State of New York, has on the 20th day of April, 1959, adopted pursuant to the Local Finance Law of New York, a bond resolution which

- (1) authorizes the issuance of \$780,000 Serial Bonds and \$40,000 Capital Notes to finance the following specific object or purpose: the deepening, straightening, altering or otherwise improving Scajagada Cheek from Dick Road to Pine Ridge Road, in the Town of Cheektowaga, to prevent the same from overflowing and to enable such stream to carry off such additional water as may be brought to the same by other public improvements in the Town, including the acquisition of lands or rights in lands and the acquisition and installation of original equipment, machinery or apparatus needed therefor, and
- (2) states the estimated cost of said purpose to be \$800,000 and that said cost is to be met with the moneys raised by the issuance of said bonds and notes, and
- (3) determines the period of probable usefulness of said purpose to be thirty years and that the maturity of said bonds will be in excess of five years, and
- (4) states that the validity of said Serial Bonds and Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds and of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with; and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Said resolution was adopted subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions, protesting against such resolution and requesting that it be submitted to the qualified electors of the Town of Cheektowaga for their approval or disapproval, may be filed with the Town Clerk at any time within thirty days after the date of the adoption of said resolution.

By order of the Town Board of the Town of Cheektowaga.  
Dated April 20, 1959.

KENNETH T. HANLEY,  
Town Clerk of the Town of Cheektowaga, N. Y.

Item No. 19 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town at a meeting of said Town Board held on the 2nd day of March, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F.N. Burt Company, Incorporated; thence northerly along the westerly line of the F.N. Burt Company property and along the westerly line of the lands now or formerly owned by the Transeastern Realty Corporation to the north line of Transeastern Realty Corporation; thence easterly along the northerly line of the Transeastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 4,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands now or formerly owned by Kramer Brothers Freight Lines, said point also being about 530 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property, a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue, a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue, a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and standard Sanitary Corporation property and along the easterly line, a distance of 1,013 feet to the point of beginning.

and

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of drains and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

Item No. 19-Cont'd.

WHEREAS, said Town Board duly adopted, on the 2nd day of March, 1959, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said order, duly met and considered said petition and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows, viz: (1) the assessed valuation of all the taxable real property in the proposed district hereinbefore described, as shown upon the latest completed assessment roll of said Town, is \$452,400; and the aggregate amount of the assessed valuation of such taxable real property which is owned by owners who have signed said petition is \$249,500; that there are no resident owners owning taxable real property within the proposed district; (2) said petition is signed and acknowledged or proved as required by law and is otherwise sufficient; (3) all property and property owners within said proposed district are benefited thereby; (4) all property and property owners benefited are included within the limits of said proposed district; and (5) it is in the public interest to grant in whole the relief sought in and by said petition.

FURTHER RESOLVED, that the Town Board do and it hereby does approve the establishment of said proposed district with the boundaries set forth in said petition and in this resolution, and the construction of a drainage system in said proposed district, in accordance with the map and plan attached to said petition.

FURTHER RESOLVED, that the Town Clerk be and hereby is authorized and directed to file a certified copy of this resolution in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application, in duplicate, for permission to create said drainage district in the manner and form prescribed by Section 194 of the Town Law of New York, within ten days after the adoption of this resolution.

FURTHER RESOLVED, that the Town Supervisor be and he hereby is authorized and directed to execute said application on behalf of the Town of Cheektowaga.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

At the request of the Supervisor, the Board was requested to meet on April 25, 1959 at 10 A.M. with property owners in Drainage District #6&7 to discuss Item No. 20      The following resolution was offered by Councilman Bystrak      formula. who moved its adoption, seconded by Councilman Wroblewski, to wit:

CAPITAL NOTE RESOLUTION DATED APRIL 20, 1959, AUTHORIZING THE ISSUANCE OF \$6,500 LIGHTING DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----

Item No. 20-Cont'd.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$6,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve properties on both sides of said highways, to wit:

- a) Freda Avenue from Harlen Road to Tillotson Avenue
- b) Meaford Road from Highview Road to South Century Road.
- c) Heather Road from Hillside Avenue to Huth Road.
- d) North Willowlawn Parkway from Dingens Street to end of street.
- e) Ellen Drive from Union Road to Cayuga Road.

Section 3. It is hereby stated that:

- a) The maximum cost of said purpose as estimated by the Town Board is \$6,500.
- b) No money has heretofore been applied to the payment of the cost of said purpose.
- c) The Town Board plans to finance the cost of said purpose from funds raised by the issuance of said capital notes.
- d) All of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be later than April 1, 1961.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD-CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga, and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations were authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 20-Cont'd.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Capital Note Resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$6,500 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated April 20, 1959, Authorizing the Issuance of \$6,500 Lighting District Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law." Said Capital Notes shall be designated "Lighting District Capital Notes, Series A of 1959." Said Capital Notes shall consist of two notes of the denomination of \$3,250 each, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1960 and 1961.

(2) All of said Capital Notes shall be dated as of a date subsequent to April 20, 1959, and shall bear interest from their date at the rate of 2½% per annum. The interest on the Capital Notes shall be payable October 1, 1960, and thereafter on April 1 and October 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of New York, at private sale, and shall bear an interest rate of 2½% per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said notes and the interest thereon as the same become due and payable.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

12  
11

... commenced within twenty days after the date of such publication; or if said obligations were authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The capital resolution published herewith has been adopted on the 20th day of April, 1959, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

**KENNETH T. HANLEY**  
Town Clerk, of the Town  
of Cheektowaga, N. Y.

the Rec address since 1945.  
He was born in Buffalo but moved to Dunkirk with his family as a child. He attended parochial school in Buffalo.

**Weddings**

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 23rd day of April, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

**MAY 4 1959**, 19.....

*Kenneth T. Hanley*  
Notary Public in and for Erie County

hn 1086

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

CAPITAL NOTE RESOLUTION DATED APRIL 20, 1959, AUTHORIZING THE ISSUANCE OF \$6,500 LIGHTING DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

RICHARD G. BENNETT

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$6,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the purchase and installation of street lighting equipment pursuant to Section 196 of the Town Law of New York, along the highways as hereinafter set forth, to serve properties on both sides of said highways, to wit:

- a) Fred Avenue from Harlem Road to Tillotson Avenue.
- b) Meaford Road from Highview Road to South Century Road.
- c) Heather Road from Hillside Avenue to Huth Road.
- d) North Willowlawn Parkway from Dingens Street to end of street.
- e) Ellen Drive from Union Road to Cayuga Road.

Section 3. It is hereby stated that:

a) The maximum cost of said purpose as estimated by the Town Board is \$6,500.

b) No money has heretofore been applied to the payment of the cost of said purpose.

c) The Town Board plans to finance the cost of said purpose from funds raised by the issuance of said capital notes.

d) All of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be later than April 1, 1961.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Depew Herald & Cheektowaga News, a newspaper published in the Town of Cheektowaga, and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations were authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 20th day of April, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
 Town Clerk, of the Town  
 of Cheektowaga, N. Y.

Item No. 21 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) new 2-Ton Conventional Chassis and Cab for use in the Recreation Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Fath, seconded by Councilman Weber, that the Town Clerk be authorized and directed to open and read aloud the sealed bids on hand.

Hereto is a summary of the bids opened and read:

- 1 - Zapfel Brothers - \$3,239.57
- 2 - Maier-Schuele GMC, Inc. - 2,966.15

Moved by Councilman Fath, seconded by Councilman Weber, that the bids be referred to the Town Engineer for analysis and tabulation.

Item No. 22 This being the time and the place advertised for a public hearing for the extension of U-Crest Fire District No. 4 to embrace the following described territory:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being more particularly described as follows:

BEGINNING at the point of intersection of the center line of Genesee Street, which is a northerly line of the existing Fire District, with the westerly line extended southerly of the Westinghouse Electric Corp. property located on the north side of Genesee Street;

Thence northerly along said extended line and the westerly line of said Westinghouse Electric Corp. property to the northeasterly line thereof, said westerly line of said Westinghouse Electric Corp. property being also an easterly line of the Buffalo Municipal Airport;

Thence southeasterly along the northeasterly line of said Westinghouse Electric Corp. property and said line extended southeasterly to the center line of Sugg Road;

Thence southerly along the center line of Sugg Road to the center line of Genesee Street;

Thence westerly along the center line of Genesee Street to the point of beginning.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing.

Victor T. Fuzaka, Attorney at Law, representing the Westinghouse Manufacturing Corporation was granted the floor and requested that the application to extend the U-Crest Fire District to include the Westinghouse Corporation, be denied. Mr. Fuzaka related to the Board that it was not in the public interest to include this property in the proposed extension of said fire district, due to the fact that the Comptroller of the State of New York denied the former application to include Westinghouse in the proposed district, and at a later date approved the extension of the Fire District, but left the Westinghouse property out of the district. Mr. Fuzaka said that the Comptroller said it would not be in the public interest to those concerned.

Continuing, Mr. Fuzaka said that Westinghouse has \$25,000.00 in additional fire fighting equipment and it was not necessary to bring them into the district, and that it would be of no benefit to the U-Crest Fire District, that fires in the Plant are put out in two or three minutes after they start.

Item No. 22-Cont'd.

"This is not a threat that Westinghouse would be forced to move out in case it was forced into the proposed extension," Mr. Fuzaka said, and that this would not encourage industry to locate here; and we have had other offers to locate our Plant in other communities, and we are in hopes that the Board will not make us go to the Comptroller again, or perhaps to the courts.

Mr. Peter M. Love, Assistant to the Division Manager, was granted the floor and related to the Board that fire equipment in the Plant is estimated at about \$2,200,000.00 per year, and that maintenance costs about \$50,000.00 to \$60,000 per year, and that additions to equipment since 1956 has cost about \$25,000.00 per year.

Capt. R. L. Miller was granted the floor and explained to the Board that he was responsible for Police and Fire protection at the Plant; that he has been associated with Westinghouse for thirty years and has thirty years experience in fire work.

Capt. Miller continued, saying that Westinghouse has 65 percent automatic sprinklers, reserve tanks, 500 gallon fire pumps, 500 gallon pumper, CO<sub>2</sub> piped all through the area, 40 ten-gallon foams; manpower, 32 uniformed members, 24 hour duty, volunteer firemen who are on call; men are trained once a month. Some of our equipment requires special handling.

Capt. Miller offered a sketch of the sprinkler system, and same was put into the record to be known as Exhibition No. 1

Capt. Miller said the system was adequate for Westinghouse needs. In the last 12 years, fires were put out in two or three minutes after they started.

Mr. Fuzaka told the Board that they are welcome to inspect the fire equipment in the Plant.

Kenneth W. Kitzinger, Attorney-at-Law, representing the U-Crest Fire District, was granted the floor and related to the Town Board that the U-Crest Fire Commissioners had given a lot of consideration to this matter; that he felt the Comptroller was in error in denying the proposed extension; that it was unfair to leave Westinghouse out of the proposed Fire District Extension. "Any property owner could make a request to be left out of the Fire District," Mr. Kitzinger continued, it is the principal that is at stake. No property owner can say that he has enough equipment, and we are talking about fires that might spread a catastrophe, first aid protection, etc. The cost would be about \$4,000 or \$5,000 for Westinghouse, and in my opinion the Comptroller should review this application.

We request that the Board grant the proposed extension as specified.

Commissioner Becker, Erie County Fire Co-Ordinator, was granted the floor, representing both the U-Crest Fire District and the Westinghouse Electric Corporation, relating to the Board that he was concerned about fire protection, and expressing himself as being in sympathy with both the U-Crest Fire District and the Westinghouse Corporation, and wondering whether or not such an extension would cut Westinghouse's insurance. Mr. Becker also told the Board that the Plant could be a hazard to the adjacent premises.

Attorney Kitzinger proceeded to read a communication from Westinghouse in regard to a response to a fire alarm that was turned in by the Airport Police for fire service equipment needed at the Westinghouse Plant. Mr. Kitzinger requested that the communication be made a part of the record.

Attorney for Westinghouse told the Board that Westinghouse has never made a request for U-Crest services.

Supervisor Holtz ordered the hearing closed and that the matter be referred to the Board for study and investigation, and that the decision be reserved.

Item No. 23 This being the time and the place advertised for a public hearing for the improvement of both sides of Calderwood Drive, extending southerly from Treehaven Road, for its entire length, to Burke Drive, a distance of approximately 760 feet, and both sides of Hunting Road, extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the Supervisor ordered the hearing closed.

Councilman Weber presented the following resolution and moved its adoption:

RESOLVED, that the Town Attorney be authorized and directed to prepare a resolution for the establishment of Calderwood Drive and Hunting Road Special Curbing District.

Seconded by Councilman Fath.

AYES: -6- NOES: -0- ABSENT: -1-

29A

Item No. 24 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to remove the 2500 lumen light existing at Pine Ridge and Sugar Roads, and replace with a 10,000 lumen light, and be it further

RESOLVED, that they be authorized to increase the light existing on Pole 392 in Pine Ridge Road, from 2500 lumens to 10,000 lumens.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

27

Item No. 25 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to remove the 2500 lumen light situate on Pole No. 146-F in William Street and replace with a 10,000 lumen light, and be it further

RESOLVED, that they be authorized to remove the present 10,000 Sodium Vapor light existing on the Pole on Cleveland Drive at Cayuga Road, and replace it with a 10,000 Incandescent light.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 26 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the Notice of Hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Calderwood Drive	Burke Drive	Treehaven Road

TYPE OF STREET LIGHTING INSTALLATION

4 Y 19 Standards - Under Ground Conduit - 4000 Lumen

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Calderwood Drive	Burke Drive	Treehaven Road

TYPE OF STREET LIGHTING INSTALLATION

4 Y 19 Standards - Under Ground Conduit - 4000 Lumen

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought,

by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

Item No. 26-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

STATE OF NEW YORK )  
COUNTY OF ERIE ) SS.

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 20th day of April, 1959, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof: and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I further certify that a certified copy of such resolution and order was caused by me to be recorded in the office of the Clerk of Erie County, New York, on the 30th day of April, 1959.

In witness whereof, I have hereunto set my hand and the seal of the said Town of Cheektowaga, this 30th day of April, 1959.

SEAL

KENNETH T. HANLEY  
Town Clerk

17  
27

Item No. 27 Moved by Councilman Bystrak, seconded by Councilman Fath, that the Supervisor be authorized and directed to purchase 4 Y 19 Standards to be used in Calderwood Drive from Burke Drive to Treehaven Road, Special Street Lighting District.

AYES: -6- NOES: -0- ABSENT: -1-

27

Item No. 28 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
McNaughton Drive	The Avenue	Scajaquada Creek

TYPE OF STREET LIGHTING INSTALLATION

6 Y 19 Standards - Under Ground Conduit - 4000 Lumen

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

Item No. 28-Cont'd.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
McNaughton Drive	The Avenue	Scajaquada Creek

TYPE OF STREET LIGHTING INSTALLATION

16 Y 19 Standards - Under Ground Conduit - 4000 Lumen

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

- (a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and
  - (b) that it is in the public interest to grant in whole the relief sought,
- by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

STATE OF NEW YORK )  
COUNTY OF ERIE    ) SS.

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 20th day of April, 1959, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof: and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I further certify that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 30th day of April, 1959.

In Witness whereof, I have hereunto set my hand and the seal of the said Town of Cheektowaga, this 30th day of April, 1959.

SEAL

KENNETH T. HANLEY  
Town Clerk

Item No. 29 Moved by Councilman Bystrak, seconded by Councilman Fath, that the Supervisor be authorized and directed to purchase 16 Y 19 Standards to be used in McNaughton Drive from The Avenue to Scajaquada Creek Special Street Lighting District.

AYES: -6- NOES: -0- ABSENT: -1- 27

Item No. 30 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 6th day of April, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

Bigelow Road from Mapleview Drive to Hugh Road.

TYPE OF STREET LIGHTING INSTALLATION

4 Y 20 Standards - 4000 Lumen - Under Ground Conduit

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 4th day of May, 1959, at 2:30 P.M., Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places in each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

Posted as follows on the 24th day of April, 1959:

- 1-Tree at the corner of Bigelow Road and Mapleview Drive;
- 2-Tree in front of No. 70 Bigelow Road;
- 3-Post in front of No. 18 Bigelow Road;
- 4-Telephone Pole No. N. Y. 73 on Bigelow Road;
- 5-Telephone Pole No. 108 on Bigelow Road.

Hereto attached is a copy of the Notice of Hearing published in the CHEEKTOWAGA TIMES:

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication APR 23 1959; last publication APR 23 1959; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 23 1959, 19.....

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

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 20th day of April, 1959, at 7:30 o'clock p.m., Eastern Standard Time, there were:

## PRESENT:

BENEDICT T. HOLTZ,  
Supervisor.  
FELIX T. WRUBLEWSKI,  
Councilman.  
ALANCIN M. FATH,  
Councilman.  
DANIEL E. WEBER,  
Councilman.  
JOSEPH M. TROJANOWSKI,  
Councilman.  
STANLEY R. BYSTRAK,  
Councilman.

## ABSENT:

JOSEPH KORNECKI,  
Councilman.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 6th day of April, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED  
Bigelow Road from Mapleview Drive to Huth Road.

TYPE OF STREET LIGHTING INSTALLATION  
4 Y 20 Standards-4000 Lumen Under Ground Conduit.

WHEREAS, Edward B. Jazewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 4th day of May, 1959, at 2:30 p.m. Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga TIMES, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz voting aye.  
Councilman Wrublewski voting aye.

Councilman Fath voting aye.

Councilman Weber voting aye.

Councilman Trojanowski voting aye.

Councilman Bystrak voting aye.

Ayes: 6 - Noes: 0 - Absent: 1

STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK )s:  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 20th day of April, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 20th day of April, 1959.

KENNETH T. HANLEY,  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York.

(Filed April 23, 1959)

Item No. 31

DECISION OF  
ZONING BOARD OF APPEALS

IN THE MATTER OF THE APPLICATION OF JOSEPH SHAW

To rezone from a Residential Zone to a Business Zone the following described property, located at the northeast corner of Harlem Road and Dingens Street, being 170 feet on Harlem Road and 114 feet on Dingens Street. (Lots 6, 27, 28, 29 and 30)

- - - - -

It is the intention of the applicant to use the premises as a gasoline filling station.

The Zoning Board of Appeals conducted a public hearing on April 1, 1959 after proper notice to all parties concerned. A petition was presented opposing the rezoning and the proposed use which was signed by people owning property within 300 feet, who represent 70% of the total assessed valuation within the 300 foot area. A number of other property owners in the immediate area appeared in person and objected to the granting of the application on the basis that it would depreciate the many residential properties in the area, would be a hazard to the children and on other grounds.

The Members of the Zoning Board of Appeals subsequently inspected the premises and noting that most of the other properties in the immediate vicinity are being used for residential purposes and being of the opinion that the granting of this application would create a hazard and depreciate nearby property values, recommend that the application be denied.

Dated: April 18, 1959

/s/ Leo Kurnick  
Chairman

Lawrence Januszczak /s/

/s/ C.G. Hanson

Joseph P. Kubera /s/

Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the Town Board accept the recommendation of the Zoning Board of Appeals that the application for the rezoning of the northeast corner of Harlem Road and Dingens Street from a Residential Zone to a Business Zone, be DENIED.

AYES: -6-

NOES: -0-

ABSENT: -1-

19

Item No. 32 Moved by Councilman Weber, seconded by Councilman Trojanoski,

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of George A. Straubinger for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to First Industrial District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to First Industrial District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended 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 First Industrial District.

Item No. 32-Cont'd.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 77, Township 11, Range 7 of the Holland Land Company's Survey, described as follows:

BEGINNING at the point of intersection of the east line of said Lot No. 77 and a line drawn parallel with and distant northerly 56.5 feet measured at right angles from the monumented line of the West Shore Railroad Company, said monumented line being 6-1/2 feet southerly of and parallel with the center line of the altered and changed route of the New York West Shore and Buffalo Railway Company; thence northerly along the east line of said Lot No. 77, 260.84 feet to the northerly line of Genesee Street as presently laid out; thence northwesterly about 490 feet to the northeast corner of land conveyed to the New York West Shore and Buffalo Railway Company by deed recorded in Erie County Clerk's Office in Liber 436 of Deeds at page 508 on February 5, 1883; thence north 82°05' west along the north line of land conveyed by said deed recorded in Erie County Clerk's Office in Liber 436 of Deeds at page 508, to the northwest corner thereof; thence south 4°35' west along the west line of land conveyed in said deed recorded in Erie County Clerk's Office in Liber 436 of Deeds at page 508, about 1083 feet to its intersection with aforementioned line drawn parallel with and distant northerly at right angles 56 1/2 feet from the monumented line of the West Shore Railway Company; thence northeasterly along said parallel line 835 feet more or less to the point or place of beginning, containing 13.24 acres more or less.

EXCEPTING the part thereof described in mortgage from Angelo Pariso and Carmen Pariso to Nunzio Pariso dated June 16, 1953 and recorded in Erie County Clerk's Office in Liber 4846 of Mortgages at page 111 on June 16, 1953.

Dated: April 20, 1959

AYES: -6- NOES: -0- ABSENT: -1-

4-25-59 - Posted on the Town Hall Bulletin Board.

Item No. 33 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski that the Town Clerk be authorized and directed to issue all building permits on applications approved by the Petitions Committee on April 11, 1959 and April 18, 1959, after the same have been approved by the Building Inspector.

ayes; -6- NOES: -0- ABSENT: -1-

Item No. 34 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 405 to 458 inclusive
Highway Fund	158 to 181 inclusive
Special Districts	187 to 208 inclusive
Part Town Fund	3031 to 3035 inclusive
C & I	48 to 51 inclusive

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 35 Moved by Councilman Bystrak, seconded by Councilman Wroblewski, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

19

15  
30

6

MEETING NO. 10

Item No. 1 At a Special Meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 24th day of April, 1959, at 7:30 o'clock P.M., Eastern Standard Time, there were:

- |          |                      |            |
|----------|----------------------|------------|
| PRESENT: | Benedict T. Holtz    | Supervisor |
|          | Felix T. Wroblewski  | Councilman |
|          | Joseph Kornecki      | Councilman |
|          | Alancin M. Fath      | Councilman |
|          | Daniel E. Weber      | Councilman |
|          | Joseph M. Trojanoski | Councilman |
|          | Stanley R. Bystrak   | Councilman |

Also present was Thomas E. Delahunt, Town Attorney.

Due to the absence of Town Clerk Kenneth T. Hanley, the Supervisor was designated to act as Town Clerk for this meeting.

Item No. 2 Councilman Trojanoski presented the following resolution and moved its adoption:

RESOLVED, that the permit No. 627 issued to Mr. Messer for the construction of a building on Genesee Street for rug cleaning purposes be revoked.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Kornecki   | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Weber      | Voting AYE |
| Councilman Wroblewski | Voting AYE |

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 3 Moved by Councilman Bystrak, seconded by Councilman Weber, to adjourn.

SEAL

*Kenneth*  
Benedict T. Holtz  
Acting Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 4th day of May, 1959, at 2:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Chairman of the Board of Assessors Jerzewski; General Foreman Eberl; Town Engineer Kamm; Assistant Building & Plumbing Inspector Roehm, and Lieut. William Graham of the Police Department.

(Please note that after Item No. 34 was adopted, Councilman Kornecki was excused from the meeting)

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Ordered received and filed the resignation of Dennis A. Tyburski as a member of the Air Pollution Board.

Item No. 4 Referred to the Town Board the request of the Town Clerk to study the possible over-loading of Election Districts Nos. 6, 34, 40, and 52. Also the fact that there is a possibility of 100 new homes being erected in Election District No. 8, and 300 new homes in Election District No. 5.

Item No. 5 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the auditors have recommended that \$3,000.00 be refunded to the General Fund from Sewer District No. 7 to cover the cost of legal, auditing and other expenses which were paid out of the General Fund before the Special District money was available.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized to transfer \$3,000.00 from Sewer District No. 7 to the General Fund.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

102

Item No. 6 Moved by Councilman Kornecki, seconded by Councilman Wroblewski, that Joseph Kubera be re-appointed as a Member of the Zoning Board of Appeals, said term to expire on May 4, 1964.

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 7 Moved by Councilman Weber, seconded by Councilman Kornecki, that the following named persons be hired on a part time basis in the Recreational Department at the rate of \$2.09 per hour;

Edward Buczynski	Joseph Bogdan
Fred Dittmar	Leo Rohm
Leo Newman	Casimer Mackowski
Bronislaus Orlikowski	

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 8 Councilman Weber presented the following resolution and moved its adoption:

RESOLVED, that THEODORE SCHWEND, , be transferred from a laborer in the Recreation Department to motor equipment operator (seasonal) at \$2.18-1/2 per hour effective May 4, 1959.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 9 Resolution by Councilman Wroblewski, seconded by Councilman Kornecki:

WHEREAS, the Town Superintendent of Highways did, on the 16th day of February, 1959, duly recommend the purchase of certain machinery pursuant to the provisions of Section 142 of the Highway Law,

NOW, THEREFORE, BE IT RESOLVED that pursuant to Section 142 of the Highway Law the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, the following: One Paving Machine. for a maximum price of Thirteen Thousand Five Hundred Dollars (\$13,500.00), delivered at Cheektowaga, N. Y., and to be delivered on or about June 5th, 1959.

The Town Superintendent of Highways is hereby authorized, subject to the approval of the County Superintendent of Highways, to surrender to the vendor (Nothing) as part payment for the above machinery to be purchased.

The terms of payment will be as follows:

Trade-in allowance	- 0
Check drawn on Machinery Fund	\$ 1,000.00
Check from proceeds of obligations	- 12,500.00
Total	\$13,500.00

A contract of purchase for the item purchased shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item purchased in accordance with the terms of such resolution and such contract, and to pay the above amounts specified to be paid by check or checks.

Item No. 9-Cont'd.

- (1) by a check drawn on the Machinery Fund (Item 3) for \$1,000.00
- (2) by a check in the amount of \$12,500.00, drawn on the account established from the proceeds of obligations to be issued pursuant to the Local Finance Law to finance such purchase. Such obligations will be authorized to be issued by this Board by a separate resolution.

Vote of Town Board:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

State of New York )  
County of Erie ) SS.  
Town of Cheektowaga )

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, in the County of Erie, N. Y., do hereby certify that I have compared the preceding copy of a resolution with the original thereof, duly adopted by the Town Board of such town at a (regular) (special) meeting of such board held on May 4, 1959, and that the same is a true and correct copy of such resolution and of the whole thereof.

In Testimony Whereof I have hereunto set my hand and affixed the seal of said Town this 13th day of May, 1959.

TOWN SEAL

/s/ KENNETH T. HANLEY

Town Clerk of the Town of  
Cheektowaga, N. Y.

PAVER BID SPECIFICATIONS

Paver shall be equipped as follows:

- 7.50x10 - 10 ply pneumatic Front Tires
- 12.00x24 - 6 ply pneumatic Rear Tires
- Power tilting hopper wings
- Hydraulically driven oscillating screed bar
- Power steering
- L.P. gas heated screed
- Adjustable hopper width 8' to 10'
- Single material conveyor with flow control rudder
- The paving speeds must be 5 to 60 Ft. per minute Hydraulically actuated and the paving widths must be 8' to 10'
- The Travels speeds must be up to 19 M.P.H. and the operator must operate from a centrally located position on the Paver.

Item No. 10 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Police Department has notified the Town Board that they are in need of one (1) new 1959 Two-door Sedan Deluxe Passenger Car, be it

RESOLVED that this request be granted and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in the DEPEW HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga, in connection with the said Police car, and be it further

RESOLVED, that the Town Board meet on the 18th day of May, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

Item No. 10-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new Two-door Sedan-Deluxe passenger car, for use in the Police Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M. Eastern Daylight Saving Time on May 18, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: May 4, 1959

/s/ KENNETH T. HANLEY  
Town Clerk

SPECIFICATIONS FOR TWO-DOOR SEDAN PASSENGER CAR  
ONE (1) REQUIRED--POLICE DEPARTMENT

One (1) New 1959 Two-door Sedan-Deluxe or Equivalent in accordance with the following specifications:

1. Make: to be decided by the Town Board
2. Color: White
3. Engine: V-8 - 200 Horsepower or better (Bidder to specify the horsepower)
4. Transmission: Automatic Type
5. Brakes: Hydraulic - 11" Dia. Heavy Duty
6. Battery: Heavy Duty - 12 volt
7. Generator: 50 Ampere - Low cut-in for Police work
8. Rear Springs: Heavy Duty
9. Tires: 7:50x14 four-ply black (nylon type)
10. Upholstering: Vinyl Type Plastic
11. Windshield Wipers: Electric
12. Heater & Defroster: Fresh air - air flo - type
13. Equipment: Directional signals, arm rests, right hand sun visor, oil filter, oil bath air cleaner
14. Lettering: As required by the Chief of Police

Car 9 will be traded in. Police radio, public address and special equipment will be removed by the Police Department. This car may be seen by any bidder at the Police Garage at any reasonable hour after the bid proposal is released.

The Town Board may accept or reject any or all bids or accept any bid that it desires.

This car must be delivered at a date specified by the Town Board within 30 days or sooner after the bid is accepted.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga here-  
by requires separate sealed bids  
for one (1) new Two-door Sedan  
Deluxe passenger car, for use in  
the Police Department.

The detailed specifications may  
be examined at the Office of the  
Town Clerk, where the same are  
on file.

Copies of the specifications are  
made available for all prospective  
bidders. Sealed bids must be re-  
ceived not later than 7:30 P.M.  
Eastern Daylight Saving Time on  
May 18, 1959 at which time they  
will be publicly opened by the  
Town Board at a public meeting  
called for that purpose to be held  
at the Town Hall, corner of Broad-  
way and Union Road, Cheektowaga,  
New York.

The Town of Cheektowaga re-  
serves the right to reject any and  
all bids or to waive technical de-  
fects in bids if it be in the public  
interest of the Town of Cheektow-  
aga to do so.

This notice is to be published by  
direction of the Town Board of the  
Town of Cheektowaga, New York.  
Dated: May 4, 1959

KENNETH T. HANLEY  
Town Clerk

my7

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy.

was inserted and published therein once a week for

..... week, the first insertion being on the

7<sup>th</sup> day of May, 1959, and

the last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publi-

cations thereof.

*Richard G. Bennett*

Sworn to before me this 11 day of

May, 1959

*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 11 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police has notified the Town Board that one (1) motorcycle is in a bad state of repair and should be replaced with a new motorcycle to meet the specifications referred to in the annexed Notice to Bidders.

BE IT RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said motorcycle, and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 7:30 P.M., on May 18, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for the purchase of one (1) Harley-Davidson motorcycle, for use by the Police Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on the 18th day of May, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: May 4, 1959

/s/ KENNETH T. HANLEY  
Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

SPECIFICATIONS-----MOTORCYCLES-RADIO EQUIPPED

Item 1.

HARLEY-DAVIDSON, MODEL 1959, SOLO MOTORCYCLE WITH:

1. Front and rear safety guard
2. Jiffy stand
3. Air cleaner
4. 5.00 x 16 wheels and tires with blow-out proof tubes
5. Four speed transmission
6. Pedal pads
7. De-luxe saddle
8. Siren
9. Speedometer hand control
10. Pursuit lamps with cycle signal
11. Mirror
12. Windshield
13. Police decal
14. Police silver finish
15. Rubber mounted bars
16. Heavy duty seat post spring
17. Oil filter
18. Windshield bag

Item No. 11-Cont'd.

Item II.

RADIO

Motorcycle to be equipped with a two-way, transistor type radio, FCC. frequency authorization of 159.09 MC.

Item III.

The police department has one (1) solo motorcycle that will be traded in when the above machine is purchased.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

1  
18

Item No. 11-Cont'd.

(Affidavit)

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires sealed bids for the purchase of one (1) Harley-Davidson motorcycle, for use by the Police Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on the 18th day of May, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.  
Dated: May 4th, 1959

**KENNETH T. HANLEY,**  
Town Clerk

my7

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the ..... 7th day of May, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof

*Richard G. Bennett*

Sworn to before me this 11 day of

*John Manly*, 19 59  
Notary Public in and for Erie County

Item No. 12 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, on April 20, 1959, bids were received and opened for one (1) two-ton truck chassis with cab for the Recreation Department,

WHEREAS, two bids were submitted. They are as follows:

Zapfel Bros. Inc. - \$ 3,239.57  
Maier Schuele GMC Inc. - 2,966.15

WHEREAS, the GMC bid is \$273.42 lower than the bid of Zapfel Bros. on the Studebaker; however, there are several points which the GMC does not come up to our specifications.

The front axle was specified for 5,000 lbs. where GMC are supplying only 4,750 lbs. The front and rear brakes are also under our specifications. GMC does not include outside right and left rear vision mirrors. The GMC motor exceeds the cubic inch capacity specified, but on the comparison of performance, the Torque developed at 2800 RPM is only 275 lbs. ft. in comparison with 300 lbs. ft. as developed by the Studebaker motor.

BE IT RESOLVED, that the bid for the above be awarded to Zapfel Bros. Inc., 2633 Genesee Street, in the amount of \$3,239.57.

Seconded by Councilman Trojanoski.

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 13 Councilman Weber presented the following resolution and moved its adoption:

RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers, be authorized to make a survey to determine the source of storm water entering the pumping station at Union Road 150 feet south of Wahrle Drive.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 14 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, it is necessary to prepare a map, plan and report for the establishment of proposed Drainage District No. 7 (north of Scajaquada Creek, east of Union Road) in accordance with Chapter 30 of the recently amended Town Law for the establishment and extension of special districts.

NOW, THEREFORE BE IT

RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers, be retained to prepare the map, plan and report and to submit the same to the Town at their earliest opportunity.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Supervisor Holtz	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 15 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Bigelow Road	Mapleview Drive	Huth Road

TYPE OF STREET LIGHTING INSTALLATION

4 Y 20 Standards - 4000 Lumen - Underground Conduit

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Bigelow Road	Mapleview Drive	Huth Road

TYPE OF STREET LIGHTING INSTALLATION

4 Y 20 Standards - 4000 Lumen - Underground Conduit

and heard all persons interest in the subject hereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat, (a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and (b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

Supervisor Holtz	Voting AYE	Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE	Councilman Fath	Voting AYE
Councilman Weber	Voting AYE	Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE		

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 15-Cont'd.

STATE OF NEW YORK )  
COUNTY OF ERIE ) SS.

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 14th day of May, 1959, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof: and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I further certify that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 14th day of May, 1959.

In witness whereof, I have hereunto set my hand and the seal of the said Town of Cheektowaga this 14th day of May, 1959.

SEAL

KENNETH T. HANLEY  
Town Clerk

17  
27

Item No. 16 Moved by Councilman Bystrak, seconded by Councilman Kornecki, that the Supervisor be authorized and directed to purchase from the Westinghouse Electric Corporation 4 Y 20 Ornamental Standards to be used in Bigelow Road Special Street Lighting District.

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 17 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to make the following light installations:

1. Install 1-2, 500 lumen globe type overhead light on existing Pole #3 Glidden Street.
2. Install 4000 lumen overhead globe type lights on Poles #136, #138, #142, #144, and southeast corner of Ceil Drive and William Street. Poles #136, #138, #142, and #144 exist on William Street, and be it further resolved that the present lights on Poles #137 and Pole #143 be removed on William Street.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 18 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to make the following light changes and installations:

1. Walden Avenue at Pine Ridge Road  
Replace 6,000 lumen incandescent lamp on Pole #1069 Walden Avenue with a 400 watt (approximately 20,000 lumens) mercury vapor lamp.
2. Walden Avenue at Gualbert Street  
Replace 6,000 lumen incandescent lamp on Pole #1155 Walden Avenue with a 400 watt (approximately 20,000 lumens) mercury vapor lamp.
3. Walden Avenue at Reo Street  
Replace 6,000 lumen incandescent lamp on Pole #1283 Walden Avenue with 400 watt (approximately 20,000 lumens) mercury vapor lamp.
4. Genesee Street at the Most Holy Redeemer Church  
Install 400 watt (approximately 20,000 lumens) mercury vapor lamps opposite Pole #2287 (north side of Genesee Street), Pole #2295 (at Alpine Street), northwest corner of Barbara Street and Pole #2309. Remove 6,000 lumen incandescent lamps from Poles #2287, #2294, and #2301 Genesee St.
5. Genesee Street at Andrews Street  
Replace 6,000 lumen incandescent lamp on Pole #2349 Genesee Street with 400 watt (approximately 20,000 lumens) mercury vapor lamp.
6. Genesee Street at Pine Ridge Road  
Replace 6,000 lumen incandescent lamp on Pole #2415 with 400 watt (approximately 20,000 lumens) mercury vapor lamp. Install 400 watt (approximately 20,000 lumens) mercury vapor at the northeast corner of Genesee Street and Pine Ridge Road. Remove 2,500 lumen underground system street light #2419 Genesee Street. This lamp standard has been damaged and has been out of service since June 1958. Install 6,000 lumen incandescent lamps on Poles #421 and #430 Pine Ridge Road.
7. Genesee Street at Beryl Road  
Replace Sodium Vapor (approximately 10,000 lumens) lamp on Pole #2994 with 400 watt (approximately 20,000 lumens) mercury vapor lamp.
8. Delavan Avenue at Eggert Road  
Install 400 watt (approximately 20,000 lumens) mercury vapor lamp on Pole #1564 at the northwest corner of Delavan Avenue and Eggert Road. Remove 4,000 lumen incandescent lamp from Pole #1557 at the southeast corner of Delavan Avenue and East End Avenue. Remove 2,500 lumen underground system street light #2 Eggert Road at Delavan Avenue.
9. Delavan Avenue at Andrews Street  
Replace 4,000 lumen incandescent lamp on Pole #1626 Delavan Avenue with 10,000 lumen incandescent lamp.
10. Pine Ridge Road at Doat Street  
Replace 4,000 lumen incandescent lamp on Pole #89 Pine Ridge Road with 10,000 lumen incandescent lamp.
11. Pine Ridge Road at Parkview Terrace and Markus Drive  
Install 2,500 lumen overhead system street light on Pole #345 Pine Ridge Road at Parkview Terrace.  
Install 2,500 lumen overhead system street light on Pole #355 Pine Ridge Road.  
Install 2,500 lumen overhead system street light on Pole #359 Pine Ridge Road at Markus Drive.  
Remove 2,500 lumen lamps and ornamental brackets from Poles #312 and #331 Pine Ridge Road.  
Replace ornamental bracket on Pole #330 Pine Ridge Road with an 8 foot bracket arm.

Item No. 18-Cont'd.

12. Pine Ridge Road at Delavan Avenue

Replace 2,500 lumen incandescent lamp on Pole #528 Pine Ridge Road with 10,000 lumen incandescent lamp.

13. Maryvale Drive at West Tiorunda Road

Replace 2,500 lumen incandescent lamp with 6,000 lumen incandescent lamp.

14. Maryvale Drive opposite Woodbridge Avenue

Install 6,000 lumen incandescent lamp on Pole #381 Maryvale Dr.

15. Maryvale Drive and Community Drive

Replace 4,000 lumen incandescent lamp on Pole #379 Maryvale Drive with 6,000 lumen incandescent lamp.

16. Maryvale Drive opposite Rosary Lane

Replace 4,000 lumen incandescent lamp and Open Reflector on Pole #445 Maryvale Drive with 6,000 lumen incandescent lamp and Enclosed Luminaire.

17. Maryvale Drive at East Tiorunda Road opposite Mother of Divine Grace Church

Replace 4,000 lumen incandescent lamp on Pole #469 Maryvale Drive with 400 watt (approximately 20,000 lumens) mercury vapor lamp.

Install 6,000 lumen incandescent lamp on Pole #996-1 East Tiorunda Drive.

18. Harlem Road at George Urban Boulevard

Replace 4,000 lumen incandescent lamp on Pole #1603 Harlem Road with 400 watt (approximately 20,000 lumens) mercury vapor lamp.

19. Harlem Road at Genesee Street

Replace 10,000 lumen incandescent lamps on Poles #2638 and #2651 Genesee Street with 400 watt (20,000 lumens) mercury vapor lamps.

20. Harlem Road at Maryvale Drive

Replace 4,000 lumen incandescent lamp on Pole #117 Maryvale Drive with 400 watt (approximately 20,000 lumens) mercury vapor lamp.

21. Remove 2,500 lumen underground system street light from the north side of Cleveland Drive in front of the Cleveland Hill Fire Company. To replace this street light, install 175 watt mercury vapor lamp overhead system on Pole #449 across the street from the Cleveland Hill Fire Company.

22. Install 175 watt mercury vapor lamp on overhead system street light on an adjacent pole to lamp standard #589 and remove present lamp standard foundation, rather than have it repaired.

23. Install 1-2, 500 lumen overhead light globe type on last existing Pole on Oriole Place.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 19 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to make the following light installations:

Item No. 19-Cont'd.

1. Install 2,500 lumen globe type overhead lights on existing Pole #164-7 and #164-6, on St. Mary's Road.
2. Install 1-2, 500 lumen globe type overhead light on Pole #36 $\frac{1}{4}$ -1 on Beach Road.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 20 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Nuncio Cardarelli and Gildo Baldassi, Co-Partners, d/b/a/ Easton Contracting Co., Have entered into a contract with the Town of Cheektowaga, New York, wherein the said Easton Contracting Co. have agreed to construct the following described highway:

CLOVERDALE ROAD, in the Town of Cheektowaga, from Homeworth Road, a distance of approximately eight hundred seventy (870) feet in a easterly direction as shown on Map Cover No. 1070 filed in the Erie County Clerk's Office on December 1, 1920, and

WHEREAS, the Easton Contracting Co. has agreed to construct the said highway and complete the same so that said highway will conform in every respect with the specifications of the Town Highway Department, subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately Eight hundred seventy (870) feet, and have agreed to install curbing for the entire distance, and have filed as security for the faithful performance of said agreement a surety bond in the sum of Ten thousand four hundred forty (\$10,440.00) Dollars, conditioned that they will comply in all respects, with the aforementioned agreement.

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York, and Easton Contracting Co., on behalf of the Town of Cheektowaga, New York, and be it further

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highway and that the Town Clerk be and he hereby is authorized to record same.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

This agreement made this 4th day of May, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part and NUNCIO CARDARELLI and GILDO BALDASSI, Co-Partners, &/b/a. EASTON CONTRACTING CO., with their office and principal place of business located at 2965 Genesee Street, Cheektowaga, New York, parties of the second part:

## WITNESSETH:

WHEREAS, the parties of the second part are the owners of the abutting property on Cloverdale Road, proceeding in an easterly direction from Homeworth Road a distance of eight hundred seventy (870) feet as shown on Map Cover No. 1070, and

WHEREAS, the parties of the second part have agreed to construct the entire highway and to construct curbing the entire distance of the highway, and

WHEREAS, the parties of the second part have requested the Town of Cheektowaga to accept such road as a Town Highway commencing at the east line of Homeworth Road and proceeding easterly eight hundred seventy (870) feet as shown on Map Cover No. 1070 and have agreed to enter into an agreement with the Town of Cheektowaga, to construct said highway under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York.

IT IS HEREBY,

AGREED, that the parties of the second part agree to construct a highway to be known as Cloverdale Road, as above described, on or before October 1, 1959. They further agree to construct said highway and complete the same, under the supervision of the Town Highway Superintendent so that said highway will conform in every respect with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, it is further

UNDERSTOOD AND AGREED, that the parties of the second part will furnish the party of the first part, a Surety Bond, executed by a Bonding Company authorized to do business in the State of New York, in the sum of \$10,440.00, said Bond is to provide that the parties of the second part will in all respects conform with the terms and conditions of this Agreement and the accompanying resolution of the Town Board on or before May 4, 1959, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the parties of the second part fail to live up to the terms of this Agreement, the party of the first part is authorized to complete said highway so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highway, shall be paid by the parties of the second part and their surety; in the event the said sum of \$10,440.00 is insufficient to pay such cost, then the parties of the second part hereby agree to pay the sum required in excess of that amount, it is further

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highway by the Town Highway Superintendent, it is however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of Ten thousand four hundred forty (\$10,440.00) Dollars.

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highway as a town highway, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK  
By /s/ Benedict T. Holtz  
Supervisor

EASTON CONTRACTING COMPANY  
By /s/ Nuncio Cardarelli-Partner

/s/ Gildo Baldassi - Partner

Item No. 20-Cont'd.

STATE OF NEW YORK )  
COUNTY OF ERIE ) SS.

On this 4th day of May, 1959, before me personally appeared BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; and that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley

Notary Public, Erie  
County, New York

STATE OF NEW YORK )  
COUNTY OF ERIE ) SS.

On this 6th day of May, 1959 before me personally came NUNCIO CARDARELLI and GILDO BALDASSI, members of the co-partnership of EASTON CONTRACTING CO., to me known and known to me to be the persons described in and who executed the foregoing instrument, and acknowledged to me that they executed the same as and for the act and deed of the said copartnership.

/s/ Kennety T. Hanley

Notary Public, Erie County,  
New York

33  
13

Item No. 21 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer has recommended certain repairs at the incinerator building on Union Road in the Town of Cheektowaga, New York, and

WHEREAS, a bid has been submitted by the International Chimney Corporation in the amount of \$1,629.00 to provide the material and perform the work necessary in accordance with specifications attached hereto, and

WHEREAS, the International Chimney Corporation is the only company capable of performing this work.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized to order the work and to pay the International Chimney Corporation \$1,629.00 therefor in accordance with specifications attached hereto.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

6  
33  
23

Item No. 22 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, New York, on the 6th day of June, 1955, adopted an ordinance pursuant to the provisions of Article 9 of the Town Law describing how sidewalks shall be constructed in such town and said ordinance is in full force and effect, and

WHEREAS, after a careful survey the Town Board has decided that sidewalks be constructed in front of the property and at intersections along the sides thereof, to conform with said sidewalk ordinance at the following locations on or before June 4, 1959:

LEGAL NOTICE

SEE 5-18-59 TOWN BOARD MEETING.

Item No. 22-Cont'd.

BE IT RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish certified copies of this resolution and order in the DEPEW HERALD and CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least fifteen (15) days before the time specified for the completion of said work.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the notice published in the CHEEKTOWAGA TIMES and the DEPEW HERALD-CHEEKTOWAGA NEWS:

40  
25

Item No. 22-Cont'd.

(Affidavit)

SEE 5-18-59 TOWN BOARD MEETING

Item No. 22-Cont'd.

(Affidavit)

SEE 5-18-59 TOWN BOARD MEETING

Item No. 23 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Chief of Police be and he hereby is authorized to install the following sign on the south side of William Street 64 feet east of Cass Avenue, NO PARKING HERE TO CORNER, and be it further

RESOLVED, that the Chief of Police be and he hereby is authorized to install the following sign on the south side of William Street 64 feet east of Cass Avenue, NO PARKING HERE TO CORNER, and be it further

RESOLVED, that the Chief of Police be and he hereby is authorized to erect the following sign on the east side of Cass Avenue 125 feet south of William Street, NO PARKING HERE TO CORNER FROM 8 A.M. to 6 P.M. LOAD AND UNLOAD ONLY EXCEPT SUNDAYS, and be it further

RESOLVED, that the Chief of Police be and he hereby is authorized to erect the following signs on the east and west side of West Grand Boulevard south of Southern Parkway, NO PARKING THIS SIDE.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

18  
41

Item No. 24 Moved by Councilman Wroblewski, seconded by Councilman Weber, that the request of the Chief of Police for NO PARKING AT ANY TIME on Bigelow Road, be granted, and that the said Chief of Police cause same signs to be erected as soon as possible, removing the present signs which are on the said highway.

AYES: -7-

NOES: -0-

ABSENT: -0-

18  
41

Item No. 25 Communication read from the Comptroller of the State of New York, approving the Extension of Water District No. 9 (Messer Avenue).

8  
29

Item No. 26 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, presented to the Town Board of said Town, at a meeting of said Town Board held on the 19th day of January, 1959, a petition requesting that Water District No. 9 of said Town be extended to include the following tract or parcel of land:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point in the Center line of Messer Avenue, said point being 300 feet south of Center Line of Como Park Boulevard;

THENCE easterly a distance of 230 feet along a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE southerly along a line parallel to the Center Line of Messer Avenue a distance of 1590.5 feet to a point on the southern boundary line of lands owned by C. Liszewski;

THENCE westerly a distance of 260 feet to a point on the west right-of-way line of Messer Avenue;

THENCE northerly along the west right-of-way line of Messer Avenue a distance of 92.5 feet to the south boundary of lands owned by C. Barton;

Item No. 26-Cont'd.

THENCE westerly along the south boundary line of lands owned by C. Barton a distance of 200 feet to a point 230 feet west of the Center line of Messer Avenue;

THENCE northerly and parallel to the Center Line of Messer Avenue a distance of 1498 feet to a point on a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE easterly along said boundary line a distance of 230 feet to the point of beginning,

and

WHEREAS, said petition also requests that there be constructed in said proposed extension of Water District No. 9, certain water mains, distribution pipes, hydrants and other facilities in accordance with a map and plan referred to in said petition and now on file in the office of the Town Clerk of said Town, wholly at the expense of the extension of the Water District, and

WHEREAS, said Town Board duly adopted, on the 19th day of January, 1959, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said order, duly met and considered said petition and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and

WHEREAS, the Town Board did, by resolution duly adopted on the 2nd day of February, 1959, determine that (1) said petition is signed and acknowledged or proved as required by law and is otherwise sufficient; (2) all property and property owners within said proposed extension are benefited thereby; (3) all property and property owners benefited are included within the limits of said proposed extension; and (4) it is in the public interest to grant in whole the relief sought in and by said petition; and also did approve the proposed extension of Water District No. 9 to include the territory described in said petition and in this resolution, and the construction of said water mains, distribution pipes, hydrants, and other facilities in said proposed extension in accordance with the map and plan hereinbefore described; and

WHEREAS, the Supervisor of said Town duly filed on or about the 6th day of March, 1959, a certified copy of said resolution in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application in duplicate, for permission to extend said district, duly executed by the Town Supervisor of said Town, and complying in all respects with Section 194 of the Town Law of New York, and the Comptroller of the State of New York did, on the 20th day of April, 1959, duly make an order granting permission for the extension of said district in accordance with said petition, and has heretofore duly filed said order in the manner required by Section 194 of the Town Law of New York; and

WHEREAS, the Town Board desires to extend said district in accordance with said petition;

NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that the relief sought by said petition be and it hereby is granted, and that Water District No. 9 be and it hereby is extended so as to include the territory in said Town hereinbefore described, and be it further

ORDERED, that there shall be constructed in said territory, water mains, distribution pipes, hydrants and other facilities in accordance with the map and plan hereinbefore referred to, at a cost not exceeding Twelve Thousand Five Hundred Dollars (\$12,500.00), and be it further

ORDERED, that the Town Clerk be and he hereby is directed to record a certified copy of this order in the office of the Clerk of the County of Erie, and to file a certified copy of this order in the office of the Comptroller of the State of New York.

Item No. 26-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

17  
29

Item No. 27 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Calderwood Drive extending southerly from Treehaven Road for its entire length to Burke Drive, a distance of approximately 760 feet, and Hunting Road extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and both of said highways being Town highways, and

WHEREAS, such petition was duly signed by the owners of real property fronting and abutting on both sides of said public highways to be improved as aforesaid, owning at least one-half of the entire frontage or bounds on both sides of the highways to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways to be so improved, and

WHEREAS, such petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded, and

WHEREAS, at a meeting of said Town Board duly called and held on the 6th day of April, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Sixteen Thousand Five Hundred Dollars (\$16,500.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 20th day of April, 1959, at 7:30 o'clock P.M., Eastern Standard Time, and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place, the said Town Board did duly consider the said petition and hear all persons interested,

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Calderwood Drive extending southerly from Treehaven Road for its entire length to Burke Drive, a distance of approximately 760 feet, and Hunting Road extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and it is further

Item No. 27-Cont'd.

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for this Town, shall survey said Calderwood Drive and Hunting Road as above described, and establish the lines and grades thereof, and shall file such survey and profile in the Town Clerk's Office, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velzy shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work; and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

17  
13

Item No. 28 Councilman Kornecki presented the following resolution and moved its adoption:

BOND RESOLUTION DATED MAY 4, 1959, AUTHORIZING THE ISSUANCE OF \$60,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF LATERAL SEWERS.

-----

WHEREAS, Sewer District No. 7, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District in accordance with Article 12 of the Town Law of New York, and the lateral sewers hereinafter described are to be connected with said trunk system of sewers and will be entirely within said District, and the purpose hereinafter described is a special improvement authorized by said Article 12;

NOW, THEREFORE,  
BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$60,000, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a lateral sewer, together with the manholes and appurtenances necessary for its operation, along the southerly side of Walden Avenue from its intersection with Union Road to the easterly line of the property of the Lackawanna Steel Construction Corporation, designed to serve the property abutting on the southerly side of Walden Avenue, and a lateral sewer, together with the manholes and appurtenances necessary for its operation, along the northerly side of Walden Avenue from its intersection with Union Road to the easterly line of the Ontario Thruway, designed to serve the property abutting on the northerly side of Walden Avenue, in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga on the 1st day of December, 1958.

Item No. 28-Cont'd.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement in proportion to the amount of benefit which the improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$60,000 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and (d) all of such cost is to be paid by assessment upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with as of the date of publication of this resolution were not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Township.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MAY 4, 1959,  
AUTHORIZING THE ISSUANCE OF \$60,000 BOND ANTICIPATION NOTES OF  
THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE  
LOCAL FINANCE LAW.

- - - - -

Item No. 28-Cont'd.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Sixty Thousand Dollars (\$60,000), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Sixty Thousand Dollars (\$60,000) Serial Bonds authorized by the bond resolution entitled "Bond Resolution Dated May 4, 1959, Authorizing the Issuance of \$60,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Construction of Lateral Sewers."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a lateral sewer, together with the manholes and appurtenances necessary for its operation, along the southerly side of Walden Avenue from its intersection with Union Road to the easterly line of the property of the Lackawanna Steel Construction Corporation, designed to serve the property abutting on the southerly side of Walden Avenue, and a lateral sewer, together with the manholes and appurtenances necessary for its operation, along the northerly side of Walden Avenue from its intersection with Union Road to the easterly line of the Ontario Thruway, designed to serve the property abutting on the northerly side of Walden Avenue, in accordance with the resolution adopted by the Town Board of said Town of Cheektowaga on the 1st day of December, 1958.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Path	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

12  
24



STATE OF NEW YORK )  
COUNTY OF ERIE )

LEGAL

THE TOWN BOARD OF  
CHEEKTOWAGA, IN THE  
COUNTY OF ERIE, PURSUANT  
TO THE LOCAL FINANCE LAW,  
TO FINANCE THE CONSTRUCTION  
OF LATERAL SEWERS.

RICHARD G. BENNETT

WHEREAS, Sewer District No. 7, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District in accordance with Article 12 of the Town Law of New York, and the lateral sewers hereinafter described are to be connected with said trunk system of sewers and will be entirely within said District, and the purpose hereinafter described is a special improvement authorized by said Article 12;

NOW THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$60,000, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a lateral sewer, together with the manholes and appurtenances necessary for its operation, along the southerly side of Walden Avenue from its intersection with Union Road to the easterly line of the property of the Lackawanna Steel Construction Corporation, designed to serve the property abutting on the southerly side of Walden Avenue, and a lateral sewer, together with the manholes and appurtenances necessary for its operation, along the northerly side of Walden Avenue from its intersection with Union Road to the easterly line of the Ontario Thruway, designed to serve the property abutting on the northerly side of Walden Avenue, in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga on the 1st day of December, 1958.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$60,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond antic-



Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$80,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

RICHARD G. BENNETT

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Township.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 4th day of May, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk, of the Town of  
Cheektowaga, New York

my7

Item No. 29 Councilman Wroblewski moved, seconded by Councilman Trojanoski, that the request of Frank Rokitka, Cubmaster Pack 300, be granted:

To conduct a bike Rodeo on Dingens Street, between Aris and Harlem, that the street be closed from 9:30 A.M. to approximately 4:00 P.M.; and that said Rodeo will be staged from 1:00 P.M. to 4:00 P.M., and that from 9:30 A.M. to 1:00 P.M., that he be offered Police protection to mark out the events, that said Rodeo is to be conducted on June 6, 1959; in case of rain that same be postponed to the 13th day of June, 1959; that the Chief of Police furnish Police protection on June 4th, 1959, from 6:30 P.M. until approximately 8:30 P.M. to mark off the events so that marking can be finished by June 7, 1959, that as the same as last year the Chief of Police provide Crossing Guards and Auxiliary Police for Judges, that the Chief of Police be authorized and directed to have the Highway Department sweep the area concerned, for the protection of bike riders, and that a sound car be furnished for a talk on safety.

AYES: -7- NOES: -0- ABSENT: -0-

16  
18

Item No. 30 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved ad presented:

General Fund	Nos.	460	to	503	inclusive
Highway Fund		182		192	
Special Districts		212		227	
Part Town Fund		3036		3039	
C & I		52		53	

AYES: -7- NOES: -0- ABSENT: -0-

6

Item No. 31 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue all building permits on applications approved by the Petitions Committee on April 25, 1959 and May 2, 1959, after the same have been approved by the Building Inspector.

AYES: -7- NOES: -0- ABSENT: -0-

15  
35

Item No. 32 "Honorable Town Board: Following are the building permits approved on April 27, 1959:

		April 27, 1959
Engasser Bldg. Corp.	4 permits on Aurora Dr.	Sin. dwell. & garage
Berryman	27 Beach Road	Br.Ven.Dbl. dwelling
James Franzek	23 Crescent Ct.	Frame Garage
Robert Fairchild	14 Terry Lane	Fr. garage
Wm. Naab (Temporary per.)	3339 Genesee St.	Summer cottage (display)
Wm. Hertlik	84 Milson	Fr. garage
Herbert Stein	239 Beale Ave.	Ext.fr. sin. dwell.
Clifford Knaier	97 Isabelle Rd.	Fr. garage
Joseph Majdonik	1217 Geo. Urban	Fr. garage
Carl Phillipson	59 Northcrest	Alter fr. dbl. dwell.
Irene Zurbrick	60 Charnwood	Ext. sin. dwell.
C. Lenz	2776 Union Rd.	Move frame bldg.
John Kell	65 Woodridge	Ext. fr. sin. dwell.
Stephen Ross	42 Edmund Ct.	Fr. garage
Helen Pliszka	88 Meadowbrook	Con. blk. garage
James German	150 Greenway	Fr. garage
Leonard Judge	29 Elaine Ct.	Fr. garage
Alvin Dueringer	62 Thruway Ct.	Fr. garage
Patricia Baetzhold	10 Woodbine	Fr. garage
Raymond Gostkowski	6 Queens Dr.	Fr. garage
Ralph Covert	110 Miami	Fr. garage
Walter Piotrowski	220-217-208 Raymond St.	Br.ven.sin. dwell.
Richard Neth	219 Melcourt E	Fr. att. garage
Edko Bldrs.	2 permits on WallaceSt.	Fr. sin. dwell.
Russell Dellemath	16 Patton Lane	Fr. garage
Jos. Ogiony Sons, Inc.	3 permits for br. sin. dwell. - Cathedral Lane	
Yeager Bldrs.	2 permits for fr. sin. dwell. - St. Boniface	
Peter Santin	3 permits for br. ven. sin. dwell. -Nadine Dr.	

Sincerely yours - Carl Trafalski"

15

May 1, 1959

89

Item No. 33 "Honorable Town Board: Following are the building permits approved on April 29, 1959:

Robert Eckam	1210 Geo. Urban	Fr. Prvt. garage
Floyd Olsen	44 South Colby	Frame prvt. gar.
Donald Drechsel	124 Melcourt E	Enclose carport
John Nelson	101 Miami Pkwy.	Ext. fr. garage
Elmer Dreschler	88 Ontario Dr.	Fr. att. garage
Daniel Lesmerowicz	26 Shanley St.	Fr. garage
Richard Kraft	12 So. Hedley St.	Ext. fr. sin. dwell.
Wm. Van Curan	29 Jean Terrace	Remodeling sin. dwell.
Harry Markowski	lew Woodridge	Ext. fr. sin. dwell.
Paul Ertel	64 White Rd.	Fr. garage
R. Haentges	304 Ellen Dr.	Ext. fr. sin. dwell.
Robert Maloney	33 Ludwig	Con. blk. garage
Angela Mehok	81 Claude Dr.	Fr. garage
Geo. Derby	199 Beale Ave.	Ext. fr. sin. dwell.

Sincerely Yours, Carl Trafalski"

15

Item No. 34 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals has recommended that the application of Raymond T. Keck to rezone premises located at the north-east corner of Kensington Avenue and Century Road from that of a Residential Zone to Business Zone for use as a gasoline Service Station and a Delicatessen Store,

WHEREAS, it is the opinion of this Board that there are now located in the Town of Cheektowaga many gasoline filling stations and that the Board is trying to discourage the erection of any more of the same,

BE IT RESOLVED, that the application of the said Raymond T. Keck to rezone the aforementioned premises from that of a Residential District to a Business District, BE DENIED.

Seconded by Councilman Kornecki.

AYES: -7-

NOES: -0-

ABSENT: -0-

19

Item No. 35 At this point of the meeting, Councilman Kornecki was excused from the meeting due to the fact that he had to catch a plane.

42

Item No. 36 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, sealed bids were received by the Town of Cheektowaga for the purchase of two two-ton truck chassis with cab for the Sanitation Department, and

WHEREAS, on February 16, 1959 the Cheektowaga Town Board passed a resolution authorizing and directing the Supervisor to purchase the same from Suor-Keller Chevrolet, Inc. in the amount of \$5,390.00 and

WHEREAS, the Town Attorney has recommended that the resolution be rescinded.

NOW, THEREFORE, BE IT

RESOLVED, that the resolution awarding the contract to Suor-Keller Chevrolet, Inc. in the amount of \$5,390.00 be and the same is hereby rescinded, and be it further

RESOLVED, that all bids for the purchase of the equipment specified be rejected.

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

Supervisor Holtz	Voting NAYE
Councilman Bystrak	Voting NAYE
Councilman Fath	Voting AYE
Councilman Kornecki	Excused from meeting
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -4-

NOES: -2-

ABSENT: Kornecki excused from meeting.

1  
23

Item No. 37 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board has heretofore determined it to be in the public interest to make certain channel improvements in Scajaquada Creek including clearing, grubbing, cleaning, straightening, widening, deepening and other related work, and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke & Velzy, Consulting Engineers, of 327 Franklin Street, Buffalo, New York, to prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate and proposed contract having been duly prepared and presented to this Town Board and likewise with the Town Clerk and the same having been carefully examined by the Town Board and approved.

NOW, THEREFORE, BE IT

RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the said improvements in Scajaquada Creek in accordance with the said plans, specifications, estimate and proposed contract heretofore approved by the publication of a notice thereof at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in said township, 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 for a sum equal to Five per centum (5%) of the estimated expense of the total improvement, payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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; and be it further

RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board, Town of Cheektowaga at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, on the 18th day of May, 1959 at 7:30 P.M. Eastern Daylight Saving Time, and be it further

RESOLVED, that said Notice to Contractors shall be in substantially the following form, to wit:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 18th day of May, 1959, at 7:30 P.M. E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of Scajaquada Creek channel improvement consisting of: Section A, clearing, grubbing and cleaning existing channel from Pine Ridge Road to about East Grandw Boulevard; Sections B, C, D, and E, straightening, widening and deepening channel from East Grand Blvd.; Sections, B, C, cluding about 360 lineal feet of twin cell 9 feet by 16 feet reinforced conduit channel, 104 lineal feet of twin 96 inch diameter reinforced concrete culvert, concrete headwalls rip-rap of channel at special structures, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

Item No. 37-Cont'd.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
Town Clerk

Dated: May 4, 1959  
Published: May 7, 1959

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Excused from meeting
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

Mr. Kornecki excused  
from meeting

Hereto attached is a copy of the Notice published in  
the DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 37-Cort'd.

(Affidavit)

50 CENTRAL AVENUE  
 GOOD  
 THE IMPROV  
 DON  
 SUNS  
 ment, dinner  
 - FRIENDSHIP -  
 ORDER OF  
 THE IMP

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

<sup>Depew</sup> **Herald and News** <sup>Cheektowaga</sup>

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, 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 May, 1959, and

last insertion being on the ..... day of  
....., 19....., and that not

more than six days intervened between any two publi-  
cations thereof

*Richard G. Bennett*

Sworn to before me this 11 day of

May, 1959  
*Gene Stanley*

Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE**NOTICE TO CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 18th day of May, 1960, at 7:30 p.m. E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of Scajaquada Creek channel improvement consisting of: Section A, clearing, grubbing, and cleaning existing channel from Pine Ridge Road to about East Grandw Boulevard; Sections B, C, D and E, straightening, widening and deepening channel from East Grand Boulevard; Sections B, C, including about 360 lineal feet of twin call 9 feet by 16 feet reinforced conduit channel, 104 lineal feet of twin 98 inch diameter reinforced concrete culvert, concrete headwalls, rip-rap of channel at special structures, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velky, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velky, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
Town Clerk

Dated: May 4, 1960

Published: May 7, 1960

Item No. 38 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga is in the process of establishing and constructing Drainage District No. 6, and

WHEREAS, it is necessary to establish a formula to define the method of spreading the cost of said district on the assessment rolls, and

WHEREAS, the Town Board has made a thorough study of the possible methods of spreading the cost of such district, and

WHEREAS, the Town Board has concluded that the most equitable method of spreading the cost would be on a formula which allocates 20% of the cost of assessed valuation and 80% on an area basis.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board does hereby establish the formula for the spreading of cost of Drainage District No. 6 on a 20% assessed valuation basis and 80% on an area basis.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Excused from meeting
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: Mr. Kornecki  
excused from  
meeting.

32  
26

Item No. 39 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, bids were received on March 16, 1959 for the construction of Storm Sewer District No. 6, Walden Avenue and Zoerb Avenue sewer, and

WHEREAS, the lowest bid submitted for said construction on a Smooth Flow Metal Pipe basis was submitted by Straco, Inc. in the amount of \$261,557.40, and

WHEREAS, the Town Engineer has recommended the installation of Smooth Flow Metal Pipe instead of concrete pipe.

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Cheektowaga, New York accept the bid of Straco, Inc. in the amount of \$261,557.40. That Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and the Town Attorney prepare the necessary contract documents to be signed by the contractor and the Town of Cheektowaga, New York, for the work to be done in accordance with the plans and specifications prepared by the Consulting Engineers.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Excused from meeting
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -6-

ABSENT: Mr. Kornecki  
excused from  
meeting

1  
26

Item No. 40 Moved by Councilman Wroblewski, seconded by Councilman Weber, that permission be obtained from the Erie County Highway Department for permission for the Town of Cheektowaga to install a Pedestrian Traffic Signal Light at the intersection of South Colby Street and Dings Street at the entrance to the Town of Cheektowaga Playground.

AYES: -6-

NOES: -0-

ABSENT: Mr. Kornecki  
excused from meeting.

9  
41

Item No. 41 Moved by Councilman Bystrak, seconded by Councilman Wroblewski, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 12

Cheektowaga, New York  
May 18, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 18th day of May, 1959, at 7:30 P.M., E.D.S.T. there were:

- |                 |                      |            |
|-----------------|----------------------|------------|
| <b>PRESENT:</b> | Benedict T. Holts    | Supervisor |
|                 | Felix T. Wroblewski  | Councilman |
|                 | Joseph Kornecki      | Councilman |
|                 | Alancin M. Fath      | Councilman |
|                 | Daniel E. Weber      | Councilman |
|                 | Joseph M. Trojanoski | Councilman |
| <b>ABSENT:</b>  | Stanley R. Bystrak   | Councilman |

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Town Engineer Kama, and Lieut. Graham of the Police Department.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Assessors for a property check the petition for street lighting equipment in Seton Road from Harlem Road to Heather Road. 17  
27

Item No. 4 Referred to the Assessors for a property check the petition for street lighting equipment in Lochland Drive (wooden pole type). 17  
27

Item No. 5 Ordered received, filed, and to attend the Annual Picnic of the Cayuga Hose Company on June 13 and 14, 1959. 10  
42

Item No. 6 Ordered received and filed the report of the Building Inspector of permits issued on May 5, 1959, May 11, 1959, and May 18, 1959. 15

Item No. 7 Ordered referred to the Town Attorney communication from the Chief of Police relating to a proposed speed limit on George Urban Boulevard and Dick Road in the vicinity of the new U-Crest Elementary School. 33  
18  
41

Item No. 8 Ordered referred to the Chief of Police communication from John Kussal requesting a sign "NO PARKING UNLOAD AND LOAD ONLY FROM 9 A.M. to 6 P.M.", in front of his store located at No. 1584 East Delavan Avenue. 18  
41

Item No. 9 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, there is a deficiency of \$2,000.00 in the Construction and Improvement Fund due to change of orders in the construction of the Highway Building.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he is hereby authorized and directed to transfer \$2,000.00 from the General Fund to the Construction and Improvement Fund.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holts      | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Kornecki   | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Weber      | Voting AYE |
| Councilman Wroblewski | Voting AYE |

AYES: -6-      NOES: -0-      ABSENT: -1-

12

Item No. 10 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board has been studying traffic conditions on Pine Ridge Road in said Town and recommend that two four foot by four foot diamond shape luminous signs with the words SLOW CURVE be placed on the east side of Pine Ridge Road 100 feet south of Wildy Street and on the west side of Pine Ridge Road 100 feet north of Wildy Street, and also recommend that two two-foot by two foot diamond shape luminous signs with the words SLOW CURVE be placed on the east side of Pine Ridge Road 100 feet south of Parkview and on the west side of Pine Ridge Road 100 feet north of Parkview,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and he hereby is authorized to request the County of Erie to construct the above-designated signs, and be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to send a certified copy of this resolution to the Erie County Highway Department.

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

Supervisor Holts	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

9  
41

Item No. 11 Councilman Kornecki moved, seconded by Councilman Fath,

RESOLVED, that the request of the Chief of Police to post Kenville Road on the north side and south side from Eggert Road to a point 300 feet east of Eggert Road, "NO PARKING AT ANY TIME", be granted.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

18  
41

Item No. 12 Moved by Councilman Fath, seconded by Councilman Trojanoski, that the Subdivision Map of Barone Park, Part of Lot 12, T 11, R 7, as prepared by Herthe and Sonnenberger, dated January 27, 1959, be approved and ordered filed in the Assessor's Office.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

30

Item No. 13 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Hall Payday be revised from the 15th and the last day of the month, to every other Friday of each month, effective June 1, 1959.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

20

Item No. 14 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Superintendent of Highways has approved the construction of Laurentian Drive and recommends acceptance of the same as a Town Highway from the Foisset Corporation.

NOW, THEREFORE, BE IT

RESOLVED, that Laurentian Drive as shown on map filed in the Erie County Clerk's Office under Cover No. 1938 be and the same is hereby accepted as a Town Highway, and be it further

Item No. 14-Cont'd.

RESOLVED, that the Town Attorney be and he hereby is directed to examine the deed and to record the same in the Erie County Clerk's Office.

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

Supervisor Helts	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

13

Item No. 15 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Foisset Corporation is the owner of more than two-thirds (2/3) of the abutting property on both sides of Harris Court, as shown on a map filed in the Erie County Clerk's Office under Cover #2109 commencing at the intersection of the north line of Harris Court at the southwest line of Dick Road; running thence westerly along the northerly line of Harris Court Eight hundred eighty-two and twenty-five hundredths (882.25) feet to the southwest corner of Subdivision Lot #13; thence southwesterly and southerly along Harris Court a distance of Two hundred four and Eighty-one hundredths (204.81) feet to the southeast corner of Subdivision Lot #8, and

WHEREAS, the Foisset Corporation has agreed to construct streets and curbing in accordance with the plans and specifications of the Town Highway Department, Town of Cheektowaga, and

WHEREAS, the Foisset Corporation will provide a subdivision bond in the amount of Twelve Thousand and No/100 Dollars (\$12,000.00) as a guarantee of its completion and acceptance by the Town of Cheektowaga of the said paving and curbing.

BE IT RESOLVED, that upon receipt of the bond from a Bonding Company licensed to do business in the State of New York in the amount of Twelve Thousand and No/100 Dollars (\$12,000.00), the Foisset Corporation shall be and hereby is authorized to pave Harris Court and curb the same in accordance with the specifications of the Town Highway Department.

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

Supervisor Helts	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

13  
14

Item No. 16 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga deems it advisable to form a County Sanitary Sewer District in conjunction with the Town of West Seneca.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to submit the attached petition to the Board of Supervisors of Erie County for the establishment of a County Sanitary Sewer District.

Item No. 16-Cont'd.

THENCE westerly and southerly along a line parallel to and 200 feet from the center line of Cayuga Creek to a point 275 feet south of the center line of Como Park Boulevard; thence easterly along a line parallel to and 275 feet south of the center line of Como Park Boulevard to its intersection with the east property line of the New York Central Railroad; thence south-westerly along said property line to a point, said point being the intersec-tion of said property line of the New York Central Railroad and the southerly property line extended of the lands now or formerly owned by Stanley V. Barniak and wife; thence easterly along said property line extended to a point, said point being approximately 1487.5 feet west of and measured at right angles to the center line of Borden Road; thence southerly along a line parallel to the center line of Borden Road to and along the west line of the property now or formerly owned by John Pajda to the north property line of the property now or formerly owned by Charles King and wife; thence westerly along a line parallel to and 725.34 feet north of the center line of Losson Road to a point in the east property line of the New York Central Railroad; thence southerly along the east property line of the New York Central Railroad to a point 290 feet north of and measured at right angles to the north right-of-way line of Losson Road, thence westerly along a line parallel to and 200 feet north of the north right-of-way line of Losson Road to the northeast corner of property of former School District No. 5; thence westerly 208 feet along the north property line of former School District No. 5 to the east lot line of great lot 63, T-10, R-T; thence northerly along said great lot line to a point 400 feet south of the south right-of-way line of Bennett Road; thence northeasterly along the line parallel to and 400 feet south of the south right-of-way line of Bennett Road to the intersection of the center line of Cayuga Creek; thence northerly and easterly along the center line of Cayuga Creek to a point formed by the inter-section of the center line of Cayuga Creek and the west line of Indian Road extended southerly; thence northerly along the aforementioned extended line of Indian Road 150 feet; thence easterly along a line distant 100 feet southerly from the southerly line of Bellevue Avenue measured at right angles thereto to a point formed by the intersection of the last mentioned line and the easterly line of lands now or formerly owned by Peter J. Connors extended southerly; thence northerly along said extended line and the line itself to the south line of Como Park Boulevard; thence easterly along the south line of Como Park Boulevard to a point 200 feet west of the center line of Cayuga Creek; thence northerly and easterly along a line parallel to and 200 feet west of the center line of Cayuga Creek to the westerly boundary of lands owned by the New York Central Railroad; thence northerly along said boundary to the south boundary of lands owned by B. Schultz; thence easterly along the south boundary of the said property of B. Schultz to a point 200 feet west of the center line of Cayuga Creek; thence northerly and easterly along a line 200 feet from and parallel to the center line of Cayuga Creek to a point of intersection with the easterly lot line of great lot 2, T-11, R-7; thence northerly along said lot line to the point of beginning.

ALSO EXCEPTING AND RESERVING THEREFROM the following described parcel:

Beginning at a point formed by the intersection of the center line of Cayuga Creek and the northerly boundary extended westerly of lands now or formerly owned by Schreiber and Winkelman, said boundary being also a part of the north lot line of great lot No. 62, Township 10, Range 7; thence easterly along the aforementioned north property line extended and along said line itself to a point which is the northeast corner of property now or formerly owned by Schreiber and Winkelman; thence southerly along the easterly line of the aforementioned property to the center line of Cayuga Creek; thence westerly and northerly along the center line of Cayuga Creek to the point of beginning.

This petition is presented in accordance with the provisions of Article 58 of the County Law of the State of New York, relating to the estab-lishment of County Sewer Districts within the County of Erie, New York.

Dated: May 18, 1959

TOWN OF CHEEKTOWAGA

By: /s/ Benedict T. Holts

Certification:

/s/ Kenneth T. Hanley  
 Notary Public  
 May 18, 1959

(My Commission expires Mar. 30, 1961)

Item No. 16-Cont'd.

TO THE BOARD OF SUPERVISORS OF THE COUNTY OF ERIE, NEW YORK:

The undersigned, being the Supervisor of the Town of Cheektowaga, in the County of Erie, New York, does hereby petition your Honorable Board to establish a County Sanitary Sewer District for the treatment and disposal of sanitary sewage, in the territory hereinafter described, which is located in the Town of Cheektowaga, Erie County, New York, and such areas of the Town of West Seneca as that municipality desires to have placed in a County Sanitary Sewer District, and wholly within the County of Erie, and which proposed portion of the district is generally described as follows:

ALL THOSE TRACTS OR PARCELS OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, and bounded and described as follows:

On the north by the southerly right-of-way of the New York Central Railroad from the easterly right-of-way of the Ontario Thruway to the Village of Depew; thence southerly and easterly by the Depew Village Line to the east line of the Town of Cheektowaga; thence southerly along the easterly boundary of the Town of Cheektowaga to the southerly boundary of said Town; thence northerly along the westerly boundary of the Town of Cheektowaga to the southerly line of Cayuga Creek; thence in a northerly direction along the creek to a point 500 feet southeasterly from the southerly line of Cayuga Creek Road; thence southwesterly on a straight line parallel with the southerly line of Cayuga Creek Road to the easterly boundary of Maischoas Street; thence westerly to the easterly boundary of Sewer District No. 3 in the Town of Cheektowaga at a point 800 feet south of the southerly line of Cayuga Creek Road; thence northerly along the easterly boundary of Sewer District No. 3 to the point of place of beginning.

EXCEPTING AND RESERVING THEREFROM the following described parcel:

Beginning at a point in the southerly right-of-way line of the Lehigh Valley Railroad, said point being the intersection of the center line of Centre Avenue extended northerly to its intersection with the Lehigh Valley Railroad southern boundary; thence northeasterly along the southern boundary of the Lehigh Valley Railroad to a point 150 feet, measured at right angles to and westerly from the westerly right-of-way line of Indian Road; thence southerly along a line 150 feet west of and parallel to the westerly right-of-way line of Indian Road to its intersection with the northerly property line of former School District No. 1; thence westerly and southerly along said property line of former School District No. 1 to the north property line of the property now or formerly owned by Anna Besser; thence westerly along the north property line of said property and continuing westerly a distance of 731.28 feet to the northwest corner of property now or formerly owned by M. Szcsepanski; thence southerly along the westerly line of said property to a point 200 feet north of the north right-of-way line of Como Park Boulevard; thence westerly along a line parallel with and 200 feet northerly from the north right-of-way line of Como Park Boulevard to a line 150 feet east of the center line of Centre Avenue measured at right angles thereto; thence northerly along the last mentioned line 600 feet; thence westerly at right angles 150 feet to the center line of Centre Avenue; thence northerly along the center line of Centre Avenue to the point of beginning.

ALSO EXCEPTING AND RESERVING THEREFROM the following described parcel:

Beginning at a point in the southern boundary line of the Village of Depew, said point being the intersection of the easterly lot line of great lot 2, Township 11, Range 7; thence easterly and southerly along the Depew Village line to its intersection with south property line of land now or formerly owned by the Buffalo Top Soil Corp.; thence westerly along the south boundary line of said property and said boundary line extended to its intersection with the easterly property line of the New York Central Railroad; thence southwesterly along the east boundary of the New York Central Railroad to a point 200 feet north of and measured at right angles to the north right-of-way line of Rowley Road; thence westerly along the line parallel to and 200 feet north of the north right-of-way line of Rowley Road to the west boundary line of the New York Central Railroad; thence north along said west property line to a point approximately 200 feet south of the center line of Cayuga Creek;

Item No. 16-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

9  
17  
24

Item No. 17 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs on a broken force main were required at the Union Road Pumping Station in Sanitary Sewer District No. 5, in successive weeks, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$1,099.66 and \$763.33.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$1,099.66 and \$763.33, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

6  
24

Item No. 18 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required at Cayuga Road in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$298.78, and

WHEREAS, emergency sewer repairs were required at Balbach Street in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$623.67.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$298.78 and \$623.67, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

6  
24

Item No. 19 Moved by Councilman Wroblewski, seconded by Councilman Trojanski,

RESOLVED, that the salary of John Slachciak, laborer, be increased from \$1.70 per hour to \$2.10 per hour, effective June 1, 1959.

AYES: -6-

NOES: -0-

ABSENT: -1-

31  
20

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the following named persons be appointed as Playground Supervisors in the Recreation Department at the rate of \$2.00 per hour:

Matthew Szydowski - Wading Pool Geo. Urban Park;  
Henry Andrzejewski - Chapel Playground;  
Dominic Catalano - Orchard Playground;  
Richard Frazer - Tiorunda Playground;  
Frank Pry - Geo. Urban Park;  
Leonard Kosobucki - Geo. Urban Park.

FURTHER RESOLVED, that the following named persons be appointed as Assistant Playground Supervisors:

Carol Vendetti  
Dennis Weiss - Geo. Urban Park;  
John Pasquariello - Orchard Park Playground;  
Patricia Weiss - Tiorunda;  
Patricia Mersmann - Wading Pool;  
Joanne Lichtenthal - Geo. Urban Park;  
Richard Reichelberger - Dingen Street Playground;  
Dona Schwend - Extra;  
Sharon Wrona  
Jacqueline Vito

31  
20

Item No. 21 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the County of Erie has available a parcel of land 80 by 140 on the east side of Mildred Drive, 324.50 feet south of Genesee Street, which the Town needs for drainage purposes.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney be and he hereby is authorized and directed to submit an offer of \$250.00 for the purchase of said premises, and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to expend the sum of \$250.00 for the purchase of the above described premises.

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

Supervisor Holts	Voting AYE
Councilman Path	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

23  
26

Item No. 22 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the County of Erie has available Lots Nos. 28, 29, and 30, Map Cover 1243 on the corner of Lippert Avenue and Broad Street in the Town of Cheektowaga, and

WHEREAS, the Town of Cheektowaga needs this property for drainage purposes.

Item No. 22-Cont'd.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney be and he hereby is authorized and directed to submit an offer of \$550.00 for the purchase of said premises, and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to expend the sum of \$550.00 for the purchase of the above described premises.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

33  
26

Item No. 23 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Highway Superintendent has recommended the purchase of a tractor and hydraulic system, a 3/4 ton pick-up truck, and a 1959 passenger automobile service car in accordance with specifications referred to in the annexed notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed notice to bidders in connection with the purchase of said equipment, and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 2:30 o'clock P.M., on June 1, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of tractor and hydraulic system, pick-up truck, and service car for use by the Highway Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Daylight Saving Time, on the 1st day of June, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: May 18, 1959

KENNETH T. HANLEY  
Town Clerk

Item No. 23-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

## SPECIFICATIONS for TRACTOR

Highway Dept. - Town of Cheektowaga

May 18, 1959

**Engine Type:** 4 Cylinder, in-line, overhead valve. Bore-3.14" Stroke-3.6". Displacement-134 cu. in. Compression Ratio-7.5 to 1. Idle Speed-450 to 475 r.p.m. Maximum governed speed (no load) - 2200 r.p.m.

**Engine Power:** 43.0 brake h.p., without accessories, at 2000 r.p.m. at flywheel...117 ft.-lbs. torque at 1500 r.p.m. without accessories.

**Crankshaft:** Precision cast alloy iron, statically and dynamically balanced.  
Main Bearing Journal Size: Diameter  
Front....2.49" x 1.49" L.  
Middle...2.49" x 1.75" L.  
Rear.....2.49" x 1.64" L.  
Connecting Rod Journal Size: 2.30" x 1.25" L.

**Connecting Rods:** Forged alloy steel - crank pin pressure lubricated.

**Pistons:** Autothermic-aluminum alloy - cam ground.

**Piston Rings:** 3/32" width top compression, chrome plated. 3/32" width lower compression, phosphate plated. Oil ring-0.1862"

**Piston Pin:** Full floating, lubricated by continuous splash. Size 0.912" dia. x 2.84" length.

**Piston Travel:** 1200 feet per min. at 2000 r.p.m.

**Valves, Inserts, Springs and Guides:** Overhead valves. Removable cast chromium-molybdenum-tungsten steel alloy exhaust inserts. Chromium-molybdenum steel coil springs. Replaceable valve guides.

**Engine Lubrication:** Pressure type, Full Flow Oil Filter.

**Cooling System:** Type and fin type radiator with pressure type cap. Water pump is centrifugal type with pre-lubricated bearing. Water seal in pump is graphite against sintered aluminum oxide. 3-blade curved tip fan-15.7" diameter. Pump cap.-16 g.p.m. at 1400 engine r.p.m. Thermostat fully open at 177 to 182 degrees.

**Carburetor:** Single updraft plain tube type of sturdy dust proof construction with accelerating wall. Marvel Schebler 1" SAE flange size. Adjustable main jet.

**Air Cleaner:** Oil bath type with lower element easily removed for cleaning 8 pints capacity.

**Governor:** Centrifugal flyball, variable speed type. Enclosed, mounted on crankshaft for instant reponse to varying load requirements.

**Electrical System:** Generator - two brush type. 7 1/2 volts, 20 amps, 150 W rated at 1650 r.p.m. current control. Key and lock ignition-automatic spark advance, side mounted distributor. Safety starter switch-regular equipment. Tractor cannot be started except with transmission in neutral. Battery-80 ampere hour, 13 plates, 6 volts.

**Clutch:** Single plate, foot operated. 10" dia.

**Transmission:** (Models 621.631.641) Constant mesh, 4 speed forward 1 reverse

**Steering:** Recirculating ball nut type gear.

**Hydraulic System:** Pumpmake - Ford. Type 6-piston, wobble plate actuated. Drive - helical gear off camshaft gear. Flow - 4 g.p.m. at 2000 engine r.p.m. Operating pressure - 2000 p.s.i. (max.) Relief Valve Pressure - 2000 p.s.i.

Item No. 23-Cont'd.

**Brakes:** Internal expanding, self energizing. 1 1/2" dia., double anchored, individually or jointly operated with right foot. Bonded lining. Equipped with locks.

**Rear Wheels:** Tread adjustments in 1/4" steps from 48" to 76" 11 x 28 tires

**Front Wheels:** 5.50 x 16 tires standard. Tread adjustment from 52" to 80". Front wheel conversion assembly permits use of 6.00 x 16 tires for use with equipment which puts extra heavy load on front wheels. Industrial tread optional.

**Capacities:** (U.S. Standard Measure) Engine oil-4 qts. and 1 qt. for filter. Coolant-15 qts. Fuel-13 gals. Transmission-62l, 63l, 64l 6 qts.; 65l, 66l, 8 qts., EP-SAE-80. Hydraulic system-8 qts. refill, M-4864A Hydraulic Oil. Differential-8 qts., mild EP-SAE-80.

Trade in Tractor Model 8 M

- - - - -

SPECIFICATIONS for HYDRAULIC SYSTEM

Rated Load at Full lift - 1000 lbs.  
Maximum Load at Full Lift - 1200 lbs.

Hydraulic System

Relief Pressure - 1800 p.s.i.  
Operating Pressure - 1800 p.s.i.  
Oil Capacity - 6 Gals.

Main frame is reservoir with filler boss and breather on top of cross tube. Hydraulic lines are made of pipe, bolted and clamped to the frame and lift arms. Hydraulic hoses are single ply wire braid.

Reservoir:

Type - Main frame structure  
Location - Front horizontal members and front mounting legs.  
Capacity - 6 Gals.  
Oil Specification - Ford spec. M-4864-D, hydraulic fluid

Pump

Type - Vickers vane type. Model V-250-5-6A22-S7-HL with balanced pressure, no starting load, constant delivery rate and high volumetric efficiency.  
Capacity - 7.5 g.p.m. at 1800 r.p.m.  
Hp Required - 12.5 (approx.)  
Mounting - Direct to front mounting bracket: not on loader frame.  
Drive - Heat treated, rubber mounted splined hub is bolted to tractor fan pulley; 3/4" shaft with 1" heat treated spline fits into the hub and is connected to pump shaft by a 3 1/2" flexible coupling.

Control Valve Model 19-97

Type - Double spool, open center, with 4-way piston to control lift cylinders and a 4-way piston to control bucket cylinders. Spring loaded spools for self-centering in neutral position.  
Flow capacity - 8 g.p.m. (Parker); 20 g.p.m. (Gresen)

Lift Cylinders -

Type (Model 19-97) - Piston type with ground and polished cylinder rod, chromium plated, cylinder of seamless tubing. Cast iron head has fabricated V-ring packing and a neoprene wiper ring.  
Number (Model 19-97) - 2 double acting  
Extended Length - 70-1/8"  
Retracted Length - 40-3/8"  
Stroke - 29-3/4"  
Piston Diameter - 2"  
Rod Diameter (Model 19-97) - 1-3/8"

Item No. 23-Cont'd.

## Bucket Cylinders

Type - Double acting hydraulic with chromium plated cylinder rods, turned, ground and polished. Leather piston cups.  
 Extended Length - 59½"  
 Retracted Length - 39½"  
 Stroke - 20"  
 Piston Diameter - 2"  
 Rod Diameter - 1¼"

Trade in Hi-Lift Model 14-4

-----

## SPECIFICATIONS for 1-3/4 ton PICK-UP TRUCK

1. New 1959 3/4 ton pick-up, Model 3634 with the following specifications;
  1. Air cleaner - oil bath; capacity 1 pint
  2. Axle front: 1-beam type capacity 3000 lbs.
  3. Axle rear: Hypoid full floating type ratio 4.57 capacity 5000 lbs.
  4. Brakes service: Hydraulic with 1-1/8 master cylinder:
    - Front & Rear 12" x 2"
    - Effective area: Drum 302 sq. in. lining  
184 sq. in.
  5. Bumper - front only
  6. Clutch - Diaphragm spring; dia. 10" area 100.5 sq. in.
  7. Engine thriftmaster six 235.5 cu. in. displacement  
gross horsepower 135
  8. Generator 12 volt 30 amps.
  9. Transmission 3 speed synchro msh.

1953 Chevrolet Station Wagon to be traded in.

-----

## SPECIFICATION

New 1959 Passenger Automobile 2-Dr. Sedan  
 122" Wheel Base Minimum  
 V-8 Engine - 2 BBL Carburetor - 10.0:1

- 1-Compression 280 H-P
- 2-Economy rear axle 2.87 to 1 ratio
- 3-Front wheels thread 63.72"  
Rear wheels thread 64.00"
- 4-Hydraulic Transmission
- 5-Power Brakes
- 6-Heater - Defroster
- 7-Electric Dual Speed Wipers
- 8-Directional Signals
- 9-Back-Up Lights
- 10-Power Steering
- 11-12 Volt Heavy-duty Battery and Heavy-duty Generator
- 12-Radio
- 13-Foam rubber front cushion
- 14-Oil Filter
- 15-800 x 14 Black Wall Tubeless Tires
- 16- Heavy duty Air Cleaner
- 17-Finish New Acrylic Paint Medium Green

1956 Pontiac 2 Dr. to be traded in on the above.

Hereto attached is a copy of the Notice published in the  
 DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 23-Cont'd.

(Affidavit)

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of tractor and hydraulic system, pick-up truck, and service car for use by the Highway Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Daylight Saving Time, on the 1st day of June, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York. Dated: May 18, 1959.

KENNETH T. HANLEY  
Town Clerk  
my21

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 21st day of May, 1959, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 26 day of

May, 1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 24 This being the time and the place advertised for the receiving of sealed proposals for the furnishing of all materials, tools, equipment, and together with all labor for the construction of Scajaquada Creek channel improvement consisting of: Section A, clearing, grubbing, and cleaning existing channel from Pine Ridge Road to about East Grand Boulevard; Sections B, C, D, and E, straightening, widening and deepening channel from East Grand Boulevard; Sections B,C, including about 360 lineal feet of twin cell 9 by 16 feet reinforced conduit channel, 104 lineal feet of twin 96-inch diameter reinforced concrete culvert, concrete headwalls, rip-rap of channel at special structures, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke and Velsy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Cheektowaga Town Board.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Fath, seconded by Councilman Wroblewski that the Town Clerk be authorized and directed to open and read the sealed proposals on hand.

Hereto is a summary of the bids opened and read by the Clerk.





Item No. 24-Cont'd.

Moved by Councilman Fath, seconded by Councilman Wroblewski, that the bids be referred to the Town Engineer for analysis and tabulation.

1  
26

Item No. 25 This being the time and place advertised for the receiving of sealed proposals for the purchase of one (1) Harley Davidson Motorcycle for use by the Police Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Kornecki, seconded by Councilman Weber, that the Town Clerk be authorized and directed to open and read the sealed proposals on hand.

The Clerk advised the Board that only one sealed bid has been submitted and that was the bid of Harley Davidson Company in the amount of \$1,998.00.

The Chairman ordered the bid referred to the Chief of Police for study.

1  
18

Item No. 26 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) new two-door Sedan Deluxe passenger car for use in the Police Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Weber, seconded by Councilman Wroblewski, that the Town Clerk be authorized and directed to open and read the sealed proposals on hand.

The Clerk advised the Board that only one sealed bid has been submitted and that was the bid of Snor Kaller Chevrolet, Inc., Cheektowaga, New York, in the amount of \$1,494.00.

The Chairman ordered the bids referred to the Town Engineer for study.

1  
18

Item No. 27 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board adopted a resolution on May 4, 1959, prescribing the construction of sidewalks on certain premises on or before June 4, 1959, and

WHEREAS, the information necessary for the advertisement in the local newspapers could not be completed for publication at least 15 days prior to said June 4, 1959.

NOW, THEREFORE, BE IT

RESOLVED, that the resolution of May 4, 1959 be rescinded and that the following resolution be adopted.

WHEREAS, the Town Board of the Town of Cheektowaga, New York, on the 6th day of June, 1955, adopted an ordinance pursuant to the provisions of Article 9 of the Town Law describing how sidewalks shall be constructed in such town and said ordinance is in full force and effect, and

WHEREAS, after a careful survey the Town Board had decided that sidewalks be constructed in front of the property and at intersections along the sides thereof, to conform with said sidewalk ordinance at the following locations on or before July 1, 1959:

Item No. 27-Cont'd.

BE IT RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish certified copies of this resolution and order in the DEFEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least fifteen (15) days before the time specified for the completion of said work.

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

Supervisor Holts	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEFEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

40  
25

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *two* weeks: first publication *May 21, 1959*; last publication *May 28, 1959*; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this *15<sup>th</sup>*

day of *June*, 19 *59*

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 19 *61*  
Registered No. 5029

ould Bill  
ould Billo,  
Maryval  
won  
Chambe  
Age Roa  
Airport Pl

PEAC  
Porte  
Choice of  
SPECIAL  
FOR THE  
PEAC

LONG

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 18th day of May, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were

PRESENT: Benedict T. Holtz, Supervisor
Alancin Fath, Councilman
Joseph Kornecki, Councilman
Joseph Trojanowski, Councilman
Daniel Weber, Councilman
Felix T. Wroblewski, Councilman

ABSENT: Stanley R. Bystrak, Councilman

Councilman TROJANOWSKI presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board adopted a resolution on May 4, 1959 prescribing the construction of sidewalks on certain premises on or before June 4, 1959, and

WHEREAS, the information necessary for the advertisement in the local newspapers could not be completed for publication at least 15 days prior to said June 4, 1959.

NOW, THEREFORE, BE IT

RESOLVED, that the resolution of May 4, 1959 be rescinded and that the following resolution be adopted.

WHEREAS, The Town Board of the Town of Cheektowaga, New York, on the 8th day of June, 1959, adopted an ordinance pursuant to the provisions of Article 9 of the Town Law describing how sidewalks shall be constructed in such town and said ordinance is in full force and effect, and

WHEREAS, after careful survey the Town Board had decided that sidewalks be constructed in front of the property and at intersections along the sides thereof, to conform with said sidewalk ordinance at the following locations on or before July 1, 1959:

- MC 1596-BURKE DRIVE
S/L 16 Emmett J. Flaherty 150 Burke Dr.
18 Richard A. Banks 146 Burke Dr.
20 Irma E. Fiskler 138 Burke Dr.
30 Edward C. Wilson 132 Burke Dr.
MC 1614-BURKE DRIVE (Corner Calderwood)
East and West Side
S/L 29 Carl Deising 246 Burke Dr.
MC 1700-WAINWRIGHT from Kenview to E. Trechaven
S/L Plot A John V. Zimmerman 230 Kenview
Plot A Edward M. Ziegler & W 15 Wainwright Rd.
Plot A Richard A. Cantlin & W 23 Wainwright Rd.
Plot A Edward J. Whiting & W 33 Wainwright Rd.
S/L 6 Raymond H. G. Leznick & W 41 Wainwright Rd.
8 C. Ray Lora & W 49 Wainwright Rd.
9 Walter J. Burns & W 50 Wainwright Rd.
10 Harold G. Kronenwetter & W 53 Wainwright Rd.
11 Herbert T. Zimmermann & W 55 Wainwright Rd.
12 Bessie Freedman 240 E. Trechaven Rd.
13 Carlton A. Fisher & W
14 Carl E. Kahle & W 208 E. Trechaven Rd.
15 John E. Kahle & W 10 Wainwright Rd.
16 Casimir A. Bresse & W 16 Wainwright Rd.
17 Frank E. Savola & W 22 Wainwright Rd.
18 Joseph J. Fohl 30 Wainwright Rd.
19 Clarence R. Guyett & W 34 Wainwright Rd.
20 Harold G. Hoffman & W 50 Wainwright Rd.
21 Harold G. Hoffman & W 56 Wainwright Rd.
22 Stephen A. Buchholz & W 243 E. Trechaven Rd.
MC 1750-BURKE DRIVE
S/L 1/2 Julius J. Niklas 324 Burke Dr.
2 William W. Dobkin 334 Burke Dr.
3 William W. Dobkin 342 Burke Dr.
3/4 Vincent Ryan 342 Burke Dr.
4/6 Stanley E. Marzette 214 E. Trechaven Rd.
Lytbrym W. Mason 218 E. Trechaven Rd.
MC 1752-E. TRECHAVEN
S/L 1/A6 Lawrence L. Blaine 222 E. Trechaven Rd.
1B Edmund E. Buzulka 236 E. Trechaven Rd.
1 Joseph E. Straubinger 220 French
2 Joseph P. Straubinger 222 French
2A Paul A. Frey 238 E. Trechaven Rd.
3 Arthur Wurm 240 E. Trechaven Rd.
4 Edward J. Zielinski 242 E. Trechaven Rd.
5 George J. Young 238 E. Trechaven Rd.
MC 1807-TRECHAVEN
S/L 2 Ruth G. Paolino 10 Gilbridge (Lackawanna)
19 Ruth G. Paolino 10 Gilbridge (Lackawanna)
20 Ruth G. Paolino 10 Gilbridge (Lackawanna)
3/21 Ruth G. Paolino 10 Gilbridge (Lackawanna)
22/23 Emille J. Palmase 428 Norwood
23/24 Andrew Cirrincione 428 Norwood
4 Alvaro F. Mench 230 E. Trechaven Rd.
5 Emil E. Deutchman 246 E. Trechaven Rd.
MC 1807-WASHINGTON
S/L 11 George D. ... 4 Elm
KENSINGTON (near Mt. Vernon)
Acreage A. Runkiewicz
A. Goldparb
J. Robinson
Joseph Hoch 84 Chadwick
MC 1800-(Corner Kensington and Century)
S/L 1 Raymond T. Keck 1650 Kensington
MC 1803-KENSINGTON
S/L 37 Henrietta S. Bame
37A Henrietta S. Bame
SOUTH CENTURY
28A Ernest C. Steele 24 Furlong
CLEVELAND DRIVE
28 Henrietta S. Bame Corner Cleveland and Roswell
CLEVELAND DRIVE (S. W. Corner Century)
Lot A Virginia Dubois 31 Audubon Dr.
MC 1619-ROSWELL ROAD
S/L 12 Robert C. Mave 15 Cleveland Dr.
13 Thomas A. Grady 56 Roswell Rd.
14 Milton H. Repp 5 Cleveland Dr.
15 Frank G. Distate 52 Roswell Rd.
16 Edwin C. Hemstock 51 Roswell Rd.
17 Wm. E. Parks, Jr. 46 Roswell Rd.
18 Wm. W. Hazel 47 Roswell Rd.
19 John T. Cogan 42 Roswell Rd.
20 Allen J. Blackhall 41 Roswell Rd.
21 Albert E. Kostenbader 38 Roswell Rd.
22 Philip J. Hartung 37 Roswell Rd.
23 Leo Noehlinger 32 Roswell Rd.
24 Frank D. Jones 31 Roswell Rd.
25 Peter Vigorite 26 Roswell Rd.
26 Edna Schmidt 27 Roswell Rd.
27 Paul H. Schendel 20 Roswell Rd.
28 Daniel R. Janiak 21 Roswell Rd.
29 Francis J. Abbott 16 Roswell Rd.
30 Thomas H. Brawdy 17 Roswell Rd.
31 Fred M. Stoddard 10 Roswell Rd.
32 Charles Lampe 11 Roswell Rd.
33 John F. Hiert 5 Roswell Rd.
34 W. ... 5 Roswell Rd.
MC 1637-ALLENDALE ROAD
S/L 35 Vincent W. ... 9 Allendale Rd.
36 Anthony J. Zarbo 3 Allendale Rd.
37 Samuel J. Tullipane 26 Allendale Rd.
38 Wm. C. Dell 20 Allendale Rd.
40 Samuel C. Jones 12 Allendale Rd.
MC 1637-ALLENDALE COURT
S/L 19 Charles F. Heienbrook 61 Allendale Ct.
38 John D. Henderson 71 Allendale Ct.

- Owner
MC 1702-ALLENDALE COURT
S/L 1 Richard B. McNamira 1 Allendale Ct.
2 Oscar D. Bowen 2 Allendale Ct.
3 Katherine Kolkmeier 3 Allendale Ct.
4 Dorothy C. Koenig 4 Allendale Ct.
5 Theodore J. Seany 5 Allendale Ct.
6 Richard C. Scott 6 Allendale Ct.
MC 1627-KENDALE DRIVE (Corner Allendale)
S/L 23 Irving F. Weisbeck 87 Allendale Rd.
24 David R. Greene 90 Allendale Rd.
MC 1718-MEAFORD ROAD
S/L 22 Alfred F. Paulus 43 S. Century Rd.
MC 1719-MEAFORD ROAD
S/L 22 Wm. F. Leary 15 Meaford Rd.
23 Jos. A. Weber 31 Meaford Rd.
24 James Weber 41 Meaford Rd.
MC 1342-SUGNET AVE. (Corner Cleveland)
S/L 2 Gordon H. Dulmage 289 Cleveland Dr.
3 Gordon H. Dulmage 289 Cleveland Dr.
35 Laverne A. Neff 301 Cleveland Dr.
36 Laverne A. Neff 301 Cleveland Dr.
MC 1414-MARSDALE ROAD
S/L 71 August Engasser 50 Norman
MC 1726-MAFALDA DRIVE
S/L 9 E. C. King 3580 Harlem Rd.
MC 1630-SOUTHGATE ROAD & SOUTH CENTURY
S/L 68 Ronald M. Swader 131 Southgate Rd.
MC 1688-SOUTHGATE ROAD & SOUTH CENTURY
S/L 81 James E. Lynch 135 Southgate Rd.
MC 1654-CEDAR ROAD-MARC LANE
S/L 17 Eugene Gray 84 Cedar Rd.
18 Howard P. Schau 104 Cedar Rd.
MC 1734-TUDOR ROAD
S/L 118 Charles W. Hang 163 Cedar Rd.
174 George Saltarelli
175 George Saltarelli
176 George Saltarelli
177 George Saltarelli
178 George Saltarelli
MC 1677-TUDOR ROAD
S/L 169 George Saltarelli
179 George Saltarelli
188 George Saltarelli
184 Janet C. Saltarelli 106 Tudor Rd.
185 Janet C. Saltarelli 106 Tudor Rd.
MC 1705-TUDOR ROAD
S/L 171 George Saltarelli
172 George Saltarelli
173 George Saltarelli
MC 1677-EGGERT ROAD
S/L 75 Lawrence Trella 7 Tudor Rd.
80 Geo. Saltarelli
81 Camillo Paolini 313 Eggert Rd.
St. Stanislaus Cemetery
MC 1240-ROSWAN
S/L 214 Emma G. Hower PO Box 44, Springbrook, N. Y.
MC 1340-CAROL DRIVE
S/L 290 Otto Rommell 131 Preston
299 Gottlieb Stier 127 Preston
464 Louis Biernat 37 Hoerner
465 Louis Biernat 37 Hoerner
466 Louis Biernat 37 Hoerner
MC 1417-GEORGE URRAI BLVD.
S/L 230 Thaddeus F. Pawlisch 2309 Bailey Ave.
239 Urban Blvd. Homes Inc. 2309 Bailey Ave.
240 Urban Blvd. Homes Inc.
241 Urban Blvd. Homes Inc.
MC 1417-KAUFMAN ROAD
S/L 294 Fred Morelle 155 Peach Tree Rd.
MC 682-KAUFMAN ROAD
S/L 54 Adam Roszinski 148 David St.
Stanley Buser Parkside & Geo. Urban Blvd. No corner lot
Fire Co. Property East Side of Kaufman Rd.
MC 1875-HERBERT AVE.
S/L 6 John J. Schmitt 61 Alpine Pl.
18 Frank Zeus 56 George Urban Blvd.
24 Erie County Social Welfare 216 Pearl St.
MC 792-HERBERT AVE.
S/L 17 Dorothy Gerling 62 Olcott Pl.
15 Alfred F. Kastner 58 Olcott Pl.
MC 1834-HERBERT AVE.
S/L 12 Anthony Dryga 71 Alpine Pl.
11 Kostanty Stopera 72 Alpine Pl.
2 Phillip L. Kurnick 91 Avery Pl.
1 Vincent H. Thomas 90 Avery Pl.
MC 1800-AVERY PLACE (East Side)
S/L 39 G. P. Urban 300 Pine Ridge Terr.
N. Nehni 239 Doat St.
J. Cervi 122 Avery Pl.
MC 1904-AVERY PLACE
S/L 6 Robert Kowalewski 50 Penneck Pl.
MC 1904-PINE PARK
S/L 14 Bernard Storm 6 Pine Pk.
15 Alexander Kowalczyk 62 Hoerner
16 Steven T. Kowalczyk 62 Hoerner
17 Alois Kiedrowski 474 Fillmore Ave.
Robert Schill 30 Pine Pk.
P. Fracasso 290 Pine Ridge Terr.
Casimer Wargula 150 S. Irwinwood Rd. Lane.
11 Joanna Lorca
MC 1800-PENNOCK PLACE (North Side)
S/L 27 Elmer E. Heigl 131 Alpine Pl.
29 Vincent S. Szynecki 132 Alpine Pl.
49 Harry F. Andrzejewski 155 Avery Pl.
MC 1904-PENNOCK PLACE
S/L 6 Robert Kowalewski 50 Penneck Pl.
5 Edward Parucki 44 Penneck Pl.
4 Jos. Kopera 38 Penneck Pl.
3 Casimer Czerwinski 26 Penneck Pl.
PENNOCK PLACE (South Side)
Erie County Water Authority
The Order of Felician Sisters
PINE RIDGE ROAD (East Side)
F. Chojnacki 241 Pine Ridge Rd.
W. Swierczynski 251 Pine Ridge Rd.
V. Swierczynski 251 Pine Ridge Rd.
E. F. Jaworski 175 Pine Ridge Rd.
Geo. Urban Blvd.
Town of Cheektowaga Drainage
MC 1722-WAYNE TERRACE
S/L 1 Thomas Butterworth 411 Walnut (Reading, Pa.)
2 Wm. E. Kumpf 6 Wayne Terr.
3 Robert S. Umfreville 42 Wayne Terr.
9 Paul F. McDonough 72 Wayne Terr.
13 William P. Posch 87 Wayne Terr.
18 Frederick B. Reifsteck 53 Wayne Terr.
21 Arthur W. Couchman 39 Wayne Terr.
MC 1180-MERRYMONT ROAD
S/L 32 Cleve-Hill Fire Dist. #6 440 Cleveland Dr.
33 Cleve-Hill Fire Dist. #6 440 Cleveland Dr.
34 Cleve-Hill Fire Dist. #6 440 Cleveland Dr.
35 Cleve-Hill Fire Dist. #6 440 Cleveland Dr.
36 Cleve-Hill Fire Dist. #6 440 Cleveland Dr.
37 Cleve-Hill Fire Dist. #6 440 Cleveland Dr.
38 Cleve-Hill Fire Dist. #6 446 Cleveland Dr.
39 William J. Horvatis 240 Merrymont Rd.
CLEVELAND DRIVE (Corner Merrymont)
S/L 75 James E. Rusin 408 Cleveans Dr.



LEGAL NOTICE

(Continued from Page 9)

Owner

- 44 George L. Jones ..... 2821 Colvin Blvd. Tona.
- 45 Delbert G. Schultz, etal
- 46 Robert N. Wanger
- 47 Andrew Rebo ..... 4 Petan Drive
- 48 Earl Beebe ..... 1186 Cleveland Dr.
- MC 1480-UNION (Cor. Cleveland and Delmar)
- S/L 62 Bridget Ciminnelli ..... 956 Cleveland Dr.

BE IT RESOLVED, that the Town Clerk do and he hereby is authorized and directed to publish certified copies of this resolution and order in the DEPEW HERALD and CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least fifteen (15) days before the time specified for the completion of said work.

Seconded by Councilman Fath and duly put to vote, which resulted as follows:

Supervisor Holta	Voting aye.
Councilman Fath	Voting aye.
Councilman Kornecki	Voting aye.
Councilman Trojanoski	Voting aye.
Councilman Weber	Voting aye.
Councilman Wroblewski	Voting aye.
Ayes: 6	Noes: 0
Absent: 1	

STATE OF NEW YORK  
 ERIE COUNTY  
 OFFICE OF THE CLERK OF THE  
 TOWN OF CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 18th day of May, 1939, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 18th day of May, 1939.

KENNETH T. HANLEY,  
 Clerk of the Town Board,  
 Town of Cheektowaga, N. Y.

(Pub. May 21, 39)

# Beverly Hills

by Mrs. Don Pittman—MU 6394

A gown of white tulle with a bodice of Alencon lace beaded with sequins, pearls and crystals was worn by Miss Joan Mary Kidawski when she exchanged marriage vows with Frederick F. Kowalski at the nuptial mass on Saturday at the Queen of Martyrs Church. The bride is the daughter of Mr. and Mrs. Sigmund Kidawski of Midland Dr. The bridegroom's parents are Mr. and Mrs. Sigmund Kowalski of Sandridge Rd., Alden.

Jimmy Lichtenhal will graduate from Our Lady of Angels Seminary June 7, receiving degree of Bachelor of Arts.

A speedy recovery to Mrs. Andrew Gleivins of Eastland Pkwy., who was in General Hospital last week.

David Vorosko, 207 E. Grand Blvd., spent the weekend in New York City.

Good luck to George Kuehtus of 215 E. Grand Blvd., who is now serving in the U. S. Air Force.

The marriage of Miss Arlene Hoos, daughter of Mr. and Mrs. John Hoos, 171 E. Grand Blvd., and Harry Simons, son of Mrs. Simons of Buffalo, will take place Saturday at St. Andrew's United Church of Christ. The couple will leave for Florida on their honeymoon.

# Ronald Billo Captures JC Road-E-O Contest

Ronald Billo, 18, of 126 Vegola Ave., Maryvale High School student, won the Cheektowaga Junior Chamber of Commerce's Teen-Age Road-E-O Sunday at the Airport Plaza.

Donald will represent the town at the State Jaycee Road-E-O at Oneonta June 27. Sheriff's deputies and town police judged the contest. Cars were furnished by the Union Garage.

## PEACH TREE RESTAURANT

### INTRODUCTORY SPECIAL

## Porterhouse STEAK 99c

Choice of Potato, Cole Slaw, Bread and Butter

SPECIAL EXTENDED TO FRIDAYS AND SATURDAYS FOR THE MONTH OF MAY — BY POPULAR REQUEST  
 Dinner Served 5 to 10 P. M.

134 PEACH TREE RD.

KE 9364

Proprietor—EDWARD PRAECHTL

## CHOICE WINES

Liquors and Liqueurs

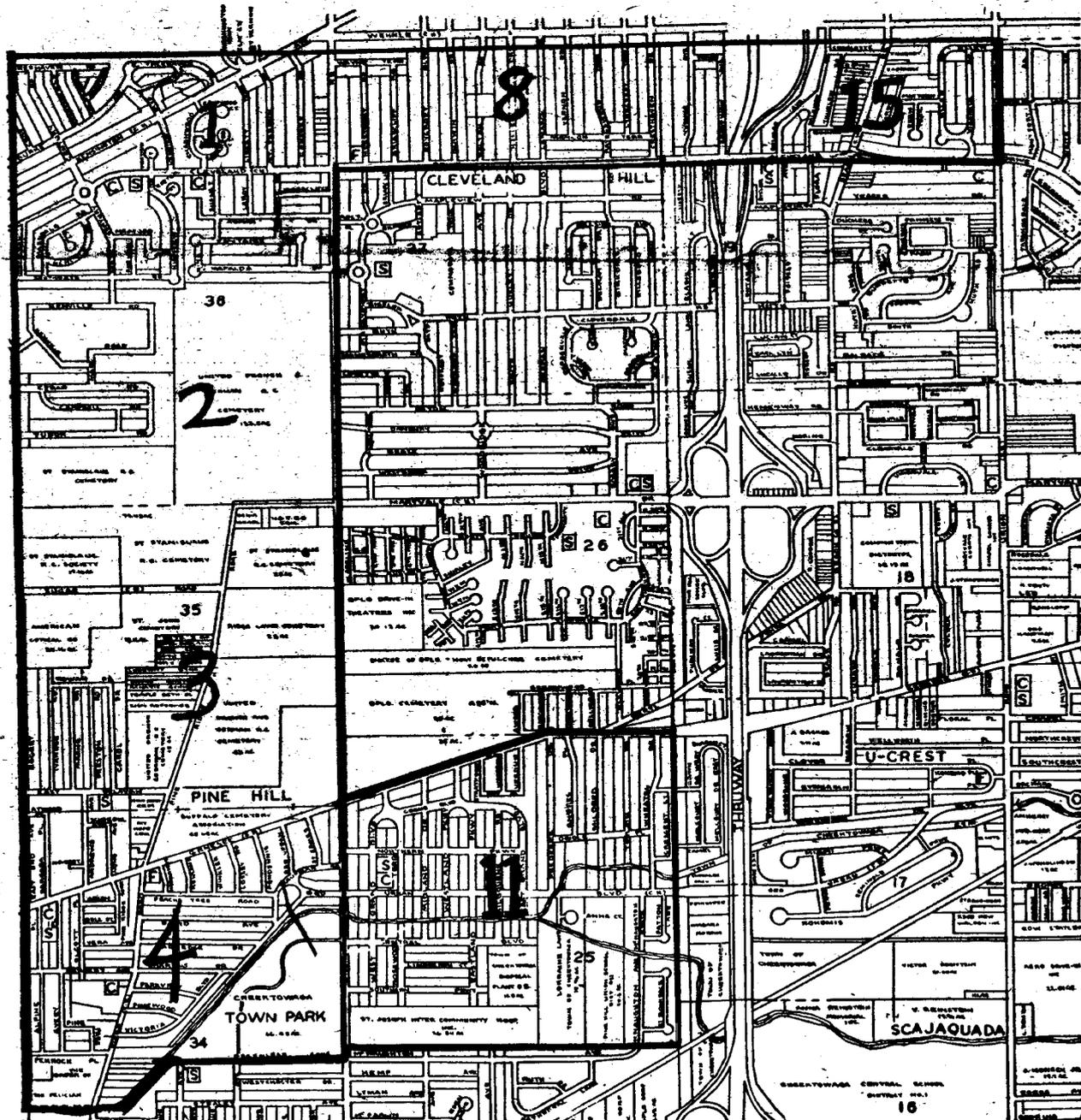
"When Low in Spirits, Call Us"

## LONGMEADOW LIQUOR STORE

1203 Cleveland Dr. at Union

PL 3062

Open Evenings



Item No. 27-Cont'd.

(Affidavit)



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

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

<sup>Depew</sup> **Herald and News** <sup>Cheektowaga</sup>

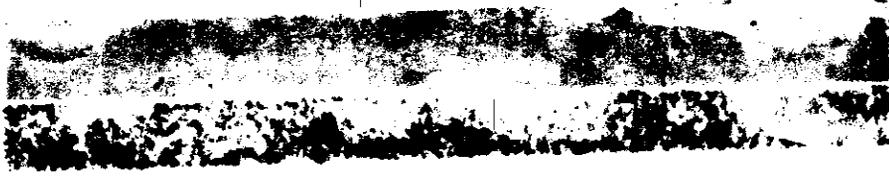
a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 2 weeks, the first insertion being on the 21st day of May, 1959, and the last insertion being on the 28th day of May, 1959 and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 29 day of May, 1959

*Gene M. ...*  
Notary Public in and for Erie County

hn 1086





1730	1-2	324	Burke	James J. Niklas	1894	17	104	Cedar	Howard P. Schau	1540	15	180	Toelmin	Walter Mongiolo	1285-1445	188	61	Lyncrest	Gordon Lund
1730	2	334	Burke	William W. Dobkin	1854	18				Wheaton				1205-1445	190	67	Lyncrest	Donald H. Cohen	
1730	3	342	Burke	William W. Dobkin	Tudor Rd.		163	Cedar	Charles W. Haug	1800	3	168	Wheaton Dr.	Edward J. Heckel	1205-1445	194	73	Lyncrest	Allen E. Kaufman
1730	3-4	214	E. Treehaven	Vincent Ryba	1756	118			George Saltarelli	Wheaton—from Genesee to Crescent Ct.—E. Side				1205-1445	194-196	79	Lyncrest	Irene Phillips	
1730	5-6	218	E. Treehaven	Stanley F. Mikulec	1756	175			George Saltarelli	Crescent (Cor.)		114	Crescent	Albert J. Zeitler, Jr.	1205-1445	198	87	Lyncrest	Frederick W. Schurkus, Jr.
1730	6			Lykergus W. Messer	1756	176			George Saltarelli	1800	40			1205-1445	200	87	Lyncrest	Frederick W. Schurkus, Jr.	
E. Treehaven		222	E. Treehaven	Lawrence J. Bisone	1756	177			George Saltarelli	Wheaton	60	4045	Union	Pelvion Land Co.	1205-1445	200-202	95	Lyncrest	Nicholas J. Bard
1733	1-A	226	E. Treehaven	Edmund S. Bazulka	1756	178			George Saltarelli	1800	70	4045	Union	Henry J. Seymour, Jr.	1205-1445	204	101	Lyncrest	Howard Jaekle
1733	1B	229	French	Joseph P. Straubinger	1877	189			George Saltarelli	1800	71	4045	Union	Pelvion Land Co.	1205-1445	167-169	50	Cresthaven	Elizabeth M. Watson
1733	2	229	French	Joseph P. Straubinger	1877	190			George Saltarelli	1800	72	4045	Union	Pelvion Land Co.	1205-1445	181-183	84	Cresthaven	George J. Wahler
1733	2A	236	E. Treehaven	Paul A. Frey	1877	184	100	Tudor	Janet C. Saltarelli	1800	55	4045	Union Meadowlawn Bldg Corp (creek)		1205-1445	183-185	90	Cresthaven	Horace J. Metz
1733	3	240	E. Treehaven	Arthur Wynn	1877	183	100	Tudor	Janet C. Saltarelli	1800	56	4045	Union Meadowlawn Bldg Corp (creek)		1205-1445	185-187	184	Caesar (Wmvs.)	Canio J. D'Agostino
1733	4	244	E. Treehaven	Edward J. Zielsnik	1756	171			George Saltarelli	1800	55	9	Crescent	Clinton R. Hirsakorn	1205-1445	207	142	Cresthaven	Howard F. Kramer
1733	5	230	E. Treehaven	George J. Youngman	1756	172			George Saltarelli	1800	56			1205-1445	217	98	Cresthaven	June F. Phillips	
Treohaven					1756	173			George Saltarelli	1800	80			1205-1445	217-218	87	Cresthaven	Chas. E. Kimmerton	
1097	2	10	Gilbridge (Lackawanna)	Ruth G. Paolini	Eggert Rd.	79	7	Tudor	Lawrence Trella	No. side from Grand Blvd. to Mildred (app.)				1205-1445	219	81	Cresthaven	Daisy A. McKernon	
1097	19	10	Gilbridge (Lackawanna)	Ruth G. Paolini	1677	80			Geo. Saltarelli	Cor. Mildred				1205-1445	223	68	Cresthaven	George F. Giehri	
1097	20	10	Gilbridge (Lackawanna)	Ruth G. Paolini	1677	81	313	Eggert	Camillo Paolini	Cor. Toelmin				1205-1445					
1097	2-21	10	Gilbridge (Lackawanna)	Ruth G. Paolini	1677	81			St. Stanislaus Cemetery	Mildred	1	56	Mildred Rd.	Erzenovico Paolini	1547	2	39	Manion Terr.	
1097	22-23	428	Norwood	Emilio J. Palame	1230	6	2753	Genesee St.	John Schmidbauer	1547	2	56	Mildred Rd.	Erzenovico Paolini	1547	3	39	(Cresthaven Side)	
1097	22-23	428	Norwood	Andrew Cirrione	1230	7-8	206	E. Commercial (Sanford, Fla.)		1547	3			Dorrance J. Jellison	1547	4	39	Cleveland Drive	
1097	4	230	E. Treehaven	Alvaro F. Mench	1546	26 (Cor.)	406	Mt. Vernon	Michael Restreiter	1547	5-6	3	Allen Blasdel	Eugene Vogel	1473	39	31	Cresthaven	Phyllis Vastola
1097	5	246	E. Treehaven	Emil E. Deuschman	1800	2	3025	Genesee St.	Mildred Stollmeier	1547	6-7-8			George K. Sweeney	1473	39	31	Cresthaven	Phyllis Vastola
Washington		4	Elm	George Boss	S. 349' E. of Toelmin	1	3121	Genesee St. (25)	Eva Burst	E. Side Toelmin	1	11	Toelmin (25)	Daniel G. McKillen & W	1473	39	31	Cresthaven	Phyllis Vastola
1097	11				S. 463' E. of Toelmin	1	3121	Genesee St. (25)	Eva Burst	1546	60-70	15	Toelmin (25)	Norma J. Petroff	1473	39	31	Cresthaven	Phyllis Vastola
ACREAGE—Kensington near Mt. Vernon					W. Grand	1				1546	60-70	23	Toelmin (25)	Ida Hittenbrand	1473	39	31	Cresthaven	Phyllis Vastola
					A. Ruskiewicz	6 (cor.)	2753	Genesee St.	John Schmidbauer	1546	63	23	Toelmin (25)	Ida Hittenbrand	1473	39	31	Cresthaven	Phyllis Vastola
					A. Goldparb	176	234	W. Grand	Roman Panek	1546	64	23	Toelmin (25)	Ida Hittenbrand	1473	39	31	Cresthaven	Phyllis Vastola
					J. Robinson	178	234	W. Grand	Roman Panek	1546	62	29	Toelmin (25)	Jacob Gmitrowski & W	1473	39	31	Cresthaven	Phyllis Vastola
					Joseph Hoch	179	Genesee & Harlem	John Schmidbauer	1546	61	29	Toelmin (25)	Jacob Gmitrowski & W	1473	39	31	Cresthaven	Phyllis Vastola	
(Corner Kensington and Century)					1800	7-8 (cor.)	208	E. Commercial (Sanford, Fla.)		1546	60	29	Toelmin (25)	Jacob Gmitrowski & W	1473	39	31	Cresthaven	Phyllis Vastola
1090	1	1650	Kensington	Raymond T. Keck	1800	180	2753	Genesee	Henry J. Schafer, Jr.	1546	47	83	Toelmin (25)	Virginia M. McKillen & 1	1888	15	272	Louvain Dr. (Kenmore)	Milton Reingold, etal
Kensington					1800	181	2753	Genesee	Henry J. Schafer, Jr.	1546	46	83	Toelmin (25)	Virginia M. McKillen & 1	1888	15	1008	Beach	Ernest W. Nitch, etal
1098	27				1800	182	2753	Genesee	Henry J. Schafer, Jr.	1546	45	83	Toelmin (25)	Virginia M. McKillen & 1	1888	15	900	Beach	Harold J. Bauman
1098	27A				1800	183	2753	Genesee	Henry J. Schafer, Jr.	1546	44	83	Toelmin (25)	Virginia M. McKillen & 1	1888	15	976	Beach	James T. Newbold
S. Century					1800	184	2753	Genesee	Henry J. Schafer, Jr.	1546	44	83	Toelmin (25)	Virginia M. McKillen & 1	1888	15	968	Beach	Norbert J. Mack
1093	28A	24	Furlong	Ernest C. Steele	1800	185	2753	Genesee	Henry J. Schafer, Jr.	1546	40	34	Hazelwood (15)	Frank M. Sette & W	1888	15	968	Beach	Stanley R. Buczynski
Cleveland					1800	186	2753	Genesee	Henry J. Schafer, Jr.	1546	41	101	Toelmin (25)	George Scheeler & W	1888	15	942	Beach	Nelson F. Hardie
1096	28				1800	187	2753	Genesee	Henry J. Schafer, Jr.	1546	40	101	Toelmin (25)	George Scheeler & W	1888	15	1047	Beach	Theresa K. Hubert
Corner Cleveland and Roswell					1800	188-189	2753	Genesee	Henry J. Schafer, Jr.	1546	41	101	Toelmin (25)	George Scheeler & W	1888	15	1031	Beach	Frank J. Hubert
Cleveland Dr.					1800	189-189	2753	Genesee	Henry J. Schafer, Jr.	1546	40	101	Toelmin (25)	George Scheeler & W	1888	15	1027	Beach	Bernard E. Beach
(S. W. Cor. Century)					1800	189-189	2753	Genesee	Henry J. Schafer, Jr.	1546	40	101	Toelmin (25)	George Scheeler & W	1888	15	1005	Beach	Samuel Gerardi
Lot A					1800	52	50	Grand Blvd.	Otto R. Mikolin	1546	38	111	Toelmin (25)	John Yerina & W	1888	15	54	Garden	Frank R. Frescholtz
Roswell Road					1800	53	163	E. Grand Blvd.	Marshall C. Milnes	1546	38	111	Toelmin (25)	John Yerina & W	1888	15	2	Matthew	William K. Horton
1619	12	15	Cleveland	Robert C. Mave	1800	54	150	E. Grand Blvd.	Richard F. Scholtz	1546	37	111	Toelmin (25)	John Yerina & W	1888	15	38	Matthew	Earl H. Thompson, Jr.
1619	13	55	Roswell	Thomas A. Grady	Northern		28	Frederick	Nastusia Hatamanczuk	1546	36	111	Toelmin (25)	John Yerina & W	1888	15	42	Matthew	Edward R. McTierman
1619	14	5	Cleveland	Milton H. Repp	1800	200	1368	Sycamore	The Foisset Corp.	1546	34	129	Toelmin (25)	Raymond Dommer & W	1888	15			Town of Cheektowaga (Pump Sta.)
1619	15	52	Roswell	Frank G. Dissette	1800	201	55	Woodlawn	Allen M. Burgess	1546	29	129	Toelmin (25)	Raymond Dommer & W	1888	15	164	Ellen	Gerald F. O'Dwyer
1619	16	51	Roswell	Edwin C. Hemstock	ACREAGE		50	Northern Pkwy.	Queen of Martyrs R. C. Church	1546	27	129	Toelmin (25)	Raymond Dommer & W	1888	15	158	Ellen	Richard J. Walker
1619	17	46	Roswell	Wm. E. Parks, Jr.	Midland		87	Midland Dr.	Robert J. Hantz	1546	21	147	Toelmin	Leonard R. Feldt & W	1888	15	132	Ellen	Max E. Mulholland
1619	18	47	Roswell	Wm. W. Hazel	1900	261-262	91	Kilbourne	Aloysius Czupla	1546	18	149	Toelmin (25)	Leonard R. Feldt & W	1888	15	340	Hopkins	James J. Jackson
1619	19	42	Roswell	John T. Cogan	Kilbourne		87	Kilbourne	Frederick L. Griese	1546	17	153	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	20	41	Roswell	Allen J. Bischnall	1800	318-320-321	91	Kilbourne	Aloysius Czupla	1546	16	153	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	21	36	Roswell	Albert E. Kostenbader	1800	321-322	87	Kilbourne	Frederick L. Griese	1546	15	159	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	22	37	Roswell	Philip J. Hartung	Geo. Urban		2386	Bailey	Thaddeus F. Pawlicki	1546	14	163	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	23	32	Roswell	Leo Noerdlinger	1800	345	2386	Bailey	Thaddeus F. Pawlicki	1546	15	163	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	24	31	Roswell	Hugh D. Jones	1800	346	2386	Bailey	Thaddeus F. Pawlicki	1546	14	163	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	25	36	Roswell	Peter Vigorito	1800	347	2386	Bailey	Thaddeus F. Pawlicki	1546	14	163	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	26	27	Roswell	Edna Schmidt	1800	823-824	370	George Urban	Henry Fronc	1546	13	163	Toelmin (25)	William G. Nunweiler & W	1888	15			
1619	27	20	Roswell	Paul H. Schendel	1800	824-825	201	W. Grand	Joseph Ogiony	1546	11-12	167	Toelmin	Edward J. Kaminski & W	1888	15			
1619	28	21	Roswell	Daniel R. Janiak	1800	824-825	201	W. Grand	Joseph Ogiony	1546	11-12	167	Toelmin	Edward J. Kaminski & W	1888	15			
1619	29	18	Roswell	Francis J. Abbott	1800	418-417	201	W. Grand	Joseph Ogiony	1546	11-12	167	Toelmin	Edward J. Kaminski & W	1888	15			
1619	30	17	Roswell	Thomas H. Brawdy	1800	418	201	W. Grand	Joseph Ogiony	1546	11-12	167	Toelmin	Edward J. Kaminski & W	1888	15			

(Continued on page 3)

# SIDEWALK ORDINANCE

(Continued from page 2)

Map Cover	Sub Lot	House Number	Street	Name
1663	14	116	Ellen	Kenneth H. Rossney
1663	15	103	Crestland, Tona.	James J. Kraska
1663	16	102	Ellen	Frank J. Andsik
1663	17	96	Ellen	Donald F. Murphy
Garden—Block A				
1663	2 (Cor.)	923	Beach	Edward H. Orth
1663	3	29	Leroy	Albert Pfaffelhuber
1663	4	110	Waverly (Kenmore)	August W. Zulka, Sr.
1663	5	428	Glenby, Tona.	Alfred G. Barmasse
1663	6	13	Garden	Edward J. Huth
1663	7	55	Fountain Pk. Tona.	Joseph R. Nicholson
1663	8	21	Garden	Ralph E. McElroy
1663	9			Kenneth J. McElroy
1663	10	147	Briarwood Dr., W. Seneca.	Maurice Gilchrist
Jean				
1663	17	30	Jean	Gerald E. Sutter
1663	18	25	Jean	Ross G. Hollenbeck
1663	19	22	Jean	Sidney G. Robinson
1663	20	5	Ravenswood	John J. Krochmal, Sr.
1663	21	14	Jean	George Chamberg, etal
1663	22			Nelson K. Malotte
1663	23	6	Jean	Kenneth J. Sauter
1663	24	2	Jean	Ronald J. Massoni, etal
1663	25	1	Jean	Town of Cheektowaga (walk)
1663	26	5	Jean	Raymond C. Vanni
1663	27	9	Jean	Alfred Stoeckel
1663	28	15	Jean	Louis J. Kleber
1663	29	17	Jean	Robert H. Johnson
1663	30	21	Jean	Albert D. Highway
1663	31	25	Jean	Raymond E. Schwegler
1663	32	29	Jean	Charles W. Kunz
1663	32	29	Jean	William A. Van Curan
Matthew				
1663	34	33	Matthew	Joseph E. Tagliarino
Ellen				
1663	36	49	Ellen	John R. Huber
1663	37			Pauline F. Mallen
1663	38	40	Ellen	Edmund E. Zielinski
1663	39	36	Ellen	Robert C. Day
1663	40	30	Ellen	Henry E. Schwabl
1663	41	24	Ellen	Edward E. Crompt
1663	42	20	Ellen	Maurice A. Cornelius
1663	43	16	Ellen	Charles C. Bonafede
1663	44	12	Ellen	Paul J. Jones
1663	45	8	Ellen	Howard C. Weber, Jr.
1663	46	35	Sirret	Frances M. Thompson
1663	47	14	Virginia	Harry A. Hubbell
1663	48	8	Virginia	Harriet H. Budd, etal
Virginia				
1663	24	2	Virginia	George E. Feisset
Virginia—Block C				
1663	1	20	Virginia	Margaret E. Godish
1663	2	28	Virginia	Herman H. Nendze
1663	3			Margaret Cook
1663	4	726	Wehrle	Thomas B. Lewis
1663	6	50	Virginia	Cecil H. Ellis
1663	8	60	Virginia	Francis J. Makowski
1663	9	64	Virginia	Hana E. Kemstedt, etal
1663	10	156	Westcliff, Ebenezer	Gordon S. Smith
Ellen				
1663	18	125	Ellen Dr.	Gerald D. Spellman
1663	20	115	Ellen Dr.	Leo J. Wagner
1663	21	105	Ellen Dr.	Alfred D. Johnson
1663	22	423	Orchard Dr., Tona.	Joseph Pistorio
1663	23	95	Ellen Dr.	Morris G. Bull
1663	27	73	Ellen Dr.	William G. Willrich
1663	28			Walter Deeds, etal
1663	29			Frederick W. Whitaker
1663	30	55	Ellen Dr.	Gordon R. Mohr
1663	31	49	Ellen Dr.	John W. Binns
1663	32	191	Farmingdale Rd.	Stephen Orsolita
1663	33			Ellieott Square
1663	34	31	Ellen Dr.	Bryan P. Dunford
1663	35	25	Ellen Dr.	John Ioviero
1663	36			Robert Hadley
1663	37			Lester W. Owens
1663	38	11	Ellen Dr.	George W. Dauer
1663	38	1	Ellen Dr.	John H. Megson
Union—Block B				
1652	1	234	Carl	Joseph Heining
1652	2	4818	Union	Elizabeth O'Connor
1652	3	4824	Union	Norbert D. Bieger
1652	4	4828	Union	Margaret Leuthe
1652	5			Lawrence M. Wagner
1652	6	4838	Union	Biaggio Pistorio
1652	7	419	Cherokee	Julia Szumiel
1652	8	66	Ivy	Eugene Niespodzinski
1652	9	4854	Union	Joseph G. Selapack
1652	10	4858	Union	Rudolph Granditsch
1652	11	4864	Union	Nelson E. Heidebrecht
1652	12			Edmund C. Wroble
1652	13			Lydia H. Brunner
1652	14	4878	Union	Eleanor Klein
1652	15	853	Glenwood Ave.	Regina Kniewasser
1652	16			John B. Golden
1652	17	4894	Union	Blasius M. Fimbel
1652	18	378	Herkimer	Liborie J. Brucato
1652	19	4904	Union	Lealie T. Scott, etal
1652	20			Charles J. Eddy
1652	21	4914	Union	Mary M. McGinnis
1652	22	4918	Union	Alfred W. Guilmette
1652	23	1360	Colvin Ave., Kenmore	Raymond L. Downey
1652	24			John J. Stock
1652	25	171	Ellen Dr.	Anthony M. Paolini
1652	26			Ferdinand Kelm
1652	27	97	Virginia Rd.	Dominic P. Gullo
1652	28	93	Virginia Rd.	MacArthur Hastings
1652	29	53	Virginia Rd.	Guenter Mertenis
1652	30	294	Hastings Ave.	Jacob Strodel
1652	31	33	Virginia Rd.	William T. Murphy
1652	32			Virginia Cuning
1652	33			Betty G. Specht
1652	34	19	Virginia Rd.	Sanford J. Keem
1652	35	2821	Colvin Blvd., Tona.	George L. Jones
1652	36			Delbert C. Schultz, etal
1652	37			Robert N. Manger
1652	38			Andrew Rebo
1652	39	4	Petan Drive	Earl Beebe
1652	40	1196	Cleveland Dr.	Earl Beebe
1652	41			Bridget Ciminelli
1652	42	956	Cleveland	Bridget Ciminelli
1652	43			Thaddeus F. Pawlicki
1652	44	2360	Bailey Ave.	Thaddeus F. Pawlicki
1652	45	2360	Bailey Ave.	Thaddeus F. Pawlicki
1652	46			Urban Blvd. Homes Inc.
1652	47			Urban Blvd. Homes Inc.
1652	48			Urban Blvd. Homes Inc.
1652	49			Urban Blvd. Homes Inc.
1652	50			Urban Blvd. Homes Inc.
1652	51	155	Peach Tree Road	Fred Morelle
1652	52			Adam Hencinski
1652	53	164	David St.	Stanley Burek
1652	54			No. corner Lot
1652	55			Parkedge & Geo. Urban Blvd.
1652	56			East Side of Kaufman Rd.
1652	57			Fire Co. Property
1652	58	61	Alpine Place	John J. Schmitt
1652	59	56	Geo. Urban Blvd.	Frank Zeis
1652	60	210	Pearl St.	Erie County Social Welfare
1652	61	82	Olcott Place	Dorothy Gerling
1652	62	58	Olcott Place	Alfred F. Kastner
1652	63	71	Alpine Place	Anthony Dryzga
1652	64	72	Alpine Place	Kostanty Stopera
1652	65	91	Avery Place	Phillip L. Kurnick
1652	66	90	Avery Place	Vincent H. Thomas
1652	67			G. P. Urban
1652	68	300	Pine Ridge Terr.	N. Nehni
1652	69	230	Doat St.	J. Cervi
1652	70	122	Avery Place	Robert Kowalewski
1652	71	50	Pennock Place	Robert Kowalewski
1652	72	6	Pine Park	Bernard Storm
1652	73	62	Hoerner	Alexander Kowalczyk
1652	74	62	Hoerner	Steven T. Kowalczyk
1652	75	474	Fillmore Ave.	Alois Kiedrowski
1652	76	30	Pine Park	Robert Schill
1652	77	280	Pine Ridge Terr.	P. Fracasso
1652	78	105	Strauss	Casimer Wargula
1652	79	150	S. Irwinwood Rd., Lancaster	Joanna Lorka
1652	80	131	Alpine Place	Elmer E. Heigl
1652	81	132	Alpine Place	Vincent S. Szyneci
1652	82	133	Avery Place	Harry E. Andsik

Map Cover	Sub Lot	House Number	Street	Name
1349	289	127	Preston	Gottlieb Sterr
1349	464	37	Hoerner	Louis Biernat
1349	465	37	Hoerner	Louis Biernat
1349	466	37	Hoerner	Louis Biernat

BE IT RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish certified copies of this resolution and order in the DEPEW HERALD and CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least fifteen (15) days before the time specified for the completion of said work.

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

Supervisor Holtz ..... Voting Aye  
 Councilman Fath ..... Voting Aye  
 Councilman Kornecki ..... Voting Aye  
 Councilman Trojanoski ..... Voting Aye  
 Councilman Weber ..... Voting Aye  
 Councilman Wroblewski ..... Voting Aye

AYES: 6 NOES: 0 ABSENT: 1

STATE OF NEW YORK  
 ERIE COUNTY  
 Office of the Clerk of the  
 Town of Cheektowaga

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 18th day of May, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 19th day of May, 1959.

(Seal) KENNETH T. HANLEY,  
 Clerk of the Town Board,  
 Town of Cheektowaga, N. Y.

1832	43	19	Virginia Rd.	Sanford J. Keem
1832	44	2621	Colvin Blvd.	Tona. George L. Jones
1832	45			Delbert C. Schultz, etal
1832	46			Robert N. Manger
1832	47	4	Petan Drive	Andrew Rebo
1832	48	1186	Cleveland Dr.	Earl Beebe
Cor. Cleveland and Delmar				
1490	82	936	Cleveland	Bridget Ciminnelli
Geo. Urban Blvd.				
1417	290	2309	Bailey Ave.	Thaddeus F. Pawlicki
1417	289	2309	Bailey Ave.	Thaddeus F. Pawlicki
1417	288			Urban Blvd. Homes Inc.
1417	287			Urban Blvd. Homes Inc.
1417	283			Urban Blvd. Homes Inc.
Kaufman Rd.				
1417	294	155	Peach Tree Road	Fred Morelle
Kaufman Rd.				
606	85	183	David St.	Adam Hancinski
606	84	184	David St.	Stanley Burek
			No. corner Lot	
			Parkidge & Geo. Urban Blvd.	
			East Side of Kaufman Rd.	
			Fire Co. Property	
Herbert Ave.				
1075	6	81	Alpine Place	John J. Schmitt
1075	18	86	Geo. Urban Blvd.	Frank Zels
1075	24	216	Pearl St.	Erie County Social Welfare
732	17	62	Oicott Place	Dorothy Gerling
732	15	58	Oicott Place	Alfred F. Kastner
1824	12	71	Alpine Place	Anthony Drzyzga
1824	11	72	Alpine Place	Kostanty Stopera
1824	2	91	Avery Place	Phillip L. Kurnick
1824	1	90	Avery Place	Vincent H. Thomas
Avery Place (East Side)				
1820	36	300	Pine Ridge Terr.	G. P. Urban
		239	Doat St.	N. Nehni
		122	Avery Place	J. Cervi
		50	Pennock Place	Robert Kowalewski
1904	6			
Pine Park				
1904	14	6	Pine Park	Bernard Storm
1904	15	62	Hoerner	Alexander Kowalczyk
1904	18	62	Hoerner	Steven T. Kowalczyk
1904	17	474	Fillmore Ave.	Alois Kiedrowski
		30	Pine Park	Robert Schill
		280	Pine Ridge Terr.	F. Fracasso
1904	8	105	Strauss	Casimer Wargulsa
1904	11	150	S. Irwinwood Rd.	Lancaster
				Joanna Lorka
Pennock Place (North Side)				
1860	27	131	Alpine Place	Elmer E. Heigt
1820	28	132	Alpine Place	Vincent S. Szynecki
1820	49	125	Avery Place	Harry F. Andrzejewski
1904	6	50	Pennock Place	Robert Kowalewski
1904	5	44	Pennock Place	Edward Parucki
1904	4	38	Pennock Place	Jos. Kopera
1904	3	26	Pennock Place	Casimer Czerwinski
Pennock Place (South Side)				
			Erie County Water Authority	
			The Order of Felician Sisters	
Pine Ridge Rd. (East Side)				
		241	Pine Ridge Road	F. Chojnacki
		251	Pine Ridge Road	W. Skierczynski
		251	Pine Ridge Road	V. Swierczynski
		175	Pine Ridge Road	E. F. Jaworski
				Geo. Urban Blvd.
				Town of Cheektowaga Drainage
Rowan				
1849	214	PO Box 44,	Springbrook,	N. Y.
				Emma G. Hower
Carol Dr.				
1949	290	131	Preston	Otto Romnell

Map Cover	Sub Lot	House Number	Street	Name
1949	289	127	Preston	Gottlieb Starr
1949	464	37	Hoerner	Louis Biernat
1949	485	37	Hoerner	Louis Biernat
1949	486	37	Hoerner	Louis Biernat

**BE IT RESOLVED**, that the Town Clerk be and he hereby is authorized and directed to publish certified copies of this resolution and order in the DEPEW HERALD and CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least fifteen (15) days before the time specified for the completion of said work.

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

Supervisor Holtz	.....	Voting Aye
Councilman Fath	.....	Voting Aye
Councilman Kornecki	.....	Voting Aye
Councilman Trojanoski	.....	Voting Aye
Councilman Weber	.....	Voting Aye
Councilman Wroblewski	.....	Voting Aye
AYES: 6	NOES: 0	ABSENT: 1

STATE OF NEW YORK  
 ERIE COUNTY  
 Office of the Clerk of the  
 Town of Cheektowaga

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 18th day of May, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 19th day of May, 1959.

(Seal) KENNETH T. HANLEY,  
 Clerk of the Town Board,  
 Town of Cheektowaga, N. Y.

my 21-28

Item No. 28 The following resolution was offered by Councilman Kornecki who moved its adoption, seconded by Councilman Wroblewski, to wit:

CAPITAL NOTE RESOLUTION DATED MAY 18, 1959, AUTHORIZING THE ISSUANCE OF \$12,500 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$12,500, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a paver and the equipment thereof, at a maximum cost of \$13,500.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$13,500 and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$1,000 which has been made available therefor by budgetary appropriation, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by the said budgetary appropriation.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD-CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 28-Cont'd.

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Capital Note Resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provision for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$12,500 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated May 18, 1959, Authorizing the Issuance of \$12,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery." Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series A of 1959." Said Capital Notes shall consist of two notes of the denomination of \$6,250 each, numbered 1 and 2, in the order of their maturity and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1960 and 1961.

(2) All of said Capital Notes shall be dated as of a date subsequent to May 18, 1959, and shall bear interest from their date at the rate of Two and Three-Quarters Percent (2-3/4%) per annum. The interest on the Capital Notes shall be payable on October 1, 1959, and thereafter on each April 1 and October 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, New York, at private sale, and shall bear an interest rate of Two and Three-Quarters Percent (2-3/4%) per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said Notes and the interest thereon as the same become due and payable.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Path	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

12  
13

Item No. 28-Cont'd.

(Affidavit)

said western line or corner  
 at feet to the place of beginning  
 EXCEPTING therefrom that a  
 part of above described premises  
 appropriated by the State of New  
 York for highway purposes by in-  
 strument recorded in Erie County  
 Clerk's Office in Liber 3839 of  
 Deeds at page 51 (3960 Union  
 Road).  
 To be used for the expansion of  
 present store.  
 All parties in interest and citi-  
 zens will be given an opportunity  
 to be heard in respect to such pro-  
 posed application and amendments.  
 By order of the Zoning Board of  
 Appeals.  
 Leo H. Kunitz, Chairman  
 Charles Hanson  
 Sidney C. ...  
 John J. Krochmal, Sr.  
 Ravenswood  
 George Chambers, et al  
 Nelson K. Malotte  
 Kenneth J. Sauter  
 Ronald J. Massoni, et al  
 Town of Cheektowaga (walk)  
 Raymond C. Vanni  
 Alfred Stoeckel  
 Louis J. Kleber  
 Robert H. Johnson  
 Albert D. Highway  
 Raymond E. Schwager  
 Charles W. Rame  
 William A. Van Curen  
 Joseph E. Tagliarino  
 John H. Huber  
 Pauline F. Malton  
 Edmund K. ...  
 Robert C. Day  
 Henry K. ...  
 Ellen  
 Ellen

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
 towaga, Erie County, New York, that notice of which the  
 annexed printed slip taken from said newspaper, is a copy,  
 was inserted and published therein once a week for  
 ..... week, the first insertion being on the  
 ..... day of May, 1959, and  
 the last insertion being on the ..... day of  
 ....., 19....., and that not  
 more than six days intervened between any two publi-  
 cations thereof.

*Richard G. Bennett*

Sworn to before me this 26 day of  
May, 1959  
*John J. Harley*  
 Notary Public in and for Erie County

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

**LEGAL NOTICE**

Capital Note Resolution Dated May 18, 1959, authorizing the issuance of \$12,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the local finance law, to finance the acquisition of highway machinery.

RICHARD G. BENNETT

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$12,500, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a paver and the equipment thereof, at a maximum cost of \$13,500.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$13,500 and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$1,900 which has been made available therefor by budgetary appropriation, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by the said budgetary appropriation.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 23 of paragraph a. of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Capital Note Resolution published herewith has been adopted on the 18th day of May, 1959, and the validity of the obligations authorized by such Capital Note Resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
 Town Clerk of the Town  
 of Cheektowaga, New York

Item No. 29 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the New York State Gas and Electric Corporation be authorized to make the following light changes and installations:

- 1. Remove present 1000 lumen from Pole 7-E and replace with 2500 lumen overhead globe type light. Install one 2500 lumen globe type overhead light on Pole 9-S on Old Genesee. Install one 2500 lumen globe type overhead light on Pole No. 14 on Reim Road.

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

Supervisor Holts	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

27

Item No. 30 Councilman Kornecki offered the following resolution and moved its adoption, seconded by Councilman Wroblewski, to wit:

RESOLVED: that Holloway & Company, Certified Public Accountants, 2300 Rand Building, Buffalo, New York, be and are hereby engaged to perform the following services in the future for the Town of Cheektowaga: (1) Prepare the Supervisor's Annual Report to the Town Board; (2) Prepare the Supervisor's Annual Report to the State Comptroller; (3) Prepare the annual Highway Report; (4) Close the books for the year 1959; (5) Determine the proper transfers to be authorized by the Town Board at the end of the year based upon 1959 appropriations, expenditures, etc.; (6) Set up the 1960 Budget in the new books of account.

The foregoing resolution was duly put to a vote on roll call which resulted as follows:

Benedict T. Holts	Voting AYE
Joseph Kornecki	Voting AYE
Felix Wroblewski	Voting AYE
Alancin Fath	Voting AYE
Joseph Trojanoski	Voting AYE
Daniel Weber	Voting AYE

The resolution was thereupon declared duly adopted.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

1  
2

Item No. 31 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 505	to	540	inclusive
Highway Fund	Nos. 193	to	219	inclusive
Special Districts	Nos. 228	to	248	inclusive
C & I	Nos. 55	to	57	
Part Town Fund	Nos. 3040	to	3051	

AYES: -6-                      NOES: -0-                      ABSENT: -1-

6

Item No. 32 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue all building permits on applications approved by the Petitions Committee on May 9, 1959, and May 16, 1959, after the same have been approved by the Building Inspector.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

15  
15

Item No. 33REZONING GRANTED--THADDEUS F. PAWLICKI

Moved by Councilman Kornecki, seconded by Councilman  
Weber:

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Thaddeus F. Pawlicki for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended 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.

## DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 25, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 1496, is known as Subdivision Lot Numbers 343, 344, and 345 on Harlem Road, and Lot Numbers 346 and 347 on George Urban Boulevard, being the northeast corner of Harlem Road and George Urban Boulevard, 200 feet on Harlem Road and 125 feet on George Urban Boulevard.

Dated: May 18, 1959

AYES: -6-

NOES: -0-

ABSENT: -1-

The above notice was posted on the Town Hall Bulletin Board on the 25th day of May, 1959.

19

Item No. 34REZONING GRANTED--EDWARD PETROCY

Moved by Councilman Wroblewski, seconded by Councilman  
Kornecki:

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Edward Petrocy for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended 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.

## DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 24, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as Subdivision Lots 123 and 126 and parts of Subdivision Lots 124 and 125 as shown on map filed in Erie County Clerk's Office under Cover No. 372, being more particularly bounded and described as follows:

Item No. 34-Cont'd.

COMMENCING at the point of intersection of the westerly line of The Avenue and the northerly line of Walden Avenue, being the southeast corner of said Subdivision Lot No. 126, and running thence northerly along the easterly line of said Subdivision Lots Nos. 126 and 123, being the westerly line of The Avenue, a distance of 211.75 feet; thence westerly at right angles along the northerly line of said Subdivision Lot No. 123, 110 feet to the northwest corner of said Subdivision Lot No. 123; thence southerly along the westerly line of said Subdivision Lot No. 123 and a portion of the westerly line of Subdivision Lot No. 124, a distance of 52.62 feet; thence easterly parallel with the northerly line of said Subdivision Lot No. 123, 69 feet to a point; thence southerly along a line parallel with the easterly line of said Subdivision Lot No. 126, 145.20 feet to the northerly line of Walden Avenue, being the southerly line of said Subdivision Lot No. 125 and thence easterly along the southerly line of Subdivision Lots Nos. 125 and 126, 43.30 feet to the point or place of beginning.  
(Known as No. 1500 Dale Road.)

AYES: -6-                      Nays: -0-                      ABSENT: -1-

The above Notice was posted on the Town Hall Bulletin Board on the 25th day of May, 1959.

Item No. 35      Referred to the Town Engineer and the Supervisor the complaint that Cayuga Creek Channel is being shortened by top soil diggers.

19  
42

Item No. 36      Referred to the Town Attorney the complaint of Stanley Walczak that the U.S. Rubber Reclaiming Corporation is in violation of their Building Permit due to the fact that foul odors are emanating from the Plant.

33  
43

Item No. 37      Referred to the Supervisor the complaint of Mr. Hoerner in regard to the highway known as East Melcourt Drive.

10  
13

Item No. 38      Daniel Idzik, President of the Depew Board of Education, was granted the floor and told the Board that he was here to praise the Board and not to complain, that he wished to thank the Supervisor, the members of the Board and the Chairman of the Board of Assessors for re-valuating the assessment in the Village of Depew in the amount of \$410,000.00, which would mean a reduction in the school tax rate in the amount of \$1.20.

32  
42

Item No. 39      Stanley Walczak was granted the floor and requested the Board for some information in regard to the construction of sidewalks in William Street, especially in front of the Orphanage.

Councilman Wroblewski requested the Town Attorney to investigate whether or not the County Welfare Department could have men on the welfare rolls construct such sidewalks on County property.

22  
9  
25

Item No. 40      Moved by Councilman Weber, seconded by Councilman Fath, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

MEETING NO. 13

Cheektowaga, New York  
June 1, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 1st day of June, 1959, at 2:30 P.M., Eastern Daylight Saving Time, there were:

- |                                   |            |
|-----------------------------------|------------|
| <b>PRESENT:</b> Benedict T. Holtz | Supervisor |
| Felix T. Wroblewski               | Councilman |
| Joseph Kornecki                   | Councilman |
| Alancin M. Fath                   | Councilman |
| Daniel E. Weber                   | Councilman |
| Joseph M. Trojanoski              | Councilman |
| Stanley R. Bystrak                | Councilman |

**ABSENT:** -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Chief of Police Merzmann; Justice of the Peace Pyszczyński; Acting Recreational Director Rutkowski; Assessor Kistowski; Tax Collector Pfohl; General Foreman Eberl, and Town Engineer Kasm.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Ordered referred to the Town Board and the Highway Department communication from the Town Board of the Town of Lancaster, New York, relating to Flood Problem on Ellicott Creek.

10  
42

Item No. 4 Ordered referred to the Town Board communication from Frank J. Stahl, Business Representative, State, County, and Municipal Employees Local 1026, relating to a three week vacation for Town Employees.

31

Item No. 5 Ordered referred to the Town Board communication from the Chief of Police relating to Walden Avenue parking between Buffalo City Line and Harlem Road.

18  
41

Item No. 6 Ordered referred to the Town Board communication from the Chief of Police relating to Walden Avenue from Harlem Road and Union Road.

18

Item No. 7 Ordered referred to the Zoning Board of Appeals communication from Raymond Keck appealing the decision of the Town Board denying his application to rezone the northeast corner of Kensington Avenue and Century Road.

19

Item No. 8 Ordered referred to Councilman Wroblewski the request of the Chief of Police for the erection of stop signs on the northeast corner and the southwest corner of Madine Drive and Nagel Drive.

18  
41

Item No. 9 Ordered referred to the Chief of Police and the Building Inspector the request of the Walden Fire District No. 2 to investigate a barn at the rear of premises at No. 1058 Walden Avenue, which in their opinion, creates a safety and fire hazard.

18  
42

Item No. 10 Ordered referred to the Town Engineer communication from Nathan Rovner relating to Storm Drainage District No. 6, Storm Drainage District No. 7, and cleaning, etc., of Scajaquada.

21  
26

Item No. 11 Moved by Councilman Kornecki, seconded by Councilman Weber, that the request of the Chief of Police to appoint one man to attend the N. Y. State Youth Commission Annual Institute on Delinquency at St. Lawrence University from July 26, 1959 to July 31, 1959, be granted, and that the reasonable expenses incurred be a proper town charge.

AYES: -7- NOES: -0- ABSENT: -0-

18  
42

Item No. 12 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of the Chief of Police to post the east side of Ridge Park from Walden Avenue north for a distance of 80 feet by restricting parking as follows:

"NO PARKING THIS SIDE OF THE STREET  
9 A.M. to 9 P.M., LOAD AND UNLOAD ZONE,"

be granted.

AYES: -7- NOES: -0- ABSENT: -0-

18  
41

Item No. 13 Moved by Councilman Kornecki, seconded by Councilman Wroblewski, that the Chief of Police be authorized and directed to place School Guards at the intersection of George Urban Blvd. and Nagel Drive, and Dick Road and Meadowlawn, in connection with the U-Crest Elementary School, until such time as a signal is erected.

AYES: -7- NOES: -0- ABSENT: -0-

18

Item No. 14 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a request has been made to install "No Parking" signs on Ivanhoe Road at E. Delavan Avenue, and

WHEREAS, the Chief of Police has recommended that the following sign be installed on the East side of Ivanhoe Road 200 feet north of Delavan Avenue, "No Parking from here to corner 9 A.M. to 6 P.M. Load and Unload Only."

NOW, THEREFORE, BE IT

RESOLVED, that the recommendation of the Chief of Police be accepted and that the above sign be directed to be installed accordingly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

18  
41

Item No. 15 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs on drain line and raising of manhole were required at Maryvale and Beach Road in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$182.92.

Item No. 15-Cont'd.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$182.92, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

6  
27

Item No. 16 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required on Kemp Street in Sanitary Sewer District No. 5 on two successive periods, April 27, 28, 29, May 1, 1959 and on May 11, 12, 14, 1959 which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$867.99 and \$594.08.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$867.99 and \$594.08, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

6  
27

Item No. 17 This being the time and the place advertised for the receiving of sealed proposals for the purchase of a tractor and hydraulic system; pick-up truck and service car for use by the Highway Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Fath, seconded by Councilman Weber that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids opened and read:

Tractor and Hydraulic System:

- 1-Halsey Reid Equipment Company, Inc.....\$1,974.00
- 2-Buffalo Tractor & Implement Company..... 3,200.00

Item No. 17-Cont'd.

Pick-Up Truck:

- 1-Zapfel Bros.....\$1,694.28
- 2-Suor Keller Chevrolet, Inc..... 1,447.88
- 3-Mernan Chevrolet, Inc..... 1,640.00
- 4-International Harvester Company..... 1,786.41

Service Car:

- 1-Zynda Pontiac..... 2,440.95
- 2-Weigel Manz Pontiac..... 2,500.00

The Chairman ordered the bids referred to the Highway Superintendent for analysis and tabulation.

1  
13

Item No. 18 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer has recommended that the Town Board advertise for bids for the purchase of two (2) truck chassis and cabs, fully enclosed, for use in the Sanitation Department,

WHEREAS, the Town Board has requested open bidding for said two (2) truck chassis and cabs, instead of specifying for Chevrolet equipment only.

BE IT RESOLVED, that the following Notice to Bidders be advertised in the DEPEW HERALD-CHEEKTOWAGA NEWS and that said sealed proposals be received and publicly read at a Town Board meeting to be held on June 15, 1959 at 7:30 P.M., E.D.S.T.

Seconded by Councilman Weber.

Councilman Bystrak moved, seconded by Supervisor Holtz, that the following amendment be offered on the above resolution:

WHEREAS, International Harvester Company on January 19, 1959, submitted a sealed proposal to sell to the Town of Cheektowaga two (2) truck chassis and cabs in the amount of \$5,068.12, which was the low bid of six other bidders,

NOW, THEREFORE BE IT RESOLVED, that this Town Board does hereby purchase from the International Harvester Company the said two (2) truck chassis and cabs in the said amount of \$5,068.12, duly put to a vote which resulted as follows:

Councilman Wroblewski	Voting NAYE
Councilman Kornecki	Voting NAYE
Councilman Fath	Voting NAYE
Councilman Weber	Voting NAYE
Councilman Trojanoski	Voting NAYE
Councilman Bystrak	Voting AYE
Supervisor Holtz	Voting AYE

MOTION LOST: AYES: -2- NAYES: -5- ABSENT: -0-

The vote on the original resolution:

Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Supervisor Holtz	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 18-Cont'd.

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for two (2) truck chassis and cabs, fully enclosed, for use in the Sanitation Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M. Eastern Daylight Saving Time on June 15, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Kenneth T. Hanley  
Town Clerk

Hereto attached is a copy of the Notice to Bidders published in the DEPEW HERALD-CHEEKTOWAGA NEWS.

1  
23

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

**NOTICE TO BIDDERS**  
 The Town of Cheektowaga hereby requires separate sealed bids for two (2) truck chassis and cabs, fully enclosed, for use in the Sanitation Department.  
 The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.  
 Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M., Eastern Daylight Saving Time on June 15, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.  
 The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.  
 This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.  
 Dated: June 1, 1959.  
 KENNETH T. HANLEY,  
 Town Clerk

je4

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the ..... day of ..... 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof

*Richard G. Bennett*

Sworn to before me this 11 day of

*June*, 1959  
*Kenneth T. Hanley*  
 Notary Public in and for Erie County

hn 1956

Journalism School of Erie County

Item No. 19 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Highway Superintendent has recommended the purchase of a new Gradall Machine and the turning in of a 1949 Gradall Machine as down payment with the balance payable on three notes in 1960, 1961, and 1962, in accordance with specifications attached hereto and referred to in the next notice to bidders.

NOW, THEREFORE, BE IT

RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said equipment, and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on June 15, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for the purchase of Gradall Machine for use by the Highway Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on the 15th day of June, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Kenneth T. Hanley  
Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 19-Cont'd.

SPECIFICATIONS FOR TRUCK MOUNTED MOBILE EXCAVATOR GRADALL

5/25/59

**GENERAL:** This specification covers a new machine now in production. It is to be a back slope, trenching, grading and ditching excavator with a range of 1/7 to 5/8 cu.yd. capacity depending on the type and size of the digging bucket and attachments. The excavator shall be mounted on a 6 x 4 type chassis of 34,000 lbs. gross vehicle weight capacity. The intention of this specification is to describe a motor truck mounted excavator hydraulically operated which will perform the above operations when equipped with the necessary attachments.

**EXCAVATOR:** The excavator shall be of the hydraulically operated type with independent power plant for driving the hydraulic pump. The engine of this power plant shall be a standard industrial water cooled gasoline engine, complete with all necessary accessories and shall be not less than 400 cu.in. piston displacement and shall develop not less than 70 H.P. at 1500 rpm, and shall have three hydraulic pumps complete; one which shall have a capacity of 15 gallons per minute and two pumps with a capacity of 40 gallons per minute each. All of the above units shall be driven from a power unit through a clutch and the power unit shall be equipped with an electric hourmeter. The entire turntable shall be of steel construction and all operation shall be performed hydraulically.

**BOOM & OPERATING RANGES:** The boom shall be of steel construction, triangular in shape and of the telescopic type with a boom length of 12 ft. retracted and 24 ft. extended. It shall have an operating range of at least 22° above horizontal and 44° below. The boom shall have a minimum dumping height retracted of at least 10' and extended 14'. It shall have a digging depth of 10'. The boom tilt each way from horizontal shall be 45°. The turn table swing in each direction from pre-determined point shall be 360°. Digging range horizontal shall be 270°; dumping range horizontal 360°. Attachment movement vertical 116° shall have a lift capacity of at least 4,000 lbs. with the boom extended. The unit shall be approximately 11'6" high overall length, with boom retracted approximately 27'2". The turntable circle shall be 48" in diameter and there shall be at least eight taper hook rollers. The excavating unit shall weigh approximately 16,000 lbs.

**MOTOR TRUCK CHASSIS:** The motor truck chassis shall be a standard motor truck chassis 6 x 4 construction with frame modified and reinforced where necessary for excavator mounting. Chassis shall have a gross vehicle weight rating of not less than 34,000 lbs., and the wheel base shall be approximately 162". Chassis shall be a Duplex model GR-6 Special or equal. Engine shall have at least six cylinders and not less than 427 cu. in. piston displacement equipped with governor, oil filter and oil bath type air cleaner. Service brakes shall be air operated Westinghouse, or equal, and applied to all six wheels through six sets of brake drums. The clutch, transmission and auxiliary transmission shall be of the heavy duty type. The radiator shall be of the heavy duty type and the tires shall be 9.00 x 20, duals on the rear axles and single on the front. Chassis shall be equipped with a one-man half cab, located forward on the left hand side of chassis and shall be fully enclosed and equipped with safety glass throughout. Electric starting and lighting equipment, windshield wipers, heater and defroster, tachometer and all starting accessories including defroster, directional signal lights shall be furnished. There shall be two gasoline tanks of at least 20 gallon cap. each.

**ATTACHMENTS:** Attachments to be furnished with machine:

- 1 - 32" wide Digging Bucket, approx. 3/8 cu. yd. capacity
- 2 - 60" Clear span ditch cleaning bucket, with hardened cutting edge and no teeth, approx. 5/8 cu. yd. capacity.

There shall be furnished a set of field spare parts for valves, cylinders, etc.

Hereto attached is a copy of the Notice to Bidders published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

1  
13

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires sealed bids for the purchase of Gradall Machine for use by the Highway Department. The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on the 15th day of June, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.  
Dated: June 1, 1959.

KENNETH T. HANLEY,  
Town Clerk  
je4

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the ..... day of June, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

*June*, 19 *59*  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 20 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Highway Superintendent has recommended the purchase of a new 8 to 10 ton Tandum Roller for use in the Highway Department in accordance with the specifications attached hereto and referred to in the annexed Notice to Bidders to be paid for as follows:

\$500.00 from Item 3 Machinery Fund, the balance in two notes payable in 1960 and 1961.

NOW, THEREFORE, BE IT

RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said equipment, and be it further

RESOLVED, that the Town Clerk publish the annexed notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on June 15, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for the purchase of a new 8 to 10-ton Tandum Roller for use in the Highway Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on the 15th day of June, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: June 1, 1959

KENNETH T. HANLEY  
Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 20-Cont'd.

SPECIFICATIONS FOR 8 TO 10 TANDEN ROLLER

**GENERAL FRAME:** Roller is to be of the tandem type, 8 to 10 ton class. The roller frame is to be constructed of heavy steel channels and cross bracing, all electrically welded into one complete unit. Guide roll end of frame is to be fully enclosed with a heavy steel plate welded in place.

**ENGINE:** Gasoline engine to be heavy duty industrial type, water cooled, developing not less than 49 h.p. at governed speed. Gasoline tank shall have a capacity of not less than 26 gallons. To be complete with generator, distributor ignition, electric starter, oil bath air cleaner and engine oil filter.

**TRANSMISSION AND FINAL DRIVE:** The roller shall have a torque converter and a 2-range transmission. Speeds in each direction to be variable from 1.0 to 5.4 m.p.h. All gears except the final gear and pinion are to be enclosed and running in oil. Final drive gears are to be of the bevel gear type, adjustable for wear. Engine, transmission, torque converter and final drive pinion to be in one single compact unit.

**REVERSING CLUTCHES:** Roller is to be equipped with two-disc type reversing clutches, operating at high speed and under low torque loads. Clutches are to be readily accessible for routine servicing, maintenance and adjustment.

**STEERING:** Low pressure hydraulic steering with large reservoir tank and replaceable filter.

**ROLLS:** Steering roll to be in 2 sections with minimum diameter of 40" and overall width of 50". Rolls to provide for water ballast and to be mounted on 4 heavy duty roller bearings. Drive roll shall have minimum diameter of 53" and minimum width of 50". Roll to provide for water ballast and to be mounted on 2 heavy duty roller bearings.

**COMPRESSIONS:** The compression per inch of face on the steering roll shall be not less than 115# when empty and not less than 145# when fully ballasted. Compression per inch of face on the drive roll shall be not less than 208# when empty and not less than 275# when fully ballasted.

**DIMENSION:** Approximate dimensions shall be-

Wheelbase.....9'10"	Length over-all .....14'5"
Width over-all.....5'6"	Height over-all.....7'3"
Ground clearance..... 12 1/2"	Max. turning radius....17'10"

**EQUIPMENT:** In addition to above, roller is to be equipped with sprinkler system having a minimum 130 gallon tank containing easily cleanable filter, cocoa mats, spring actuated roll scrapers, dual controls and double shoe type brake.

Down payment of \$500.00 will be drawn from Item #3 Machinery Fund. Balance on 2 notes payable in 1960-1961.

Hereto attached is a copy of the Notice to Bidders published in the DEFEW HERALD-CHEEKTOWAGA NEWS:

Item No. 20-Cont'd.

(Affidavit)



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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires sealed bids for the purchase of a New 8 to 10 ton Tandem Roller for use in the Highway Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P. M., Eastern Daylight Saving Time, on the 15th day of June, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: June 1, 1959.  
KENNETH T. HANLEY,  
Town Clerk

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 4<sup>th</sup> day of June, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 11 day of

June, 1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 21 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board requested sealed bids for the purchase of a motorcycle for use in the Police Department, and

WHEREAS, only one bid was received from Buffalo Harley Davidson in the net amount of \$1,998.00 which includes an allowance of \$365.00 for the trade-in of a used Harley Davidson, and

WHEREAS, the Chief of Police has recommended the acceptance of the bid as submitted above.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he is hereby authorized to purchase one Harley Davidson Motorcycle in the net amount of \$1,998.00 in accordance with the bid attached hereto and to make payment accordingly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 22 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, sealed bids were requested for the purchase of one two-door sedan for use in the Police Department, and

WHEREAS, only one bid was submitted, that by Suor Keller Chevrolet, Inc., 3706 Genesee Street, Cheektowaga, New York, in the amount of \$1,494.00 on a Model 1611 (Bel Air) and

WHEREAS, the Town Engineer has notified the Town Board that the bid meets the specifications and has recommended acceptance of the same,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he is hereby authorized and directed to order delivery in accordance with the bid presented by Suor Keller Chevrolet, Inc., in the amount of \$1,494.00 and make payment accordingly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 23 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the request of the Board of Fire Commissioners of Doyle Fire District No. 1 to move a fire hydrant at the end of Bright Street, next to the Thruway, be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 24 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board has received requests from the Maryvale School District No. 2 to attempt to obtain a reduction in the Highway speed limits in that area from 50 M.P.H. to some lower speed limit, especially on George Urban Boulevard and Dick Road. These highways are located in the vicinity of the new U-Crest Elementary School on Nagel Drive which will be open for occupancy in September, 1959, and

WHEREAS, the Cheektowaga Chief of Police has recommended that the speed limit be reduced from 50 M.P.H. to 35 M.P.H.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and he is hereby authorized and directed to submit certified copies of this resolution to the State Traffic Commission and to the Erie County Superintendent of Highways.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 25 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, New York, on the 6th day of June, 1955, adopted an ordinance pursuant to the provisions of Article 9 of the Town Law describing how sidewalks shall be constructed in such town and said ordinance is in full force and effect, and

WHEREAS, after a careful survey the Town Board has decided that sidewalks should be constructed in front of the property and at inter-sections along the sides thereof, to conform with said sidewalk ordinance at the following locations on or before July 31, 1959:

BE IT RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish certified copies of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least fifteen (15) days before the time specified for the completion of said work.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

LEGAL NOTICE

LEGAL

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of June, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were

- PRESENT: Benedict T. Holtz, Supervisor
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Koracki, Councilman
Joseph Trojanoski, Councilman
Daniel Weber, Councilman
Felix T. Wroblewski, Councilman

ABSENT: -0-

Councilman TROJANOSKI presented the following resolution and moved its adoption:

WHEREAS, The Town Board of the Town of Cheektowaga, New York, on the 6th day of June, 1958, adopted an ordinance pursuant to the provisions of Article 9 of the Town Law describing how sidewalks shall be constructed in such town and said ordinance is in full force and effect, and

WHEREAS, after a careful survey the Town Board had decided that sidewalks should be constructed in front of the property and at intersections along the sides thereof, to conform with said sidewalk ordinance at the following locations on or before July 31, 1959:

Table listing property owners and addresses. Includes entries for Service Line Co., Irene G. Kaczmarek, Peter Hnat, Grace Gibbons #2, John Foley, Lottie A. Daminaki, Arthur Badura, John J. O'Connell, John J. O'Connell, Teddy Skymczak, Sigmund J. Wawrzyniak, R. J. Perfetto Corp., Teddy Slisz, Niagara Mohawk Power Corp., B. E. Steffenhagen, and Stanhan Szwedski.

Table listing owners and addresses. Includes entries for Anthony Cerejewski, Antoni Czuczalowski, Michalina Ziomko, John J. Racinowa, John Kozlowski, Alfred Husarek, Francis Levan, Henry J. Levan, Theodore P. Kurtz, SHANLEY, John Michalski, Stephen Campofe, Stephen Campofe, RICHARD DRIVE-South Side, CAMBRIA, Pasquale F. Solina, Bernard Frys, ROYCROFT, Edward R. Muhl, Edward R. Muhl, Stanley Jakubiak, Adam Stepka, Carmen M. Pariso, Beverly J. Pariso, Luigi Pariso, Chester F. Koper, Margaret Rossow, Maxwell Lawton, Ewald Walther, Ewald Walther, GILMORE, Jerome N. Edbs, Jerome N. Edbs, Theodore March, Theodore March, Harold W. Johns, Benjamin P. Ma, Benjamin P. Ma, COMMODORE, Anthony S. Med, Sylvester F. Evi, Joseph M. Mais, Louia Zavarella, BIRKDALI, Francis A. May, BIRKDALE.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks: first publication JUN 18 1959: last publication JUN 25 1959: and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
day of JUL 17 1959, 19.....

*Eve J. Allis*  
Notary Public in and for Erie County, N. Y.

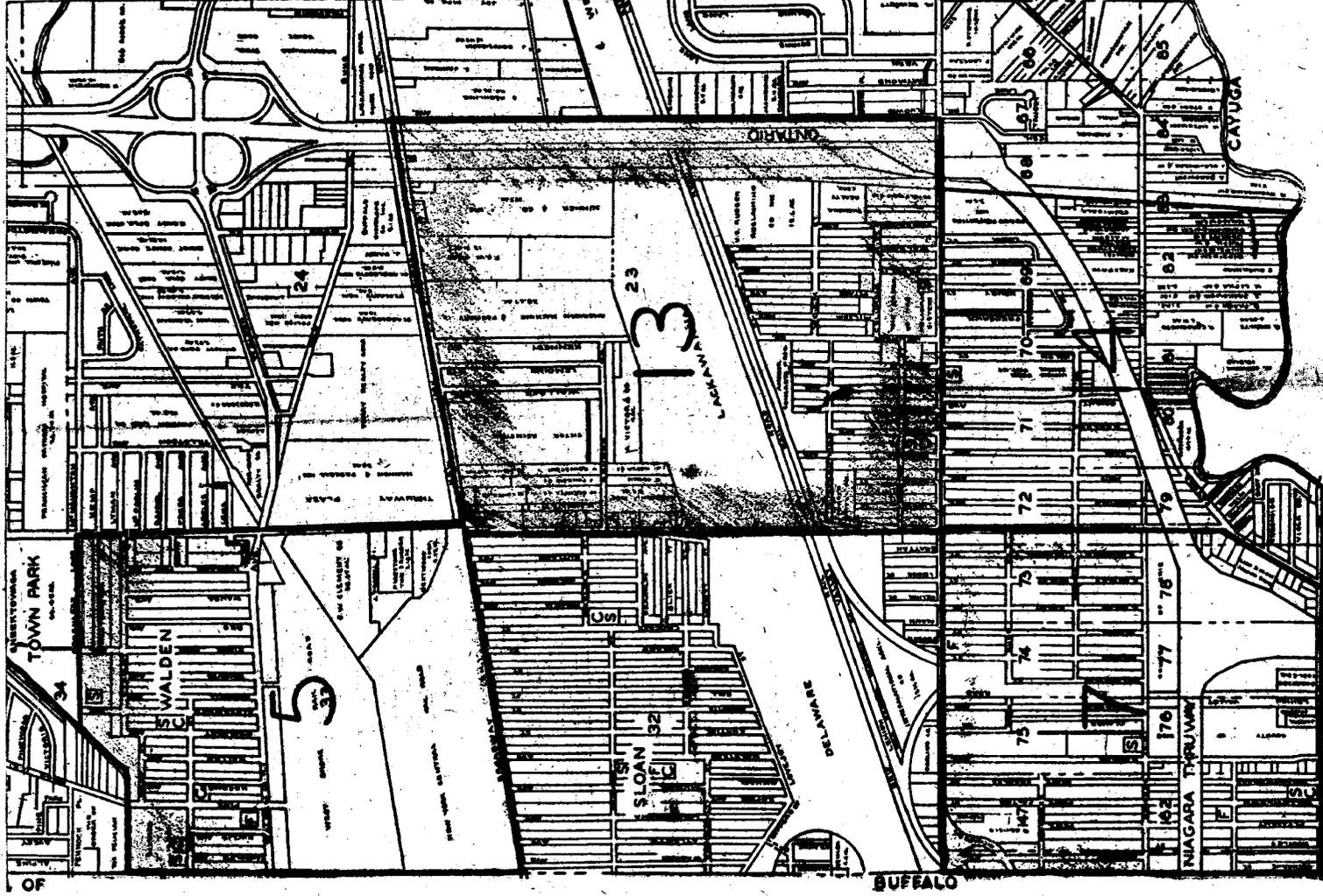
EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

CANTIER STREET (Bet. St. 1, 2, 3, 4, Oehler's Weid  
S/L 1, 2, 3, 4, 5, 6, 7, 8, 9  
S/L 10, 11, 12, 13, 14, 15, 16, 17, 18  
MC 800-MANSION AVENUE  
S/L 15  
Joseph Voglmann  
Richard Kawa  
Richard Kawa  
Joseph Kicinski  
Bronislaius Orin  
John E. Cross  
FEORIA AVENUE  
S/L 71  
Bronislaius Orin  
Harry Gabryszak  
Harry Gabryszak  
Harry Gabryszak  
E. Oriskowski  
Edmund Rusin  
(Continued on  
11th Ave.  
S. 11th Ave.  
S. 11th Ave.  
S. 11th Ave.  
S. 11th Ave.  
N. 18th Ave.  
450 14th Ave.  
528 14th Ave.  
530 14th Ave.  
S. S. 15th Ave.  
D S. 15th Ave.  
D S. 16th Ave.  
D S. 16th Ave.  
Genesee St.  
S. 17th Ave.  
D S. 18th Ave.  
D S. 18th Ave.  
780 25th Ave.  
700 25th Ave.  
S. S. 25th Ave.  
hallwood Terr.  
E. 25th Ave.  
Tiarunda Rd.  
MC 303  
S/L 1/2  
27/2  
29/2  
MC 305 R  
S/L 1/2  
ALASKA  
S/L 0  
10  
11  
12  
MC 1004  
S/L 16  
30  
45  
ACREAGE  
WS cor. of  
Parker  
W 80' S of  
Parker  
700 25th Ave.  
S. S. 25th Ave.  
hallwood Terr.  
E. 25th Ave.  
Tiarunda Rd.









General Contractor  
**RALPH H. ELSE**  
 ● SIDEWALKS  
 ● DRIVEWAYS  
 ● FOUNDATIONS  
 Industrial Construction  
 — Free Estimates —  
**AT 1333**  
**233 Parkside Ave.**

**PAUL BULSEI**  
 All Types of  
**FLAT CEMENT**  
**WORK**  
 ● STAIRS ● TERRACES  
 ● GARAGE FLOORS  
 ● FOUNDATIONS  
**KE 7953**

Call  
**L. PATTI, INC.**  
 for CONCRETE WORK  
 — Specialties in —  
 ● PATIOS  
 ● DRIVEWAYS  
 ● SIDEWALKS  
 ● MASONRY WORK  
**181 Barton St.**  
**LI 7641**

John Leonardi  
**Buffalo Concrete**  
**Construction Co.**  
 Steel Forms for  
 ● CELLAR WALLS  
 ● DRIVEWAYS  
 ● CELLAR FLOORS  
 All General  
 Concrete Work  
**315 Easton**  
**FH 1506**

**VINCENT**  
**CERVI**  
 ● SIDEWALKS  
 ● DRIVEWAYS  
 ● FLOORS  
 Steel Formed Walls  
**TA 2891**  
**78 Roma Ave.**



**Surprise**  
 far away  
**TELEPHONE TODAY**  
 It costs so little...near  
 or far. For example:  
**CHEEKTOWAGA TO**  
**MIAMI—\$1.50**  
 For the first 3 minutes. Additional  
 minutes—15¢. For 15¢. For 15¢.

**LEGAL NOTICE**

(Continued from Page 13)

- Owner**
- MC 1205—NORTHCHEST
  - 172/173 Robert T. Lee & W
  - 174/175 Cecelia K. King
  - 178 Clinton Buffalo Gardens Inc.
  - 200/201 Russell E. Schuler & W
- DICK ROAD (From Genesee St. to West Shore R. R., East Side)**
- S.E. Corner John F. Geiger
  - E. 211 1/2 of Raymond J. Zaleski
  - E.S. 208 E. of Wallace F. O'Connor & W
  - Genesee Edward J. Lipinogs & W
  - E. 207 S. of Martha Hobson
  - E. 205 1/2 S. of Wilbur Wright & W
  - Genesee Clarence Geiger & W
  - E.S. 607 S. of William G. Becker et al
  - E.S. 700 S. of James Kelly
  - Genesee MC 783—DICK ROAD
  - S/L 1 Frank Slupski

**LEGAL NOTICE**

**Owner**

- BIA 13 Stanley Frankowski & W
  - BIB 13 Stanley Frankowski & W
- BUELL AVENUE (From Genesee St. to West Shore R. R., East and West Sides)**
- 5 1110 1/2 Walter E. Schuyppert
  - 64 Dick Genesee Buell Corp.
  - E.S. S.W. Cor. of Bush 11 Niagara St.
  - W.S. 708 S. Stephen Czarnecki & W
  - E.S. 229 E. Loblaw Inc.

**CERVI CONSTRUCTION CO.**  
**Concrete Contractors**  
**DRIVEWAYS — CELLAR FLOORS**  
**STEEL FORMED WALLS—FOUNDATIONS**  
 "if it's concrete — see Cervi!"  
**TA 2577**  
**TA 3720**

W/L	Frank ...	82 W. Sobieski Rd.
B1 B	Wojciech Wanat & W	3818 Genesee St.
11	Wallace B. Dingman & W	123 Buell Ave.
14	Casimer J. Klima & W	85 Buell Ave.
25	John E. Mazurkiewicz & W	61 Sobieski Rd.
28	Estella Reiller	
<b>W. SOBIESKI</b>		
S/L	John Greenauer	18 W. Sobieski Rd.
6A	Mary Teresa Kaiser	22 Sobieski Rd.
6B	Mary Teresa Kaiser	22 Sobieski Rd.

BE IT RESOLVED, that the Town Clerk be and he hereby is authorized and ordered to publish certified copies of this resolution and order in the CHEEQUO HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least fifteen (15) days before the time specified for the completion of said work.

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

Supervisor Holtz	Voting aye.
Councilman Bystrak	Voting aye.
Councilman Fath	Voting aye.
Councilman Kornecki	Voting aye.
Councilman Trojanoski	Voting aye.
Councilman Weber	Voting aye.
Councilman Wroblewski	Voting aye.

Ayes: 7    Noes: 0    Absent: 0

STATE OF NEW YORK

CHEEKTOWAGA }  
 COUNTY OF CHEEKTOWAGA } ss:  
 THE CLERK OF THE

That I to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 1st day of June, 1908, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL) In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 1st day of June, 1908.

KENNETH T. HANLEY,  
 Clerk of the Town Board,  
 Town of Cheektowaga, N. Y.

Item No. 25-Cont'd.

(Affidavit)



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

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

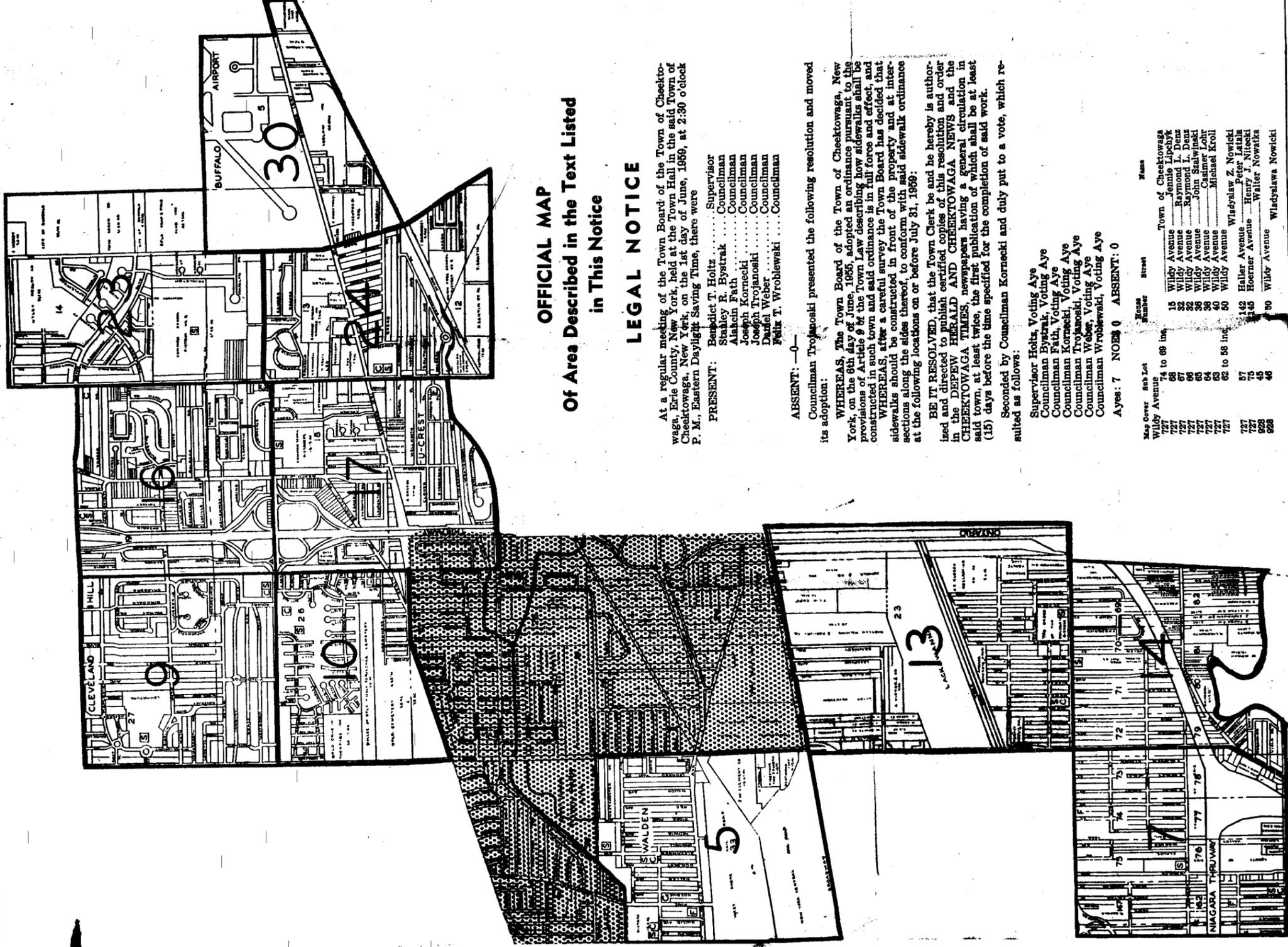
a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... 2 ..... weeks, the first insertion being on the 18th day of June, 1959, and the last insertion being on the 25th day of June, 1959, and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 26 day of

June, 1959  
*Wm. T. Hanley*  
Notary Public in and for Erie County

NY 1086



**OFFICIAL MAP  
Of Area Described in the Text Listed  
in This Notice**

**LEGAL NOTICE**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of June, 1959, at 2:30 o'clock P. M., Eastern Daylight Saving Time, there were

PRESENT: Benedict T. Holtz, Supervisor  
Shirley R. Bystrak, Councilman  
Alabain Fath, Councilman  
Joseph Kornecki, Councilman  
Joseph Trojanowski, Councilman  
Daniel Weber, Councilman  
Felix T. Wroblewski, Councilman

ABSENT: —0—

Councilman Trojanowski presented the following resolution and moved its adoption:

WHEREAS, The Town Board of the Town of Cheektowaga, New York, on the 6th day of June, 1959, adopted an ordinance pursuant to the provisions of Article 9 of the Town Law describing how sidewalks shall be constructed in such town and said ordinance is in full force and effect, and

WHEREAS, after a careful survey the Town Board has decided that sidewalks should be constructed in front of the property and at intersections along the sides thereof, to conform with said sidewalk ordinance at the following locations on or before July 31, 1959:

BE IT RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish certified copies of this resolution and order in the DREW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, at least twice, the first publication of which shall be at least (15) days before the time specified for the completion of said work.

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

Supervisor Holtz, Voting Aye  
Councilman Bystrak, Voting Aye  
Councilman Fath, Voting Aye  
Councilman Kornecki, Voting Aye  
Councilman Trojanowski, Voting Aye  
Councilman Weber, Voting Aye  
Councilman Wroblewski, Voting Aye  
Ayes: 7 NOES: 0 ABSENT: 0

Map Cover	Sub Lot	Block	Street	Name
15	74 to 88	15	Wilky Avenue	Town of Cheektowaga
727	74	32	Wilky Avenue	Jennie Lipchik
727	75	32	Wilky Avenue	Raymond L. Denis
727	76	32	Wilky Avenue	John Szalowski
727	77	36	Wilky Avenue	John Szalowski
727	78	36	Wilky Avenue	Michael Kroll
727	79	36	Wilky Avenue	Michael Kroll
727	80	36	Wilky Avenue	Michael Kroll
727	81	36	Wilky Avenue	Michael Kroll
727	82	36	Wilky Avenue	Michael Kroll
727	83	36	Wilky Avenue	Michael Kroll
727	84	36	Wilky Avenue	Michael Kroll
727	85	36	Wilky Avenue	Michael Kroll
727	86	36	Wilky Avenue	Michael Kroll
727	87	36	Wilky Avenue	Michael Kroll
727	88	36	Wilky Avenue	Michael Kroll
727	89	36	Wilky Avenue	Michael Kroll
727	90	36	Wilky Avenue	Michael Kroll
727	91	36	Wilky Avenue	Michael Kroll
727	92	36	Wilky Avenue	Michael Kroll
727	93	36	Wilky Avenue	Michael Kroll
727	94	36	Wilky Avenue	Michael Kroll
727	95	36	Wilky Avenue	Michael Kroll
727	96	36	Wilky Avenue	Michael Kroll
727	97	36	Wilky Avenue	Michael Kroll
727	98	36	Wilky Avenue	Michael Kroll
727	99	36	Wilky Avenue	Michael Kroll
727	100	36	Wilky Avenue	Michael Kroll

Map Cover	Sub Lot	Block	Street	Name
928	47	50	Wilky Avenue	Wladyslaw Nowicki
928	48	62	Wilky Avenue	Wladyslaw Nowicki
928	49	62	Wilky Avenue	Wladyslaw Nowicki
928	50	62	Wilky Avenue	Wladyslaw Nowicki
928	51	134	Guarbert Avenue	Chesler Rados
928	52	148	Guarbert Avenue	Peter Fryz
928	53	148	Guarbert Avenue	Peter Fryz
928	54	148	Guarbert Avenue	Peter Fryz
928	55	148	Guarbert Avenue	Peter Fryz
928	56	148	Guarbert Avenue	Peter Fryz
928	57	148	Guarbert Avenue	Peter Fryz
928	58	148	Guarbert Avenue	Peter Fryz
928	59	148	Guarbert Avenue	Peter Fryz
928	60	148	Guarbert Avenue	Peter Fryz
928	61	148	Guarbert Avenue	Peter Fryz
928	62	148	Guarbert Avenue	Peter Fryz
928	63	148	Guarbert Avenue	Peter Fryz
928	64	148	Guarbert Avenue	Peter Fryz
928	65	148	Guarbert Avenue	Peter Fryz
928	66	148	Guarbert Avenue	Peter Fryz
928	67	148	Guarbert Avenue	Peter Fryz
928	68	148	Guarbert Avenue	Peter Fryz
928	69	148	Guarbert Avenue	Peter Fryz
928	70	148	Guarbert Avenue	Peter Fryz
928	71	148	Guarbert Avenue	Peter Fryz
928	72	148	Guarbert Avenue	Peter Fryz
928	73	148	Guarbert Avenue	Peter Fryz
928	74	148	Guarbert Avenue	Peter Fryz
928	75	148	Guarbert Avenue	Peter Fryz
928	76	148	Guarbert Avenue	Peter Fryz
928	77	148	Guarbert Avenue	Peter Fryz
928	78	148	Guarbert Avenue	Peter Fryz
928	79	148	Guarbert Avenue	Peter Fryz
928	80	148	Guarbert Avenue	Peter Fryz
928	81	148	Guarbert Avenue	Peter Fryz
928	82	148	Guarbert Avenue	Peter Fryz
928	83	148	Guarbert Avenue	Peter Fryz
928	84	148	Guarbert Avenue	Peter Fryz
928	85	148	Guarbert Avenue	Peter Fryz
928	86	148	Guarbert Avenue	Peter Fryz
928	87	148	Guarbert Avenue	Peter Fryz
928	88	148	Guarbert Avenue	Peter Fryz
928	89	148	Guarbert Avenue	Peter Fryz
928	90	148	Guarbert Avenue	Peter Fryz
928	91	148	Guarbert Avenue	Peter Fryz
928	92	148	Guarbert Avenue	Peter Fryz
928	93	148	Guarbert Avenue	Peter Fryz
928	94	148	Guarbert Avenue	Peter Fryz
928	95	148	Guarbert Avenue	Peter Fryz
928	96	148	Guarbert Avenue	Peter Fryz
928	97	148	Guarbert Avenue	Peter Fryz
928	98	148	Guarbert Avenue	Peter Fryz
928	99	148	Guarbert Avenue	Peter Fryz
928	100	148	Guarbert Avenue	Peter Fryz
928	101	148	Guarbert Avenue	Peter Fryz
928	102	148	Guarbert Avenue	Peter Fryz
928	103	148	Guarbert Avenue	Peter Fryz
928	104	148	Guarbert Avenue	Peter Fryz
928	105	148	Guarbert Avenue	Peter Fryz
928	106	148	Guarbert Avenue	Peter Fryz
928	107	148	Guarbert Avenue	Peter Fryz
928	108	148	Guarbert Avenue	Peter Fryz
928	109	148	Guarbert Avenue	Peter Fryz
928	110	148	Guarbert Avenue	Peter Fryz
928	111	148	Guarbert Avenue	Peter Fryz
928	112	148	Guarbert Avenue	Peter Fryz
928	113	148	Guarbert Avenue	Peter Fryz
928	114	148	Guarbert Avenue	Peter Fryz
928	115	148	Guarbert Avenue	Peter Fryz
928	116	148	Guarbert Avenue	Peter Fryz
928	117	148	Guarbert Avenue	Peter Fryz
928	118	148	Guarbert Avenue	Peter Fryz
928	119	148	Guarbert Avenue	Peter Fryz
928	120	148	Guarbert Avenue	Peter Fryz
928	121	148	Guarbert Avenue	Peter Fryz
928	122	148	Guarbert Avenue	Peter Fryz
928	123	148	Guarbert Avenue	Peter Fryz
928	124	148	Guarbert Avenue	Peter Fryz
928	125	148	Guarbert Avenue	Peter Fryz
928	126	148	Guarbert Avenue	Peter Fryz
928	127	148	Guarbert Avenue	Peter Fryz
928	128	148	Guarbert Avenue	Peter Fryz
928	129	148	Guarbert Avenue	Peter Fryz
928	130	148	Guarbert Avenue	Peter Fryz
928	131	148	Guarbert Avenue	Peter Fryz
928	132	148	Guarbert Avenue	Peter Fryz
928	133	148	Guarbert Avenue	Peter Fryz
928	134	148	Guarbert Avenue	Peter Fryz
928	135	148	Guarbert Avenue	Peter Fryz
928	136	148	Guarbert Avenue	Peter Fryz
928	137	148	Guarbert Avenue	Peter Fryz
928	138	148	Guarbert Avenue	Peter Fryz
928	139	148	Guarbert Avenue	Peter Fryz
928	140	148	Guarbert Avenue	Peter Fryz
928	141	148	Guarbert Avenue	Peter Fryz
928	142	148	Guarbert Avenue	Peter Fryz
928	143	148	Guarbert Avenue	Peter Fryz
928	144	148	Guarbert Avenue	Peter Fryz
928	145	148	Guarbert Avenue	Peter Fryz
928	146	148	Guarbert Avenue	Peter Fryz
928	147	148	Guarbert Avenue	Peter Fryz
928	148	148	Guarbert Avenue	Peter Fryz
928	149	148	Guarbert Avenue	Peter Fryz
928	150	148	Guarbert Avenue	Peter Fryz
928	151	148	Guarbert Avenue	Peter Fryz
928	152	148	Guarbert Avenue	Peter Fryz
928	153	148	Guarbert Avenue	Peter Fryz
928	154	148	Guarbert Avenue	Peter Fryz
928	155	148	Guarbert Avenue	Peter Fryz
928	156	148	Guarbert Avenue	Peter Fryz
928	157	148	Guarbert Avenue	Peter Fryz
928	158	148	Guarbert Avenue	Peter Fryz
928	159	148	Guarbert Avenue	Peter Fryz
928	160	148	Guarbert Avenue	Peter Fryz
928	161	148	Guarbert Avenue	Peter Fryz
928	162	148	Guarbert Avenue	Peter Fryz
928	163	148	Guarbert Avenue	Peter Fryz
928	164	148	Guarbert Avenue	Peter Fryz
928	165	148	Guarbert Avenue	Peter Fryz
928	166	148	Guarbert Avenue	Peter Fryz
928	167	148	Guarbert Avenue	Peter Fryz
928	168	148	Guarbert Avenue	Peter Fryz
928	169	148	Guarbert Avenue	Peter Fryz
928	170	148	Guarbert Avenue	Peter Fryz
928	171	148	Guarbert Avenue	Peter Fryz
928	172	148	Guarbert Avenue	Peter Fryz
928	173	148	Guarbert Avenue	Peter Fryz
928	174	148	Guarbert Avenue	Peter Fryz
928	175	148	Guarbert Avenue	Peter Fryz
928	176	148	Guarbert Avenue	Peter Fryz
928	177	148	Guarbert Avenue	Peter Fryz
928	178	148	Guarbert Avenue	Peter Fryz
928	179	148	Guarbert Avenue	Peter Fryz
928	180	148	Guarbert Avenue	Peter Fryz
928	181	148	Guarbert Avenue	Peter Fryz
928	182	148	Guarbert Avenue	Peter Fryz
928	183	148	Guarbert Avenue	Peter Fryz
928	184	148	Guarbert Avenue	Peter Fryz
928	185	148	Guarbert Avenue	Peter Fryz
928	186	148	Guarbert Avenue	Peter Fryz
928	187	148	Guarbert Avenue	Peter Fryz
928	188	148	Guarbert Avenue	Peter Fryz
928	189	148	Guarbert Avenue	Peter Fryz
928	190	148	Guarbert Avenue	Peter Fryz
928	191	148	Guarbert Avenue	Peter Fryz
928	192	148	Guarbert Avenue	Peter Fryz
928	193	148	Guarbert Avenue	Peter Fryz
928	194	148	Guarbert Avenue	Peter Fryz
928	195	148	Guarbert Avenue	Peter Fryz
928	196	148	Guarbert Avenue	Peter Fryz
928	197	148	Guarbert Avenue	Peter Fryz
928	198	148	Guarbert Avenue	Peter Fryz
928	199	148	Guarbert Avenue	Peter Fryz
928	200	148	Guarbert Avenue	Peter Fryz
928	201	148	Guarbert Avenue	Peter Fryz
928	202	148	Guarbert Avenue	Peter Fryz
928	203	148	Guarbert Avenue	Peter Fryz
928	204	148	Guarbert Avenue	Peter Fryz
928	205	148	Guarbert Avenue	Peter Fryz
928	206	148	Guarbert Avenue	Peter Fryz
928	207	148	Guarbert Avenue	Peter Fryz
928	208	148	Guarbert Avenue	Peter Fryz
928	209	148	Guarbert Avenue	Peter Fryz
928	210	148	Guarbert Avenue	Peter Fryz
928	211	148	Guarbert Avenue	Peter Fryz
928	212	148	Guarbert Avenue	Peter Fryz
928	213	148	Guarbert Avenue	Peter Fryz
928	214	148	Guarbert Avenue	Peter Fryz
928	215	148	Guarbert Avenue	Peter Fryz
928	216	148	Guarbert Avenue	Peter Fryz
928	217	148	Guarbert Avenue	Peter Fryz
928	218	148	Guarbert Avenue	Peter Fryz
928	219	148	Guarbert Avenue	Peter Fryz
928	220	148	Guarbert Avenue	Peter Fryz
928	221	148	Guarbert Avenue	Peter Fryz
928	222	148	Guarbert Avenue	Peter Fryz
928	223	148	Guarbert Avenue	Peter Fryz
928	224	148	Guarbert Avenue	Peter Fryz
928	225	148	Guarbert Avenue	Peter Fryz
928	226	148	Guarbert Avenue	Peter Fryz
928	227	148	Guarbert Avenue	Peter Fryz
928	228	148	Guarbert Avenue	Peter Fryz
928	229	148	Guarbert Avenue	Peter Fryz
92				

SIDEWALK ORDINANCE

(Continued from page 5)

Table with columns: Map Corner, Sub Lot, Name, Street, Name, Sub Lot, Map Corner. Contains property listings for various streets including Gardenvale Dr., Cleveland Dr., and others.

(Continued on inside back page)



Item No. 26 Moved by Councilman Kornecki, seconded by Councilman Bystrak, that the request of Jerome Ostespowski for a Sick Leave Absence be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

31

Item No. 27 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that U-Crest Fire District No. 4 of said Town be extended to include the territory described as follows:

DESCRIPTION OF TERRITORY PROPOSED TO BE  
ANNEXED TO U-CREST FIRE DISTRICT NO. 4

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being more particularly described as follows:

BEGINNING at the point of intersection of the center line of Genesee Street, which is a northerly line of the existing Fire District, with the westerly line extended southerly of the Westinghouse Electric Corp. property located on the north side of Genesee Street;

Thence northerly along said extended line and the westerly line of said Westinghouse Electric Corp. property to the northeasterly line thereof, said westerly line of said Westinghouse Electric Corp. property being also an easterly line of the Buffalo Municipal Airport;

Thence southeasterly along the northeasterly line of said Westinghouse Electric Corp. property and said line extended southeasterly to the center line of Sugg Road;

Thence southerly along the center line of Sugg Road to the center line of Genesee Street;

Thence westerly along the center line of Genesee Street to the point of beginning.

and

WHEREAS, said Town Board duly adopted on the 6th day of April, 1959, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 20th day of April, 1959, at 7:30 o'clock P.M., Eastern Standard Time, to hear all persons interested in the matter of the extension of such Fire District, and notice of such hearing was duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said notice, duly met and considered the matter of such extension, and heard all persons interested in the subject thereof who appeared at such time and place, concerning the same, and

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made; NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows:

(1) It is in the public interest to extend the existing U-Crest Fire District No. 4 of said Town to include the territory hereinbefore described.

(2) That all of the property, property owners, and interested persons within the proposed extension of said District are benefited thereby.

(3) That all of the property and property owners benefited are included within the proposed extension of said Fire District, and it is

Item No. 27-Cont'd.

FURTHER RESOLVED, that the Town Board do and it hereby does approve the extension of said U-Crest Fire District No. 4 of said Town, to include the territory hereinbefore described, and the said Fire District is hereby extended to include said territory, and be it

FURTHER RESOLVED, that the Town Clerk be and he hereby is authorized and directed to file a certified copy of this resolution, in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to so extend said Fire District in the manner and form prescribed by Section 173 of the Town Law of New York, within ten days after the adoption of this resolution, and be it

FURTHER RESOLVED, that the Town Supervisor be and he hereby is authorized and directed to execute said application on behalf of the Town of Cheektowaga, New York.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

15  
22

Item No. 28 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos.	544	to	592	inclusive
Highway Fund		221		240	inclusive
Special Districts		250		268	inclusive
Part Town Fund		3052			
C & I		59			

AYES: -7-

NOES: -0-

ABSENT: -0-

6

Item No. 29 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue all building permits on applications approved by the Petitions Committee on May 18, 1959 and May 29, 1959, after the same have been approved by the Building Inspector.

AYES: -7-

NOES: -0-

ABSENT: -0-

15  
35

Item No. 30 At the request of Councilman Wroblewski, officials of the F.N. Burt Company, who were present at this meeting, was requested to have its employees use Walden Avenue for its entrance and exit to their plant instead of Schenkler Avenue, and if this plan does not work out satisfactorily to advise the Board so that a more favorable plan can be worked out.

42

Item No. 31 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

MEETING NO. 14

Cheektowaga, New York  
June 15, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 15th day of June, 1959, at 7:30 P.M., Eastern Daylight Savings Time, there were:

- |                 |                      |            |
|-----------------|----------------------|------------|
| <b>PRESENT:</b> | Benedict T. Holtz    | Supervisor |
|                 | Felix T. Wroblewski  | Councilman |
|                 | Alancin M. Fath      | Councilman |
|                 | Daniel E. Weber      | Councilman |
|                 | Joseph M. Trojanoski | Councilman |
|                 | Stanley R. Bystrak   | Councilman |
| <b>ABSENT:</b>  | Joseph Kornecki      | Councilman |

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Town Engineer Kama, and Lieut. William Graham of the Police Department.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Assessors petition for the improvement of Crestview Avenue by the installation of street lighting equipment. 17  
27

Item No. 4 Ordered received and filed communication from the Building Inspector relating to building permits issued on June 9, 1959 and June 15, 1959. 15

Item No. 5 Referred to the Finance Committee the request of the Town Clerk to purchase two additional voting machines. 11

Item No. 6 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Town Board has received a request from the Board of Fire Commissioners of Walden Fire District No. 2 for the installation of an additional hydrant north of Doat Street in front of the new St. Gualbert School in accordance with the communication attached hereto.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to submit a certified copy of this communication and request to the Erie County Water Authority.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Weber      | Voting AYE |
| Councilman Wroblewski | Voting AYE |

AYES: -6-

NOES: -0-

ABSENT: -1-

22  
26

Item No. 7 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the request of the Fire Commissioners of Urban Fire District No. 8, for the installation of the following hydrants be granted:

- One at No. 46 Homeworth Parkway;
- One at No. 76 Homeworth Parkway;
- One at No. 29 Diane Drive, and two spaced 500 feet apart down the street.

FURTHER RESOLVED, that the Town Clerk be authorized and directed to send a copy of this resolution to the Erie County Water Authority.

Seconded by Councilman Trojanoski.

AYES: -6- NOES: -0- ABSENT: -1-

22  
28

Item No. 8 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the request of the Board of Fire Commissioners of Cleveland Hill Fire District No. 6 to have the following hydrants installed, be granted:

- 1-Tudor Road across from No. 175;
- 2-Tudor Road across from No. 121;
- 3-Farmingdale Road at the corner of Fairhaven Drive;
- 4-Farmingdale Road at the corner of Yorktown Road;
- 5-Farmingdale Road midway of Cleveland Dr. and Yorktown Rd.
- 6-South Elementary School at driveway entrance of school parking lot.

FURTHER RESOLVED, that the Town Clerk be authorized and directed to send a certified copy of this resolution to the Erie County Water Authority.

Seconded by Councilman Bystrak.

AYES: -6- NOES: -0- ABSENT: -1-

22  
28

Item No. 9 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required on Kemp Street near Harlem Road in Sanitary Sewer District No. 5 on two successive periods, May 4, 5, 6, 1959 and on May 7, 8, 13, 1959, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$694.55 and \$749.90.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$694.55 and \$749.90, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Helts	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

6  
27

Item No. 10 Councilman Bystrak presented the following resolution and moved its adoption:

whereas, proceedings have been instituted against the United States Rubber Reclaiming Corp. for violation of the Air Pollution Ordinance of the Town of Cheektowaga, and

WHEREAS, the Town Attorney is a member of the Air Pollution Board, and

WHEREAS, the members of the Town Board are of the opinion that prejudice and bias would be eliminated if an independent attorney were retained to prosecute the proceeding.

NOW, on motion of Councilman Bystrak, be it

RESOLVED, that Kenneth Kitzinger be retained by the Town of Cheektowaga to prosecute the proceeding.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-                      33  
40

Item No. 11 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Subdivision Map of Glen Estates, part of Lot 11, T 11, R 7, prepared by Herthe and Sonnenberger, Engineers, dated May 4, 1959, be approved and that a copy of said map be referred to the Chairman of the Board of Assessors.

AYES: -6-                      NOES: -0-                      ABSENT: -1-                      30

Item No. 12 Moved by Councilman Weber, seconded by Councilman Trojanoski, that the Subdivision Map of Felber Subdivision, Lots 71 and 67, T 11, R 7, prepared by Krause and Gantzer, Licensed Surveyors, dated June 15, 1959, be approved and ordered filed in the Assessors Office.

AYES: -6-                      NOES: -0-                      ABSENT: -1-                      30

Item No. 13 Mr. Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Twin Fair, Inc., Walden Avenue and Dick Road, Depew, New York, has requested permission from the Town of Cheektowaga, New York, to construct sewer facilities in order to tie in to Sanitary Sewer District No. 7, on the northwest corner of Walden Avenue and Dick Road, in the Town of Cheektowaga, N. Y., and has agreed to enter into a contract with the Sewer District for payment of said facilities, and

WHEREAS, the Town Engineer has inspected the premises and recommended approval of same,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to permit The Twin Fair, Inc., to tie in sewer facilities to Sanitary Sewer District No. 7, at Walden Avenue and Dick Road, and negotiate a contract for payment of same.

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

AYES: -6-                      NOES: -0-                      ABSENT: -1-                      10  
4

Item No. 14 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to make the following light changes and installations:

- 1. Pine Ridge Road at Scajaquada Creek Drain and Wildy Street. Pole #155-Pine Ridge Road north of Wildy-install 6000 lumen lamp.
- 2. Pole #168-Pine Ridge Road-increase 2500 lumen incandescent lamp to 6000 lumen incandescent lamp. Replace ornamental bracket luminaire with up-sweep bracket and pendant type luminaire.
- 3. Pole #173-Pine Ridge Road-install 6000 lumen incandescent lamp.
- 4. Pole #187-Pine Ridge Road-increase 2500 lumen to 6000 lumen incandescent lamp. Replace ornamental bracket and luminaire with up-sweep bracket and pendant type luminaire.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

27

Item No. 15 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 15th day of June, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

Seton Road from Harlem Avenue to Heather Road

TYPE OF STREET LIGHTING INSTALLATION

23 Y 19 ornamental standards - underground conduit

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 6th day of July, 1959, at 2:30 P.M., Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the CHEEKTOWAGA TIMES, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Item No. 15-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 25th day of June, 1959:

- 1 - Telephone pole at the corner of Seton Road and Harlem Road;
- 2 - Post at the corner of Seton Road and Loretto Drive;
- 3 - Post at the corner of Seton Road and Woodridge Avenue;
- 4 - Post at the corner of Seton Road and Rosary Blvd;
- 5 - Post at the corner of Seton Road and Heather Road.

Hereto attached is a copy of the Notice published in the  
Cheektowaga Times:

17  
27

Item No. 15-Cont'd.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for.....weeks:  
first publication ...JUN 18 1950.....:  
last publication ...JUN 18 1959.....;  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
day of JUN 22 1959, 19.....

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 19  
Registered No. 5029

**NOTICE OF HEARING**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 15th day of June, 1959, at 7:30 o'clock p.m., E.D.S.T., there were:

- PRESENT:**  
 BENEDICT T. HOLTZ,  
 Supervisor.  
 FELIX T. WROBLEWSKI,  
 Councilman.  
 ALANCIN M. FATH,  
 Councilman.  
 DANIEL E. WEBER,  
 Councilman.  
 JOSEPH M. TROJANOWSKI,  
 Councilman.  
 STANLEY R. BYSTRAK,  
 Councilman.

**ABSENT:**  
 JOSEPH KORNECKI,  
 Councilman.

Councilman Bystrak presented the following resolution and moved its adoption.

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 15th day of June, 1959.

**PUBLIC HIGHWAYS TO BE IMPROVED**

Seton Road from Harlem Avenue to Heather Road.

**TYPE OF STREET LIGHTING INSTALLATION**

23 Y 19 ornamental standards-under ground conduit.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 6th day of July, 1959, at 2:30 p.m., Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing afore said and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

- Supervisor Holtz voting aye.
- Councilman Wroblewski voting aye.
- Councilman Fath voting aye.
- Councilman Weber voting aye.
- Councilman Trojanowski voting aye.
- Councilman Bystrak voting aye.

Ayes: 6 - Noes 0 - Absent 1.

STATE OF NEW YORK )  
 ERIE COUNTY )  
 OFFICE OF THE CLERK ) as:  
 OF THE TOWN OF )  
 CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 15th day of June, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)  
 In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 15th day of June, 1959.

KENNETH T. HANLEY,  
 Clerk of the Town Board,  
 Town of Cheektowaga,  
 New York.  
 (Pub: June 18, 1959)

Item No. 16 Moved by Councilman Trojanoski, seconded by Councilman Weber, that the request of the Town Historian to attend Seminars on American Culture at Cooperstown, New York, on July 5, 1959 to July 11, 1959, be granted, and that her reasonable expenses be a proper Town charge.

31  
42

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 17 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the closing of Broadway, east of Bailey Avenue in the City of Buffalo has caused a terrific traffic bottleneck on Walden Avenue in the Town of Cheektowaga, and

WHEREAS, requests have been received from Walden Fire District No. 2 for a study of this traffic situation so that proper fire protection may be maintained, and

WHEREAS, local organizations and individuals have requested that steps be taken by the Town to reduce the traffic congestion on Walden Avenue, and

WHEREAS, a study of the situation has been made by the Police Department and Members of the Town Board.

NOW, THEREFORE, BE IT

RESOLVED, that no standing of vehicles be allowed on the north side of Walden Avenue from 7 A.M. to 9 A.M. and that no standing of vehicles be allowed on the south side of Walden Avenue from 4 P.M. to 7 P.M. from the Buffalo City Line to Harlem Road and that proper signs be placed accordingly, and be it further

RESOLVED, that a request be made to the Erie County Highway Department to mark a solid line in the center of Walden Avenue and broken lines be painted halfway between the center line of the street and the north curb and halfway between the center line of the street and the south curb from the Buffalo City Line to Harlem Road in order to clearly designate four lanes of traffic, be it further

RESOLVED, that the Niagara Frontier Transit System be requested to instruct their bus drivers to use the curb lanes only during the hours specified above, and be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to submit certified copies of this resolution to the Erie County Highway Department, the Niagara Frontier Transit System and Walden Fire District No. 2.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

9  
41  
2

Item No. 18 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police has recommended that "STOP" signs be installed on Straley Avenue at Ridge Park so that traffic will stop in all 4 directions.

BE IT RESOLVED, that the recommendation be approved and orders be issued to install "STOP" signs on Straley Avenue at Ridge Park on the northeast corner and the southwest corner.

Seconded by Councilman Wroblewski.

AYES: -6- NOES: -0- ABSENT: -1-

15  
41

Item No. 19 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the Erie County Highway Department be authorized and directed to make a survey of Como Park Boulevard and Borden Road, in the Town of Cheektowaga, and recommend that the speed limit on the above mentioned highways be reduced to 35 M.P.H., and that signs be posted to that effect.

AYES: -6- NOES: -0- ABSENT: -1-

9  
41

Item No. 20 Moved by Councilman Bystrak, seconded by Councilman Fath, that the request of the Town Highway Superintendent to attend the New York State Association of Town Superintendents of Highways Training School at Ithaca, New York, on June 28, 29, 30, and July 1, 1959, be granted, further

RESOLVED, that the resolution adopted on June 1, 1959, authorizing the Superintendent of Highways to attend said above mentioned meeting on May 28, 29, 30 and July 1, 1959, be rescinded due to the error in dates.

AYES: -6- NOES: -0- ABSENT: -1-

13  
42

Item No. 21 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Assessor has recommended that Cloverhill Road running east from Homeworth for its entire length be changed to Lydia Lane to avoid duplication of names.

NOW, THEREFORE, BE IT

RESOLVED, that the name of Cloverhill Road be changed to Lydia Lane.

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

Supervisor Holts	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

13

Item No. 22 Moved by Councilman Wroblewski, seconded by Councilman Weber,

WHEREAS, the Chief of Police has recommended that all of the driveways between Harlem Road and Union Road on Walden Avenue be closed except the following:

- 1 - Crossover at the Thruway Plaza;
- 2 - Crossover at Dale Road;
- 3 - Crossover at The Avenue;
- 4 - Crossover at Anderson Road;
- 5 - Crossover at Fleetlite;
- 6 - Crossover east of the gas station, 1,000 feet west of Union Road.

FURTHER RESOLVED, that the recommendation of the Chief of Police be granted and that the Town Clerk be authorized and directed to forward a copy of this resolution to the Erie County Highway Superintendent.

AYES: -6- NOES: -0- ABSENT: -1-

9  
18  
41

Item No. 23 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, extra work has been ordered and installed in the Highway Garage Building at a total cost of \$6,603.00 due in part to additional orders by the New York State Department of Labor, and

WHEREAS, no provision has been made in the 1959 Budget for this expenditure, and

WHEREAS, the Town has sufficient money to pay for these extras due to short term investment program.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to use a portion of this investment money in the amount of \$6,603.00 to pay the Pary Construction Corp. in accordance with communication attached hereto, and be it further

RESOLVED, that the Supervisor be and he hereby is authorized and directed to include an item in the 1960 Budget in the amount of \$6,603.00 and credit this payment against the same.

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

- Supervisor Holtz Voting AYE
- Councilman Bystrak Voting AYE
- Councilman Fath Voting AYE
- Councilman Trojanoski Voting AYE
- Councilman Weber Voting AYE
- Councilman Wroblewski Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

13  
12  
7

Item No. 24 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Highway Superintendent has recommended the purchase of a tractor and hydraulic loader, and

WHEREAS, sealed bids were requested and received in accordance with certain specifications, and

WHEREAS, Halsey-Reid Equipment, Inc. submitted the low bid in the net amount of \$1,974.00, and

WHEREAS, the Cheektowaga Highway Superintendent recommends the acceptance of the above bid.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to contract with Halsey-Reid Equipment, Inc. for the purchase of a tractor and hydraulic loader in the net amount of \$1,974.00 in accordance with bid attached hereto and to arrange and make payment accordingly.

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

- Supervisor Holtz Voting AYE
- Councilman Bystrak Voting AYE
- Councilman Fath Voting AYE
- Councilman Trojanoski Voting AYE
- Councilman Weber Voting AYE
- Councilman Wroblewski Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

1  
13

Item No. 25 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Highway Superintendent has recommended the purchase of a new 1959 passenger automobile for use in the Highway Department, and

WHEREAS, sealed bids were requested and received, and

WHEREAS, Zynda Pontiac submitted the low bid in accordance with specifications in the net amount of \$2,440.95 in accordance with the bid attached hereto, and

WHEREAS, the Cheektowaga Highway Superintendent recommends the acceptance of the above bid.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to contract with Zynda Pontiac for the purchase of one new 1959 Pontiac passenger automobile in the net amount of \$2,440.95 and to arrange and make payment accordingly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

1  
13

Item No. 26 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Superintendent of Highways has recommended the purchase of one 1959 three-quarter ton pick up truck in accordance with certain specifications, and

WHEREAS, Suor Chevrolet, Inc. submitted the low bid in response to the request for sealed bids, and

WHEREAS, the Highway Superintendent has recommended the acceptance of the Suor Chevrolet, Inc. bid in the net amount of \$1,447.88 as per the attached bid.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to contract for the purchase of a 1959 Chevrolet three-quarter ton pick up truck from Suor Chevrolet, Inc. in the net amount of \$1,447.88 and to arrange for payment accordingly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

1  
13

Item No. 27 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the property owners, from whom a right-of-way is required along Scajaquada Creek, from Union Road to Dick Road, desire to have the Town lay out a highway on either side of the Creek, and provide a sanitary trunk sewer on the north side of said Creek, from a point east of Union Road to Dick Road. Now, therefore,

BE IT RESOLVED, that the engineering firm of Nussbaumer, Clarke and Velzy, consulting engineers to the Town, be hereby directed to prepare plans and specifications for a trunk sanitary sewer extending from the proposed sewer on the south side of Scajaquada Creek about 1,000 feet east of Union Road northerly across the Creek and thence easterly along the north side of the Creek to Dick Road, and also prepare a preliminary design for the highway on both sides of the Creek together with surface and storm drainage from Union Road to Dick Road, and establish grades for the same, to be observed by developers who may desire to connect streets from the north or south into said highway. Estimates are to be submitted for the proposed work.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

1  
24

Item No. 28 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski,

WHEREAS, the Town Engineer has recommended the construction of a flume to act as a bridge across Scajaquada Creek at Nagel Drive at an estimated cost of \$60,000.00, be it

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, be authorized and directed to prepare plans and specifications for said bridge at Nagel Drive.

AYES: -6-

NOES: -0-

ABSENT: -1-

1  
36

Item No. 29 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, sealed bids were requested and received for the Scajaquada Creek improvement project in the Town of Cheektowaga, New York, and

WHEREAS, Nussbaumer, Clarke & Velzy in cooperation with the Town Engineer have tabulated the bids and made recommendations in accordance with a summary from Nussbaumer, Clarke & Velzy attached hereto.

NOW, THEREFORE, BE IT

RESOLVED, that the contracts be awarded as follows:

Section A - Dump Truck Service	\$ 27,600.00
Section E - Dump Truck Service	<u>45,759.00</u>
Total Bid	\$ 73,359.00
Less Reduction of	<u>- 741.00</u>
	\$ 72,618.00
Section B - Hendrich Construction Co.	\$209,830.00
Section C - R.L. Vogel, Inc.	30,402.75
Section D - R.L. Vogel, Inc.	<u>146,706.62</u>
Total Bid Amount Sections A, B, C, D & E	\$459,557.37

and be it further

Item No. 29-Cont'd.

RESOLVED, that the Supervisor be and he hereby is authorized and directed to enter into contracts as specified above and arrange and make payment accordingly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

1  
36

Item No. 30 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it to be in the public interest to improve Lemoine Avenue by the construction of pavement, curbs, storm sewers and other appurtenant work in accordance with the contract documents therefor so as to benefit the property owners on the above described highway, and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke and Velzy, Consulting Engineers of 327 Franklin Street, Buffalo, New York, to prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate and proposed contract having been duly prepared and presented to this Town Board and likewise filed with the Town Clerk and the same having been carefully examined by the Town Board and approved.

BE IT 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 improvement in the aforementioned highway in accordance with the said plans, specifications, estimate and proposed contract heretofore approved, by the publication of a notice thereof at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in said township, 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 for a sum equal to Five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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, 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, corner of Broadway and Union Road in the said Town of Cheektowaga, New York on the 6th day of July, 1959 at 2:30 o'clock P.M., Eastern Daylight Time, and be it further

RESOLVED, that said Notice to Contractors be in substantially the following form, to wit:

Item No. 30-Cont'd.

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 6th day of July, 1959, at 2:30 p.m. E.S.D.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 5,000 square yards of pavement, 3,120 lineal feet of concrete curb construction, 409 lineal feet of 24 inch, 400 lineal feet of 18 inch, 400 lineal feet of 15 inch, and 405 lineal feet of 12 inch storm sewers in Lemoine Avenue, Town of Cheektowaga, Erie County, New York, including manholes, receivers, and other appurtenant work in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers of the Town of Cheektowaga, New York and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within sixty (60) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
Town Clerk

Dated: June 15, 1959  
Published: June 18, 1959

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

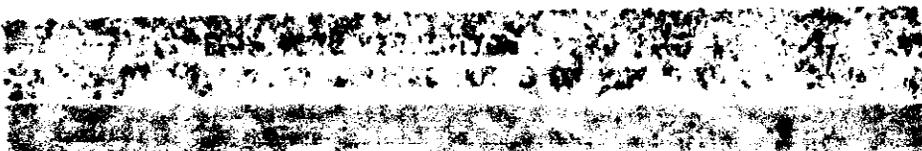
AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice to Contractors published in the DEPEW HERALD-CHEEKTOWAGA NEWS:





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

**NOTICE TO CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 6th day of July, 1959, at 2:30 p.m. E.S.D.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 5,000 square yards of pavement, 3,120 lineal feet of concrete curb construction, 409 lineal feet of 24 inch, 400 lineal feet of 18 inch, 400 lineal feet of 15 inch, and 405 lineal feet of 12 inch storm sewers in Lemoine Avenue, Town of Cheektowaga, Erie County, New York, including manholes, receivers, and other appurtenant work in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers of the Town of Cheektowaga, New York and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

**RICHARD G. BENNETT**

Copies of the proposed contract documents, plans, specifications and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within sixty (60) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY,  
Town Clerk  
je18  
Dated: June 15, 1959.

Item No. 31 The following resolution was offered by Councilman Wroblewski who moved its adoption, seconded by Councilman Fath, to wit:

CAPITAL NOTE RESOLUTION DATED JUNE 15, 1959, AUTHORIZING THE ISSUANCE OF \$9,127.00 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF A VEHICLE FOR USE OF THE CONSOLIDATED REFUSE AND GARBAGE DISTRICT OF THE TOWN.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$9,127.00, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the acquisition of additional apparatus and equipment consisting of a truck with Dempster Dumpster body, for the collection and disposition of garbage, ashes, rubbish and other waste matter in and by The Consolidated Refuse and Garbage District of the Town of Cheektowaga.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$9,127.00, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes, and (d) all such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD-CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 31-Cont'd.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Capital Note Resolution hereinafter referred to has taken effect in accordance with law and the Town Board wishes to make provision for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$9,127.00 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated June 15, 1959, Authorizing the Issuance of \$9,127.00 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of a Vehicle for Use of the Consolidated Refuse and Garbage District of the Town." Said Capital Notes shall be designated "Consolidated Refuse and Garbage District Capital Notes, Series A, of 1959." Said Capital Notes shall consist of two notes of the denominations of \$4,563.50 each, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1960 and 1961.

(2) All of said Capital Notes shall be dated as of a date subsequent to June 15, 1959, and shall bear interest from their date at the rate of Three Percent (3) per annum. The interest on the Capital Notes shall be payable on October 1, 1959, and thereafter on each April 1 and October 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, New York, at private sale, and shall bear an interest rate of Three Percent (3%) per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said Notes and the interest thereon as the same become due and payable.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

12  
23

Item No. 31-Cont'd.

(Affidavit)

STATE OF NEW YORK }  
COUNTY OF ERIE }

ss.:

**LEGAL NOTICE**

CAPITAL NOTE RESOLUTION DATED JUNE 15, 1959, AUTHORIZING THE ISSUANCE OF \$9,127.00 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF A VEHICLE FOR USE OF THE CONSOLIDATED REFUSE AND GARBAGE DEPARTMENT are authorized in violation of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Capital Note Resolution published herewith has been adopted on the 15th day of June, 1959, and the validity of the obligations authorized by such Capital Note Resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk, of the Town of  
je18 Cheektowaga, New York

CHEEKTOWAGA MUNY LEAGUE  
SCORES AND SCHEDULES  
"AA" SCHEDULE

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 18<sup>th</sup> day of June, 1959 and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 22 day of

19 59

*Kenneth T. Hanley*  
Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

LEGAL NOTICE

CAPITAL NOTE RESOLUTION DATED JUNE 15, 1959, AUTHORIZING THE ISSUANCE OF \$9,127.00 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF A VEHICLE FOR USE OF THE CONSOLIDATED REFUSE AND GARBAGE DISTRICT OF THE TOWN.

RICHARD G. BENNETT

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$9,127.00, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the acquisition of additional apparatus and equipment consisting of a truck with Dempster Dumpster body, for the collection and disposition of garbage, ashes, rubbish and other waste matter in and by The Consolidated Refuse and Garbage District of the Town of Cheektowaga.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$9,127.00, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes, and (d) all such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 29 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Depew Herald & Cheektowaga News, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Capital Note Resolution published herewith has been adopted on the 15th day of June, 1959, and the validity of the obligations authorized by such Capital Note Resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,

Town Clerk, of the Town of Cheektowaga, New York

Item No. 32 The following resolution was offered by Councilman Wroblewski, who moved its adoption, seconded by Councilman Fath, to wit:

CAPITAL NOTE RESOLUTION DATED JUNE 15, 1959, AUTHORIZING THE ISSUANCE OF \$5,862.83 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$5,862.83, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a tractor with hydraulic loader, a passenger automobile for highway use, and a 3/4 ton pickup truck, at a maximum cost of \$8,944.32. The maximum cost of the tractor with hydraulic loader is \$3,581.00, of the passenger automobile for highway use is \$3,363.32, and of the 3/4 ton pickup truck is \$2,000.00.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$8,944.32 and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$3,081.49 by trade-in of used equipment, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by the trade-in of used equipment.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD-CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7, This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 30-Cont'd.

(Affidavit)

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

**LEGAL NOTICE**  
CAPITAL NOTE RESOLUTION  
DATED JUNE 15, 1959, AUTHORIZING THE ISSUANCE OF \$5,802.83 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA.

Section 7. This resolution shall take effect immediately upon its adoption.  
The capital note resolution published herewith has been adopted on the 15th day of June, 1959, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk of the Town of Cheektowaga, New York

Week  
Lewek for a visit during Boy Stat  
Colgate University with Sta  
H. Swierat will soon journey  
Our representative for Boy Stat  
this past week  
Leonard Rice who joined the Pos  
This week's welcome goes t  
Saturday  
the Cayuga Field Day parade her  
Bob Chavez, for their presence  
the architects, under direction

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

public newspaper published at Depew, Town of Cheek-

waga, Erie County, New York, 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

18th day of June, 1959 and

last insertion being on the ..... day of

19....., and that not

more than six days intervened between any two publi

cations thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

June 22, 1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

## LEGAL NOTICE

CAPITAL NOTE RESOLUTION DATED JUNE 15, 1959, AUTHORIZING THE ISSUANCE OF \$5,862.83 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

RICHARD G. BENNETT

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$5,862.83, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a tractor with hydraulic loader, a passenger automobile for highway use, and a  $\frac{3}{4}$  ton pickup truck, at a maximum cost of \$6,944.32. The maximum cost of the tractor with hydraulic loader is \$3,581.00, of the passenger automobile for highway use is \$3,363.32, and of the  $\frac{3}{4}$  ton pickup truck is \$2,000.00.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$6,944.32 and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$3,081.49 by trade-in of used equipment, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by the trade-in of used equipment.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution shall not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 61.00 of said Local Finance Law, and such publication shall be in the Depew Herald & Cheektowaga News, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 15th day of June, 1959, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk of the Town of  
Cheektowaga, New York

Item No. 32-Cont'd.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Capital Note Resolution hereinafter referred to has taken effect in accordance with law and the Town Board wishes to make provision for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$5,862.83 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated June 15, 1959, Authorizing the Issuance of \$5,862.83 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery." Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series B of 1959." Said Capital Notes shall consist of two notes of the denominations of \$2,931.42 and \$2,931.41, numbered 1 and 2, in the order of their maturity and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1960 and 1961.

(2) All of said Capital Notes shall be dated as of a date subsequent to June 15, 1959, and shall bear interest from their date at the rate of Three Percent (3%) per annum. The interest on the Capital Notes shall be payable on October 1, 1959, and thereafter on each April 1 and October 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, New York, at private sale, and shall bear an interest rate of Three Percent (3%) per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said Notes and the interest thereon as the same become due and payable.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

~~Hereto attached is a copy of the Notice published in the  
DENEW HERALD-CHEEKTOWAGA NEWS.~~

Item No. 33 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one 8 to 10 ten Tandum Roller for use in the Highway Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Weber, seconded by Councilman Fath, that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids opened and read:

- 1-Syracuse Supply Company.....\$ 8,785.00
- 2-Cameron Equipment Corp..... 7,690.00
- 3-P-D Service, Inc..... 8,238.00
- 4-Dow and Company..... 8,785.00

The bids were ordered referred to the Highway Superintendent for analysis and tabulation.

1  
13

Item No. 34 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one Gradall Machine for use in the Highway Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Weber, seconded by Councilman Fath, that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids opened and read:

- 1-Dow and Company..... \$28,968.00

(The above was the only bid received)

The bid was referred to the Highway Superintendent for analysis.

1  
13

Item No. 35 This being the time and the place advertised for the receiving of sealed proposals for the purchase of two truck chassis and cabs, for use in the Sanitation Department.

The Town Clerk presented proof that the Notice to Bidders has been published as required by law.

Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids opened and read;

- 1-International Harvester Company...\$ 5,090.42
- 2-Suor Keller Chevrolet, Inc..... 5,190.00
- 3-Clements Chevrolet, Inc..... 5,234.00
- 4-De Lacy Motors, Inc..... 5,330.20

The bids were referred to the Town Engineer for analysis and tabulation.

1  
23

Item No. 36 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 593	to	653	inclusive
Highway Fund	242	to	268	inclusive
Special Districts	269	to	293	inclusive
Part Town Fund	3053	to	3059	inclusive
C & I	61	to	63	inclusive

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 37 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Petitions Committee on June 6, 1959 and June 13, 1959, after the same have been approved by the Building Inspector.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 38

REZONING GRANTED - CARL AND PAUL E. MERZ

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Carl and Paul E. Merz for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended 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.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 17, Township 11, Range 7 of the Holland Land Company's Survey bounded and described as follows:

BEGINNING at a point in the westerly line of Union Road as a 66 foot highway, distant 1681.68 feet south of the northeast corner of Lot No. 17; running thence westerly at an exterior angle of 85° 05' 26", 152 feet; thence northerly parallel to Union Road, 84 feet; thence easterly parallel to the northerly line of Lot No. 17, 152 feet to said westerly line of Union Road; and thence southerly along said westerly line of Union Road 84 feet to the place of beginning.

EXCEPTING therefrom that part of above described premises appropriated by the State of New York for highway purposes by instrument recorded in Erie County Clerk's Office in Liber 3838 of Deeds at page 51. (3950 Union Road).

Dated: June 15, 1959

KENNETH T. HANLEY  
Town Clerk  
Town of Cheektowaga, N.Y.

The above Notice was posted on the Town Hall Bulletin Board on the 2nd day of July, 1959.

Item No. 39 Referred to the Supervisor the complaint of residents in Hemingway Road and Lucille Drive relating to drainage ditch being clogged.

10  
26

Item No. 40 Referred to the Supervisor and the Highway Department the request of residents on St. Felix Road that the highway be oiled.

13  
10

Item No. 41 Referred to the Supervisor the complaint of residents in the McNaughton Avenue area that the hospital grounds are causing flooding on their properties.

10  
42

Item No. 42 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that this meeting be adjourned in memory of Father James Wroblewski, the beloved Pastor of Resurrection Church, who passed away during the past week.

SEAL

KENNETH T. HANLEY  
Town Clerk

MEETING NO. 15

Cheektowaga, New York  
July 6, 1959

ITEM NO. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of July, 1959, at 2:30 P.M., Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Acting Recreational Director Rutkowski; Justice of the Peace Pyszczynski; General Foreman Eberl, and Town Engineer Kama.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Ordered referred to the Town Engineer petition by Barbon Development Corporation and Peter Santin to abandon portions of Columbus Avenue and Buell Avenue as shown in Map Cover 976.

17  
13

Item No. 4 Referred to the Town Engineer and the Petitions Committee communication from Arthur F. Musarra requesting the Board to waive the restriction on setbacks for garages from 15 to 10 feet.

10  
70

Item No. 5 Ordered referred to the Town Attorney Notice from the Public Service Commission of a meeting to be held on September 18, 1959, at 10 A.M., relating to separating the grades of Gardenville-Williamsville Part 1, State Highway 1733, and the tracks of the New York Central Railroad Company in the Town of Cheektowaga, New York.

33  
13

Item No. 6 Ordered received and filed communication from the Building Inspector notifying the Board of Building Permits issued on June 29, 1959.

15

Item No. 7 Referred to Councilman Trojanoski, Chairman of the Sidewalk Committee, communication from the Maryvale School System relating to the construction of sidewalks on Buffalo-Depew Boulevard.

10  
25

Item No. 8 Ordered referred to the Chief of Police the request of the General Chairman of the Most Holy Redeemer R.C.C. Annual Lawn Fete, for permission to close off Alpine Street on Friday, Saturday and Sunday, July 24, 25, and 26, 1959.

18  
15

Item No. 9 Moved by Councilman Trojanoski, seconded by Councilman Fath, that the Town Board does hereby approve the list of Election Inspectors submitted by the Democratic and Republican County Chairman for the year 1959.

11  
24

Item No. 10 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board considers it necessary to retain the firm of Holloway and Company to assist the Town Assessor to interpret and apply the new, "Railroad Relief Act."

NOW, THEREFORE, BE IT

RESOLVED, that the firm of Holloway and Company be and they hereby are retained to assist the Assessor in the application of assessments under the New "Railroad Relief Act."

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

32

Item No. 11 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, the Highway Superintendent has recommended the purchase of a Model 2460 Gradall Excavator and

WHEREAS, sealed bids were requested and one bid was received from Dow and Company, Incorporated, in the amount of \$30,968 less a trade-in allowance of \$2,000, making a net price of \$28,968 and

WHEREAS, the Highway Superintendent has recommended the purchase accordingly as appearing on the attached bid.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to enter into a contract with Dow and Company, Inc. for the purchase of a Model 2460 Gradall Excavator in the net amount of \$28,968 in accordance with the attached bid, and be it further

RESOLVED, that the Supervisor be and hereby is authorized to arrange the finances for the same as follows: \$2,000 trade-in allowance for Model 2400 Gradall, leaving a balance of \$28,968 to be paid in equal installments in 1960 and 1961.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

13

2

Item No. 12 Moved by Councilman Bystrak, seconded by Councilman Fath,

WHEREAS, bids were opened on June 15, 1959, for two (2) Chassis with cab, for the Sanitation Department.

WHEREAS, the bid of International Harvester Company meets the specifications.

BE IT RESOLVED, that the Supervisor be authorized and directed to purchase from the International Harvester Two (2) Chassis with cab, in the amount of \$5,090.42, which was the low bid.

AYES: -7-

NOES: -0-

ABSENT: -0- 24

Item No. 13 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga recently requested the Erie County Highway Department to install a broad solid line on Walden Avenue from the City Line to Harlem Road, and broken lines halfway between the center of the street and the north curb, and halfway between the center line and the south curb, and

WHEREAS, the County Highway Department complied with this request which has facilitated the flow of traffic and decreased congestion.

WHEREAS, the Town Board has been studying the traffic situation on William Street and Cleveland Drive and recommend to the Erie County Highway Department that the same markings be installed on William Street from Buffalo City Line to the New York State Thruway, and on Cleveland Drive from Buffalo City Line to Beach Road in order to improve the traffic situation.

NOW, THEREFORE, BE IT

RESOLVED, that the County Highway Department requested to paint a solid line on the center of William Street from the Buffalo City Line to the New York State Thruway, and broken lines half way between the center line and the north curb and half way between the center line and the south curb, and the same markings on Cleveland Drive from Buffalo City Line to Beach Road in order to more clearly designate four (4) lanes of traffic, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed, to submit a certified copy of this resolution to the Erie County Highway Department.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0- 10  
13

Item No. 14 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of Patrolman Richard T. Siudzinski, for a 17-day leave of absence from his duties, from July 18, 1959 to August 3, 1959, be granted, so that he may fulfill obligation by attending Annual Summer Camp for Active Duty Training in the U.S. Air Force.

AYES: -7-

NOES: -0-

ABSENT: -0- 31  
11

Item No. 15 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Bernard Czechowski suffered a 50% loss of his right ring finger while in the employ of the Town of Cheektowaga, and

WHEREAS, the Workman's Compensation Board made an award in the amount of \$450 for such injury, and

WHEREAS, the Town of Cheektowaga received \$234 of this award, and

WHEREAS, the Town Board has studied the matter and is of the opinion that the employee is entitled to extra consideration on account of the loss of the finger, and

WHEREAS, the injury was sustained prior to the adoption by the Town of Cheektowaga of new rules and regulations in regard to compensation injuries.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to refund to Bernard Czechowski the sum of \$234.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0- 31

Item No. 16 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the construction of curbing in Wabash Avenue, in Cherokee Drive, in Calderwood Drive, and in Hunting Road, Town of Cheektowaga, has been approved by this Town Board, and

WHEREAS, Nussbaumer, Clarke & Velzy, Consulting Engineers of this Town, have prepared definite plans and specifications for the curbing and appurtenances to be constructed in said streets, and with the assistance of the Town Attorney, a proposed contract, all of which documents have been examined by this Board and approved, and have been duly filed with the Town Clerk, and

WHEREAS, this Board desires to receive bids for the said construction work,

NOW, THEREFORE,

BE IT RESOLVED, that bids shall be received and publicly opened and read on July 20, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, of that day, at a regular meeting of this Town Board and the Town Clerk is hereby directed to advertise for bids in the DEPEW HERALD AND CHEEKTOWAGA NEWS on July 9, 1959, by inserting in said newspaper the following Notice to Contractors:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 20th day of July, 1959 at 7:30 p.m. EDST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of concrete curbs in Wabash Avenue from William Street to Stradtman Street a distance of about 1340 feet; in Cherokee Drive from Kokomo Place and extending westerly a distance of about 2145 feet to the east right of way line

Item No. 16-Cont'd.

of the Ontario Thruway; in Calderwood Drive extending southerly from Treehaven Road to Burke Drive, a distance of about 760 feet; and Hunting Road from Treehaven Road to Calderwood Drive, a distance of about 550 feet, Town of Cheektowaga, Erie County, New York, including receivers and other appurtenant work in accordance with the Contract Documents, therefor, including plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers to the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed Contract Documents, Plans, Specifications, and Instructions to Bidders may also be examined at the Office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said Plans and Contract Documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, or a penal sum equal to 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.

Non bidders may withdraw his bid within sixty (60) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
Town Clerk

Date: July 6, 1959  
Published: July 9, 1959

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0- 13

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS.

Item No. 16-Cont'd.

(Affidavit)



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

**NOTICE TO CONTRACTORS**  
NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 20th day of July, 1959 at 7:30 p.m. EDST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York for furnishing all materials, tools, equipment, and together with all labor for the construction of concrete curbs in Washash Avenue from William Street to ...

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

**City of Murphy's**  
in colorfast patterns.  
of 15x30-inch with fringed  
d Housekeeping Seal of Ap-  
knocks and glassware. Bears  
qualified for drying dishes.  
**SUPER ABSORBENT**  
**LINT FREE**

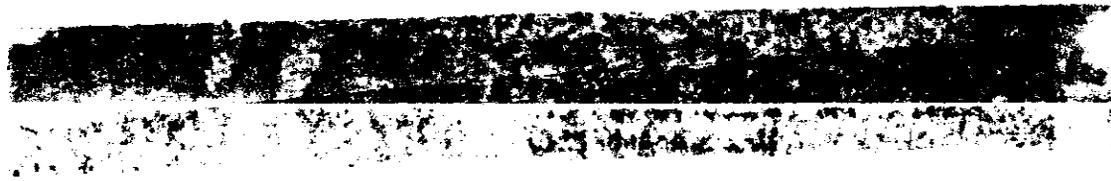
public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for week, the first insertion being on the 9th day of July, 1959, and the last insertion being on the day of 1959, and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 10 day of

July 1959  
*Karen D. Bentley*  
Notary Public in and for Erie County

hn 1086



STATE OF NEW YORK  
 COUNTY OF ERIE  
 NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 20th day of July, 1959 at 7:30 p.m. EDST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York for furnishing all materials, tools, equipment, and together with all labor for the construction of concrete curbs in Wabash Avenue from William Street to Stradtman Street a distance of about 1340 feet; in Cherokee Drive from Kokomo Place and extending westerly a distance of about 2145 feet to the east right of way line of the Ontario Thruway; in Calderwood Drive extending southerly from Treehaven Road to Burke Drive, a distance of about 760 feet; and Hunting Road from Treehaven Road to Calderwood Drive, a distance of about 550 feet, Town of Cheektowaga, Erie County, New York, including receivers and other appurtenant work in accordance with the Contract Documents, therefor, including plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers to the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

Copies of the proposed Contract Documents, Plans, Specifications, and Instructions to Bidders may also be examined at the Office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said Plans and Contract Documents in good condition within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, or a penal sum equal to 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.

Non bidder may withdraw his bid within sixty (60) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
 Town Clerk

Date: July 6, 1959

Published: July 9, 1959

Item No. 17 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Highway Superintendent has recommended the purchase of an 8 to 10 ton Ingram Roller for use in the Highway Department, and

WHEREAS, sealed bids were requested and received and

WHEREAS, Cameron Equipment Corporation furnished a low bid in the amount of \$7,690, in accordance with quotation attached hereto, and

WHEREAS, the Highway Superintendent has recommended the purchase in accordance with same quotation.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and he hereby is authorized and directed to enter into a contract with Cameron Equipment Corporation for the purchase of an 8 to 10 ton Ingram Roller in accordance with quotation attached hereto and be it further resolved that the Supervisor be and hereby is authorized and directed to arrange the finances for the payment of the same as follows: \$500 in cash from highway item #3 and the balance in two equal yearly payments in 1960 and 1961.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 18 Moved by Councilman Fath, seconded by Councilman Wroblewski, that the attached communication from the Chief of Police, and the Petition from the residents of the Genesee Street and Beryl Drive area be forwarded to the State Traffic Commission.

AYES: -7+

NOES: -0-

ABSENT: -0-

COPY

Office of the Police Chief  
TOWN OF CHEEKTOWAGA  
Erie County, New York

June 27, 1959

Honorable Town Board  
Town Hall  
Broadway and Union Road  
Cheektowaga, New York

Re: Traffic Light  
Genesee Street at Beryl Drive  
(Old Beach Road)

Gentlemen:

I have been cognizant for several years of the State Traffic Commission having investigated the desirability of erecting and operating a traffic light at the above intersection. I have not made any previous requests that this traffic control light be erected but now I feel that in the light of the increasing volumes of traffic and accident potential along Genesee Street between Union Road and Harlem Road, I must recommend that the Town Board request the State Traffic Commission to reappraise the construction of this traffic light not only in the light of the intersection itself, but of the area that makes this intersection a vital and focal traffic point along Genesee Street.

Item No. 18-Cont'd.

The distance on Genesee Street from Union Road to Harlem Road is 1.6 miles. The distance from Union Road to Beryl Drive is one mile. The speed limit along this 1.6 miles is 35 miles per hour. In 1958 along Genesee Street, including the intersection of Union Road and Genesee and Harlem Road and Genesee there were 109 accidents reported to the Commissioner of Motor Vehicles. For that same distance for the year 1959, up to and including the month of March, there were 22 accidents in the same area. There have been at least six traffic fatalities in this distance of 1.6 miles during the last five years.

In 1942 the Federal Government constructed a housing project consisting of 1100 units. The only access that this development has to Genesee Street is Beryl Drive. Beryl Drive approaches Genesee Street at a diagonal from north to south.

In view of the above statistical information, I feel that the State Traffic Commission should take into consideration the gross volume of traffic using Genesee Street between Union Road and Harlem Road as a criteria in their determination of the necessity of a traffic light at this intersection. It is my conviction that greater public safety can be served with a traffic light at this intersection to control the movement of traffic along Genesee Street so that the intersecting streets can make better and safer use of Genesee Street along this distance.

Speed perhaps is not the major cause of accidents along here, but rather, the impatience of the motorists who find that the volume of traffic does not allow him proper access to Genesee Street and he misjudges his distances, enters Genesee Street and causes an accident.

Also this long distance along a heavily populated street may cause the users of Genesee Street to lessen their regard for public safety as there is no positive traffic controls except as previously noted, the speed limit and the police patrol.

I urge you gentlemen, therefore, that you recommend a new study by the State Traffic Commission of Genesee Street for a traffic light on Beryl Drive, not in the light of Beryl Drive and Genesee Street alone, but the use of Genesee Street from Union Road to Harlem Road.

Respectfully submitted,

/s/ John F. Mersmann  
Chief of Police

Item No. 19 Moved by Councilman Kornecki, seconded by Councilman Wroblewski, that the request of the Central Council of Volunteer Firemen to sponsor the James E. Strates Shows for six (6) days, commencing July 20 to July 25, 1959, on a site at Harlem Road opposite the Thruway Plaza, be granted. 10  
22

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 20 The following resolution was offered by Councilman Fath, who moved its adoption, seconded by Councilman Trojanoski, to wit:

CAPITAL NOTE RESOLUTION DATED JULY 6, 1959, AUTHORIZING THE ISSUANCE OF \$36,158 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$36,158, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Item No. 2D Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a Gradall Excavator at a maximum cost of \$30,968, and an 8-11 ton Tandem Roller at a maximum cost of \$7,690.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$38,658, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$2,000 by trade-in of used equipment and \$500 by budgetary appropriation, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by the trade-in of used equipment and budgetary appropriation.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Capital Note Resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$36,158 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated July 6, 1959, Authorizing the Issuance of \$36,158 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery." Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series C of 1959. Said Capital Notes shall consist of two notes of the denomination of \$18,079 each, numbered 1 & 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1960 and 1961.

Item No. 20-Cont'd.

(2) All of said Capital Notes shall be dated as of a date subsequent to July 6, 1959, and shall bear interest from their date at the rate of Two and Three-Quarters Percent (2-3/4%) per annum. The interest on the Capital Notes shall be payable on October 1, 1959, and thereafter on each April 1 and October 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, at private sale and shall bear an interest rate of Two and Three-Quarters Percent (2-3/4%) per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said Notes and the interest thereon as the same become due and payable.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

12  
13

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA TIMES.

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**LEGAL NOTICE**

**CAPITAL NOTE RESOLUTION  
DATED JULY 6, 1959.** AUTHORIZED  
publication; or if said obligations  
are authorized in violation of the  
provisions of the Constitution of  
New York.

Section 7. This resolution shall  
take effect immediately upon its  
adoption.

The capital note resolution pub-  
lished herewith has been adopted  
on the 6th day of July, 1959, and  
the validity of the obligations auth-  
orized by such capital note resolu-  
tion may be hereafter contested  
only if such obligations were auth-  
orized for an object or purpose for  
which the Town of Cheektowaga, in  
the County of Erie, is not author-  
ized to expend money or if the pro-  
visions of law which should have  
been complied with as of the date  
of publication of this notice were  
not substantially complied with,  
and an action, suit or proceeding  
contesting such validity is com-  
menced within twenty days after  
the date of publication of this no-  
tice; or such obligations were auth-  
orized in violation of the provis-  
ions of the Constitution of New  
York.

**KENNETH T. HANLEY**  
Town Clerk  
of the Town of  
Cheektowaga, New York

199  
permission shall not be granted  
allowing such temporary canals  
covered for a period of over one  
standing for a period of over one  
and such permission may

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the  
**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
9th day of July, 1959, and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this 10 day of  
July 1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

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

**LEGAL NOTICE**

**CAPITAL NOTE RESOLUTION DATED JULY 6, 1969, AUTHORIZING THE ISSUANCE OF \$36,158 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.**

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$36,158, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a Gradall Excavator at a maximum cost of \$30,968, and an 8-11 ton Tandem Roller at a maximum cost of \$7,690.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$38,638, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$2,000 by trade-in of used equipment and \$500 by budgetary appropriation, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by the trade-in of used equipment and budgetary appropriation.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 6th day of July, 1969, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk  
of the Town of  
Cheektowaga, New York

191

Item No. 21 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 15th day of June, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

Crestview Avenue from Cleveland Drive to Kuhn Road

TYPE OF STREET LIGHTING INSTALLATION

7 Y 19 standards - underground conduit

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of July, 1959, at 7:30 p.m., Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

17  
27

Posted as follows on the 10th day of July, 1959:

- 1-Telephone Pole at the corner of Crestview Avenue and Cleveland Drive;
- 2-Telephone Pole in front of No. 26 Crestview Avenue;
- 3-Telephone Pole in front of No. 38 Crestview Avenue;
- 4-Tree in front of No. 56 Crestview Avenue;
- 5-Post at the corner of Crestview Avenue and Kuhn Road.

Hereto attached is a copy of the Notice published in the  
CHEEKTOWAGA TIMES:

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for <sup>one</sup> weeks:  
first publication JUL - 9 1959  
last publication JUL - 9 1959;  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of JUL 23 1959, 19.....

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 19 61  
Registered No. 5029

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 6th day of July, 1959, at 2:30 o'clock p.m., Eastern Daylight Time, there were:

- PRESENT:**
- BENEDICT T. HOLTZ, Supervisor.
  - FELIX T. WRÓBLEWSKI, Councilman.
  - JOSEPH KORNECKI, Councilman.
  - ALANCIN M. FATH, Councilman.
  - DANIEL E. WEBER, Councilman.
  - JOSEPH M. TROJANOWSKI, Councilman.
  - STANLEY R. BYSTRAK, Councilman.

**ABSENT: 0**  
Councilman Bystrak presented the following resolution and moved its adoption.

**WHEREAS**, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 15th day of June, 1959.

**PUBLIC HIGHWAYS TO BE IMPROVED**

Crestview Avenue from Cleveland Drive to Kuhn Road.

**TYPE OF STREET LIGHTING INSTALLATION**

7 Y 19 standards - underground conduit.

**WHEREAS**, Edward B. Jęrzewski, Andrew H. Schwenk and Joseph Kintowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

**WHEREAS**, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

**NOW, THEREFORE, IT IS HEREBY ORDERED** that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of July, 1959, at 7:30 p.m., Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

**IT IS FURTHER ORDERED** that a copy of this order, verified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

- Supervisor Holtz voting aye.
- Councilman Wroblewski voting aye.
- Councilman Kornecki voting aye.
- Councilman Fath voting aye.
- Councilman Weber voting aye.
- Councilman Trojanowski voting aye.
- Councilman Bystrak voting aye.

Ayes: 7 - Noes: 0 - Absent: 0.  
STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK ) ss:  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 6th day of July, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)  
In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 7th day of July, 1959.

KENNETH T. HANLEY,  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York.

Item No. 22 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Seton Road	Harlem Road	Heather Road

TYPE OF STREET LIGHTING INSTALLATION

23 Y 19 Ornamental Standards - Underground conduit

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Seton Road	Harlem Road	Heather Road

TYPE OF STREET LIGHTING INSTALLATION

23 Y 19 Ornamental Standards - Underground conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

Item No. 22-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

State of New York )  
                          ) SS.  
County of Erie        )

I, KENNETH T. HANLEY, TOWN CLERK OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, DO HEREBY CERTIFY THAT I HAVE COMPARED THE FOREGOING WITH THE ORIGINAL MINUTES OF THE MEETING OF THE TOWN BOARD OF THE SAID TOWN HELD ON THE 6th DAY OF JULY, 1959, AND THAT THE FOREGOING IS A TRUE AND CORRECT TRANSCRIPT FROM SAID ORIGINAL RESOLUTION AND ORDER AND THE WHOLE THEREOF: AND THAT THE RESOLUTIONS AND ORDERS DULY ADOPTED BY THE SAID TOWN BOARD ARE ON FILE IN MY OFFICE.

I FURTHER CERTIFY THAT ALL MEMBERS OF SAID TOWN BOARD HAD DUE NOTICE OF SAID MEETING.

I FURTHER CERTIFY THAT A CERTIFIED COPY OF SUCH RESOLUTION AND ORDER WAS CAUSED BY ME TO BE RECORDED IN THE OFFICE OF THE CLERK OF ERIE COUNTY, NEW YORK, ON THE 17th DAY OF JULY , 1959.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND THE SEAL OF THE SAID TOWN OF CHEEKTOWAGA THIS 17th DAY OF JULY , 1959.

KENNETH T. HANLEY  
Town Clerk

SEAL

27

Item No. 23        Moved by Councilman Rystrak, seconded by Councilman Trojanoski, that the Supervisor be authorized and directed to purchase from the Westinghouse Manufacturing Corporation 23 Y 19 Ornamental Lighting Standards to be used in Seton Road Special Street Lighting District.

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      27

Item No. 24        Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Gas and Electric Corporation be authorized to make the following light changes and installations:

1. Install 1-2500 lumen globe type light on existing pole #10 on Isabelle Road.
2. Install 1-2500 lumen globe type light on existing pole #6-2 on Rogers Drive.
3. On Goering Avenue, install on existing pole #1 a 2500 lumen globe type overhead light. On pole #2, 4 and 6 change from 1000 lumen to 2500 lumen overhead globe type lights.
4. On Schlenker Avenue, change present lighting on pole #1, 2 and 4 from 1000 lumen to 2500 lumen globe type overhead lights.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman, Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      27

Item No. 25 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to make the following light changes and installations:

- 1. Install 1-2500 lumen globe type overhead light on existing pole on east side of Cherry Lane between Seton and Gardenvale Roads.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      27

Item No. 26 The following resolution was offered by Councilman Trojanoski who moved its adoption, seconded by Councilman Kornecki, to wit,

WHEREAS, Theodore J. Fridey and the Foissett Corporation have petitioned this Town Board and the Superintendent of Highways to abandon a portion of Harris Avenue and Moore Avenue as is hereinafter described, and

WHEREAS, said portions of said highways has not been opened and worked as a highway within six (6) years from the time it was dedicated to the use of the public if dedicated at all and has never been so opened and worked as a highway at any time, and

WHEREAS, Theodore J. Fridey and the Foissett Corporation are respectively the owners of land on said Harris Avenue and Moore Avenue which is sought to be closed. The abandonment of the said portions of said Harris Avenue and Moore Avenue hereinafter described does not interfere in any way with the right of ingress and egress of any property owners owning property on Harris Avenue and Moore Avenue.

NOW, THEREFORE,

BE IT RESOLVED, that that portion of Harris Avenue and also Moore Avenue as is shown on a map filed in the Erie County Clerk's Office under Cover No. 1219, commencing at a point in the easterly line of the Union Free School District #2 lands and running easterly in and along Harris Avenue and Moore Avenue as shown on Map Cover 1219 to the highway right of way now known as Harris Court as set forth in Map Cover 2109 filed in the Erie County Clerk's Office on April 13, 1959 be and the same is hereby abandoned as a highway in accordance with the provisions of the Highway Law of the State of New York and this Town Board does hereby consent that the Superintendent of Highways of the Town shall execute, file and record in the Town Clerk's Office a written description of said abandoned highway signed by him and this Town Board.

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

Supervisor Holtz	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      12  
33

Item No. 27 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga has undertaken certain improvement work in and along Scajaquada Creek, and

WHEREAS, it was necessary to obtain certain easements in order to properly construct and maintain these improvements, and

WHEREAS, Anthony Julio and wife, and Henry Jankowski and wife have agreed to enter into easement agreements with the Town for the above purposes, and

WHEREAS, the Town Engineer and the Town Attorney have prepared the necessary easements in accordance with copies attached hereto. Now, therefore,

BE IT RESOLVED, that the Supervisor be, and he hereby is, authorized and directed to execute the accompanying easements on behalf of the Town of Cheektowaga, and

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, authorized and directed to record the original easements in the Erie County Clerk's office.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

33  
26

Item No. 28 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required on 416 Cayuga Creek Road in Sanitary Sewer District No. 3 on two successive periods, May 18, 19, 20, 1959 and on May 21, 22, 1959, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$954.55 and \$700.78.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$954.55 and \$700.78, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

6  
24

Item No. 29 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required at 555 Roycroft Boulevard in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$806.23.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$806.23, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

6  
24

Item No. 30 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 5,000 square yards of pavement, 3,120 lineal feet of concrete curb construction, 409 lineal feet of 24 inch, 400 lineal feet of 18 inch, 400 lineal feet of 15 inch, and 405 lineal feet of 12 inch storm sewers in Lemoine Avenue.

The Town Clerk presented proof that the Notice to Contractors has been duly published as required by law.

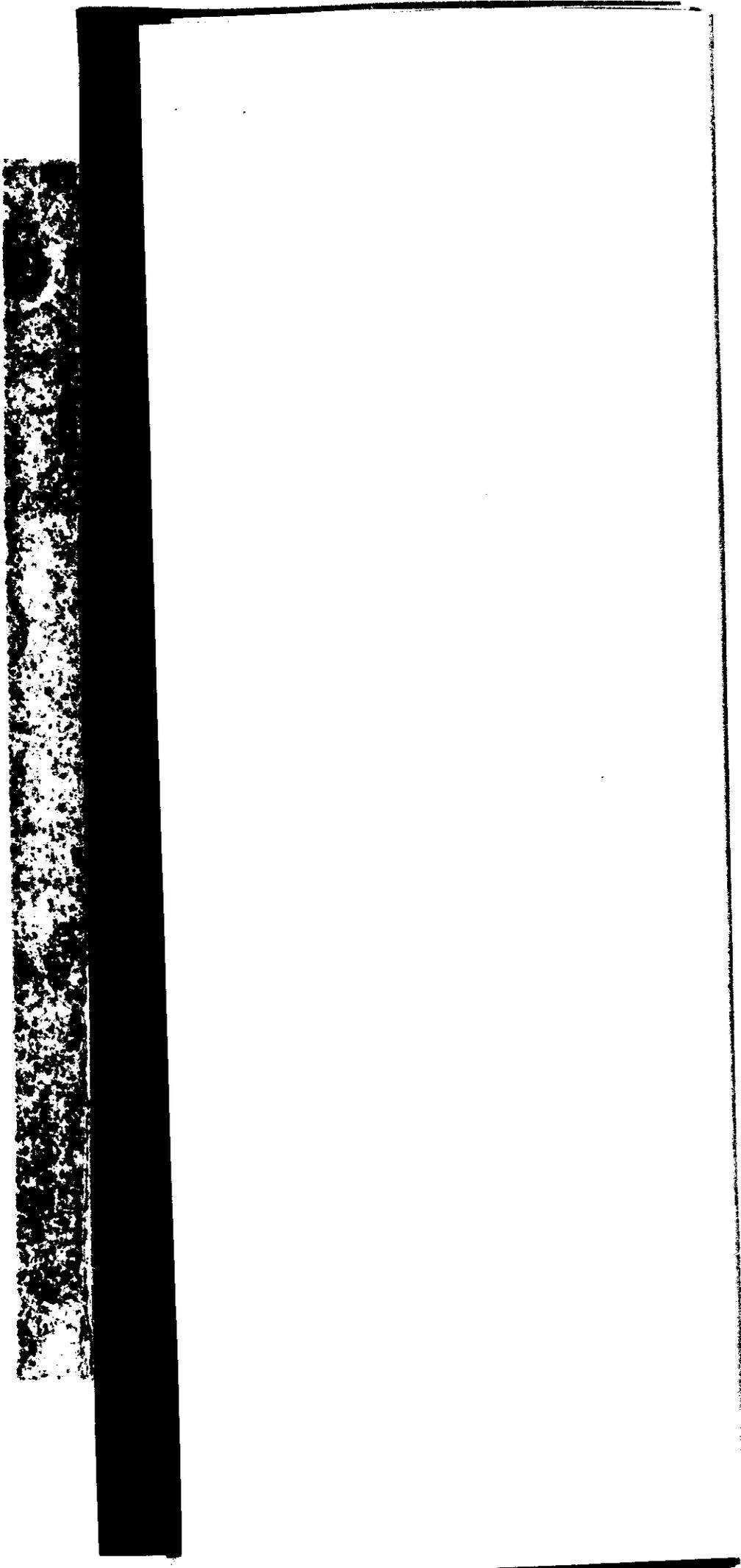
Moved by Councilman Bystrak, seconded by Councilman Fath, that the Town Clerk be authorized and directed to open and read aloud the sealed bids on hand.

Seconded by Councilman Bystrak, seconded by Councilman Fath, that the bids be referred to the Town Engineer for analysis and tabulation.

Hereto attached is a copy of the bids received.

1  
26

Item No. 30-Cont'd.



**BID TABULATION - LEMOINE AVENUE - TOWN OF CHEEKTOWAGA - PAVEMENT, CURBS & STORM SEWERS**

Bid Item No.	DESCRIPTION	AMOUNT	UNIT	L.A. PAOLINI INC.		STRACO INC.		B. & C. CONST. CO. INC.		R.D. YOUNG INC.		DEPLAN. CONT. CO. INC.		ERIE PAVING OF CHEEKTOWAGA, INC.		UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL						
1	PAVEMENT CONSTRUCTION	5000	SY.	610	30500.00	352	17600.00	375	18750.00	580	29000.00	469	23450.00	360	18000.00						
2	CURB CONSTRUCTION	3120	L.F.	350	10920.00	300	9360.00	335	10452.00	400	12480.00	375	11700.00	330	10296.00						
3	REINFORCED CONCRETE PIPE SEWER																				
	10 R.C.P. 0' 6" DEPTH	160	L.F.	400	960.00	460	736.00	450	720.00	380	608.00	350	560.00	198	310.40						
	12 R.C.P. 0' 6" DEPTH	400	L.F.	400	2400.00	490	1960.00	450	1800.00	405	1620.00	405	1620.00	346	1384.00						
	15 R.C.P. 0' 6" DEPTH	370	L.F.	700	2590.00	560	2072.00	560	2072.00	525	1942.50	479	1772.30	451	1668.70						
	18 R.C.P. 0' 6" DEPTH	35	L.F.	125	2537.5	580	203.00	560	196.00	550	192.50	504	176.40	468	163.80						
	24 R.C.P. 0' 6" DEPTH	409	L.F.	950	3885.50	950	3885.50	950	3885.50	845	3456.05	830	3394.70	847	3464.23						
<b>TOTAL AMOUNT FOR BID ITEM NO. 3</b>					<b>\$13,089.25</b>		<b>\$11,456.50</b>		<b>\$11,273.50</b>		<b>\$10,219.05</b>		<b>\$9,855.40</b>		<b>\$9,151.13</b>						
4	STANDARD MANHOLE 0' 6" DEPTH	5	EA.	300.00	1,500.00	225.00	1,125.00	160.00	800.00	210.00	1,050.00	225.00	1,125.00	225.00	1,125.00						
5	ADDITIONAL DEPTH M.H. OVER 6"	5	L.F.	50.00	250.00	30.00	150.00	40.00	200.00	35.00	175.00	35.00	175.00	35.00	175.00						
6	MANHOLES	9	EA.	200.00	1,800.00	180.00	1,620.00	185.00	1,665.00	150.00	1,350.00	195.00	1,755.00	190.00	1,710.00						
7	GRAVEL BACKFILL MATERIAL	75	CY.	400	150.00	400	300.00	500	375.00	400	300.00	500	375.00	425	318.75						
8	REPAIRING EXISTING DITCH		L.S.		150.00		150.00		250.00		300.00		100.00		350.00						
9	ASPH. PAVEMENT REPLACEMENT	25	SY.	425	156.25	600	150.00	300	75.00	700	175.00	300	75.00	500	125.00						
<b>TOTAL AMOUNTS NO. 4 TO NO. 9 INCLUSIVE</b>					<b>\$58,515.50</b>		<b>\$41,911.50</b>		<b>\$43,840.50</b>		<b>\$55,049.05</b>		<b>\$48,610.40</b>		<b>\$41,250.88</b>						

NEW AMSTERDAM CASUALTY CO.	MARYLAND CASUALTY CO.	NEW AMSTERDAM CASUALTY CO.	NEWARK INS. CO.	TRAVELERS INDEMNITY	NEW AMSTERDAM CASUALTY CO.
----------------------------	-----------------------	----------------------------	-----------------	---------------------	----------------------------

BIDS RECEIVED - JULY 6, 1959 - 2:30 PM E.D.S.T.

# PAVEMENT, CURBS & STORM SEWERS

AL	DEPLAN CONT Co. Inc.		ERIC PAYING OF CHEEKTOWAGA, INC		UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
	UNIT	TOTAL	UNIT	TOTAL								
00.00	4.69	23,450.00	3.60	18,000.00								
30.00	3.75	11,700.00	3.30	10,296.00								
08.00	3.50	560.00	1.94	310.40								
20.00	4.05	1,620.00	3.46	1,384.00								
12.50	4.79	1,772.30	4.51	1,668.70								
12.50	5.04	176.40	4.68	163.80								
00.00	5.83	2,332.00	5.40	2,160.00								
56.05	8.30	3,394.70	8.47	3,464.23								
19.05		\$9,855.40		\$9,151.13								
50.00	225.00	1,125.00	225.00	1,125.00								
75.00	35.00	175.00	35.00	175.00								
50.00	195.00	1,755.00	190.00	1,710.00								
00.00	5.00	375.00	4.25	318.75								
00.00		100.00		350.00								
75.00	3.00	75.00	5.00	125.00								
19.05		\$48,610.40		\$41,250.88								
Co.	TRAVELERS INDEMNITY		NEW AMSTERDAM CASUALTY Co.									

9 - 2:30 PM. E.D.5T

TABULATION  
 35 MOINE AVENUE  
 CITY OF CHEEKTOWAGA  
 PAVEMENT, CURBS & STORM SEWERS  
 BILLS RECEIVED - JULY 6, 1959 - 2:30 PM  
 NUNBAUMER, CLARKE & VELZY  
 CONSULTING ENGINEERS  
 BUFFALO, NEW YORK

A-848

Item No. 31 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. G-663	to G-717, inclusive
Highway Fund	H-272	to H-314, inclusive
Special Districts	S-299	to S-331, inclusive
Part Town Fund	3060	to 3068, inclusive

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      6

Item No. 32 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Petitions Committee on June 20, 1959, June 27, 1959, and July 3, 1959, after the same have been approved by the Building Inspector.

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      15

Item No. 33 Referred to the Chief of Police communication from Jean Dollinger requesting Boulevard Stop Signs at the intersection of Vegola Avenue and Winston Avenue, with traffic stopping both on Vegola and Winston.

18  
41

Item No. 34 Six persons in the audience stood and wished to be recorded as against the application of Joseph Inzinna to rezone from Residential District to First Industrial District, .598 acres on Aero Drive.

19

Item No. 35 The appeal of Frank J. Stahl, business representative for Local 1026, State, County and Municipal Employees, for a third paid vacation week, was rejected by the Board.

31  
42

Item No. 36 Referred to the Town Board the request of Dr. Victor Reinstein, regarding property owners, near Dick Road, who might lose between 200 and 300 feet of property due to the widening and straightening of Scajaquada Creek.

Dr. Reinstein also related to the Board that Loblaw, Inc., should contribute as well as the other property owners.

26  
42

Item No. 37 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn.

SEAL

*Kenneth T. Conley*  
KENNETH T. CONLEY  
Town Clerk

Item No. 1 | At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 20th day of July, 1959, at 7:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
	Joseph Kornecki	Councilman

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Building Inspector Trafalski, and Town Engineer Kamm.

Item No. 2 | The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 | Referred to the Assessors for a property check petition for the extension of Water District No. 9. 17  
29

Item No. 4 | Ordered received and filed communication from the Building Inspectors relating to the Board building permits approved on July 20, 1959. 17

Item No. 5 | Referred to the Chief of Police request for a No Parking Sign in front of No. 341 Cleveland Drive. 4

Item No. 6 | Referred to the Town Board, Town Attorney and the Supervisor communication from the Town of Lancaster requesting a joint meeting to discuss a proposed sanitary sewer district in the vicinity of Genesee and Transit Road. 17

Item No. 7 | Ordered referred to the Assessors for a property check petition for the installation of street lighting equipment on Pine Park Street. 17

Item No. 8 | Referred to the Town Board petition presented by the Officers and Employees of the Town of Cheektowaga for the relief afforded pursuant to Sub-Division 17 of Section 64 of the Town Law of the State of New York, to take such necessary and appropriate action to secure hospitalization, medical, and surgical services for the officers and employees and their families of said Town. 17  
21

Item No. 9 | Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, George Polowski, \_\_\_\_\_, Cheektowaga, has been employed by the Town of Cheektowaga as a Junior Engineering Aide under a provisional appointment, and

Cheektowaga, by the Erie County Personnel Officer.

NOW, THEREFORE,

BE IT RESOLVED, that the provisional appointment of George Polowski be terminated as of July 20, 1959 and that his appointment as Junior Engineering Aide be made permanent effective July 20, 1959 at a salary of \$5,000.00 per year.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 10 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the request of Jerome Otempowski, for additional sick leave of absence be granted, and that the Supervisor be authorized and directed to pay the same Jerome Otempowski any additional sick leave absence that he is entitled to.

AYES: -5- NOES: -0- ABSENT: -2- 21

Item No. 11 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the New York State Comptroller is conducting a hearing in Albany, New York, at 2:00 p.m., on Tuesday, July 21, 1959 concerning the extension of the U-Crest Fire District to include Westinghouse property in said district.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor and the Town Attorney, and any members of the Town Board who may desire to attend said hearing be authorized to meet the expenditures necessary to attend said hearing.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2- 22

Item No. 12 Moved by Councilman Bystrak, seconded by Councilman Fath, that the Chief of Police be authorized and directed to erect "Children at Play" signs on Colden Court, at both entrances, Maryvale Drive and Genesee Street.

AYES: -5- NOES: -0- ABSENT: -2- 23

ITEM NO. 13 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board has studied the situation and considers it necessary to install a traffic light at the intersection of Maryvale Drive and Cayuga Road.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be, and he hereby is directed to send a certified copy of this resolution to the Erie County Traffic Department requesting permission to install a traffic light at the intersection of Maryvale Drive and Cayuga Road, Cheektowaga, New York.

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

Councilman Bystrak	Voting AYE .
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2- 24

Item No. 14 Moved by Councilman Bystrak, seconded by Councilman Fath, that the following recommendations of the Chief of Police be granted:

1-No Standing From Here to Corner on the northwest corner of Wanda Avenue from a point 100 feet north of Walden Avenue to Walden Avenue.

2-Boulevard Stop sign on the southeast corner of Winston Avenue and Vegola Avenue.

Item No. 14-Cont'd.

3-Boulevard Stop sign on the northwest corner of Winston Avenue and Vegola Avenue.

4-No Parking from Here to Corner from a point 150 feet north of Kensington Avenue to Kensington Avenue on the west side of Concord Drive.

AYES: -5-

NOES: -0-

ABSENT: -2- 18

Item No. 15 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the construction of a bridge at Nagel Drive in the Town of Cheektowaga, has been approved by this Town Board, and

WHEREAS, Nussbaumer, Clarke & Velzy, Consulting Engineers of the Town, have prepared definite plans and specifications for said construction, and with the assistance of the Town Attorney, a proposed contract, all of which documents have been examined by this Board and approved, and have been duly filed with the Town Clerk, and

WHEREAS, this Board desires to receive bids for the said construction work.

NOW, THEREFORE,

BE IT RESOLVED, that bids shall be received and publicly opened and read on August 17, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, of that day, at a regular meeting of this Town Board and the Town Clerk is hereby directed to advertise for bids in the DEPEW HERALD AND CHEEKTOWAGA NEWS on July 30, 1959, by inserting in said newspaper the following Notice to Contractors:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 17th day of August, 1959, at 7:30 p.m., E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of a bridge at Nagel Drive consisting of about 70 lineal feet of twin cell 9 feet by 16 feet reinforced concrete conduit channel, including concrete headwalls, rip-rap, railing, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five percentum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, or a penal sum equal to 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.

Item No. 15-Cont'd.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Dated: July 20, 1959  
Published: July 30, 1959

KENNETH T. HANLEY  
town Clerk

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is affidavit of publication.

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE TO CONTRACTORS**

**ADVENTURES  
MIGHTIEST HERO  
LIVES HIS**

—Thurs., Fri. and Sat.—  
July 30th, 31st and Aug. 1st

**Cardinals 11 - Red Legs 5 - Depew**  
his Belote of the Cardinals wrote  
quite a story for  
his team in the  
South Side Baseball

**LANCASTER**  
THEATRE

Drive Slow—Children Are Playing

- Industrial Softball 000 0000-0 0 0
- Sylvania 000 0000-0 0 0
- Local 1581 111 1111-7 0 0
- Local 1814 001 0000-1 4 4
- Local 1874 020 110x-4 7 0
- Class "B" Baseball
- Phis & Eddies 100 1001-3 4
- 1274 Club 101 211x-6 8
- Cleveland HM 220 0330-10 10 2
- Phillies 120 0010-4 7 4
- Norb's Guff 001 0010-2 6 0
- Alcoves Jrs. 001 0000-1 4 0
- Ditchers 003 3010-7 8 1
- Tech 200 0211-6 4 0
- Check BM 624 4100-16 17
- Nomads 113 0100-6 5
- Maryvale Flyers 020 1021-6 13 2
- Danny's 010 0002-3 7

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy.

was inserted and published therein once a week for

..... week, the first insertion being on the  
30th day of July, 1959 and  
the last insertion being on the ..... day of

....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this 4 day of

August, 1959

*Ken T. Hanley*

Notary Public in and for Erie County

hn 1086

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

**NOTICE TO CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 17th day of August, 1959, at 7:30 p.m. E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of a bridge at Nagel Drive consisting of about 70 lineal feet of twin cell 9 feet by 16 feet reinforced concrete conduit channel, including concrete headwalls, rip-rap, railing, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Dated: July 20, 1959

KENNETH T. HANLEY  
Town Clerk

Item No. 16 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga entered into an agreement on February 3, 1939 with the New York State Electric and Gas Corporation for the furnishing of electric service for various town uses, and

WHEREAS, said agreement has been extended for four or five year periods, and

WHEREAS, the New York State Electric and Gas Corporation wishes to terminate the above mentioned agreement and desires to enter into a new contract with the town for electric service in accordance with the attached proposed traffic signal contract, and

WHEREAS, the Town Board has studied the contract and its terms have been approved and recommended by the Town Attorney.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized and directed to execute the attached contract on behalf of the Town of Cheektowaga.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

22  
27

Item No. 17 Councilman Bystrak moved, seconded by Councilman Fath, that the Niagara Mohawk Power Corporation be authorized and directed to place a shield on light in front of No. 112 Ridge Park Avenue, Town of Cheektowaga, New York.

AYES: -5-

NOES: -0-

ABSENT: -2-

27

Item No. 18 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to make the following light changes and installations:

Install one 4000 lumen globe type overhead light on first existing pole east of Olcott Place on Vera Avenue. Move present light from Pole #544 to Pole #538. Install one 4000 lumen globe type light on existing Pole #548 on South 15th Street.

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 19 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Gas and Electric Corporation be authorized to make the following light changes and installations:

Install one 2500 lumen globe type overhead light on existing pole at North Meadowbrook corner of Bismark.

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2- 57

Item No. 20 | This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Crestview Avenue	Cleveland Drive	Kuhn Road

TYPE OF STREET LIGHTING INSTALLATION

7 Y 19 Standards - Underground conduit

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Crestview Avenue	Cleveland Drive	Kuhn Road

TYPE OF STREET LIGHTING INSTALLATION

7 Y 19 Standards - Underground conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought,

by the installation of street lighting equipment hereinabove particularly described along said streets, and

Item No. 20-Cont'd.

BE IT FURTHER RESOLVED, that such petition is hereby approved and that installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying the electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

STATE OF NEW YORK )  
                          )SS.  
COUNTY OF ERIE     )

I, KENNETH T. HANLEY, TOWN CLERK OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, DO HEREBY CERTIFY THAT I HAVE COMPARED THE FOREGOING WITH THE ORIGINAL MINUTES OF THE MEETING OF THE TOWN BOARD OF THE SAID TOWN HELD ON THE 20th DAY OF JULY, 1959, AND THAT THE FOREGOING IS A TRUE AND CORRECT TRANSCRIPT FROM SAID ORIGINAL RESOLUTION AND ORDER AND THE WHOLE THEREOF: AND THAT THE RESOLUTIONS AND ORDERS DULY ADOPTED BY THE SAID TOWN BOARD ARE ON FILE IN MY OFFICE.

I FURTHER CERTIFY THAT ALL MEMBERS OF SAID TOWN BOARD HAD DUE NOTICE OF SAID MEETING.

I FURTHER CERTIFY THAT A CERTIFIED COPY OF SUCH RESOLUTION AND ORDER WAS CAUSED BY ME TO BE RECORDED IN THE OFFICE OF THE CLERK OF ERIE COUNTY, NEW YORK, ON THE 30th DAY OF JULY, 1959. IN WITNESS WHEREOF I HAVE HEREUNTO SET MY HAND AND THE SEAL OF THE SAID TOWN OF CHEEKTOWATA THIS 30th DAY OF JULY, 1959.

KENNETH T. HANLEY  
Town Clerk

SEAL

Item No. 21 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the Supervisor be authorized and directed to purchase from the Westinghouse Manufacturing Corporation seven (7) Y 19 Street Lighting Standards for use in Crestview Avenue Special Street Light District.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 22 Moved by Councilman Fath, seconded by Councilman Weber, that the request of the Pine Hill Hose Company to close Normandy Avenue from August 6, 1959 to August 10, 1959, in connection with their Annual Field Days, be granted, and that a copy of this resolution be referred to the Chief of Police and the Highway Department.

ayes; -5-

NOES: -0-

ABSENT: -2-

Item No. 23 Councilman Weber presented the following resolution and moved its adoption:

RESOLVED, that the request of the U-Crest Hose Company to close Clover Place from Union Road to a point 400 feet west on Clover Place and Evergreen Place to a point 200 feet west on Evergreen during the following hours on August 1 and 2, 1959:

August 1, 1959 - 6 p.m. to 1 a.m.  
August 2, 1959 - 12 noon to 12 midnite

be granted, and that a copy of this resolution be forwarded to the Highway Department and the Chief of Police.

Seconded by Councilman Fath

AYES: -5-                      NOES: -0-                      ABSENT: -2-                      23

Item No. 24 Councilman Fath presented the following resolution and moved its adoption:

RESOLVED, that Building Permit No. 1350 issued to Casper J. Urban, for the erection of a Funeral Home at No. 3645 Genesee Street, be revoked until a compromise can be made between Walter Ifflander and the applicant, in regard to the side lot set back on the east side of No. 3645 Genesee Street.

AYES: -5-                      NOES: -0-                      ABSENT: -2-                      15

Item No. 25 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 718	to	783 inclusive
Highway Fund	315		338
Special Districts	332		354
Part Town Fund	3069		3074

AYES: -5-                      NOES: -0-                      ABSENT: -2-                      6

Item No. 26 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue Building Permits on applications approved by the Petitions Committee on July 11, 1959 and July 18, 1959, after the same have been approved by the Building Inspector.

AYES: -5-                      NOES: -0-                      ABSENT: -2-                      5

Item No. 27 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, Nussbaumer, Clarke and Velzy, engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the establishment of a drainage district of the Town of Cheektowaga to be designated "Drainage District No. 7", and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the surface water drains and appurtenances suitable for their operation to be constructed within the drainage district and the location of each, and

WHEREAS, the boundaries of said proposed district as set forth in said map, plan and report are as follows:

BEGINNING at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way; thence northeasterly along the southerly line of the

Item No. 27-Cont'd.

West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5 and Farm Lot No. 4 to the north village line of the Village of Depew; thence westerly along the north village line to centerline of Dick Road; thence southerly along the centerline of Dick Road also being the village line to the northerly line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence westerly along the northerly line of the three-hundred foot wide right-of-way to the point of beginning, and

WHEREAS, the improvements proposed to be made in the district consist of surface water drains and appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$565,729 which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the District will derive therefrom, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town on the 3rd day of August, 1959, at 2:30 o'clock, P.M., Daylight Saving Time, and hold a public hearing on the establishment of said district, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12 A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed district are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed district; and (d) whether the establishment of such district is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-                      NOES: -0-                      ABSENT: -2-                      20

Posted as follows on the 23rd day of July, 1959:

- 1-Telephone Pole No. 6 - George Urban Blvd;
- 2-Post in front of No. 1241 George Urban Blvd;
- 3-Post at the corner of George Urban Blvd. and Nagel Drive;
- 4-Post at the corner of Nadine and Nagel Drive;
- 5-Post at the corner of Nagel and Santine Drive;
- 6-Telephone Pole No. 124 - Dick Road;
- 7-Post at the corner of Dick Road and Harris Avenue;
- 8-Telephone Pole at the corner of Meadowlawn & Homesworth Road;
- 9-Post at the corner of Diane Drive and Homesworth Road;
- 10-Telephone Pole No. 40 -Meadowlawn Road

Attached hereto is a copy of the Notice published in the **DEPEW HERALD-CHEEKTOWAGA NEWS** and the **CHEEKTOWAGA TIMES**:

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

benefited are included within the limits of the proposed district; and (d) whether the establishment of such district is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law. Seconded by Councilman Weber, and duly put to a vote which resulted as follows:

Councilman Wroblewski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Weber, voting Aye  
Councilman Fath, voting Aye  
Councilman Trojanoski, voting Aye.  
Ayes: 5; Noes: 0; Absent: 2.

State of New York )  
County of Erie ) a pub  
I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows: towag

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 20, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-36, inclusive, of said book. annex was

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy thereof insofar as said minutes relate to matters referred to in said extract. the la

3. Said minutes correctly state the time when said meeting was held and the members of said Board who attended said meeting. more

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of July, 1959. day

KENNETH T. HANLEY, Town Clerk

Earlier this season the Anglies...  
...with the Fagos Club in the lan...  
...the Saints into a first place

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication JUL 23 1959; last publication JUL 23 1959; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this JUL 27 1959 day of ... 19...

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

**EXTRACTS FROM MINUTES  
OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of July, 1959, at 7:30 o'clock p.m., Eastern Daylight Saving Time, there were:

**PRESENT:**

**FELIX T. WROBLEWSKI,**  
Councilman.  
**STANLEY R. BYSTRAK,**  
Councilman.  
**ALANCIN FATH,**  
Councilman.  
**DANIEL E. WEBER,**  
Councilman.  
**JOSEPH TROJANOSKI,**  
Councilman.

**ABSENT:**

**BENEDICT T. HOLTZ,**  
Supervisor.  
**JOSEPH KORNECKI,**  
Councilman.

Councilman Fath presented the following resolution and moved its adoption.

WHEREAS, Nussbaumer, Clarke and Velzy, engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the establishment of a drainage district of the Town of Cheektowaga to be designated "Drainage District No. 7," and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the surface water drains and appurtenances suitable for their operation to be constructed within the drainage district and the location of each, and

WHEREAS, the boundaries of said proposed district as set forth in said map, plan and report are as follows:

BEGINNING at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way; thence northeasterly along the southerly line of the West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5 and Farm Lot No. 4 to the north village line of the Village of Depew; thence westerly along the north village line to centerline of Dick Road; thence southerly along the centerline of Dick Road also being the village line to the northeasterly line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence westerly along the northerly line of the three-hundred foot wide right-of-way to the point of beginning,

and WHEREAS, the improvements proposed to be made in the district consist of surface water drains and appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$565,729 which is to be raised by the issuance of bonds issued by the Town of Cheektowaga and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit

therefrom, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town on the 3rd day of August, 1959 at 2:30 o'clock, p.m., Daylight Saving Time, and hold a public hearing on the establishment of said district, at which all persons interested in the subject thereof may be heard concerning the same

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed district are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed district; and (d) whether the establishment of such district is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law. Seconded by Councilman Weber and duly put to a vote which resulted as follows:

Councilman Wroblewski voting aye.  
Councilman Bystrak voting aye.  
Councilman Fath voting aye.  
Councilman Weber voting aye.  
Councilman Trojanoski voting aye.

Ayes: 5 - Noes: 0 - Absent: 2.  
STATE OF NEW YORK )  
COUNTY OF ERIE )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, do hereby certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 20, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-36, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to, in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of July, 1959.

KENNETH T. HANLEY,  
Town Clerk  
(Pub: July 23, 1959)

essay of white stephanois, shat. A  
ered carnations and the  
Miller

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the  
**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
..... day of July, 1959, and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this 28 day of  
July, 1959  
*Frank Hanks*  
Notary Public in and for Erie County

hn 1086





BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town on the 3rd day of August, 1959 at 2:30 o'clock, P.M., Daylight Saving Time, and hold a public hearing on the establishment of said district, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed district are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed district; and (d) whether the establishment of such district is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Councilman Wroblewski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Weber, voting Aye  
Councilman Fath, voting Aye  
Councilman Trojanoski, voting Aye.  
Ayes: 5; Noes: 0; Absent: 2.  
State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 20, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-36, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of July, 1959.

KENNETH T. HANLEY,  
Town Clerk

ing at r  
tes under  
active  
Mr.  
on S  
also  
field  
down  
ion  
ol  
train  
n  
h  
Soc  
ph  
good

Item No. 28 Councilman Wroblewski presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED JULY 20, 1959, AUTHORIZING THE ISSUANCE OF \$161,700 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----

WHEREAS, Sewer District No. 5, hereinafter described, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, and, as such, has constructed, maintained and operated a sanitary trunk sewer system for the collection and disposal of sewage within said District in accordance with Article 12 of the Town Law of New York, and the purpose hereinafter described is a special improvement authorized by said Article 12; NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$161,700, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") is the construction of additional facilities for the sewage disposal system maintained by Sewer District No. 5 of said Town, to consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last-mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes, in accordance with a resolution authorizing said improvement adopted by the Town Board of said Town on February 2, 1959, pursuant to the provisions of Section 202-b of the Town Law of New York.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$161,700, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga and circulating in said Sewer District No. 5. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to spend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Item No. 28-Cont'd.

Section 7. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-                      NOES: -0-                      ABSENT: -2-

Councilman Wroblewski presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 20, 1959, AUTHORIZING THE ISSUANCE OF \$161,700 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$161,700, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of \$161,700 Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated July 20, 1959, Authorizing the Issuance of \$161,700 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law."

Section 2. The specific purpose (hereinafter referred to as "purpose") is the construction of additional facilities for the sewage disposal system maintained by Sewer District No. 5 of said Town, to consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last-mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes, in accordance with a resolution authorizing said improvement adopted by the Town Board of said Town on February 2, 1959, pursuant to the provisions of Section 202-b of the Town Law of New York.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

Item No. 28-Cont'd.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-	NOES: -0-	ABSENT: -2-	12 21
-----------	-----------	-------------	----------

Hereto attached is a copy of the Notice published in the  
DEPEW HERALD-CHEEKTOWAGA NEWS;

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

**LEGAL NOTICE**

**BOND RESOLUTION** published in the Town of Cheektowaga and circulating in said Sewer District No. 5. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Bond Resolution published herewith has been adopted on the 20th day of July, 1959, and the validity of the obligations authorized by such Bond Resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk of the Town of  
Cheektowaga, New York

July 23, 1959 day of

*Kenneth T. Hanley*  
Notary Public in and for Erie County

hn 1086

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 23rd day of July, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

**NOTICE**  
paper published in the town of Cheektowaga and circulating in said Sewer District No. 5. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Bond Resolution published herewith has been adopted on the 20th day of July, 1959, and the validity of the obligations authorized by such Bond Resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk of the Town of  
Cheektowaga, New York

28

Sworn to before me on the \_\_\_\_\_ day of  
July 1959  
Kenneth T. Hanley  
Notary Public in and for Erie County

hn 1086

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for \_\_\_\_\_ week, the first insertion being on the 23rd day of July, 1959, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

**LEGAL NOTICE**

**BOND RESOLUTION, DATED JULY 20, 1959, AUTHORIZING THE ISSUANCE OF \$161,700 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, COUNTY OF ERIE, PURSUANT TO LOCAL FINANCE LAW.**

**RICHARD G. BENNETT**

WHEREAS, Sewer District No. 5, hereinafter described, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, and, as such, has constructed, maintained and operated a sanitary trunk sewer system for the collection and disposal of sewage within said District in accordance with Article 12 of the Town Law of New York, and the purpose hereinafter described is a special improvement authorized by said Article 12; NOW, THERE-

FORE,  
BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$161,700, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") is the construction of additional facilities for the sewage disposal system maintained by Sewer District No. 5 of said Town, to consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last-mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes, in accordance with a resolution authorizing said improvement adopted by the Town Board of said Town on February 2, 1959, pursuant to the provisions of Section 202-b of the Town Law of New York.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$161,700, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and circulating in Cheektowaga and District No. 5. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Bond Resolution published herewith has been adopted on the 20th day of July, 1959, and the validity of the obligations authorized by such Bond Resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk of the Town of  
Cheektowaga, New York

Item No. 29 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on the 20th day of July, 1959, and

WHEREAS, it appears to the Town Board that the above petition was duly signed and acknowledged in the same manner as a deed to be recorded, by the owners of taxable real property situate in the proposed extension of said Water District No. 9 owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed extension, as shown upon the latest completed assessment roll of said Town, and

WHEREAS, said petition is accompanied by a map prepared by Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of said proposed water district extension, and a general plan of the proposed water system, the source of water supply, and the location of water mains, distributing pipes and hydrants, and

WHEREAS, the proposed water district extension is described in said petition as follows:

DESCRIPTION OF PROPOSED EXTENSION OF  
WATER DISTRICT NO. 9, TOWN OF CHEEKTOWAGA, NEW YORK

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots 67 and 71, Township 11, Range 7 of the Holland Land Company Survey and more particularly bounded and described as follows:

BEGINNING at a point in the south line of the Village of Depew boundary, said point being the intersection of south boundary line of the Village of Depew and the west boundary line of Water District No. 9, said point also being 200 feet west of the west right-of-way line of Borden Road, and extending westerly along the south boundary line of the Village of Depew to its intersection with the north property line of the lands conveyed to Theodore Felber by deed recorded in the Erie County Clerk's Office under Liber 6344, Page 327 and 328;

THENCE southwesterly along the north property line of said lands conveyed to Theodore Felber to a point in a southerly extension of the easterly right-of-way line of Keicher Road, said point being 530 feet southerly from the southerly right-of-way line of Rowley Road as measured along the said east right-of-way line of Keicher Road so extended;

THENCE southerly a distance of 43.06 feet along the east right-of-way line of Keicher Road extended;

THENCE westerly a distance of 401.38 feet measured at right angles to the said east right-of-way line of Keicher Road so extended;

THENCE northerly a distance of 117.98 feet along a line making an exterior angle of 90° 47' with the previous mentioned line;

THENCE westerly a distance of 431.32 feet along a line parallel to the southerly line of Rowley to the westerly property line of said lands now or formerly owned by Theodore Felber;

THENCE southerly a distance of 417.91 feet more or less along the westerly line of said lands now or formerly owned by Theodore Felber; said westerly line being parallel to the east line of Lot 71, Township 11, Range 7;

THENCE easterly a distance of 1112 feet more or less along a line parallel to the south line of Lots 71 and 67, Township 11, Range 7 to the westerly boundary of Water District No. 9;

THENCE northerly a distance of 516.73 feet more or less along the westerly boundary of Water District No. 9 to the point of beginning,  
and

WHEREAS, the territory hereinbefore described is situate entirely in said Town, outside of any incorporated village or city therein,  
and

Item No. 29-Cont'd.

WHEREAS, it is proposed that the expense of constructing such improvement shall be borne entirely by the petitioners and there will be no local assessment except transmission charges and possible future repairs.

NOW, THEREFORE,

IT IS ORDERED, that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Union Road and Broadway in the Town of Cheektowaga, on the 3rd day of August, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER ORDERED, that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed extension are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed extension, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the territory affected, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid, and that copies of this order be posted conspicuously in five (5) public places within the area where said proposed water district extension is to be made, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 23rd day of July, 1959:

- 1 - Post on proposed Teddy Terrace 50 feet west of Keicher Road;
- 2 - Post on proposed Teddy Terrace 75 feet west of Keicher Road;
- 3 - Post on proposed Teddy Terrace 100 feet west of Keicher Road;
- 4 - Post on proposed Teddy Terrace 150 feet west of Keicher Road;
- 5 - Post at the corner of Keicher Road and proposed Teddy Terrace.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

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

LEGAL NOTICE

Extracts From Minutes of  
Township 11, Range 7:  
THENCE easterly a distance of  
1112 feet more or less along a line  
parallel to the south line of lots  
71 and 67, Township 11, Range 7  
to the westerly boundary of Water  
District No. 9;  
THENCE northerly a distance of  
516.72 feet more or less along the

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
23rd day of July, 1959, and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof

*Richard G. Bennett*

6-10 W. Main Street

THE COMPLETE

**G.C.M.**

feather  
quills  
rival th

ON DEAN'S LIST  
Three Cheektowaga students at  
the University of Buffalo's School  
of Engineering last week were  
named to the dean's list for the  
second semester. They are:  
recreational activity.  
gram of summer educational and  
tem is offering a diversified pro-  
courses. All in all, the school sys-  
ing to brush up a bit on these  
is being conducted for pupils wish-  
course in reading and arithmetic  
schools. In addition, an elementary

Sworn to before me this ..... day of

28  
*John Hanley*  
Notary Public in and for Erie County

STATE OF NEW YORK } ss.  
COUNTY OF ERIE }  
**LEGAL NOTICE**  
Extracts From Minutes of  
Town Board

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of July, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

**PRESENT:**  
Felix T. Wroblewski, Councilman  
Stanley R. Bystrak, Councilman  
Alancin Fath, Councilman  
Daniel E. Weber, Councilman  
Joseph Trojanoski, Councilman

**ABSENT:**  
Benedict T. Holtz, Supervisor  
Joseph Kornecki, Councilman  
Councilman Fath presented the following resolution and moved its adoption:

**WHEREAS,** a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on the 20th day of July, 1959, and

**WHEREAS,** it appears to the Town Board that the above petition was duly signed and acknowledged in the same manner as a deed to be recorded, by the owners of taxable real property situate in the proposed extension of said Water District No. 9 owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed extension, as shown upon the latest completed assessment roll of said Town, and

**WHEREAS,** said petition is accompanied by a map prepared by Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of said proposed water district extension, and a general plan of the proposed water system, the source of water supply, and the location of water mains, distributing pipes and hydrants, and

**WHEREAS,** the proposed water district extension is described in said petition as follows:

**DESCRIPTION OF PROPOSED EXTENSION OF WATER DISTRICT NO. 9 TOWN OF CHEEKTOWAGA, NEW YORK**

**ALL THAT TRACT OR PARCEL OF LAND,** situate in the Town of Cheektowaga, County of Erie and State of New York, being part of lots 67 and 71, Township 11, Range 7 of the Holland Land Company Survey and more particularly bounded and described as follows:

**BEGINNING** at a point in the south line of the Village of Depew boundary, said point being the intersection of south boundary line of the Village of Depew and the west boundary line of Water District No. 9, said point also being 200 feet west of the west right-of-way line of Borden Road, and extending westerly along the south boundary line of the Village of Depew to its intersection with the north property line of the lands conveyed to Theodore Felber by deed recorded in the Erie County Clerk's Office under Liber 6344, Page 327 and 328;

**THENCE** southwestwesterly along the north property line of said lands conveyed to Theodore Felber to a point in a southerly extension of the easterly right-of-way line of Keicher Road, said point being 530 feet southerly from the southerly right-of-way line of Rowley Road, as measured along the said east right-of-way line of Keicher Road so extended;

**THENCE** southerly a distance of 43.06 feet along the east right-of-way line of Keicher Road extended;

**THENCE** westerly a distance of 401.38 feet measured at right angles to the said east right-of-way line of Keicher Road so extended;

**THENCE** northerly a distance of 117.99 feet along a line making an exterior angle of 90° 47' with the previous mentioned line;

**THENCE** westerly a distance of 431.32 feet along a line parallel to the southerly line of Rowley to the westerly property line of said lands now or formerly owned by Theodore Felber;

**THENCE** southerly a distance of 417.91 feet more or less along the westerly line of said lands now or formerly owned by Theodore Felber; said westerly line being parallel to the east line of Lot 71, Township 11, Range 7;

**THENCE** easterly a distance of 1112 feet more or less along a line parallel to the south line of Lots 71 and 67, Township 11, Range 7 to the westerly boundary of Water District No. 9;

**THENCE** northerly a distance of 516.73 feet more or less along the westerly boundary of Water District No. 9 to the point of beginning,

and **WHEREAS,** the territory hereinbefore described is situate entirely in said Town, outside of any incorporated village or city therein, and

**WHEREAS,** it is proposed that the expense of constructing such improvement shall be borne entirely by the petitioners and there will be no local assessment except transmission charges and possible future repairs,

**NOW, THEREFORE,**

**IT IS ORDERED,** that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Union Road and Broadway in the Town of Cheektowaga, on the 3rd day of August, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

**BE IT FURTHER ORDERED,** that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions thereof,

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for

..... week, the first insertion being on the

..... day of ..... 19..... and

the last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

..... day of

..... 19.....

*Hankley*  
public in and for Erie County

TOWNSHIP 11, RANGE 7;  
THENCE easterly a distance of 1112 feet more or less along a line parallel to the south line of Lots 71 and 67, Township 11, Range 7 to the westerly boundary of Water District No. 9;

THENCE northerly a distance of 516.73 feet more or less along the westerly boundary of Water District No. 9 to the point of beginning,

and  
WHEREAS, the territory hereinbefore described is situate entirely in said Town, outside of any incorporated village or city therein, and

WHEREAS, it is proposed that the expense of constructing such improvement shall be borne entirely by the petitioners and there will be no local assessment except transmission charges and possible future repairs,

NOW, THEREFORE,  
IT IS ORDERED, that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Union Road and Broadway in the Town of Cheektowaga, on the 3rd day of August, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER ORDERED, that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed extension are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed extension, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald and Cheektowaga News, a newspaper having a general circulation in the territory affected, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid, and that copies of this order be posted conspicuously in five (5) public places within the area where said proposed water district extension is to be made, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

Supervisor Holtz, Absent,  
Councilman Wroblewski,  
voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Trojanoski,

voting Aye  
Councilman Kornecki, Absent  
Ayes: 5; Noes: 0; Absent: 2.

State of New York )  
Erie County )  
Office of the Clerk of the ) ss:  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 20th day of July, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my (seal) hand and affixed the seal of said Town this 20th day of July, 1959.

KENNETH T. HANLEY,  
Clerk of the Town Board, Town of  
j23 Cheektowaga, N. Y.

218

Item No. 30 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals has recommended to this Board that the application of Joseph Inzinna to rezone from a Residential to First Industrial the following described property:

Aero Drive, north side 7592, east of Sugg .598 acres, 50 x 541, be denied, be it

RESOLVED, that the recommendation of the Zoning Board of Appeals be upheld by this Board and that said application is hereby denied.

Seconded by Councilman Fath.

AYES: -5-

NOES: -0-

ABSENT: -2-

19

Item No. 31 Councilman Bystrak moved, seconded by Councilman Fath,

WHEREAS, the Zoning Board of Appeals has recommended to this Board that the application of Joseph Kovacs to rezone the following described premises from that of a Residential Area to Business Area, be denied.

BE IT RESOLVED, that this Town Board does hereby accept the said recommendation of the Zoning Board of Appeals and that the said application be denied.

DESCRIPTION

All that tract or parcel of land situate in the Town of Cheektowaga, County of Erie and State of New York, lying on the south side of Genesee Street, between Smith Street and Pleasant Street and being more particularly bounded and described as Subdivision Lots 3, 4, 5 and 6 on Block B, under Cover No. 539, as filed in the Erie County Clerk's Office, being part of Lots 12 and 13 in Township 11, Range 7 of the Holland Land Company's survey, being 140' on the south side of Genesee Street by 150' in depth.

Identified as 3617-3619 Genesee Street; 3617 Genesee Street is known as the "Turkey Hut," a restaurant; 3619 Genesee is home of petitioner and wife.

AYES: -5-

NOES: -0-

ABSENT: -2-

19

Item No. 32 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of concrete curbs in Wabash Avenue from William Street to Stradtman Street a distance of about 1340 feet; in Cherokee Drive from Kokomo Place and extending westerly a distance of about 2145 feet to the east right of way line of the Ontario Thruway; in Calderwood Drive extending southerly from Treehaven Road to Burke Drive, a distance of about 760 feet; and Hunting Road from Treehaven Road to Calderwood Drive, a distance of about 550 feet.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

The Town Clerk was authorized and directed to open and read aloud the sealed proposals on hand.

Hereto attached is a summary of the bids received and read aloud:

13

BID TABULATION - WABASH AVE., CHEROKEE, CALDERWOOD DRs. & HUNTING RD. TOWN OF CHEEY

LINE NO.	DESCRIPTION	M.C. MORGAN CONTRACTORS, INC.			KIMM CONSTRUCTION CO.			VIN JAMES BUILDERS, INC.			L.A. PAGLIANT, INC.			GREICO CONST. CO. IN		
		1	2	3	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
SECTION A - WABASH AVENUE																
A-1	CURE CONSTRUCTION	2600	L.F.	3.50	9,450.00	3.40	9,146.00	3.00	8,070.00	3.25	8,742.50	4.00	10,760.00			
A-2	CONCRETE PIPE SEWER															
	12" R.C.P. 0'-6" DEPTH	120	L.F.	4.00	480.00	4.50	540.00	3.50	420.00	4.50	540.00	5.50	660.00			
	10" R.C.P. 0'-6" DEPTH	600	L.F.	3.00	1,800.00	3.50	2,100.00	7.50	4,500.00	4.50	2,100.00	4.50	2,700.00			
	TOTAL AMOUNT FOR BID ITEM No. A-2				660.00		750.00		870.00		810.00		930.00			
A-3	NEW RECEIVERS	4	EA.	200.00	800.00	175.00	700.00	200.00	800.00	150.00	600.00	200.00	800.00			
A-4	RELOCATING EXISTING RECEIVERS	8	EA.	40.00	320.00	65.00	520.00	150.00	1,200.00	160.00	1,280.00	150.00	1,200.00			
A-5	CONC. PAVEMENT REPLACEMENT ON WILLIAM ST															
A-6	CONCRETE DRIVEWAY REPLACEMENT	80	S.Y.	5.40	432.00	6.30	504.00	5.00	400.00	5.40	432.00	5.50	440.00			
A-7	BIT. MAC. DRIVEWAY PAVEMENT REPLACEMENT	10	S.Y.	3.60	36.00	2.10	189.00	3.00	270.00	3.50	324.00	3.00	270.00			
A-8	GRAVEL OR DIRT DRIVEWAY REPLACEMENT	200	S.Y.	3.50	700.00	1.50	300.00	1.50	300.00	2.00	400.00	1.50	300.00			
A-9	CONCRETE SIDEWALK REPLACEMENT	400	S.F.	0.50	200.00	0.60	240.00	0.80	320.00	0.60	240.00	0.50	200.00			
A-10	SELECT BACKFILL MATERIAL	75	CY	4.00	300.00	2.00	150.00	5.50	412.50	2.50	187.50	1.75	131.25			
A-11	GRADING AND SEEDING				1,350.00		1,000.00		150.00		600.00		600.00			
TOTAL BID AMOUNT SECTION A, ITEM No. A-1 TO A-11, INCLUSIVE					15,344.00		14,199.00		13,394.50		13,716.00		16,051.25			6,034.50

SECTION B - CHEROKEE DRIVE																
B-1	CURE CONSTRUCTION	4275	L.F.	3.50	14,962.50	3.40	14,535.00	3.00	12,825.00	3.25	13,893.75	3.50	14,962.50			
B-2	CONCRETE PIPE SEWER															
	15" R.C.P. 0'-6" DEPTH	690	L.F.	6.00	4,140.00	4.70	3,243.00	9.00	6,210.00	6.00	4,140.00	6.00	4,140.00			
	10" R.C.P. 0'-6" DEPTH	210	L.F.	3.00	630.00	3.50	735.00	3.50	735.00	4.50	945.00	3.50	735.00			
	TOTAL AMOUNT FOR BID ITEM No. B-2				4,770.00		3,978.00		6,945.00		5,085.00		4,875.00			
B-3	CORRUGATED METAL PIPE SEWER - 15 GMP	335	L.F.	5.50	1,842.50	4.20	1,407.00	2.00	670.00	6.00	2,010.00	5.75	1,926.25			
B-4	NEW RECEIVERS	7	EA.	200.00	1,400.00	175.00	1,225.00	175.00	1,225.00	150.00	1,050.00	200.00	1,400.00			
B-5	ADJUSTING EXISTING RECEIVERS	4	EA.	40.00	160.00	25.00	100.00	150.00	600.00	160.00	640.00	150.00	600.00			
B-6	CONCRETE DRIVEWAY REPLACEMENT	140	S.Y.	5.40	756.00	6.80	382.00	5.00	700.00	5.40	756.00	5.50	770.00			
B-7	BIT. MAC. DRIVEWAY PAVEMENT REPLACEMENT	240	S.Y.	3.80	912.00	2.10	504.00	3.00	720.00	3.60	864.00	3.00	720.00			
B-8	GRAVEL OR DIRT DRIVEWAY REPLACEMENT	500	S.Y.	3.50	1,750.00	1.50	750.00	1.50	750.00	2.00	1,000.00	1.50	750.00			
B-9	CONCRETE SIDEWALK REPLACEMENT	200	S.F.	0.50	100.00	0.60	120.00	0.80	160.00	0.60	120.00	0.50	100.00			
B-10	SELECT BACKFILL MATERIAL	150	CY	4.00	600.00	2.00	300.00	5.00	750.00	2.50	375.00	1.50	225.00			
B-11	STANDARD MANHOLE 0'-6" DEPTH	2	EA.	175.00	350.00	200.00	400.00	300.00	600.00	140.00	280.00	250.00	500.00			
B-12	ADDITIONAL DEPTH MANHOLE OVER 6" DEEP	2	L.F.	75.00	150.00	45.00	90.00	100.00	200.00	50.00	100.00	50.00	100.00			
B-13	SPECIAL MANHOLE AT STA 12+10				200.00		400.00		800.00		150.00		650.00			
B-14	GRADING AND SEEDING				1,720.00		6,400.00		2,000.00		750.00		1,200.00			
TOTAL BID AMOUNT SECTION B, ITEM No. B-1 TO B-14, INCLUSIVE					23,575.00		21,091.00		27,145.00		27,073.75		28,778.75			
DEDUCTION FROM TOTAL BID AMOUNT SECTION B IF DITCH IS TO BE USED					1,000.00		1,182.00		500.00		960.00		900.00			

SECTION C - CALDERWOOD DRIVE AND HUNTING ROAD																
C-1	CURE CONSTRUCTION	2700	L.F.	3.50	9,450.00	3.40	9,180.00	3.00	8,100.00	3.25	8,775.00	3.75	10,125.00			
C-2	CONCRETE PIPE SEWER															
	12" R.C.P. 0'-6" DEPTH	920	L.F.	4.00	3,680.00	4.50	4,140.00	7.50	6,900.00	4.50	4,140.00	5.00	4,600.00			
	10" R.C.P. 0'-6" DEPTH	90	L.F.	3.00	270.00	3.50	315.00	4.00	360.00	4.50	405.00	4.50	405.00			
	TOTAL AMOUNT FOR BID ITEM No. C-2				3,950.00		4,455.00		7,260.00		4,545.00		5,005.00			
C-3	NEW RECEIVERS WITH CURB BOXES	6	EA.	200.00	1,200.00	175.00	1,050.00	200.00	1,200.00	150.00	900.00	200.00	1,200.00			
C-4	CONCRETE DRIVEWAY REPLACEMENT	320	S.Y.	5.40	1,728.00	6.30	2,016.00	5.00	1,600.00	5.40	1,728.00	6.00	1,920.00			
C-5	BIT. MAC. DRIVEWAY PAVEMENT REPLACEMENT	190	S.Y.	3.80	722.00	2.10	294.00	3.00	570.00	3.60	684.00	3.00	570.00			
C-6	CONCRETE SIDEWALK REPLACEMENT	380	S.F.	0.50	190.00	0.60	228.00	0.65	247.50	0.60	228.00	0.50	190.00			
C-7	SELECT BACKFILL MATERIAL	300	CY	4.00	1,200.00	2.00	600.00	4.90	1,470.00	1.50	750.00	1.50	750.00			
C-8	STANDARD MANHOLE 0'-6" DEPTH	3	EA.	175.00	525.00	200.00	600.00	400.00	1,200.00	150.00	540.00	250.00	750.00			
C-9	ADDITIONAL DEPTH MANHOLE OVER 6" DEEP	3	L.F.	75.00	225.00	45.00	135.00	75.00	225.00	50.00	150.00	50.00	150.00			
C-10	DROP MANHOLE	1	EA.	200.00	200.00	250.00	250.00	500.00	500.00	150.00	150.00	300.00	300.00			
C-11	GRADING AND SEEDING				800.00		2,700.00		300.00		500.00		900.00			
TOTAL BID AMOUNT SECTION C, ITEM No. C-1 TO C-11, INCLUSIVE					20,040.00		21,613.00		22,672.00		18,950.00		21,500.00			

TOTAL BID AMOUNT FOR SECTION A, B, & C					64,959.00		66,903.00		63,209.50		59,739.75		66,340.00			
--	--	--	--	--	-----------	--	-----------	--	-----------	--	-----------	--	-----------	--	--	--

BID SECURITY	AERNA CASUALTY & SURETY CO.	FIDELITY & CASUALTY OF NEW YORK	AERNA CASUALTY & SURETY CO.	NEW AMSTERDAM CASUALTY	TRAVELERS INDEP. CO.
--------------	-----------------------------	---------------------------------	-----------------------------	------------------------	----------------------

# OF CHEEKTOWAGA, NEW YORK - CURBS & STORM DRAIN

#10. CONST. CO. INC.		ERIE PAVERS OF CHEEKTOWAGA, INC.		UNIT		TOTAL		UNIT		TOTAL	
UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
00	10,760.00	3.30	8,877.00								
50	660.00	9.90	1,188.00								
50	270.00	6.60	396.00								
430.00		1584.00									
0.00	840.00	200.00	800.00								
0.00	1,200.00	150.00	1,200.00								
	380.00		335.00								
5.50	440.00	7.65	612.00								
3.00	270.00	3.50	315.00								
1.50	300.00	1.50	300.00								
0.50	200.00	0.55	200.00								
1.75	312.50	4.00	300.00								
	600.00		1,250.00								
	16,051.25		15,793.00								
	18,055.39										
50	14,962.50	3.30	14,107.50								
0.00	4,440.00	8.80	6,072.00								
1.50	735.00	6.60	1,386.00								
	4,875.00		7,458.00								
2.75	1,926.25	6.60	2,211.00								
10.00	1,400.00	200.00	1,400.00								
30.00	600.00	50.00	200.00								
5.50	170.00	7.65	1,071.00								
3.00	720.00	3.50	840.00								
1.50	750.00	1.50	750.00								
0.50	100.00	0.55	110.00								
1.50	275.00	4.00	600.00								
50.00	500.00	220.00	440.00								
50.00	100.00	33.00	66.00								
	650.00		825.00								
	1,200.00		3,750.00								
	28,778.75		33,848.50								
	900.00		1,500.00								
3.75	10,125.00	3.30	8,910.00								
5.00	4,600.00	8.25	7,590.00								
1.50	405.00	6.60	594.00								
	5,085.00		9,124.00								
10.00	1,200.00	200.00	1,200.00								
6.00	1,700.00	7.65	2,448.00								
3.00	570.00	3.50	665.00								
0.50	190.00	0.55	209.00								
1.50	420.00	4.00	1,200.00								
50.00	750.00	220.00	660.00								
30.00	150.00	33.00	99.00								
10.00	300.00	40.00	400.00								
	900.00		1,750.00								
	21,560.00		25,735.00								
	21,260.00										
	56,340.00		73,304.50								
	56,071.00		73,336.50								

\* INDICATES CORRECTED FIGURE

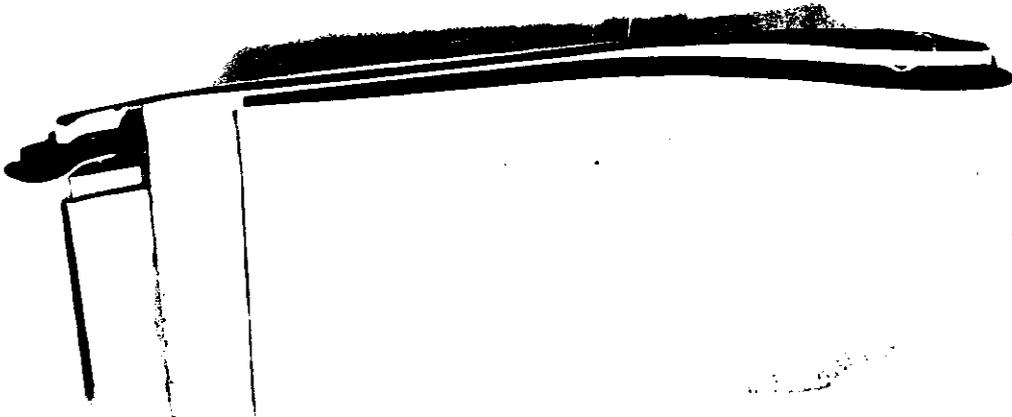
BID TABULATION  
 MADAM AVE, CHEROKEE, CALDERWOOD AVE. & HUNTING R.  
 CURBS & STORM DRAIN  
 TOWN OF CHEEKTOWAGA, ERIE COUNTY, N.Y.  
 BIDS RECEIVED - 730 P.M. - EDST JULY 20, 1959.

NUSBAUMER, CLARKE & VELZY  
 CONSULTING ENGINEERS  
 BUFFALO, N.Y.

DATE JULY 1959  
 DRAWN BY: E.T.P.  
 Dwg. No. C-6897-88

TRAVELERS INDEMNITY CASUALTY  
 NEW AMSTERDAM

Item No. 32-Cont'd.



At the request of the Chairman, the bids were referred to the Town Engineer and the Consulting Engineers for analysis and tabulation.

Item No. 33 Robert Jackson, Attorney at Law, No. 3 - 20th Street, was granted the floor and related to the Board that he represented the residents of Huxley Drive who were opposed to the installation of sidewalks on said street.

The following also spoke on the above mentioned situation:

- Allan Gordon - ;
- Mrs. Ethel Fopeano - ;
- Bronislaus Graczyk - ;
- Clyde Miles - ;
- Arthur Dywinski - ;
- Michael Stachewicz - ;
- Councilman Joseph M. Trojanoski;
- John Greenan - ;
- Mr. Worster - ;
- Alice Fellows - ;
- Mrs. Worster - ;

The Chairman ordered the hearing closed and requested that the Board and the residents meet at 11 a.m., on Saturday, July 25, 1959, to further discuss the situation.

(Please refer to wire recording on the above proceedings which is on file in the Town Clerk's Office).

Item No. 34 At the advice of the Town Attorney, Mr. Thaddeus Pantera, was requested to swear out a warrant for the arrest of individuals doing industrial work in the vicinity of No. 33 18

Item No. 35 Referred to the Town Engineer complaint about the shabby looking Thruway signs in the vicinity of Shanley Street, Pleasant Parkway and Meadowbrook Parkway.

Item No. 36 Referred to the Town Engineer complaint about the high grading of land on premises owned by the Inter-Community Hospital. 36 72

Item No. 37 Moved by Councilman Bystrak, seconded by Councilman Weber, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 3rd day of August, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: Joseph Kornecki Councilman

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl; Chief of Police Mersmann, and Town Engineer Kamm.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Recreation Department the request of Councilman Weber that the Dingen Street Playground be kept open until 9 p.m. each evening. 14

Item No. 4 Referred to the Town Attorney communication from the Board of Assessors certifying that Dellwood Place has 92 percent in favor for the construction of curbing, together with the installation of necessary underground drains, said Town Attorney to draw a resolution calling for a public hearing on same. 12

Item No. 5 Ordered referred to the Town Engineer the request of Councilman Trojanoski, that the Town Engineer and the Assessors to make a final survey of sidewalks and determine number of property owners who have not complied with the Ordinance, also determine number of square feet to be bid and that the Engineer report his findings to the Town Attorney so that he can prepare a resolution with specifications provided in the Town Sidewalk Ordinance. 10

Item No. 6 Referred to the Town Engineer the request of Councilman Trojanoski for the estimated cost of a sidewalk to be installed by the Town at the end of the bridge on Victoria Boulevard between the curb and the sidewalk, and also the cost of the removing of a fire hydrant if necessary, and the cost to landscape the portion between the bridge and Victoria Boulevard. 8

Item No. 7 Referred to the Town Engineer the request of Councilman Trojanoski, to ascertain the cost of the correction of sidewalks on the Adamski premises on Barrymore Drive. 20

Item No. 8 Ordered Referred to Councilman Wroblewski communication from the Chief of Police relating to the erection of signs on George Urban Boulevard, in the vicinity of Nagel Drive, informing motorists that school children will be using this intersection. 11

Item No. 9 Ordered received and filed the report of the Building Inspection of Building Permits issued on August 3, 1959, and July 27, 1959.

Item No. 10 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Engineering Department has notified the Town Board that they are in need of one (1) six passenger, four (4) door Station Wagon, be it

RESOLVED, that this request be granted and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in the DEPEW HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga, in connection with the said Station Wagon, and be it further

RESOLVED, that the Town Board meet on the 17th day of August, 1959 at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) six passenger, four (4) door Station Wagon for use in the Engineering Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M. Eastern Daylight Saving Time on August 17, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 3, 1959

/s/ KENNETH T. HANLEY  
Town Clerk

Item No. 10-Cont'd.

SPECIFICATIONS FOR FOUR-DOOR STATION WAGON  
ONE (1) REQUIRED ENGINEERING DEPARTMENT

One (1) New 1959 Four-Door six passenger Station Wagon or Equivalent in accordance with the following specifications:

1. Make: To be decided by the Town Board
2. Color: Light green
3. Engine: Six (6) Cylinder, minimum 135 H.P.  
Compression Ratio: 8.25 to 1 Minimum
4. Transmission: Standard Syncro-Mesh
5. Brakes: Hydraulic - 11" Dia. Heavy Duty
6. Tires: Five 8:00 x 14 four ply black
7. Upholstering: Vinyl Type Plastic
8. Windshield Wipers: Electric
9. Heater and Defroster: Fresh air - air flo type
10. Equipment: Directional signals, arm rests, right hand sun visor, oil filter, oil bath air cleaner
11. Lettering: As required by the Town Engineer

Trade in: 1954 Chevrolet 4-door Handy-man Station Wagon Car may be seen at the Town Hall or by appointment with the Town Engineer

Please quote additional price for Automatic type transmission

The Town Board may accept or reject any or all bids or accept any bid that it desires.

This car must be delivered at a date specified by the Town Board within 30 days or sooner after the bid is accepted.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for one (1) six passenger, four (4) door Station Wagon for use in the Engineering Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P. M., Eastern Daylight Saving Time, on the 17th day of August, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 3, 1959.

KENNETH T. HANLEY,  
Town Clerk

au6

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 6th day of August, 1959 and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 11 day of August, 1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 11 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town Highway Superintendent has recommended the purchase of a single gutter broom sweeper in accordance with specifications referred to in the annexed Notice to Bidders. Now, therefore,

BE IT RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said equipment, and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time on August 17, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of a single gutter broom sweeper for use by the Highway Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on the 17th day of August, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 3, 1959

KENNETH T. HANLEY  
Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

SPECIFICATIONS FOR SINGLE GUTTER BROOM SWEEPER

DIMENSIONS: Wheel base 9'1"; length overall 16'6"; height 105"; width outside of tires 7'9"; weight empty with one gutter broom 11,500 lbs.; width overall 8'8"; maximum outside turning radius 14'; sweeping swath with one gutter broom 7'6";

Gutter Broom: Position, ahead of right front wheel; diameter 45"; material 26" standard steel wire; 4 segment type, quickly detachable, easily refillable; full floating spring suspension; speeds, 2 forward, 1 reverse; hydraulic control.

Item No. 11-Cont'd.

Pick-up Broom: Diameter 36"; material 26" standard fibre; length 58"; speeds 1 reverse; core molded rubber on steel cylinder; refillable and reversible end for end; mounting - full floating spring suspension, adjustable from cab; hydraulic control.

Dirt Elevator: Type - squeegee; speeds 2 forward, 1 reverse.

Dirt Hopper: Capacity over 4 cubic yards; dump doors - 2 quick opening doors; clam shell action. Dump control - hydraulic.

Frame: One-piece, all welded 12" 24" channel frame.

Transmission and final drives: Heavy duty truck type transmission, 4 speeds forward 1 reverse; main drive differentials - heavy duty truck type; final drive - chains to both front wheels mounted on full axle.

Engine: Heavy duty industrial type engine, v-8 furnished 148 HP at 3600 RPM.

Sweeping and traveling speeds: First 2-4 MPH; second 4-7 MPH; third (aver. sweeping) 7-10 MPH; fourth (travel) 25 MPH.

Tires: Interchangeable 11.00 x 15, 20 ply.

Seat: Leatherette upholstered, torsion spring rubber shock absorber mounting, completely adjustable for operator comfort.

Electrical System: Battery, heavy duty 6-8 volt; generator V-belt driven, heavy duty 45 amp; lights, 2 sealed beam headlights, 1 spot light for gutter broom, 4 clearance lights, 2 tail and stop lights, dash lights, directional signals, cab light, rear flood light.

Water Spray System: Pump - turbine type (centrifugal), belt driven, water capacity 275 gallons; filling - hydrant pressure through 2-1/2" filling hose; spray - brass nozzles across sweeping path. Control - valve located adjacent to operator.

Instruments: Speedometer and odometer; gasoline gauge; ammeter; water temperature gauge; oil pressure gauge and water tank gauge;

Brakes: Service brakes - hydraulic power brakes on 2 front wheels; emergency brake; hand brake on main drive shaft.

Equipment: Full cab with doors and roll-up windows; power steering; power brakes; rear view mirror; wash-down hose and reel; 1 extra pick-up broom core with fibre and cable; 1 extra set of 4 gutter broom segments with wire; 10 ft. of 2-1/2" filling hose with couplings; color - two-tone yellow top, grey bottom. Other colors on special order.

Hereto attached is a copy of the Notice published in the  
DEPEW HERALD-CHEEKTOWAGA NEWS:

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of a single gutter broom sweeper for use by the Highway Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P. M., Eastern Daylight Saving Time, on the 17th day of August, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 3, 1959.  
KENNETH T. HANLEY,  
Town Clerk

au6

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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

6th day of August, 1959, and

the last insertion being on the \_\_\_\_\_ day of

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

*Richard G. Bennett*

Sworn to before me this \_\_\_\_\_ day of

August, 1959

*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Highway Superintendent has recommended the purchase of a vacuum leaf loader in accordance with specifications referred to in the annexed Notice to Bidders. Now, therefore,

BE IT RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said equipment, and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time on August 17, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of a vacuum leaf loader for use by the Highway Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time, on the 17th day of August, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 3, 1959

KENNETH T. HANLEY  
Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

13

Item No. 12-Cont'd.

SPECIFICATIONS FOR VACUUM LEAF LOADER  
for  
HIGHWAY DEPARTMENT

Overall length: 128"  
Overall width: 72"  
Overall height: 117"  
Tires: 4 ply - 6.00 x 16  
Wheels (Two): Steel disc, Timken Bearings  
Leaf springs: Heavy Duty  
Main frame: 5.4#, 4" Channel  
Coupling (ball furnished): Ball Type  
Third wheel (with hand crank, worm gear, & rack): Steel  
Fan: 31" O.D., 6 blades 14-3/8 wide, 5/16 thick, - Special Heavy Duty  
Fan shaft: 2-3/16" diam.  
Fan bearings: One rigid, one self-aligning Dodge Timken  
Fan housing (sides): 10 Ga  
Fan housing (scroll): 3/16 plate  
Engine: Water cooled - Continental F-162  
Clutch: Disc type  
Transmission: 1800 to 1200 RPM - 4 "V" belts, 8 size  
Gutter nozzle (rigid intake tube) opening: 9" x 33"  
Squeegee behind gutter nozzle: Fabric belting, 8 ply, 6" wide  
Suction hose: Flex-Haust - 10" diam. x 15'0"  
Discharge hose: Flex-Haust - 18" diam x 5'0"  
Thimble, to attach discharge hose to truck: Furnished

Standard position gutter nozzle: Left Hand  
(can be changed to right hand by simply  
turning around engine and blower, and  
connecting 32" outlet extension)

Capacity: 10,000 C.F.M.  
Total Weight: Approx. 2670 pounds  
Utility Snake: 15 ft. 10" diam. flexible hose equipped with a nozzle and  
handy handles for easy manual maneuvering, for pickup of  
material in remote places inaccessible to the standard  
gutter nozzle.

Two 8' x 6' x 6' Model CLL Containers only designed to fit in standard dump  
truck bodies for storage of picked up material.

Hereto attached is a copy of the Notice published in the  
DEPEW HERALD-CHEEKTOWAGA NEWS:

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of a vacuum-leaf loader for use by the Highway Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P. M., Eastern Daylight Saving Time, on the 17th day of August, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 3, 1959.

KENNETH T. HANLEY,  
Town Clerk

au6

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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

6th day of August, 1959 and

the last insertion being on the \_\_\_\_\_ day of

\_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 11 day of

August, 1959  
*Kenneth T. Hanley*  
Notary Public in and for Erie County

hn 1086

Item No. 13 This being the time and the place advertised for a public hearing for the extension of Water District No. 9.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof;

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, presented to the Town Board of said Town, at a meeting of said Town Board here on the 20th day of July, 1959, a petition requesting that Water District No. 9 of said Town be extended so that it shall include the following tract or parcel of land:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of lots 67 and 71, Township 11, Range 7 of the Holland Land Company Survey and more particularly bounded and described as follows:

BEGINNING at a point in the south line of the Village of Depew boundary, said point being the intersection of south boundary line of the Village of Depew and the west boundary line of Water District No. 9, said point also being 200 feet west of the west right-of-way line of Borden Road, and extending westerly along the south boundary line of the Village of Depew to its intersection with the north property line of the lands conveyed to Theodore Felber by deed recorded in the Erie County Clerk's Office under Liber 6344, Page 327 and 328;

THENCE southwesterly along the north property line of said lands conveyed to Theodore Felber to a point in a southerly extension of the easterly right-of-way line of Keicher Road, said point being 530 feet southerly from the southerly right-of-way line of Rowley Road as measured along the said east right-of-way line of Keicher Road so extended;

THENCE southerly a distance of 43.06 feet along the east right-of-way line of Keicher Road extended;

THENCE WESTERLY a distance of 401.38 feet measured at right angles to the said east right-of-way line of Keicher Road so extended;

THENCE northerly a distance of 117.98 feet along a line making an exterior angle of 90° 47' with the previous mentioned line;

THENCE westerly a distance of 431.32 feet along a line parallel to the southerly line of Rowley to the westerly property line of said lands now or formerly owned by Theodore Felber;

THENCE southerly a distance of 417.91 feet more or less along the westerly line of said lands now or formerly owned by Theodore Felber; said westerly line being parallel to the east line of Lot 71, Township 11, Range 7;

THENCE easterly a distance of 1112 feet more or less along a line parallel to the south line of Lots 71 and 67, Township 11, Range 7 to the westerly boundary of Water District No. 9;

THENCE northerly a distance of 516.73 feet more or less along the westerly boundary of Water District No. 9 to the point of beginning;

And

WHEREAS, said petition also requests that there be constructed in said territory proposed to be added to said water district, certain water mains, distribution pipes and other facilities in accordance with a map and plan referred to in said petition and now on file in the Office of the Town Clerk of said Town, and

Item No.13-Cont'd.

WHEREAS, it is proposed that the Town shall not finance the cost thereof by the issuance of bonds, notes, certificates or other items of indebtedness, but that the expense of constructing such improvement shall be borne entirely by the petitioners, and

WHEREAS, said Town Board duly adopted on the 20th day of July, 1959, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 3rd day of August, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof, concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said order, duly met and considered said petition and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same, and

WHEREAS, the Town Board did by resolution duly adopt on the 3rd day of August, 1959, determine that (1) said petition is signed and acknowledged or proved as required by law and is otherwise sufficient; (2) all property and property owners within said proposed extension are benefited thereby; (3) all property and property owners benefited are included within the limits of said proposed extension; and (4) it is in the public interest to grant in whole the relief sought in and by said petition; and also did approve the extension of said district to include the territory described in said petition and in this resolution, and the construction of said water mains, distribution pipes, hydrants and other facilities in said proposed extension of said district in accordance with the map and plan hereinbefore described; and

WHEREAS, the Town Clerk of said Town duly filed on the 3rd day of August, 1959, certified copies of said resolution in duplicate in the Office of State Department of Audit and Control at Albany, New York, and

WHEREAS, in accordance with Section 194, Paragraph 6 of the Town Law, the permission of the State Comptroller being not required since no financing by the Town is required, and

WHEREAS, the Town Board desires to extend said district in accordance with said petition. Now, therefore,

BE IT ORDERED, by the Town Board of the Town of Cheektowaga, in the County of Erie, that the relief sought by said petition be, and it hereby is, granted and that said district be, and it hereby is, extended so as to include the territory in said Town hereinbefore described.

FURTHER ORDERED, that there shall be constructed in said territory, water mains, distribution pipes and other facilities in accordance with the map and plan hereinbefore referred to at the expense of the petitioners.

FURTHER ORDERED, that the Town Clerk be and he hereby is directed to record a certified copy of this order in the Office of the Clerk in the County of Erie, and to file a certified copy of this order in the Office of the Comptroller of the State of New York.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Weber      | Voting AYE |

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Item No. 14 This being the time and the place advertised for a public hearing for the creation of Drainage District No. 7.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing.

John Seeley, Trustee of School District No. 2, spoke in favor.

The following also appeared in favor: Peter Santin; Arthur Mussura; I. Gentile; D. Barry; J. Mazcardi.

Dr. Victor Reinstein was granted the floor and requested that his premises in the proposed district be taken out of the district.

Moved by Councilman Wroblewski, seconded by Councilman Fath, that the hearing be closed and that the matter be referred to the Town Attorney to take legal steps to have the Reinstein property taken out of the proposed district.

AYES: -6-

NOES: -0-

ABSENT: -1- 26

Item No. 15 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 20th day of July, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

Pine Park from Pennock Place to Avery Place.

TYPE OF STREET LIGHTING INSTALLATION

Seven (7) No. 1348 standards - underground conduit.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 17th day of August, 1959, at 7:30 p.m., Daylight Saving Time, to hear all persons interest in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Item No. 15-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

17  
27

Posted as follows on the 6th day of August, 1959:

- 1 - Post at the corner of Pine Park and Pennock Place;
- 2 - Post in front of No. 31 Pine Park;
- 3 - Tree in front of No. 23 Pine Park;
- 4 - Tree in front of No. 11 Pine Park;
- 5 - Post at the corner of Pine Park and Avery Place.

Hereto attached is a copy of the Notice published in the Cheektowaga Times:

Item No. 15-Cont'd.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week:  
first publication AUG 6 1959  
last publication AUG 6 1959;  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
day of AUG 24 1959, 19.....

*Eve J. Allis*  
Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified In Erie County  
My Commission Expires March 30, 19 6 /  
Registered No. 5029

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 August, 1959, at 2:30 o'clock p.m., Eastern Daylight Saving Time, there were

**PRESENT:**

- BENEDICT T HOLTZ,  
Supervisor.
- FELIX T. WROBLEWSKI,  
Councilman.
- ALANCIN M. FATH,  
Councilman.
- DANIEL E. WEBER,  
Councilman.
- JOSEPH M. TROJANOWSKI,  
Councilman.
- STANLEY R. BYSTRAK,  
Councilman.

**ABSENT:**

- JOSEPH KORNECKI,  
Councilman.

Councilman Bystrak presented the following resolution and moved its adoption.

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 20th day of July, 1959.

**PUBLIC HIGHWAYS TO BE IMPROVED**

Pine Park from Pennock Place to Avery Place.

**TYPE OF STREET LIGHTING INSTALLATION**

Seven (7) No. 1348 standard—under ground conduit.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kisilowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 17th day of August, 1959, at 7:30 p.m., Daylight Saving Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

- Supervisor Holtz voting aye.
- Councilman Wroblewski voting aye.
- Councilman Fath voting aye.
- Councilman Weber voting aye.
- Councilman Trojanowski voting aye.
- Councilman Bystrak voting aye.
- Councilman Kornecki, absent.

Ayes: 6 - Noes: 0 - Absent: 1

STATE OF NEW YORK )  
 ERIE COUNTY )  
 OFFICE OF THE CLERK )ss:  
 OF THE TOWN OF )  
 CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 3rd day of August, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)  
In witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 3rd day of August, 1959.

KENNETH T. HANLEY,  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York  
(Pub: Aug. 6, 1959)

Item No. 16 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the first light standard No. 1348 on the west side of Lamarck Drive near Cleveland Drive having been damaged on numerous occasions and being out of service at the present time. Now, therefore,

BE IT RESOLVED, that the Niagara Mohawk Power Corporation be authorized to remove the present foundation from the 1348 lighting standard and discontinue service therefrom, and be it further

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install one (1) 175 Watt mercury vapor lamp on the existing pole on the southwest corner of Cleveland Drive and Cehman Boulevard.

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

- Supervisor Holtz Voting AYE
- Councilman Wroblewski Voting AYE
- Councilman Bystrak Voting AYE
- Councilman Trojanoski Voting AYE
- Councilman Fath Voting AYE
- Councilman Weber Voting AYE

AYES: -6- NOES: -0- ABSENT: -1- -- 7

Item No. 17 Councilman Bystrak presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Supervisor be authorized to purchase one (1) dozen No. 1348 lighting standards for replacement purposes to be paid for from the General Lighting District budget.

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

- Supervisor Holtz Voting AYE
- Councilman Wroblewski Voting AYE
- Councilman Bystrak Voting AYE
- Councilman Trojanoski Voting AYE
- Councilman Fath Voting AYE
- Councilman Weber Voting AYE

AYES: -6- NOES: -0- ABSENT: -1- -- 7

Item No. 18 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, a vacancy exists in the position of Incinerator Operator in the Town of Cheektowaga.

NOW, THEREFORE,

BE IT RESOLVED, that Edward Retkowski, Cheektowaga, New York, be and he hereby is employed as incinerator operator, effective August 5, 1959, at starting salary of \$4,600.

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

- Supervisor Holtz Voting AYE
- Councilman Wroblewski Voting AYE
- Councilman Bystrak Voting AYE
- Councilman Trojanoski Voting AYE
- Councilman Fath Voting AYE
- Councilman Weber Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 19 Councilman Weber presented the following resolution and moved its adoption:

BE IT RESOLVED, that Donald Pawlak and Raymond Slivinski who are presently employed by the Town of Cheektowaga at the laborers rate of \$2.11 per hour be increased to the Truck Drivers rate of \$2.18-1/2 per hour, effective August 3, 1959.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 20 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the shoulders on both sides of Harlem Road, from Cayuga Creek Road to William Street, are in a bad state of repair, being full of holes, being very dusty in dry weather and full of water and very muddy in wet weather, to the inconvenience and detriment of adjacent property owners and others. Now, therefore,

BE IT RESOLVED, that the Erie County Highway Department be requested to correct the situation by properly grading the shoulders of Harlem Road, from Cayuga Creek Road to William Street, by filling in the holes in said shoulders and by oiling the same thereafter, and to invoke whatever measures are necessary to eliminate the present objectionable conditions, and be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to submit a certified copy of this resolution to the Erie County Highway Department.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the Erie County Highway Department take steps to remedy bad road and shoulder conditions on Harlem Road, Town of Cheektowaga, New York, west side, from Maryvale Drive to Cleveland Drive.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 22 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the request of the Town Engineer to remove sidewalk and present apron and replace with a new apron and sidewalks to match at a cost of between \$200.00 and \$300.00 on premises owned by Mrs. Gianturco of No. 160 Cedar Road, and that same funds be provided from the contingent fund.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 23 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, many requests have been received by the Town Board from nearby residents, for the Board to request the Immaculate Heart of Mary Orphanage on William Street, to install sidewalks on the William Street side of the property for the protection of school children and others, and

WHEREAS, the Immaculate Heart of Mary Orphanage has requested the Town to install the sidewalks and to place the cost to the same upon the taxes levied against said property. Now, therefore,

BE IT RESOLVED, that the Town Engineer be, and he hereby is authorized and directed to prepare definite plans and specifications for the construction of sidewalks along the William Street side of the Immaculate Heart of Mary Orphanage so that bids may be received for said construction, and be it further

RESOLVED, that the Town Attorney be, and he hereby is, authorized and directed to arrange the financing of the same.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-                      27

Item No. 24 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS: many violations of the Town Ordinances of the Town of Cheektowaga, New York, are considered misdemeanors as opposed to offenses, and

WHERE, the Town Board has made an extensive study of this matter and consider it to be in the public interest that all future violations of heretofore adopted Town Ordinances be declared to be offenses and not misdemeanors. Now, therefore,

BE IT RESOLVED, that pursuant to the authority vested in the Town Board by various sections of the Town Law of the State of New York, it is hereby declared that all future violations of previously enacted Town Ordinances be, and the same are, considered offenses and not misdemeanors, effective immediately.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-                      28

Item No. 25 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Frank S. Sarago and Wife of Cheektowaga, New York, are the owners of Sublots 536 and 556, Map Cover 1496 on Midland Drive, Cheektowaga, New York, and

Item No. 25-Cont'd.

WHEREAS, Mr. and Mrs. Sarago are willing to convey the above described premises to the Town of Cheektowaga for the sum of \$1,000.00, and

WHEREAS, the Town Engineer and the Town Attorney recommend the acquisition accordingly, and

WHEREAS, there are sufficient funds for the acquisition of this property in the funds established for the improvement of Scajaquada Creek. Now, therefore,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized and directed to make payment in the amount of \$1,000.00 to Frank S. Sarago and Wife for the proper conveyance to the Town of Sublots 536 and 556, Map Cover 1496, Midland Drive, Cheektowaga, New York, after proper approval of the same by the Town Attorney. Be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to record said deed in the Erie County Clerk's Office.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

31

Item No. 26 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Highway Superintendent has recommended to the Town Board that the Highway known as Harris Avenue meets with the specifications set forth by the Town, be it

RESOLVED, that this Town Board does hereby accept Harris Avenue as a Town Highway and that the Highway Superintendent be authorized and directed to maintain Harris Avenue as a Town Highway, and that the Town Attorney be authorized and directed to record the attached deed to said highway in the Office of the Erie County Clerk.

Seconded by Councilman Fath.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 27 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Highway Superintendent has recommended to the Town Board that the Highway known as Wallace Avenue meets with the specifications set forth by the Town, be it

RESOLVED, that this Town Board does hereby accept Wallace Avenue as a Town Highway and that the Highway Superintendent be authorized and directed to maintain Wallace Avenue as a Town Highway, and that the Town Attorney be authorized and directed to record the attached deed to said highway in the Office of the Erie County Clerk.

Seconded by Councilman Fath.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 28 Moved by Councilman Trojanoski, seconded by Councilman Fath,

WHEREAS, the Erie County Water Authority has promised this Town Board that if a permit were issued for the erection of a water storage tank on Pennock Place, that same would be landscaped and kept in good order,

WHEREAS, many complaints have reached the Board that straw has been blowing off of the above mentioned property onto the adjoining premises on said Pennock Place, and that as of the hereinafter mentioned date no landscaping has been done, be it

RESOLVED, that a copy of this resolution be forwarded to the Erie County Water Authority.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 29 WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Robert G. Reis for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to First Industrial District, the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to First Industrial District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended 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 First Industrial District.

#### DESCRIPTION

(Beginning at a point in the south line of said lot No. 5 which said point of beginning is 1417.68 feet westerly from the southeast corner of said lot No. 5 measured along the south line of said lot No. 5 which said point of beginning is also the southeasterly corner of land now or formerly owned by George Genspittel and running thence north 1° 5' east 1453.6 feet to the center line of Genesee Street, thence west along center line of Genesee 320.1 feet, thence south 1° 5' west 1372 feet to the south line of said lot No. 5 and thence east along south line of said lot No. 5 315.9 feet to the point or place of beginning containing 9.43 acres).

The above Notice was posted on the Town Hall Bulletin Board on the 7th day of August, 1959.

Item No. 30 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, on May 4, 1959, the Town Board denied the application of Raymond T. Keck to rezone the northeast corner of Kensington Avenue and Century Road, from that of a Residential District to Business District,

WHEREAS, on May 12, 1959, the applicant appealed to the Town Board for a reversal of the decision due to the fact that he was conforming with the ordinances in all respects in said application,

WHEREAS, on the 1st day of June, 1959, the Town Board referred the matter to the Chairman of the Zoning Board of Appeals,

WHEREAS, on the 31st day of July, 1959, the Zoning Board of Appeals again recommended that the application be granted;

Item No. 30-Cont'd.

WHEREAS, at a meeting of the Town Board held on August 3, 1959, the Board in their opinion deemed it necessary to again deny the application basing their opinion that at the present time there are enough gasoline filling stations in the Town of Cheektowaga.

Seconded by Councilman Fath.

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Item No. 31              Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required on Danbury Drive in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$604.96.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$604.96, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Item No. 32              Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required at Clinton near Harlem in Sanitary Sewer District No. 3, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$835.57.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$835.57, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Item No. 33              Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required on North Adeline Road and 4th Avenue in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$953.66.



Item No. 35-Cont'd.

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highways and that the Town Clerk be and he hereby is authorized to record same.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

AGREEMENT

This Agreement made this 3rd day of August, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part and PELVION LAND CO., INC., a domestic corporation duly organized and existing under the laws of the State of New York and having its office and principal place of business located at 4845 Union Road, Cheektowaga, New York, party of the second part:

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on Freda Avenue, Paradise Court and McParlin Avenue, beginning at the intersection of Tillotson Avenue and Freda Avenue; running thence easterly to the easterly line of Paradise Court; running thence northerly along the easterly line of Paradise Court to the northerly line of McParlin Avenue; running thence westerly along the northerly line of McParlin Avenue to the intersection of Tillotson Avenue and McParlin Avenue, a total distance of 1,065 feet as shown on Map Cover 2068, filed in the Erie County Clerk's Office on March 12, 1958, and

WHEREAS, the party of the second part has agreed to construct the entire highways and has also constructed in said highways sanitary sewers and will enter into a contract with the Erie County Water Authority for the construction of water lines in said highways and will pay the Erie County Water Authority the cost thereof, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as town highways the above described premises, and has agreed to enter into a contract with the Town of Cheektowaga, to construct said highways under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York.

IT IS HEREBY,

AGREED, that the party of the second part agrees to construct town highways to be known as Freda Avenue, Paradise Court and McParlin Avenue, beginning at the intersection of Tillotson Avenue and Freda Avenue; running thence easterly to the easterly line of Paradise Court; running thence northerly along the easterly line of Paradise Court to the northerly line of McParlin Avenue; running thence westerly along the northerly line of McParlin Avenue to the intersection of Tillotson Avenue and McParlin Avenue, a total distance of 1,065 feet as shown on Map Cover 2058, filed in the Erie County Clerk's Office on March 12, 1958, on or before August 1, 1960. It further agrees to construct said highways and complete the same, under the supervision of the Town Highway Superintendent, so that said highway will conform in every respect with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York. It is further

Item No. 35-Cont'd.

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part, a Surety Bond, executed by a Bonding Company authorized to do business in the State of New York; in the sum of Sixteen Thousand (\$16,000.00) Dollars, said Bond is to provide that the party of the second part will in all respects conform with the terms and conditions of this Agreement and the accompanying resolution of the Town Board on or before August 1, 1960, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the party of the second part fails to live up to the terms of this Agreement, the party of the first part is authorized to complete said highways so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses by it in completing said highways, shall be paid by the party of the second part and its surety, in the event the said sum of Sixteen Thousand (\$16,000.00) Dollars is insufficient to pay such cost, then the party of the second part hereby agrees to pay the sum required in excess of that amount, it is further

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highways by the Town Highway Superintendent. It is however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of Sixteen Thousand (\$16,000.00) Dollars.

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highways as town highways, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

By: /s/ Benedict T. Holtz  
Supervisor

PELVION LAND CO., INC.

By: /s/ Myron W. Yeager  
Vice-Pres.

STATE OF NEW YORK )  
COUNTY OF ERIE )

On this 3rd day of August, 1959, before me personally appeared BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County,  
New York

Item No. 35-Cont'd.

STATE OF NEW YORK )  
COUNTY OF ERIE )

On this 6th day of August, 1959, before me personally appeared Myron W. Yeager, to me known, who, being by me duly sworn, did depose and say that he resides at 4845 Union Road; that he is the Vice-President of PELVION LAND CO., INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County,  
New York

Item No. 36 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Petitions Committee on July 25, 1959, and August 1, 1959, after the same have been approved by the Building Inspector.

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 37 The following resolution was moved by Councilman Wroblewski and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 786	to	844,	inclusive
Highway Fund	339		361,	inclusive
Special Districts	355		371,	inclusive
Part Town Fund	3075			

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 38 Moved by Councilman Fath, seconded by Councilman Wroblewski, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

MEETING NO. 18CHEEKTOWAGA, NEW YORK  
August 10, 1959

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 10th day of August, 1959, at 5:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Joseph M. Trojanoski	Councilman
---------	----------------------	------------

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Town Engineer Kamm.

Item No. 2 Ordered received and filed communication from Dr. Louis Vendetti inviting the Town Board to attend a special meeting of the Air Pollution Board to be held on August 13, 1959, at 7:30 P.M.

Item No. 3 Ordered received and filed permission of the State Comptroller to establish Drainage District No. 6 in the Town of Cheektowaga.

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on November 17, 1958, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Lemoine Avenue, and extending from a point distant 490 feet south of Broadway southerly to Gruner Road, a distance of approximately 1555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and such petition stated \$28,500 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on January 5, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$47,500, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 27th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEFEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Item No. 4-Cont'd.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Due to an error by the printer, the aforesaid matter was not posted, and a new public hearing will be called for a later date.

Item No. 5 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on February 2, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Cherokee Drive, and extending from the west right-of-way line of Kokomo Place westerly to the east right-of-way line of the Ontario Thruway, a distance of approximately 2145 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$27,200 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on February 16, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$31,300, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town on the 27th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Notice to the signers of the petition were mailed out by the Town Clerk on August 14, 1959.

The Notice of Hearing was posted as follows on the 15th day of August, 1959:

- 1 - Telephone Pole No. 11 on Cherokee Drive;
- 2 - On post in front of No. 21 Cherokee Drive;
- 3 - Telephone Pole No. 16 on Cherokee Drive;
- 4 - Telephone Pole No. 19 on Cherokee Drive;
- 5 - Telephone Pole no. 22 on Cherokee Drive.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 5 Article (Affidavit)

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

CHESTER M. KRAWCZYK  
~~NOTARY PUBLIC~~

being duly sworn, deposes and says that he is the

ASSOCIATE PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 13th day of August, 1959 and

the last insertion being on the ..... day of ....., 19....., and that not

more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

At a special meeting of the Town Board of Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 10th day of August, 1959, at 5:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Felix T. Wroblewski, Councilman
- Stanley R. Bystrak, Councilman
- Alancin Fath, Councilman
- Daniel E. Weber, Councilman
- Joseph Kornecki, Councilman

ABSENT:

Joseph Trojanoski, Councilman  
Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on February 2, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Cherokee Drive, and extending from the west right-of-way line of Kokomo Place westerly to the east right-of-way line of the Ontario Thruway, a distance of approximately 2145 feet by the

Sworn to before me this ..... day of

AUG 14 1959, 19.....

*[Signature]*

Notary Public in and for Erie County

hn 1086

At a special meeting of the Town Board of Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 10th day of August, 1959, at 5:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Felix T. Wroblewski, Councilman
- Stanley R. Bystrak, Councilman
- Alancin Fath, Councilman
- Daniel E. Weber, Councilman
- Joseph Kornecki, Councilman

ABSENT:

Joseph Trojanoski, Councilman  
Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on February 2, 1959, pursuant to Section 260 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Cherokee Drive, and extending from the west right-of-way line of Kokomo Place westerly to the east right-of-way line of the Ontario Thruway, a distance of approximately 2145 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$27,200 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on February 16, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke & Vely, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$31,300, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 27th day of August, 1959, at 7:30 o'clock P. M., Eastern Daylight Saving Time, for the purpose of further considering said petition and hearing

Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz, voting Aye  
Councilman Wroblewski,

voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye

Councilman Weber, voting Aye  
Councilman Kornecki, voting Aye  
AYES: 6; NOES: 0; ABSENT: 1.

State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A special meeting of the Town Board of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 10, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-40 inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 10th day of August, 1959.

KENNETH T. HANLEY,  
Town Clerk

(Affidavit)

YORK }  
IE } ss.:

CHESTER M. KRAWCZYK  
~~NOTARY PUBLIC~~

being duly sworn, deposes and says that he is the  
ASSOCIATE PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 13th day of August, 1959, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

re me this \_\_\_\_\_ day of

14 1959 19

*K Hanley*  
Notary Public in and for Erie County

Item No. 6 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on April 6, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Calderwood Drive, a distance of approximately 760 feet, and the improvement of the public highway known as Hunting Road and extending from Treehaven Road southwesterly to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$16,500 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on April 20, 1959 a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$21,900, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town on the 27th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highways to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Notices to the signers of the petition were mailed out by the Town Clerk on August 14, 1959.

The Notice of Hearing was posted as follows on the 15th day of August, 1959:

Item No. 6-Cont'd.

## Calderwood Drive -

- 1 - Post at the corner of Calderwood Drive and Burke Drive;
- 2 - On Tree - Calderwood Drive, east side, 50 feet north of Burke Drive;
- 3 - Post at the corner of Calderwood Drive and Hunting Road;
- 4 - Post at the corner of Calderwood Drive and Treehaven Road, northeast corner;
- 5 - Post at the corner of Calderwood Drive and Treehaven Road, northwest corner.

## Hunting Road -

- 1 - Post at the corner of Hunting Road and Treehaven Road;
- 2 - Tree across the street from No. <sup>20</sup>/Hunting Road;
- 3 - Post in front of No. 14 Hunting Road;
- 4 - Tree in front of No. 6 Hunting Road;
- 5 - Post at the corner of Hunting Road and Calderwood Drive.

Hereto attached is a copy of the Notice published in the  
DEPEW HERALD-CHEEKTOWAGA NEWS:

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

CHESTER M. KRAWCZYK  
~~Notary Public~~

**MINUTES  
OF TOWN BOARD**

At a special meeting of the Town Board of Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 10th day of August, 1959, at 5:30 o'clock P. M., Eastern Daylight Saving Time, there were:  
**PRESENT:**

- Benedict T. Holtz, Supervisor
- Felix T. Wroblewski, Councilman
- Stanley R. Bystrak, Councilman
- Alancin Fath, Councilman
- Daniel E. Weber, Councilman
- Joseph Kornecki, Councilman

**ABSENT:**  
Joseph Trojanoski, Councilman  
Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on April 6, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Calderwood Drive and extending from Treehaven Road southerly to Burke Drive, a distance of approximately 760 feet, and the improvement of the public highway known as Hunting Road and extending from Treehaven Road southwesterly to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$16,500 as the maximum  
Sworn to before me this

being duly sworn, deposes and says that he is the

ASSOCIATE PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 *13th* day of *August*, 19*59* and

the last insertion being on the ..... day of ....., 19....., and that not

more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

AUG 14 1959, 19.....

*Gene T. Hardy*  
Notary Public in and for Erie County

At a special meeting of the Town Board of Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 10th day of August, 1959, at 5:30 o'clock P. M., Eastern Daylight Saving Time, there were:

**PRESENT:**  
Benedict T. Holtz, Supervisor  
Felix T. Wroblewski, Councilman  
Stanley R. Bystrak, Councilman  
Alancin Fath, Councilman  
Daniel E. Weber, Councilman  
Joseph Kornecki, Councilman

**ABSENT:**  
Joseph Trojanoski, Councilman  
Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on April 6, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Calderwood Drive and extending from Treehaven Road southerly to Burke Drive, a distance of approximately 700 feet, and the improvement of the public highway known as Hunting Road and extending from Treehaven Road southwesterly to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$15,500 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on April 20, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Messrs. Baumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications for such improvement which cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

**ORDERED** that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 27th day of August, 1959, at 7:30 o'clock P. M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

**FURTHER ORDERED** that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

**FURTHER ORDERED** that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

Seconded by Councilman Weber and duly put to a vote which resulted as follows:  
Supervisor Holtz, voting Aye  
Councilman Wroblewski, voting Aye  
Councilman Bystrak, voting Aye  
Councilman Fath, voting Aye  
Councilman Weber, voting Aye  
Councilman Kornecki, voting Aye  
AYES: 6; NOES: 0; ABSENT: 1.  
State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A special meeting of the Town Board of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 10, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-41 inclusive, of said book.  
2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.  
3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 10th day of August, 1959.  
KENNETH T. HANLEY,  
Town Clerk

(seal)  
au13

being duly sworn, deposes and says that he is the

ASSOCIATE PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 13th day of August, 1959 and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, public in and for Erie County

Item No. 7 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 2nd day of March, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Transeastern Realty Corporation to the north line of Transeastern Realty Corporation; thence easterly along the northerly line of the Transeastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 4,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands now or formerly owned by Kramer Brothers Freight Lines, said point also being about 530 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

Item No. 7-Cont'd.

WHEREAS, said Town Board duly adopted on the 2nd day of March, 1959, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said order, duly met and considered said petition and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same; and

WHEREAS, the Town Board did, by resolution duly adopted on the 20th day of April, 1959, determine that (1) said petition is signed and acknowledged or proved as required by law and is otherwise sufficient; and (2) all property and property owners within said proposed district are benefited thereby; (3) all property and property owners benefited are included within the limits of said proposed district; and (4) it is in the public interest to grant in whole the relief sought in and by said petition; and also did approve the establishment of said proposed district with the boundaries set forth in said petition, and the construction of a drainage system in said proposed district in accordance with the map and plan hereinbefore described; and

WHEREAS, the Town Clerk of said Town duly filed, on the 9th day of May, 1959, a certified copy of said resolution in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application in duplicate, for permission to create said district, duly executed by the Town Supervisor of said Town and complying in all respects with Section 194 of the Town Law of New York, and the Comptroller of the State of New York did, on the 31st day of July, 1959 duly make an order granting permission for the creation of said District in accordance with said petition, and has heretofore duly filed said order in the manner required by Section 194 of the Town Law of New York; and

WHEREAS, the Town Board desires to create said District in accordance with said petition; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that the relief sought by said petition be and it hereby is granted and that said District be and it hereby is established with the boundaries hereinbefore described, and to be known as Drainage District No. 6.

FURTHER ORDERED that there shall be constructed in said District the drainage system set forth in the map and plan hereinbefore referred to at a cost not exceeding Four Hundred and Eighty Thousand Dollars (\$480,000.00).

FURTHER ORDERED that the Town Clerk be and he hereby is directed to record a certified copy of this order in the office of the Clerk of the County of Erie, and to file a certified copy of this order in the Office of the Comptroller of the State of New York.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

17  
26

Item No. 8 Councilman Weber presented the following resolution and moved its adoption:

Bond resolution, dated August 10, 1959, authorizing the issuance of \$480,000 Serial Drainage District No. 6 Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, Drainage District No. 6, hereinafter described, is a drainage district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, and as such, proposes to construct, maintain and operate a drainage system within said District, in accordance with Article 12 of the Town Law of New York, and the purpose hereinafter described is a special improvement authorized by said Article 12; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$480,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose hereinafter referred to is the construction of a drainage system consisting of storm sewer lines and the appurtenances necessary for their operation for said Drainage District No. 6, in accordance with an order or resolution authorizing said improvement, made by the Town Board of said Town on August 10, 1959, pursuant to the provisions of Article 12 of the Town Law of New York.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$480,000 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD and CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga and circulating in said Drainage District No. 6. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 8-Cont'd.

BOND ANTICIPATION NOTE RESOLUTION DATED AUGUST 10, 1959,  
AUTHORIZING THE ISSUANCE OF \$480,000 BOND ANTICIPATION NOTES OF THE TOWN OF  
CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga,  
Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie,  
New York, shall issue its Bond Anticipation Notes of the aggregate principal  
amount of \$480,000, pursuant to the Local Finance Law of New York, in order to  
finance the specific object or purpose hereinafter described, in anticipation  
of the issuance of \$480,000 Serial Bonds authorized by the bond resolution  
entitled "Bond Resolution, Dated August 10, 1959, Authorizing the Issuance of  
\$480,000 Serial Drainage District No. 6 Bonds of the Town of Cheektowaga, in  
the County of Erie, Pursuant to the Local Finance Law."

Section 2. The specific purpose (hereinafter referred to as  
"purpose") is the construction of a drainage system consisting of storm sewers  
lines and the appurtenances necessary for their operation for said Drainage  
District No. 6, in accordance with an order or resolution authorizing said  
improvement made by the Town Board of said Town on August 10, 1959, pursuant to  
the provisions of Article 12 of the Town Law of New York.

Section 3. As required by said Local Finance Law, it is  
hereby stated that (a) there are no outstanding Bond Anticipation Notes issued  
in anticipation of the sale of said Serial Bonds, and (b) the notes authorized  
by this resolution are not renewal notes, and (c) the notes authorized by this  
resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and  
contents of said Bond Anticipation Notes, subject to the provisions of this  
resolution, and to sell and deliver said Bond Anticipation Notes, is hereby  
delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond  
Anticipation Notes issued pursuant to this resolution and the Town Clerk is  
hereby directed to affix to such notes the corporate seal of the Town of  
Cheektowaga, New York.

Section 5. This resolution shall take effect immediately  
upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the  
DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 8-Cont'd.

(Affidavit)

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

Board Resolution, dated August 10, 1959, authorizing the issuance of \$480,000 Serial Drainage District No. 6 Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, Drainage District No. 6, hereinafter described, is a drainage district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, and as such, proposed to construct, maintain and operate a drainage system within said District, in accordance with Article 12 of the Town Law of New York, and the purpose hereinafter described is a special improvement authorized by said Article 12; NOW THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$480,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose hereinafter referred to is the construction of a drainage system consisting of storm sewer lines and the appurtenances necessary for their operation for said Drainage District No. 6, in accordance with an order or resolution authorizing said improvement, made by the Town Board of said Town on August 10, 1959, pursuant to the pro-

CHESTER M. KRAWCZYK  
~~RICHARD C. BENNETT~~

being duly sworn, deposes and says that he is the

ASSOCIATE PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 13th day of August, 1959, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

Sworn to before me this \_\_\_\_\_ day of

AUG 14 1959, 19\_\_\_\_\_

*Gene J. Hanley*  
Notary Public in and for Erie County

hn 1086

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

CHESTER M. KRAWCZYK  
~~MICHAEL C. KENNEDY~~

being duly sworn, deposes and says that he is the

ASSOCIATE PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 13th day of August, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof

*Chester M. Krawczyk*

..... day of

1959 19.....

*J. Hanley*  
Public in and for Erie County

Bond Resolution, dated August 10, 1959, authorizing the issuance of \$480,000 Serial Drainage District No. 6 Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, Drainage District No. 6, hereinafter described, is a drainage district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, and as such, proposed to construct, maintain and operate a drainage system within said District, in accordance with Article 12 of the Town Law of New York, and the purpose hereinafter described is a special improvement authorized by said Article 12; NOW THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows: Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$480,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose hereinafter referred to is the construction of a drainage system consisting of storm sewer lines and the appurtenances necessary for their operation for said Drainage District No. 6, in accordance with an order or resolution authorizing said improvement, made by the Town Board of said Town on August 10, 1959, pursuant to the provisions of Article 12 of the Town Law of New York.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$480,000 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and circulating in said Drainage District No. 6. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money.

..... substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Bond Resolution published herewith has been adopted on the 10th day of August, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk of the Town of Cheektowaga, New York

Item No. 9 Moved by Councilman Fath, seconded by Councilman  
Wroblewski, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk  
*Kenneth T. Hanley*

MEETING NO. 19

CHEEKTOWAGA, NEW YORK  
August 17, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 17th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

ALSO PRESENT WERE: Town Clerk Hanley; Town Attorney Delahunt; Chief of Police Mersmann.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Councilman Trojanoski related to the Board that there would be no sidewalk proceedings for today's session due to the fact that the engineers are making a survey of same.

Item No. 4 Referred to the Town Attorney and the Town Engineer the request of Councilman Wroblewski, that the Town on its own, call a hearing for the installation of sewers in Broadway and Kennedy Road.

Item No. 5 Referred to the Town Attorney communication from the Bellevue Volunteer Fire Company relating to use of an ambulance in the Fire District.

Item No. 6 Ordered received and filed communication from the Building Inspector stating building permits that he has issued on August 10, 1959.

Item No. 7 Referred to the Highway Department petition for the abandonment of Butternut Road, Hazelmt Road, Eastfield Road; Cloverdale Road; Lawnridge Road; Stanislaus Avenue; Mickiewicz Avenue; and Kosciuszko Avenue.

Item No. 8 Referred to the Board of Assessors petition for the improvement of Buffalo Depew Boulevard and East Avenue, by the installation of curbs, etc.

Item No. 9 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the subdivision map of Replot of Walter Junior Sub Division Map, part of Lot 15 T 11 R 7, prepared by C.G. Kerruish, Licensed Engineer, be approved and filed in the Town Assessors Office.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 10 Councilman Kornecki presented the following resolution and moved its adoption:

whereas, the Chief of Police has notified the Town Board that he is in need of (4) new police cars to meet the specifications referred to in the annexed notice to bidders, and

WHEREAS, it is determined advisable to restrict the bidding to Chevrolet Automobiles in order to maintain efficiency in the operation and repair of automobiles in the Police Department and uniformity to facilitate repairs within the Department.

NOW, THEREFORE, BE IT

RESOLVED, that the request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the said police automobiles, and be it further

RESOLVED, that the Town Board meet on the 8th day of September, 1959 at 7:30 o'clock P.M., E.D.S.T., at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for (4) Chevrolet Automobiles for use in the Police Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., on September 8, 1959, at which time they will be publicly opened by the Town Board at a public hearing called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 17, 1959

Kenneth T. Hanley  
Town Clerk

Item No. 10-Cont'd.

POLICE DEPARTMENT SPECIFICATION FOR CARS

CAR : 1959 Two-door Sedan-Deluxe or Equivalent  
 NUMBER : Four (4)  
 MAKE : Chevrolet  
 COLOR : As requested by Chief of Police  
 HORSEPOWER : V-8 Engine - 200 HP or better (bidder specify horsepower)  
 GENERATOR : Low cut-in for Police work  
 TRANSMISSION : Automatic Type  
 BRAKES : Hydraulic - 11" dia., heavy duty  
 REAR SPRINGS : Heavy duty (if available)  
 TIRES : 8:00 x 14 Six-ply black or equivalent (Nylon type)  
 EQUIPMENT : Directional lights, arm rests, right hand sun visor,  
 oil filter, oil bath air cleaner  
 HEATER & DEFROSTER : Fresh air - air flo-type  
 UPHOLSTERING : Vinyl TypePlastic  
 WINDSHIELD WIPERS : Electric  
 LETTERING : None

The bids submitted will be for 4 cars individually or in any combination or series.

Cars 1, 4, and 5 will be traded in the order given.

Four cars will be delivered at a date specified by the Town Board within 30 days or sooner after the bids are accepted.

The police cars to be traded can be seen by any bidder at the Police Garage at any reasonable hour after the bid proposal is released.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 10-Cont'd.

(Affidavit)

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

*Chester M. Krawczyk*  
~~RICHARD G. BENNETT~~

being duly sworn, deposes and says that he is the

*associate* PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 *August*, 19*59*, and the last insertion being on the ..... day of

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

*Chester M. Krawczyk*

ere-  
by requires separate sealed bids for (4) Chevrolet Automobiles for use in the Police Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock p.m., on September 8, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: August 17, 1959.  
KIENNETH T. HANLEY,  
au20 Town Clerk

Sworn to before me this ..... day of

AUG 21 1959

....., 19.....

*Kenneth T. Hanley*  
Notary Public in and for Erie County

NY 1086

Item No. 11 This being the time and the place advertised for the receiving of sealed bids for the purchase of one (1) six passenger, four-door station wagon, for use in the Engineering Department.

The Town Clerk presented proof that the Notice to Bidders has been published as required by law.

Moved by Councilman Fath, seconded by Councilman Wroblewski that the Town Clerk be authorized and directed to open the sealed bids on hand.

The one and only bid was that of Suor Keller Chevrolet, Inc. in the amount of \$1,896.70.

The bid was referred to the Town Engineer for study and recommendation.

Item No.12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Harry Galata of Buffalo 12, New York, is the owner of Sublots 834 and 835, Map Cover 1496 on East Grand Boulevard, Cheektowaga, New York, and

WHEREAS, it is necessary for the Town to acquire these two lots in order to properly improve the drainage of Scajaquada Creek, and

WHEREAS, Mr. Galata is willing to convey the above described premises to the Town of Cheektowaga for the sum of \$1,450.00, and

WHEREAS, the Town Engineer and the Town Attorney recommend the acquisition accordingly, and

WHEREAS, there are sufficient funds for the acquisition of this property in the funds established for the improvement of Scajaquada Creek. Now, therefore,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized and directed to make payment in the amount of \$1,450.00 to Harry Galata for the proper conveyance to the Town of Sublots 834 and 835, Map Cover 1496, East Grand Boulevard, Cheektowaga, New York, after proper approval of the same by the Town Attorney. Be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to record said deed in the Erie County Clerk's Office.

Moved by Councilman Kornecki and duly put to a vote, which resulted as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 13 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install one (1) 2500 lumen globe type light on existing pole No. 771 situate in Doat Street and install a 2500 lumen globe type light on poles 52 and 78 in Redleaf Lane.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

11

Item No. 14 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

PINE PARK from PENNOCK PLACE to AVERY STREET

TYPE OF STREET LIGHTING INSTALLATION

Seven (7) No. 1348 Standards - Underground conduit

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

PINE PARK from PENNOCK PLACE to AVERY STREET

TYPE OF STREET LIGHTING INSTALLATION

Seven (7) No. 1348 Standards - Underground conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized, and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

Item No. 14-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

State of New York )  
                          ) SS.  
County of Erie     )

I, Kenneth T. Hanley, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 17th day of August, 1959, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof: and that the resolutions and orders duly adopted by the said Board are on file in my office.

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

I further certify that a certified copy of such resolution and order was caused by me to be recorded in the office of the Clerk of Erie County, New York, on the 25th day of August, 1959.

In witness whereof, I have hereunto set my hand and the seal of the said Town of Cheektowaga this 25th day of August, 1959.

SEAL

/s/ KENNETH T. HANLEY  
Town Clerk

Item No. 15 Councilman Bystrak moved, seconded by Councilman Trojanoski, that the Supervisor be authorized and directed to purchase seven (7) No. 1348 Lighting Standards for use in Pine Park Special Street Lighting District.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 16 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the New York State Thruway Authority has undertaken certain repairs in construction on Rossler Street, between Dingens and Clinton, in the Town of Cheektowaga in accordance with drawing dated August 13, 1958 and intends to proceed with and complete the repairs and construction accordingly, and

WHEREAS, the Superintendent of Highways and the Town Engineer of the Town of Cheektowaga have recommended that this street be accepted as a town highway for future maintenance when the work has been completed according to plans and specifications, and

WHEREAS, the Town Attorney has approved the acceptance by the Town for maintenance purposes in accordance with Public Authorities Law, title 9; section 359; paragraph 4

NOW, THEREFORE, BE IT RESOLVED,

Item No. 16-Cont'd.

That the Town Board of the Town of Cheektowaga hereby approves the acceptance by the Town of this portion of Rossler Street between Dingen and Clinton when the same has been completed in accordance with plans and specifications submitted,

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 17 Councilman Wroblewski moved, seconded by Councilman Fath, that Reynders Electric Company be authorized and directed to reinstall blinker light at the intersection of Rossler and Griswold Street, Town of Cheektowaga, New York.

AYES: -8-

NOES: -0-

ABSENT: -0- 41

Item No. 18 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on November 17, 1958, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Lemoine Avenue, and extending from a point distant 490 feet south of Broadway southerly to Gruner Road, a distance of approximately 1555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and such petition stated \$28,500 as the maximum amount proposed to be expended for such improvement, and the Town Board held on January 5, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$47,500, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement, and

WHEREAS, the Town Board did adopt a resolution on August 10, 1959, calling for such further hearing to be held on August 27, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and directing, among other things, that the same should be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, which publication in error stated the meeting to be held on August 17, 1959, instead of August 27, 1959; NOW, THEREFORE, it is hereby

ORDERED that the said resolution adopted on August 10, 1959 be and the same hereby is rescinded, and it is

FURTHER ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 8th day of September, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

Item No. 18-Cont'd.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Notice to signers of the petition were mailed on August 21, 1959.

The Notice was posted as follows on the 25th day of August, 1959:

- 1 - Telephone Pole No. 165 Lemoine Avenue
- 2 - Tree in front of No. 128 Lemoine Avenue
- 3 - Telephone Pole No. 134 Lemoine Avenue
- 4 - Tree in front of No. 140 Lemoine Avenue
- 5 - Telephone Pole at the corner of Lemoine Avenue and Broadway

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 18-Cont'd.

(Affidavit)

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

~~EXHIBIT~~  
~~OF TOWN BOARD~~

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 17th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

- PRESENT: Benedict T. Holtz, Supervisor
- Felix T. Wroblewski, Councilman
- Stanley R. Bystrak, Councilman
- Alancin Fath, Councilman
- Daniel E. Weber, Councilman
- Joseph Trojanoski, Councilman
- Joseph Kornecki, Councilman

ABSENT—0  
Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on November 17, 1956, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Lemoine Avenue, and extending from a point distant 490 feet south of Broadway, southerly to Gruner Road, a distance of approximately 1555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and such petition stated \$28,500 as the maximum amount proposed to be ex-

*Chester M. Krawczyk*  
~~RICHARD G. BENNETT~~

being duly sworn, deposes and says that he is the  
*Associate* PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 *August*, 19*59* and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

Sworn to before me this ..... day of  
**AUG 21 1959**

....., 19.....  
*Henry J. Wankel*  
Notary Public in and for Erie County

*Chester M. Krawczyk*  
RICHARD G. DENNETT

being duly sworn, deposes and says that he is the

*Associate* PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 *August*, 19*59* and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

\_\_\_\_\_ day of

19\_\_\_\_\_

*T. Hanley*  
Public in and for Erie County

**EXTRACT FROM THE MINUTES OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 17th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

- PRESENT:  
Benedict T. Holtz, Supervisor  
Felix T. Wroblewski, Councilman  
Stanley R. Bystrak, Councilman  
Alancin Fath, Councilman  
Daniel E. Weber, Councilman  
Joseph Trojanoski, Councilman  
Joseph Kornecki, Councilman  
ABSENT—0

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on November 17, 1958, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Lemoine Avenue, and extending from a point distant 490 feet south of Broadway, southerly to Gruner Road, a distance of approximately 1556 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and such petition stated \$28,500 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on January 5, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$47,500, and the improvement cannot be constructed within the amount and

the \_\_\_\_\_ and \_\_\_\_\_ other public hearing on said petition and improvement, and

WHEREAS, the Town Board did adopt a resolution on August 10, 1959, calling for such further hearing to be held on August 27, 1959, at 7:30 o'clock P. M., Eastern Daylight Saving Time, and directing, among other things that the same should be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, which publication in error stated the meeting to be held on August 17, 1959, instead of August 27, 1959;

NOW, THEREFORE, it is hereby ORDERED that the said resolution adopted on August 10, 1959 be and the same hereby is rescinded, and it is

FURTHER ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 8th day of September, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each \_\_\_\_\_ signed \_\_\_\_\_

\_\_\_\_\_ and duly put to a vote which resulted as follows:  
Supervisor Holtz Voting Aye  
Councilman Wroblewski, \_\_\_\_\_

- Voting Aye  
Councilman Bystrak, Voting Aye  
Councilman Fath, Voting Aye  
Councilman Weber, Voting Aye  
Councilman Trojanoski, Voting Aye  
Councilman Kornecki, Voting Aye  
AYES: 7, NOES: 0, ABSENT: 0

State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 17, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-44 inclusive, of said book.
2. I have compared the attached

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

**EXTRACT  
OF TOWN BOARD**

resulted as follows:  
Supervisor Holtz Voting Aye  
Councilman Wroblewski, Voting Aye.  
Councilman Bystrak, Voting Aye  
Councilman Fath, Voting Aye  
Councilman Weber, Voting Aye  
Councilman Trojanoski, Voting Aye  
Councilman Kornecki, Voting Aye  
AYES: 7; NOES: 0; ABSENT: 0  
State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 17, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-44 inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 17th day of August, 1959.

KENNETH T. HANLEY,  
Town Clerk

au20

hn 1086

*Chester M. Krawczyk*  
RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

*Associate* PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 *August*, 19*59* and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

..... day of

....., 19.....

*T Hanley*  
Public in and for Erie County

Item No. 19 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Dellwood Place, commencing at Genesee Street, and extending northerly to Glenwood Place, a distance of approximately 800 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains. (Said highway is now paved for its entire length), and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved situate between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways proposed to be improved; and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded; and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Six thousand Six Hundred Dollars (\$6,600.00),

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provision of Section 200 of the Town Law of the State of New York, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 8th day of September, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that the Town Clerk be, and he is hereby ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously certified copies of this Order in five (5) public places along the portion of said highway to be improved not less than ten (10) nor more than twenty (20) days prior to the date of the hearing and that on or before said date he post or cause to be posted conspicuously on signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this Order and Resolution.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 25th day of August, 1959:

- 1 - Town Hall Bulletin Board;
- 2 - Tree in front of No. 41 Dellwood Place;
- 3 - Telephone Pole No. 42 Dellwood Place;
- 4 - Telephone Pole No. 20 Dellwood Place;
- 5 - Tree in front of No. 19 Dellwood Place;
- 6 - Telephone Pole at the corner of Dellwood Place and Genesee Street.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 19-Cont'd.

(Affidavit)

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

*Chester M. Krawczyk*  
~~RICHARD G. BENNETT~~

being duly sworn, deposes and says that he is the

*Associate* PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, 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 *August*, 19..... *59* and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Chester M. Krawczyk*

Sworn to before me this ..... day of

AUG 21 1959

....., 19.....

*Gene T. Manly*

Notary Public in and for Erie County

hn 1086

**OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 17th day of August, 1959 at 7:30 o'clock P. M., Eastern Day-light Saving Time, there were

**PRESENT:**  
Benedict T. Holtz, Supervisor  
Stanley R. Bystrak, Councilman  
Alaucin Fath, Councilman  
Joseph Kornecki, Councilman  
Joseph Trojanoski, Councilman  
Daniel Weber, Councilman  
Felix T. Wroblewski, Councilman

**ABSENT:** —0—  
Councilman Wroblewski presented the following resolution and moved its adoption:

**WHEREAS,** a written petition was duly filed with this Board for the improvement of both sides of Dellwood Place, commencing at Genesee Street, and extending northerly to Glenwood Place, a distance of approximately 800 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains. (Said highway is now paved for its entire length) and

**WHEREAS,** it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved situate between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways proposed to be improved: and

**WHEREAS,** such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded; and

**WHEREAS,** the maximum amount to be expended for the improvement is

**of Six Thousand, Six Hundred Dollars (\$6,600.00).**

**NOW THEREFORE,**  
**BE IT RESOLVED,** pursuant to the provision of Section 200 of the Town Law of the State of New York, it is hereby

**ORDERED** that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 8th day of September, 1959, at 7:30 o'clock P. M., Eastern Day-light Saving Time, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and

**BE IT FURTHER RESOLVED,** that the Town Clerk be, and he is hereby Ordered and Directed to publish a certified copy of this resolution and order in the "Depew Herald and Cheektowaga News", not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously certified copies of this Order in five (5) public places along the portion of said highway to be improved not less than ten (10) nor more than twenty (20) days prior to the date of the hearing and that on or before said date he post or cause to be posted conspicuously on signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this Order and Resolution.

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

Supervisor Holtz, voting Aye  
Councilman Bystrak voting Aye  
Councilman Fath, voting Aye  
Councilman Kornecki, voting Aye  
Councilman Trojanoski, voting Aye  
Councilman Weber, voting Aye  
Councilman Wroblewski, voting Aye

Ayes: 7; Noes: 0; Absent: 0.  
Dated: August 17, 1959.  
State of New York )  
County of Erie )

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, **DO HEREBY CERTIFY** as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 17, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Page No A-45, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said Minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

**IN WITNESS WHEREOF,** I have hereunto set my hand and have hereunto affixed the seal of said Town, this 17th day of August, 1959.  
**KENNETH T. HANLEY,**  
Town Clerk

*Chester M. Krawczyk*  
**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

*Associate* PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 20th day of August, 1959 and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

*Chester M. Krawczyk*

\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
*Hanley*  
in and for Erie County

Item No. 20 Councilman Kornecki presented the following resolution and moved its adoption:

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) There shall be issued pursuant to the Bond Resolution entitled "Bond Resolution, Dated April 20, 1959, Authorizing the Issuance of \$760,000 Serial Bonds and \$40,000 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Improvement of Scajaquada Creek", adopted by the Town Board on April 20, 1959, two (2) Capital Notes of the Town of Cheektowaga, in the denominations of \$20,000 each.

(2) The power to prescribe the terms, form and contents of said notes and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor is hereby directed to sign said Notes, and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, and to attest such seal.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED AUGUST 17, 1959, AUTHORIZING THE ISSUANCE OF \$760,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, IN ANTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE THE IMPROVEMENT OF SCAJAQUADA CREEK.

- - - - -

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$760,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described, in anticipation of the issuance of \$760,000 Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated April 20, 1959, Authorizing the Issuance of \$760,000 Serial Bonds and \$40,000 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Improvement of Scajaquada Creek", adopted by the Town Board on April 20, 1959.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Serial Bonds and Capital Notes is the deepening, straightening, altering or otherwise improving Scajaquada Creek from Dick Road to Pine Ridge Road, in the Town of Cheektowaga, to prevent the same from overflowing and to enable such stream to carry off such additional water as may be brought to the same by other public improvements in the Town, including the acquisition of lands or rights in lands and the acquisition and installation of original equipment, machinery or apparatus needed therefor.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds and (b) the notes authorized by this resolution are not renewal notes and (c) the notes authorized by this resolution shall mature within one year from the date of their issue and (d) such notes are not issued in anticipation of bonds for an assessable improvement.

Item No. 20-Cont'd.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Town Supervisor. The Town Supervisor is hereby directed to sign any Bond Anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga and to attest such seal.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 21      Councilman Wroblewski moved, seconded by Councilman Kornecki,

WHEREAS, the Superintendent of Highways has inspected the following named highways and find that they meet with the specifications set forth by the Town,

BE IT RESOLVED, that this Town Board does hereby accept the following named highways as Town Highways and that the same are to be maintained by the Highway Department of the Town of Cheektowaga:

St. Mary's Street;  
Parts of Nadine Drive and Santin Drive; (as specified in deed)  
885 feet of Diane Drive running to intersection of the southerly line of Diane Drive with westerly line of Patrick Lane (as specified in deed)

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 22      Moved by Councilman Weber, seconded by Councilman Wroblewski, that the Erie County Highway Superintendent be requested to clean the ditches and culverts on both side of New Walden Avenue, from Harlem Road to Union Road, Town of Cheektowaga, New York.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 23      This being the time and the place advertised for the receiving of sealed proposals for the purchase of a single gutter broom sweeper for use by the Highway Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Fath, seconded by Councilman Weber that the Town Clerk be authorized and directed to open the sealed bids on hand.

Hereto is a summary of the bids received:

Potts Equipment Company.....	\$11,730.20
P-D Service Company.....	10,973.00

Ordered referred to the Highway Superintendent for analysis and tabulation.

Item No. 24 This being the time and place advertised for the receiving of sealed proposals for the purchase of a Vacuum Leaf Loader for use in the Highway Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Fath, seconded by Councilman Wroblewski, that the Town Clerk be authorized and directed to open the sealed bids on hand.

Hereto is a summary of the bids received:

Potts Equipment Company.....	\$2,726.25
Rupp Equipment Company.....	3,280.00
Cameron Equipment Company.....	4,115.67

Ordered referred to the Highway Superintendent for analysis and tabulation.

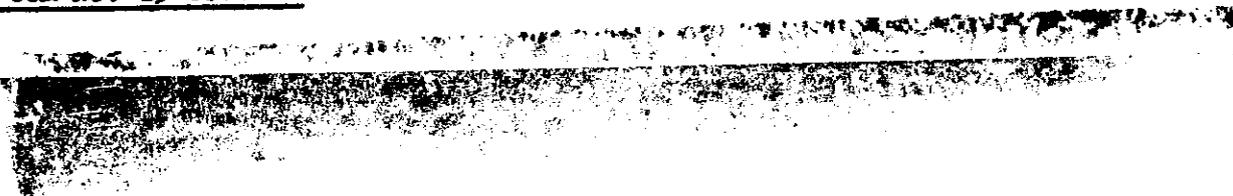
Item No. 25 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of a bridge at Nagel Drive.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Trojanoski, seconded by Councilman Fath, that the Town Clerk be authorized and directed to open the sealed bids on hand.

Hereto is a summary of the bids received;

Item No. 25-Cont'd.



TOWN OF CHEEKTOWAGA, N. Y.  
CONSTRUCTION OF NAGEL DRIVE BRIDGE

BID TABULATION

Bid opening August 17, 1959 - 7:30 E.D.S.T.

Contractor	Amount	Bond
Kulp Waco Corporation	\$73,542.00	Travelers' Indemnity Co. of Hartford
Cedric W. Wood	58,184.00	American Surety Co. New York
Depew Paving Company	56,789.00	Travelers' Indemnity Co. of Hartford
Buffalo Crane Company	73,205.00	New Amsterdam Casualty Company
Frank C. Huber Company, Inc.	49,850.00	Fidelity & Deposit Co. of Maryland
Hendrich Construction Company	57,490.00	Standard Accident Insurance Company
Union Conc. & Const. Corporation	60,398.00	Aetna Casualty & Surety Co. of Hartford.

NUSSBAUMER, CLARKE & VELZY  
Consulting Engineers



The bids were referred to the Town Engineer for analysis and tabulation.

Item No. 26 The following spoke in relation to the rezoning of premises owned by Carl Sciortino, Pine Ridge Road from Residential District to Business District:

Carl J. Sciortino, Buffalo, New York;  
 William Vogelsoner.  
 Louis Katz,

(Please refer to tape recording for proceedings on this matter).

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Carl J. Sciortino for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by the Town Board that the Ordinance adopted December 21, 1942, and as now amended 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.

#### DESCRIPTION

(THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 34, Township 11, Range 7 of the Holland Land Company survey bounded and described as follows:

BEGINNING at a point in the west line of Pine Ridge Road distant 173.03 feet north from the north line of Genesee Street; thence northerly along the west line of Pine Ridge Road 88.67 feet to the south line of land of the Good Hope Cemetery; thence westerly at an interior angle of 72° 23' 40" and along the said south line of the Good Hope Cemetery 225.90 feet; thence southerly at right angles 30 feet; thence easterly and parallel with the south line of the Good Hope Cemetery 101.06 feet; thence southerly at right angles 54.52 feet; thence easterly at right angles about 98.02 feet to the point of beginning.)

This conveyance is made and accepted subject to the restrictions that the purchaser and his successors or assigns shall not use the premises for monumental or cemetery purposes as long as the party of the first part operates a monumental business in the Town of Cheektowaga, New York.

Dated: August 17, 1959

KENNETH T. HANLEY  
 Town Clerk  
 Town of Cheektowaga, N.Y.

The foregoing Notice was posted on the Town Hall Bulletin Board on the 8th day of September, 1959.

Item No. 27 The following resolution was moved by Councilman Kornecki and seconded by Councilman Trojanoski:

That the following claims be approved as presented:

General Fund	Nos.	845	to	896, inclusive
Highway Fund		362		382
Special Districts		372		401
Part Town Fund		3076		3087
C & I		72		74

AYES: -7-                      NOES: -0-                      ABSENT: -0-

(Include vouchers on Scajaquada Creek Project)

Item No. 28 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Petitions Committee on August 8, 1959 and August 15, 1959, after the same have been approved by the Building Inspector.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 29 Moved by Councilman Fath, seconded by Councilman Kornecki, to adjourn to August 27, 1959, at 7:30 P.M., E.D.S.T.

seal

KENNETH T. HANLEY  
Town Clerk  
*Kenneth T. Hanley*

MEETING NO. 20CHEEKTOWAGA, NEW YORK  
August 27, 1959

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 27th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Stanley R. Bystrak	Councilman
	Joseph Kornecki	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman

ABSENT: -0-

ALSO PRESENT WERE: Deputy Town Clerk Elizabeth Adams; Town Engineer Kamm; Town Health Officer Dr. Vendetti; Bond Approving Attorney Kenneth W. Kitzinger.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Town Attorney petition for curbs, etc., for Buffalo Depew Boulevard and East Avenue. 17  
12

Item No. 4 Ordered tabled for study and investigation the application of Edward Szydlowski to operate an automobile agency at No. 2301 William Street. 12

Item No. 5 Ordered referred to the Town Attorney petition presented by one hundred sixty (160) residents of the Town Park area who are concerned with present plans for the use of their streets as means of ingress and egress to the Intercommunity Hospital. 17  
30

Item No. 6 This being the time and the place advertised for a public hearing on the following:

WHEREAS, there was filed with the Town Board on February 2, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Cherokee Drive, and extending from the west right-of-way line of Kokomo Place westerly to the east right-of-way line of the Ontario Thruway, a distance of approximately 2145 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$27,200 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on February 16, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$31,300, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as according to law, and that a Notice of the Hearing has been mailed to all persons who had signed the petition for the said improvement.

Item No. 6-Cont'd.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof:

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along both sides of said highway to be improved, and

WHEREAS, at a meeting of said Town Board duly called and held on the 10th day of August, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the estimate of the cost thereof, as prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town, to be the sum of Thirty-One Thousand Three Hundred Dollars (\$31,300), and that the improvement cannot be constructed within the maximum amount of \$27,200 proposed to be expended therefor, as stated in said petition, and specifying that said Board would meet to further consider said petition and improvement, and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 27th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk, was duly published and posted as required by law, and a copy thereof was sent by regular mail to the last known address of each person who signed said petition, and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place the said Town Board did duly consider the said petition and hear all persons interested;

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Board hereby determines that it is in the public interest to make, within the cost estimated by said engineers, the improvement petitioned for, to wit: both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 7 This being the time and the place advertised for a public hearing on the following:

WHEREAS, there was filed with the Town Board on April 6, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Calderwood Drive and extending from Treehaven Road southerly to Burke Drive, a distance of approximately 760 feet, and the improvement of the public highway known as Hunting Road and extending from Treehaven Road southwesterly to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$16,500 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on April 20, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prescribed by said engineers is \$21,900, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as according to law and that a Notice of the Hearing has been mailed to all persons who had signed the petition for the said improvement.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing.

Fourteen persons opposed the additional cost and fourteen persons wished to pay cash for the said improvement.

The Supervisor ordered the hearing closed.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Calderwood Drive extending southerly from Treehaven Road for its entire length to Burke Drive, a distance of approximately 760 feet, and Hunting Road extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and both of said highways being Town highways, and being paved for their entire length, and

WHEREAS, such petition was duly signed by the owners of real property fronting and abutting on both sides of said public highways to be improved as aforesaid, owning at least one-half of the entire frontage or bounds on both sides of the highways to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways to be so improved, and

WHEREAS, such petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded, and

WHEREAS, at a meeting of said Town Board duly called and held on the 10th day of August, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the estimate of the cost thereof, as prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town, to be the sum of Twenty-one Thousand Nine Hundred Dollars (\$21,900.00) and that the improvement cannot be constructed within the maximum amount of \$16,500 proposed to be expended therefor, as stated in said petition, and specifying that said Board would meet to further consider said petition and improvement, and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 27th day of August, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and

Item No. 7-Cont'd.

WHEREAS, the said order, duly certified by the Town Clerk, was duly published and posted as required by law, and a copy thereof was sent by regular mail to the last known address of each person who signed said petition, and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place the said Town Board did duly consider the said petition and hear all persons interested;

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Board hereby determines that it is in the public interest to make, within the cost estimated by said engineers, the improvement petitioned for, to wit: both sides of Calderwood Drive extending southerly from Treehaven Road for its entire length to Burke Drive, a distance of approximately 760 feet, and Hunting Road extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 8 This being the time and the place advertised for a public hearing on the following:

WHEREAS, there was filed with the Town Board on November 17, 1958, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Lemoine Avenue, and extending from a point distant 490 feet south of Broadway, southerly to Gruner Road, a distance of approximately 1555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and such petition stated \$28,500 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on January 5, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$47,500, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement.

The Clerk advised the Board that the printer made an error in the date calling for a public hearing and that this proceeding must be re-advertised for a public hearing at a later date.

No action can be taken at this time.

Item No. 9 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board requested sealed bids for the purchase of one Chevrolet station wagon for use in the Engineering Department, and

WHEREAS, only one bid was received in the amount of \$1,896.70 from Suor-Keller Chevrolet, Inc., and

WHEREAS, the Town Engineer has recommended the purchase in accordance with the bid.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to enter into a contract for the purchase of one Chevrolet station wagon from Suor-Keller Chevrolet, Inc., in the amount of \$1,896.70 in accordance with the specifications of the bid submitted, and to make payment accordingly.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Kornecki   | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Weber      | Voting AYE |
| Councilman Wroblewski | Voting AYE |

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      36

Item No. 10 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, sealed bids were requested for the construction of the Nagel Drive Bridge Project in accordance with plans and specifications, and

WHEREAS, six (6) bids were submitted, the lowest of which was submitted by Frank C. Huber Company, Inc., in the amount of \$49,850.00, and

WHEREAS, Nussbaumer, Clarke & Velzy, Consulting Engineers, and the Town Engineer have recommended that the contract be awarded to Frank C. Huber Company, Inc. in accordance with bids submitted.

now, therefore,

BE IT RESOLVED, that the Supervisor, with the assistance of the Consulting Engineer, Town Engineer, and the Town Attorney, be and he hereby is authorized to enter into a contract with Frank C. Huber Company, Inc., for the construction of the Nagel Drive Bridge Project in accordance with the plans and specifications and the bids submitted therefor.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Kornecki   | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Weber      | Voting AYE |
| Councilman Wroblewski | Voting AYE |

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      36

Item No. 11 Moved by Councilman Wroblewski, seconded by Councilman Bystrak, to adjourn to September 8, 1959, at 7:30 P.M., E.D.S.T.

SEAL

KENNETH T. HANLEY  
Town Clerk  
*Kenneth T. Hanley*

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 8th day of September, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman

ABSENT: Stanley R. Bystrak Councilman

ALSO PRESENT WERE: Town Clerk Hanley; Town Attorney Delahunt; Building Inspector Trafalski; Lieut. William Graham.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Ordered received and filed communication from the Board of Assessors advising the Board that the petition for curbing, etc., on Buffalo-Depew Boulevard and East Street has insufficient number of signatures. Ordered received and filed.

Item No. 4 Ordered referred to the Chief of Police and the Town Attorney communication from the Forks Fire District No. 3 relating to the barricading of Schlenkler and Schuster Avenue.

Item No. 5 Ordered referred to the Recreation Department the request of the Beverly Hills Association, Inc., that only Cheektowaga Taxpayers be allowed to use the George Urban Town Park.

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install one (1) 2500 lumen globe type light on existing Pole No. 6 in St. Felix Court, and that they also be authorized to install a 2500 lumen globe type light on existing Poles No. 16 and 18 in Raymond Street.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 7 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install one (1) 4,000 lumen, globe type overhead light on existing Pole No. 106, the first pole on Linda Drive east of Colden Court, and be it further

Item No. 7-Cont'd.

RESOLVED, that they be authorized to install one (1) 4000 lumen globe type light on existing Pole No. 68 in Long Avenue.

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

Benedict T. Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 8  
adoption:

Councilman Weber presented the following resolution and moved its adoption:  
WHEREAS, complaints have been received from the residents of No. \_\_\_\_\_, that the street light (NM 2309) located on Genesee Street in the Town of Cheektowaga shines directly into their living quarters, be it

RESOLVED, that the Niagara Mohawk Power Corporation be authorized and directed to place a shield on said light.

Seconded by Councilman Wroblewski.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 9  
adoption:

Councilman Weber presented the following resolution and moved its adoption:  
WHEREAS, emergency sewer repairs were required on 47 Yeager Drive and Linda Drive in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$716.75 for the Yeager Drive repairs and \$222.70 for the Linda Drive repairs.

be it resolved, that the vouchers of Straco, Inc., in the amounts of \$716.75 and \$222.70 to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 10 This being the time and the place advertised for the receiving of sealed proposals for the purchase of four Chevrolet Automobiles for use in the Police Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

The Clerk announced that there have been no bids submitted for said Automobiles.

Item No. 11 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, sealed bids were requested and received for the purchase of a motorized street sweeper for use in the Highway Department, and

WHEREAS, a bid of \$11,730.20 from the T. E. Potts Equipment Company was the lowest bid submitted that complied with the specifications, and

WHEREAS, the Highway Superintendent has recommended the purchase accordingly.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to enter into a contract with T. E. Potts Equipment Company to purchase a motorized street sweeper in the amount of \$11,730.20 in accordance with the bid submitted and to arrange the finances as follows: \$500.00 from machinery fund item #3, and the balance in two notes, payable in 1960 and 1961.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, sealed bids were requested and received for the purchase of a motorized leaf-picker for use in the Highway Department, and

WHEREAS, the lowest bid submitted that complied with the specifications was in the amount of \$4,145.67 from the Cameron Equipment Company, and

WHEREAS, the Highway Superintendent has recommended the purchase accordingly.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to enter into a contract with the Cameron Equipment Company for the purchase of a motorized leaf-picker in the amount of \$4,145.67 in accordance with the bid submitted for the same, and

BE IT FURTHER,

RESOLVED, that the Supervisor be and he hereby is authorized to arrange for the financing of the same as follows: \$500.00 from machinery fund item #3, and the balance in two notes payable in 1960 and 1961.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga has requested the County of Erie to deed to the Town of Cheektowaga subdivision lots 28, 29, and 30 under map cover 1243, and a parcel of land 80 x 140 on the east side of Mildred Drive, all of which properties are needed by the Town of Cheektowaga for drainage purposes, and

WHEREAS, the County of Erie has notified the Town of Cheektowaga that it is now ready to deed the above mentioned parcels to the Town at a total cost of \$800.00.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to make payment to the County of Erie in the amount of \$800.00 for subdivision lots 28, 29, and 30 under map cover 1243, and a parcel of land 80 x 140 on the east side of Mildred Drive in accordance with communication from the County of Erie attached hereto, and

BE IT FURTHER,

RESOLVED, that the Town Attorney be, and he hereby is authorized and directed to examine the deed herein proposed, and to record the same in the Erie County Clerk's Office.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

1  
32

Item No. 14 This being the time and the place advertised for a public hearing for the improvement of both sides of Dellwood Place, commencing at Genesee Street and extending northerly to Glenwood Place, by the construction of curbs together with the installation of receivers and necessary underground drains.

Due to an error in the publication of the Notice of Public Hearing, this hearing is null and void, and same was referred to the Town Attorney to call for a new public hearing.

13

Item No. 15 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and said highway being a Town highway, and

WHEREAS, such petition was duly signed by the owner of real property fronting and abutting on both sides of said public highway to be improved as aforesaid, owning at least one-half of the entire frontage or bounds on both sides of the highway to be so improved, and that there are no resident owners owning any frontage or bounds on said highway to be so improved, and

WHEREAS, such petition was duly acknowledged or proved by the signer in the same manner as a deed to be recorded, and

Item No. 15-Cont'd.

WHEREAS, at a meeting of said Town Board duly called and held on the 17th day of August, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the estimate of the cost thereof, as prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town, of \$47,500, and that the improvement cannot be constructed within the maximum amount of \$28,500 proposed to be expended therefor as stated in said petition, and specifying that said Board would meet to further consider said petition and improvement, and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 8th day of September, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk, was duly published and posted as required by law, and a copy thereof was sent by regular mail to the last known address of each person who signed said petition, and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place said Board did duly consider the said petition and hear all persons interested,

NOW, THEREFORE, after such hearing and upon the evidence given thereat, and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Town Board hereby determines that it is in the public interest to make, within the cost estimated by said engineers, the improvement petitioned for, to wit: both sides of Lemoine Avenue, commencing at a point distant 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

17  
12

Item No. 16 The following resolution was offered by Councilman Wroblewski, who moved its adoption, seconded by Councilman Weber, to wit:

CAPITAL NOTE RESOLUTION DATED SEPTEMBER 8, 1959, AUTHORIZING THE ISSUANCE OF \$14,875.87 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$14,875.87, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a motorized street-sweeper at a maximum cost of \$11,730.20, and a motorized leaf-picker at a maximum cost of \$4,145.67.

Item No. 16-Cont'd.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$15,875.87, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$1,000 by budgetary appropriation, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by budgetary appropriation.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Capital Note Resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$14,875.87 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated September 8, 1959, Authorizing the Issuance of \$14,875.87 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery". Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series D of 1959." Said Capital Notes shall consist of two notes of the denominations of \$7,437.94 and \$7,437.93, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1960 and 1961.

(2) All of said Capital Notes shall be dated as of a date subsequent to September 8, 1959, and shall bear interest from their date at the rate of Two and Three-Quarters Percent (2-3/4%) per annum. The interest on the Capital Notes shall be payable annually on April 1.

Item No. 16-Cont'd.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, at private sale and shall bear an interest rate of Two and Three-Quarters Percent (2-3/4%) per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said Notes and the interest thereon as the same become due and payable.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Weber      | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Kornecki   | Voting AYE |

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

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

**LEGAL NOTICE**  
CAPITAL NOTE RESOLUTION  
DATED SEPTEMBER 8, 1959,  
AUTHORIZING THE ISSUANCE  
OF \$14,875.87 CAPITAL NOTES  
OF THE TOWN OF CHEEKTOW-  
AGA, IN THE COUNTY OF ERIE,  
PURSUANT TO THE LOCAL FI-  
NANCE LAW, TO FINANCE THE  
ACQUISITION OF HIGHWAY MA-  
CHINERY.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$14,875.87, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of the purchase of a motorized street-sweeper at a maximum cost of \$11,730.20, and a motorized leaf-picker at a maximum cost of \$4,145.67.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$15,875.87, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose other than \$1,000 by budgetary appropriation, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and by budgetary appropriation.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Capital Note resolution published herewith has been adopted on the 8th day of September, 1959, and the validity of the obligations authorized by such Capital Note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk of the Town  
of Cheektowaga, N. Y.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for

..... week, the first insertion being on the

16th day of September, 1959 and

the last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publi-

cations thereof.

*Richard G. Bennett*

..... day of

....., 19.....

*Hanley*

in and for Erie County

Item No. 16-Cont'd. (Affidavit)

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

**PLASTERING**—No job too small or too big. P.L. 7010. B. Politz. Rt. 1814

**BEAUTY WORK** in your home. Permanent waving and hair cutting. RE 0996.

**WORK WANTED**

**SECRETARY** — Typing, filing and general office work. Must have own transportation. Work located near Thruway Plaza. HU 6841.

**RELIABLE CLEANING WOMAN** for small partment. RE 4162.

**EXPERIENCED WAITRESSES** wanted, also kitchen aide. Apply Roberts Restaurant, 5613 Broadway, Lancaster or call RE 9892.

**GIRL FOR DINER WORK.** Apply mornings to Transit House, Transit & Genesee St., Bowmansville. 3638

**FEMALE HELP WANTED**

**RIDE** from Broadway and Woodlawn to Broadway and Jefferson about 7:30 to 8 a.m., return around 5 p.m. RE 1641. 35-37

**STUDENT WANTS RIDE** from North Side, Depew. Active vicinity Canisius College 8:30 or 8:45 a.m. RE 5114. 35-37

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

..... week, the first insertion being on the 10th day of September, 1959 and the last insertion being on the ..... day of .....

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

*Richard G. Bennett*

Sworn to before me this ..... day of ..... 1959

*Kenneth T. Hanley*  
Notary Public in and for Erie County

Item No. 17 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 7 of the Town of Cheektowaga, by the construction of:

1. A 15-inch diameter trunk sanitary sewer commencing at a point about 1150 feet east of the center line of Union Road at the existing trunk line in Zoerb Avenue and running northerly therefrom a distance of approximately 1050 feet to the proposed North Creek Drive on the north side of Scajaquada Creek, and

2. A 15-inch diameter trunk sanitary sewer to be located in the proposed extension of Zoerb Avenue to run easterly from the existing trunk sewer at Nagel Drive to the west property line of the Loblaw property, a distance of approximately 2100 feet;

NOW, THEREFORE,

BE IT RESOLVED by the Town Board that Nussbaumer, Clarke & Velzy, who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and to present the same to this Town Board.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1- 24

Item No. 18 Moved by Councilman Weber, seconded by Councilman Wroblewski, that the request of the Town Health Officer to attend the American Public Health Meeting at Atlantic City, N. J., on October 17-21, inclusive, be granted.

AYES: -6-

NOES: -0-

ABSENT: -1- 25

Item No. 19 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Erie County Water Authority be authorized and directed to install the following fire hydrants:

- 1 - Sobieski and Buell Avenue;
- 2 - Southeast corner of Harris Court and East Avenue or across street;
- 3-East end of lots 8 and 9 on Harris Court or across street;
- 4-Union Road north of Genesee Street NYSEG Pole #423;
- 5-House No. 4247 Union Road or across street;
- 6-House No. 4319 Union Road or across street;
- 7-House No. 820 Maryvale Drive or Maryvale and Colden Court;
- 8-House No. 79 New Beach Road or across Street;
- 9-Southeast corner Andres and Genesee Street;
- 10-2935 Genesee Street;
- 11-Genesee Street and East Grand;
- 12-Southwest corner of Genesee and West Grand;
- 13-On Genesee Street on each side of Thruway Bridge at bottom of bridge embankment.

Seconded by Councilman Kornecki.

AYES: -6-

NOES: -0-

ABSENT: -1- 26

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permitson applications approved by the Petitions Committee on August 22, 1959, August 29, 1959, and September 5, 1959, after the same have been approved by the Building Inspector.

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 21 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos.	989	to	975	inclusive
Highway Fund		383		406	
Special Districts		402		432	
Part Town Fund		3088		3099	

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 22 Moved by Councilman Kornecki, seconded by Councilman Wroblewski that the decision of the Zoning Board of Appeals, copy hereto attached, be upheld by this Town Board and that said Variance be denied.

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 23 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the Town Board approve the Election Inspectors for the Town of Cheektowaga as submitted by the Democratic and Republican County Chairman and that this Board does also approve the list of Polling Places for the 1959 Elections as submitted by the Town Clerk.

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 24 Ordered referred to the Town Engineer petition presented by the residents of the west end of Southcrest Avenue to rectify drainage situation in front of dwelling owned by one Mr. Stark.

Item No. 25 Ordered referred to the Town Engineer petition of the residents of North Park Avenue, Queens Drive, Princess Drive and Burdette Drive, relating to the flooding of the intersection on the above mentioned highways.

Item No. 26 Ordered referred to the Town Engineer the complaint of residents in the Nakomis Parkway and Petan Drive area relating to the drain pipes being too small to carry off water from their properties.

Item No. 27 Ordered referred to the Town Attorney complaint of John Lezon and others relating to the manufacturing of statues on Harlem Road by one E. Paoletti.

Item No. 28 Moved by Councilman Fath, seconded by Councilman Wroblewski, to adjourn to September 14, 1959, at 2:30 P.M., E. D. S. T.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 22

CHEEKTOWAGA, NEW YORK  
September 14, 1959

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 14th day of September, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

- PRESENT: Benedict T. Holtz Supervisor  
 Felix T. Wroblewski Councilman  
 Joseph Kornecki Councilman  
 Daniel E. Weber Councilman  
 Joseph M. Trojanoski Councilman  
 Stanley R. Bystrak Councilman
- ABSENT: Alancin M. Fath Councilman

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Town Engineer Kamm; Building Inspector Trafalski.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 The Town Board then took under review the Budget Estimates for Special Districts spreading cost on Benefit Basis as presented by Supervisor Holtz.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS

September 14, 1959

Cheektowaga Town Board  
Town Hall  
Cheektowaga, New York

Gentlemen:

I am outlining the amounts which, in my opinion, will be necessary for the operation of Special Districts, the cost of which are levied against property on a benefit basis for the year 1960.

SEWER DISTRICTS

<u>District No. 1</u>		
Rent to City of Buffalo	\$ 585.87	\$ 585.87
To be raised by assessment		
<u>District No. 2</u>		
Rent and maintenance payable to District No. 5	\$ 7,500.00	7,500.00
To be raised by assessment		
<u>District No. 3</u>		
Bond principal and interest due in 1960	\$ 23,325.00	
Operation of Disposal Plant	43,030.00	
Real estate taxes - 1960	6,400.00	
Maintenance of sewers	9,000.00	
Payable to General Fund for N.Y. State Retirement	3,455.57	
Payable to General Fund for Social Security	869.40	
Payable to General Fund for portion of Blue Cross premium	322.56	
Services of Superintendent	1,900.00	
Services of Engineer	1,500.00	
Services of Town Attorney	500.00	
Erie County chargebacks	270.82	
TOTAL EXPENSES FOR 1960	\$ 90,573.35	

Item No. 3-Cont'd.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS - (Cont'd)

District No. 3 TOTAL EXPENSES FOR 1960		\$ 90,573.35	
Less: Rentals -			
William Street tie-in	\$ 450.00		
Franklin Street tie-in	1,600.00		
New York Central Railroad	800.00		
	<u>TOTAL RENTALS</u>	<u>\$2,850.00</u>	
Payable from District's Reserve Fund	5,000.00	<u>7,850.00</u>	
To be raised by assessment			82,723.35
District No. 4			
Rent and maintenance payable to District No. 5	\$ 8,000.00		
Operation of pump station	1,000.00		
Erie County chargebacks	31.56		
TOTAL EXPENSE FOR 1960		<u>\$ 9,031.56</u>	
Less: Amount payable from District's Reserve Fund		<u>-0-</u>	
To be raised by assessment			9,031.56
District No. 5			
Bond principal and interest due in 1960		119,477.00	
Operation of Disposal Plant		134,710.00	
Maintenance of Sewers		30,000.00	
Payable to General Fund for N.Y. State Retirement		8,960.88	
Payable to General Fund for Federal Social Security		2,254.50	
Payable to General Fund for portion of			
Blue Cross premium		836.64	
Services of Superintendent		3,300.00	
Services of Engineer		4,000.00	
Services of Town Attorney		1,000.00	
Erie County chargebacks		17.40	
TOTAL EXPENSES FOR 1960		<u>\$304,556.42</u>	
Less: Revenue from charges to:			
Police Barracks on Thruway	\$ 300.00		
Thruway Maintenance Buildings	700.00		
Josephine Asmondus	75.00		
Port Authority - Rent	12,000.00		
Sewer District No. 2 - Rent and maintenance	7,500.00		
Sewer District No. 4 - Rent and maintenance	8,000.00		
Sewer District No. 6 - Rent and maintenance	21,700.00		
Sewer District No. 7 - Rent and maintenance	21,000.00		
Maintenance from -			
Storm Sewer District No. 1	1,000.00		
Storm Sewer District No. 2	1,000.00		
Storm Sewer District No. 3	1,500.00		
Storm Sewer District No. 4	1,000.00		
Storm Sewer District No. 5	1,000.00		
	<u>TOTAL REVENUES</u>	<u>\$76,775.00</u>	
Payable from Sewer District's Reserve Fund	5,000.00	<u>81,775.00</u>	
To be raised by assessment			\$222,781.42
District No. 5 - Walden Extension			
Bond principal and interest due in 1960	\$ 5,171.00		
Erie County chargebacks	-0-		
To be raised by assessment			5,171.00
District No. 5 - Peinkofer Extension			
Bond principal and interest due in 1960	\$ 1,525.00		
To be raised by assessment			1,525.00

Item No. 3 - Cont'd.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS - (Cont'd)

SEWER DISTRICTS - Cont'd

District No. 6

Bond principal and interest due in 1960	\$ 2,084.00	
Rent payable to District No. 5	20,500.00	
Maintenance payable to District No. 5	<u>1,200.00</u>	
To be raised by assessment		\$ 23,784.00

District No. 7

Bond principal and interest due in 1960	\$ 53,746.00	
Sewer rent and maintenance for 1960 payable to Sewer District No. 5	<u>21,000.00</u>	
TOTAL EXPENSE FOR 1960	\$ 74,746.00	
Payable from District Reserve Fund	<u>1,000.00</u>	
To be raised by assessment		\$ 73,746.00

TOTAL FOR ALL NINE SEWER DISTRICTS \$426,848.20

STORM SEWER DISTRICTS

District No. 1

Maintenance payable to Sewer District No. 5	\$ 1,000.00	
Estimated deficit December 31, 1959	<u>1,000.00</u>	
To be raised by assessment		\$ 2,000.00

District No. 2

Maintenance payable to Sewer District No. 5	\$ 1,000.00	
Less: Amount payable from District's Reserve Fund	<u>-0-</u>	
To be raised by assessment		1,000.00

District No. 3

Bond principal and interest due in 1960	\$ 6,396.00	
Maintenance payable to Sewer District No. 5	<u>1,500.00</u>	
	\$ 7,896.00	
Less: Amount payable from District's Reserve Fund	<u>-0-</u>	
To be raised by assessment		7,896.00

District No. 4

Bond principal and interest due in 1960	\$ 8,375.00	
Maintenance payable to Sewer District No. 5	<u>1,000.00</u>	
	\$ 9,375.00	
Less: Amount payable from District's Reserve Fund	<u>400.00</u>	
To be raised by assessment		8,975.00

District No. 5

Bond principal and interest due in 1960	\$ 5,605.00	
Maintenance payable to Sewer District No. 5	<u>1,000.00</u>	
	\$ 6,605.00	
To be raised by assessment		6,605.00

TOTAL FOR ALL FIVE STORM SEWER DISTRICTS \$ 26,476.00

Item No. 3-Cont'd.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS - (Cont'd)

	PRINCIPAL AND INTEREST DUE IN 1960	ERIE COUNTY CHARGEBACKS	LESS AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND	TOTAL
<u>LATERAL SANITARY SEWER DISTRICTS</u>				
Peter	\$ 506.87	\$-0-	\$ 268.48	\$ 238.39
Genesee - From Midland N	506.88	-0-	55.93	450.95
Raymond	2,027.50	-0-	-0-	2,027.50
Grunner, Kennedy, etc.	10,137.50	-0-	1,989.17	8,148.33
Genesee - Awood to Beechwood	1,013.75	-0-	176.31	837.44
Yorktown	506.88	-0-	416.59	90.29
Wallace	1,680.00	-0-	75.90	1,755.90
Ludwig	2,074.00	-0-	1,096.16	977.84
Oriole	527.75	-0-	272.37	255.38
Yvonne, Crestview and Kuhn	4,148.00	-0-	111.00	4,037.00
Union - from Redleaf S	1,025.00	-0-	118.51	1,143.51
Buell - Genesee	2,288.00	-0-	708.00	1,580.00
Smallwood	1,707.00	-0-	563.00	1,144.00
Union - Goering	2,324.00	-0-	620.00	1,704.00
	<u>\$30,473.13</u>	<u>\$-0-</u>	<u>\$ 6,082.60</u>	<u>\$24,390.53</u>
				<u>\$24,390.53</u>
To be raised by assessment				
<u>SIDEWALK DISTRICTS</u>				
Woodridge	\$ -0-	\$-0-	\$ 80.44	\$ 80.44
To be raised by assessment				<u>\$ 80.44</u>
<u>CURBING DISTRICTS</u>				
Chesterfield	\$ 2,534.38	\$-0-	\$ 558.76	\$ 1,975.62
Treehaven	3,270.00	-0-	-0-	3,270.00
Walton	2,216.00	7.12	-0-	2,223.12
Mansion	4,439.00	-0-	1,147.25	3,291.75
Peoria	4,439.00	-0-	1,117.25	3,321.75
Warsaw	2,815.00	-0-	1,090.00	1,725.00
	<u>\$19,713.38</u>	<u>\$ 7.12,</u>	<u>\$ 3,913.26</u>	<u>\$15,807.24</u>
				<u>\$15,807.24</u>
To be raised by assessment				
<u>PAVING DISTRICTS</u>				
Aurora	\$ 506.87	\$-0-	\$ 203.29	\$ 303.58
Abeles	3,041.25	-0-	546.14	2,495.11
Lena	1,013.75	-0-	-0-	1,013.75
Mapleview	1,013.75	131.76	417.19	728.32
Yorktown	1,520.63	-0-	795.63	725.00
Cedar, Tudor and Campbell	26,978.00	-0-	6,970.00	20,008.00
	<u>\$34,074.25</u>	<u>\$131.76</u>	<u>\$ 8,932.25</u>	<u>\$25,273.76</u>
				<u>\$25,273.76</u>
To be raised by assessment				

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS (Cont'd)

	<u>PRINCIPAL AND INTEREST DUE IN 1960</u>	<u>LESS BALANCE FROM PROJECT</u>	
<u>STREET LIGHTING IMPROVEMENT</u>			
<u>GROUP 23</u>			
Lucid	\$ 287.70	\$ 34.82	\$ 252.88
Thruway	575.40	69.63	505.77
Walton	467.51	56.58	410.93
Beale	1,618.32	195.85	1,422.47
Patton	359.62	43.52	316.10
McNaughton	<u>287.70</u>	<u>34.82</u>	<u>252.88</u>
	<u>\$3,596.25</u>	<u>\$435.22</u>	<u>\$3,161.03</u>
To be raised by assessment			\$ 3,161.03
<u>GROUP 24</u>			
Dennis	\$ 730.31	\$ 51.97	\$ 678.34
Laura	653.44	46.50	606.94
Lynncrest	538.13	38.30	499.83
Yvonne	730.31	51.97	678.34
Delmar	461.25	32.82	428.43
Duchess	269.06	19.15	249.91
Farmingdale	<u>461.25</u>	<u>32.82</u>	<u>428.43</u>
	<u>\$3,843.75</u>	<u>\$273.53</u>	<u>\$3,570.22</u>
To be raised by assessment			3,570.22
<u>GROUP 25</u>			
Principal and interest due in 1960:			\$
Freda Avenue			480.76
Heather Road			547.66
Medford Road			547.66
Willowlawn Park			576.91
Ellen Drive			<u>\$1,259.51</u>
To be raised by assessment			3,412.50
<u>GROUP 26</u>			
Principal and interest due in 1960:			\$
Colden Court			903.15
Terry Land			541.90
Colderwood Drive			361.26
McNaughton Drive			1,479.89
Bigelow Road			340.37
Seton Road			2,127.33
Crestview Avenue			647.45
Pine Park			<u>647.65</u>
To be raised by assessment			7,049.00
			<hr/>
	TOTAL TO BE ASSESSED FOR ALL FOUR	GROUPS	<u>\$17,192.75</u>

In accordance with the Town Law, it is the duty of the Town Board to estimate the 1960 revenues and expenditures for the above listed districts and file same with the Town Clerk. A date for public hearing upon the Board's estimates should be fixed and the Town Clerk instructed to give due notice of such hearing.

Respectfully submitted,

/s/ BENEDICT T. HOLTZ  
Supervisor

Item No. 3-Cont'd.

Councilman Wroblewski moved the following resolution and it was seconded by Councilman Weber.

WHEREAS, this Town Board has prepared a detailed estimate of the anticipated 1960 revenue and expenditures for every 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, and the CHEEKTOWAGA TIMES, newspapers published in the Town of Cheektowaga, New York, said Notice to be in the following form and to be published the weeks of September 17, 1959 and September 24, 1959, respectively, said Public Hearing to be held on the 28th day of September, 1959, at 7:30 P.M., E.D.S.T., 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 regular adjourned meeting held on September 14, 1959, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk for the following Districts:

Sewer Districts No. 1, 2, 3, 4, 5, No. 5 Walden Extension, No. 5 Peinkofer Extension, No. 6 and No. 7.

Storm Sewer Districts No. 1, 2, 3, 4, and 5.

All Lateral Sanitary Sewer Districts.

Woodridge Avenue Sidewalk District.

All Curbing Districts.

All Paving Districts.

Street Lighting Improvement Districts Group 23, 24, 25, and 26.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 28, 1959, at 7:30 o'clock P.M., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Union Road and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Roll.

Dated: September 14, 1959

By order of the Town Board of the Town of Cheektowaga, New York  
KENNETH T. HANLEY, Town Clerk

AYES: -6-

NOES: -0-

ABSENT: -1-

The Notice of Public Hearing was posted as follows on the 18th day of September, 1959:

- 1-Town Hall Bulletin Board;
- 2-Forks Fire Hall Bulletin Board - Broadway at Union Road;
- 3-Pine Hill Fire Hall Bulletin Board - Genesee Street at Normandy;
- 4-Rescue Fire Hall Bulletin Board - Pine Ridge Road;
- 5-Doyle Fire Hall No. 1 Bulletin Board - William and Alaska Street.

Hereto attached are affidavits of publication:

Item No. 3-Cont'd.

(Affidavits)

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

**PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN, that the Town Board of Cheektowaga, New York, at a regular adjourned meeting held on September 14th, 1959, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk for the following Districts:

- Sewer Districts No. 1, 2, 3, 4, 5, No. 5 Walden Extension, No. 5 Peinkofer Extension, No. 6 and No. 7.
- Storm Sewer Districts No. 1, 2, 3, 4, and 5.
- All Lateral Sanitary Sewer Districts.
- Woodridge Avenue Sidewalk District.
- All Curbing Districts.
- All Paving Districts.
- Street Lighting Improvement Districts Group 23, 24, 25, and 26.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 28th, 1959, at 7:30 o'clock p.m., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Union Road and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Roll.

Dated: September 14, 1959  
By order of the Town Board of the Town of Cheektowaga, New York.  
KENNETH T. HANLEY,  
s17, 24 Town Clerk

Sworn to before me this .....

SEP 25 1959  
*Kenneth T. Hanley*  
Notary Public

hn 1036

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks:

first publication ..... SEP 17 1959 .....  
last publication ..... SEP 24 1959 .....

and that no more than six days intervened between publications.

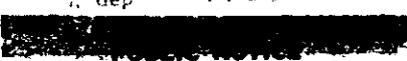
*Willard C. Allis*

Sworn to before me this.....  
day of SEP 24 1959, 19.....

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029



NOTICE IS HEREBY GIVEN, that the Town Board of Cheektowaga, New York, at a regular adjourned meeting held on September 14th, 1959, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk for the following Districts:

- Sewer Districts No. 1, 2, 3, 4, 5, No. 5 Walden Extension, No. 5 Peinkofer Extension, No. 6 and No. 7.
- Storm Sewer Districts No. 1, 2, 3, 4, and 5.
- All Lateral Sanitary Sewer Districts.
- Woodridge Avenue Sidewalk District.
- All Curbing Districts.
- All Paving Districts.
- Street Lighting Improvement Districts Group 23, 24, 25, and 26.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 28th, 1959, at 7:30 o'clock p.m., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Union Road and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Roll.

Dated: 9-14-59.

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

KENNETH T. HANLEY  
Town Clerk.

(Pub: Sept. 17, 24)

Item No. 3-Cont'd.

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

**PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN, that the Town Board of Cheektowaga, New York, at a regular adjourned meeting held on September 14th, 1959, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk for the following Districts:

- Sewer Districts No. 1, 2, 3, 4, 5, No. 5 Walden Extension, No. 5 Peinkofer Extension, No. 6 and No. 7.
- Storm Sewer Districts No. 1, 2, 3, 4, and 5.
- All Lateral Sanitary Sewer Districts.
- Woodridge Avenue Sidewalk District.
- All Curbing Districts.
- All Paving Districts.
- Street Lighting Improvement Districts Group 23, 24, 25, and 26.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 28th, 1959, at 7:30 o'clock p.m., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Union Road and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Roll.

Dated: September 14, 1959  
By order of the Town Board of the Town of Cheektowaga, New York.  
KENNETH T. HANLEY,  
s17, 24 Town Clerk

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... 2 ..... weeks, the first insertion being on the 17th day of September, 1959, and the last insertion being on the 24th day of September, 1959, and that not more than six days intervened between any two publications thereof.

*Richard B. Burns*

Sworn to before me this ..... day of

SEP 25 1959, 19.....  
*Kenneth T. Hanley*  
Notary Public in and for Erie County  
hn 1086

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it to be in the public interest to improve Messer Avenue by the construction of approximately 1,900 lineal feet of 6 inch diameter pipe in accordance with contract documents as to benefit the property owners on Messer Avenue, and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke and Velzy, Consulting Engineers of 327 Franklin Street, Buffalo, New York, to prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate and proposed contract having been duly prepared and presented to this Town Board and likewise filed with the Town Clerk and the same having been carefully examined by the Town Board and approved,

BE IT 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 improvement in the aforementioned highway in accordance with the said plans, specifications, estimate and proposed contract heretofore approved, by the publication of a notice hereof at least once in the DEFEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in said township, 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 for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor or a penal sum equal to 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; 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, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, on the 5th day of October, 1959 at 7:30 o'clock P.M., Eastern Daylight Saving Time, and be it further

RESOLVED, that said Notice to Contracts be in substantially the following form, to wit:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York sealed proposals will be received and considered by said Town Board on the 5th day of October, 1959, at 2:30 P.M., E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1900 lineal feet of 6-inch diameter pipe line on Messer Avenue from Como Park Blvd. to a point 1900 feet south, including connection to existing water line, valves, hydrants, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specification and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

Item No. 4-Cont'd.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
Town Clerk

Dated: September 21, 1959  
Published: September 24, 1959

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

Item No. 4-Cont'd

(Affidavit)

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

**NOTICE TO CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York sealed proposals will be received and considered by said Town Board on the 5th day of September, 1959 at 2:30 p.m. A reception followed the Easter. A reception followed the Evangelical Lutheran Church, Lancaster, Pa. at St. John's man, of Michigan. The wedding took place at 6 p.m. at St. John's man, of Michigan. The wedding man, of Lancaster and George Nord- and Mrs. Jerry Bayer of Central da Marie Burgess, daughter of Lin- reception Saturday evening of Lin- Boll St., attended the wedding and Mr. and Mrs. Robert Cochran of daughters Linda and Peggy. Mr. and Mrs. Bob Cochran and ise Marshall, Mary Maraszek, and Mrs. Eddie Schwechler, Mrs. Lou- dren Janice and Donald, Mr. and and Mrs. Ted Wisniewski and chil- of 55 Freda St. Present were Mr. Smith and children Dick and Jean. the home of Mr. and Mrs. Bob held their family picnic Sunday at The Sociable Six, sewing club, na St., committee chairman. Mrs. Elsie Swarthout of Lackwan- an informal meeting at the home of village met Thursday afternoon at Cochran, Girl Scout leaders in the Becker, Esther Walczak and Kay eta Fronczak, Jan Rusin, Jan- The Mesdames Betty Syzdek, Lor- and Mrs. Frank Zack. and Tommy and grandparents Mr. Tom Zack and their children Karen his parents Paul, godparents Jean and brother Paul, godparents Jean and his parents Bea and Ted Ruda, 16 and celebrated the occasion with Ave., became three years old Sept. Michael Ruda of 304 Halstead of Onida St., Buffalo. sworn to before me on this day of

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek- towaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for ..... week, the first insertion being on the 24th day of September, 1959, and the last insertion being on the ..... day of

....., 19....., and that not more than six days intervened between any two publi- cations thereof

*Richard G. Bennett*

SEP 25 1959

*Gene D. Hanley*

Notary Public in and for Erie County

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

**NOTICE TO CONTRACTORS**  
NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York sealed proposals will be received and considered by said Town Board on the 5th day of October, 1959, at 2:30 p.m. E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1900 lineal feet of 6-inch diameter pipe line on Messer Avenue from Como Park Blvd. to a point 1900 feet south, including connection to existing water line, valves, hydrants, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specification and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.  
Dated: September 21, 1959

KENNETH T. HANLEY  
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the  
PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 24th day of September, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof

Richard G. Bennett

..... day of ..... 19.....  
Hanley  
Clerk in and for Erie County

Item No. 5 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the hydrant in front of the Ernst Iron Works on Walden Avenue be moved 90 feet west and the cost charged to Water District No. 9.

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 6 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric & Gas Corporation be authorized to remove the present 1000 lumen light existing on the pole located at Strasmer Road at the corner of Transit Road and replace it with a 4000 lumen overhead globe type light, and to make the following replacements and removals from existing poles in Strasmer Road as follows:

- Pole No. 2 Remove 1000 lumen and replace with 2500 lumen
- 4 Remove 1000 lumen and replace with 2500 lumen
- 6 Remove 1000 lumen and replace with 2500 lumen
- 8 Install one (1) 2500 lumen
- 9 Remove present light
- 10 Install one (1) 2500 lumen
- 11 Remove present 1000 lumen
- 12 Install one (1) 2500 lumen
- 13 Remove present 1000 lumen
- 14 Install one (1) 2500 lumen
- 15 Remove present 1000 lumen
- 16 Install one (1) 4000 lumen

All above replacements to be globe type - overhead.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 7 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga recently advertised that sidewalks be installed on certain properties, including Huxley Drive, and

WHEREAS, certain technicalities were raised concerning the legality of the advertising as far as Huxley Drive properties were concerned.

BE IT RESOLVED, that the Town Clerk be directed and he hereby is directed to send by registered mail, the following notice to each owner of property on Huxley Drive from Cleveland Drive north to the Town boundary, except #509, addressed as such owners appear on the Town of Cheektowaga assessment roll:

"By resolution of the Cheektowaga Town Board, you are hereby directed to install a sidewalk in accordance with specifications duly adopted by said Town Board, on the premises owned by you at the above address, on or before October 30, 1959.

Where sidewalks are not constructed as directed within the prescribed time, the Town Board can cause the same to be done, and audit and pay the expense of doing the same, and assess the expense thereof against the properties benefited."

Kenneth T. Hanley  
Town Clerk

Item No. 7-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 8 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, Nussbaumer, Clarke & Velzy, Engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the establishment of a drainage district of the Town of Cheektowaga to be designated "Drainage District No. 7", and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the surface water drains and appurtenances suitable for their operation to be constructed within the drainage district and the location of each, and

WHEREAS, the boundaries of said proposed district as set forth in said map, plan and report are as follows:

BEGINNING at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way; thence northeasterly along the southerly line of the West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5 and Farm Lot No. 4 to the north village line of the Village of Depew; thence westerly along the north village line to centerline of Dick Road; thence southerly along the centerline of Dick Road also being the village line to the northerly line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence westerly along the northerly line of the three-hundred foot wide right-of-way to the point of beginning,

and

WHEREAS, the improvements proposed to be made in the district consist of surface water drains and appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$565,729 which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the District will derive therefrom, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection, and

WHEREAS, the Town Board duly determined by an order made on July 20, 1959 to hold a public hearing on the establishment of said district at which all persons interested in the subject thereof might be heard concerning the same, and such public hearing was duly held on August 3, 1959, and

WHEREAS, after holding such hearing, the Town Board is satisfied that notice of such hearing was published and posted as required by law and is otherwise sufficient and that it is in the public interest to establish such district but that part of the property or property owners included within said proposed district are not benefited thereby and the Town Board deems it necessary to change the boundaries of the proposed district so that such district shall contain only the following territory:

Item No. 8-Cont'd.

Beginning at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way, thence northeasterly along the southerly line of the West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5, and continuing southerly along the easterly line of Farm Lot No. 4 to the north line of the Village of Depew; thence westerly along the north line of the Village of Depew to the west line of the Village of Depew said line being located in Dick Road; thence south easterly along the west line of the Village of Depew to a point being located at the intersection of the west line of the Village of Depew and the north line of the lands of Victor Reinstein extended to the Village line; thence westerly along the said north line of the lands of Victor Reinstein a distance of three hundred and thirty-three feet (333 ft.) to a point; thence southeasterly along the westerly line of the lands of the above mentioned part as described in the Erie County Clerk's Office in Liber 6130 on page 463 of the Book of Deeds a distance of about six hundred and sixty feet (660 ft.) to the old Scajaquada Creek Channel as established in Liber 6130 page 463 of the Book of Deeds in the Erie County Clerk's Office, thence westerly along the old Scajaquada Creek Channel as established in the above mentioned Liber to a point located on the party line agreement with Loblaw Inc. and Victor Reinstein dated February 15, 1957 as recorded in the Erie County clerk's Office in Liber 6130, page 361 of the Book of Deeds on February 15, 1957; thence southerly along said mentioned party line to a point located on the northerly line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence westerly from said point along the northerly line of the three hundred foot (300 ft.) wide right-of-way to the point and place of beginning.

NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town on the 5th day of October, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the establishment of said district as proposed to be changed, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed district as so changed are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed district as so changed; and (d) whether the establishment of such district as so changed is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Weber	Voting AYE
councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 17th day of September, 1959:

- 1 - Telephone Pole No. 1 on George Urban Blvd;
- 2 - Post at the corner of Nagel Drive and George Urban Blvd;
- 3 - Telephone pole at the corner of Dick Road and George Urban Blvd;
- 4 - Telephone pole at the corner of Meadowlawn Road and Dick Road;
- 5 - Post at the corner of Meadowlawn Road and Diane Drive;
- 6 - Post at the corner of Buffalo Depew Blvd. and Dick Road;
- 7 - Post at the corner of Bernice Drive and Joanne Lane.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS;

STATE OF NEW YORK } ss.:  
 COUNTY OF ERIE  
**EXTRACTS FROM MINUTES  
 OF TOWN BOARD**

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 14th day of September, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

- PRESENT:**  
 Benedict T. Holtz, Supervisor  
 Felix T. Wroblewski, Councilman  
 Stanley R. Bystrak, Councilman  
 Daniel E. Weber, Councilman  
 Joseph Trojanoski, Councilman  
 Joseph Kornecki, Councilman
- ABSENT:**  
 Alancin Fath, Councilman

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, Nussbaumer, Clarke and Velzy, Engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the establishment of a drainage district of the Town of Cheektowaga to be designated "Drainage District No. 7", and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the surface water drains and appurtenances suitable for their operation to be constructed within the drainage district and the location of each, and

WHEREAS, the boundaries of said proposed district as set forth in said map, plan and report are as follows:

**BEGINNING** at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way; thence northeasterly along the southerly line of the West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5 and Farm Lot No. 4 to the north village line of the Village of Depew; thence westerly along the north village line to centerline of Dick Road; thence southerly along the centerline of Dick Road also being the village line to the northerly line of the three-hundred foot wide Scajaquada Creek improvement right-of-way; thence westerly along the northerly line of the three-hundred foot wide right-of-way to the point of beginning, and

WHEREAS, the improvements proposed to be made in the district consist of surface water drains and appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$565,729 which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the District will derive therefrom, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection, and

WHEREAS, the Town Board duly determined by an order made on July 20, 1959 to hold a public hearing on the establishment of said district at which all persons interested in the subject thereof might be heard concerning the same, and such public hearing was duly held on August 3, 1959, and

WHEREAS, after holding such hearing, the Town Board is satisfied that notice of such hearing was published and posted as required by law and is otherwise sufficient and that it is in the public interest to establish such district but that part of the property or property owners included within said proposed district are not benefited thereby and the Town Board deems it necessary to change the boundaries of the proposed district

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 17th day of September, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

day of

19.....

*Handley*  
 Public in and for Erie County

...the part of the property of property owners included within said proposed district are not benefited thereby and the Town Board deems it necessary to change the boundaries of the proposed district so that such district shall contain only the following territory:

Beginning at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way, thence northeasterly along the southerly line of the West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5, and continuing southerly along the easterly line of Farm Lot No. 4 to the north line of the Village of Depew; thence westerly along the north line of the Village of Depew to the west line of the Village of Depew said line being located in Dick Road; thence south easterly along the west line of the Village of Depew to a point being located at the intersection of the west line of the Village of Depew and the north line of the lands of Victor Reinstein extended to the Village line; thence westerly along the said north line of the lands of Victor Reinstein a distance of three hundred and thirty-three feet (333 ft.) to a point; thence south easterly along the westerly line of the lands of the above mentioned party as described in the Erie County Clerks Office in Liber 6130 on page 463 of the Book of Deeds a distance of about six hundred and sixty feet (660 ft.) to the old Scajaquada Creek Channel as established in Liber 6130 page 463 of the Book of Deeds in the Erie County Clerks Office, thence westerly along the old Scajaquada Creek Channel as established in the above mentioned Liber to a point located on the party line agreement with Loblaw Inc. and Victor Reinstein dated February 15, 1957 as recorded in the Erie County Clerk's Office in Liber 6130, page 361 of the Book of Deeds on February 15, 1957; thence southerly along said mentioned party line to a point located on the northerly line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence westerly from said point along the northerly line of the three hundred foot (300 ft.) wide right-of-way to the point and place of beginning.

**NOW, THEREFORE,**

**BE IT ORDERED** by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town on the 5th day of October, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the establishment of said district as proposed to be changed, at which all persons interested in the subject thereof may be heard concerning the same.

**FURTHER ORDERED** that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed district as so changed are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed district as so changed; and (d) whether the establishment of such district as so changed is in the public interest.

**FURTHER ORDERED** that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Supervisor Holtz, Voting Aye  
Councilman Wroblewski,

Voting Aye  
Councilman Bystrak, Voting Aye  
Councilman Weber, Voting Aye  
Councilman Trojanoski,

Voting Aye  
Councilman Kornecki, Voting Aye  
AYES: 8; NOES: 0; ABSENT: 1

State of New York  
County of Erie ss:

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 14, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-51, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was

as follows on the 17th day of September, 1959:

- File No. 1 on George Urban Blvd; corner of Nagel Drive and George Urban Blvd;
- File at the corner of Dick Road and George Urban Blvd;
- File at the corner of Meadowlawn Road and Dick Road;
- File at the corner of Meadowlawn Road and Diane Drive;
- corner of Buffalo Depew Blvd. and Dick Road;
- corner of Bernice Drive and Joanne Lane.

attached is a copy of the Notice published in the **AGA NEWS**:

ss:

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

..... week, the first insertion being on the 17th day of September, 1959, and

the last insertion being on the ..... day of ....., 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

..... day of

..... 19.....

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

Item No. 8-Cont'd.

Posted as follows on the 17th day of September, 1959:

- 1 - Telephone Pole No. 1 on George Urban Blvd;
- 2 - Post at the corner of Nagel Drive and George Urban Blvd;
- 3 - Telephone pole at the corner of Dick Road and George Urban Blvd;
- 4 - Telephone pole at the corner of Meadowlawn Road and Dick Road;
- 5 - Post at the corner of Meadowlawn Road and Diane Drive;
- 6 - Post at the corner of Buffalo Depew Blvd. and Dick Road;
- 7 - Post at the corner of Bernice Drive and Joanne Lane.

Hereto attached is a copy of the Notice published in the **DEPEW HERALD-CHEEKTOWAGA NEWS**:

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

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

Supervisor Holtz, Voting Aye  
Councilman Wroblewski, Voting Aye  
Councilman Bystrak, Voting Aye  
Councilman Weber, Voting Aye  
Councilman Trojanoski, Voting Aye  
Councilman Kornecki, Voting Aye  
AYES: 6; NOES: 0; ABSENT: 1  
State of New York  
County of Erie ss:

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 14, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-51, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 14th day of September, 1959.

KENNETH T. HANLEY  
Town Clerk

s17

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 17th day of September, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

..... day of

....., 19.....

*Hanley*  
Public in and for Erie County

Item No. 8-Cont'd.

Posted as follows on the 17th day of September, 1959:

- 1 - Telephone Pole No. 1 on George Urban Blvd;
- 2 - Post at the corner of Nagel Drive and George Urban Blvd;
- 3 - Telephone pole at the corner of Dick Road and George Urban Blvd;
- 4 - Telephone pole at the corner of Meadowlawn Road and Dick Road;
- 5 - Post at the corner of Meadowlawn Road and Diane Drive;
- 6 - Post at the corner of Buffalo Depew Blvd. and Dick Road;
- 7 - Post at the corner of Bernice Drive and Joanne Lane.

Hereto attached is a copy of the Notice published in the  
**DEPEW HERALD-CHEEKTOWAGA NEWS:**

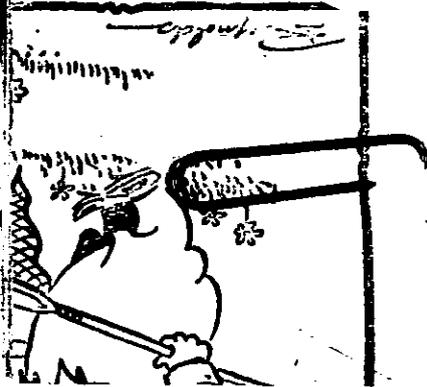
STATE OF NEW YORK }  
COUNTY OF ERIE } ss.:

Secured by Councilman Wroblewski  
and duly put to a vote which re-  
sulted as follows:

Supervisor Holtz, Voting Aye  
Councilman Wroblewski,

**YOU**  
Furniture Store Suggests  
Lancaster's Leading

I wish you would stop  
those bees we got in the Acti



**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
*17th* day of *September*, 19*59*, and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

**SEP 22 1959**, 19.....

*Keneth T. Hanley*

Notary Public in and for Erie County

Item No. 9 WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Mabelle M. Fiscus for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended 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.

DESCRIPTION

Lot No. 3 and 4, Cover No. 1266 No. 3114-16 Genesee Street, 70 feet x 152.04 feet.

Dated: September 14, 1959

The above Notice was posted on the Town Hall Bulletin Board on September 18, 1959.

Item No. 10 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 976 to 992 inclusive
Highway Fund	407 426
Special Districts	433 445
Part Town Fund	3100 3101
C & I	80 85

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 11 Moved by Councilman Wroblewski, seconded by Councilman Weber, to adjourn to September 16, 1959, at 2:30 P.M., E.D.S.T.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

CHEEKTOWAGA, NEW YORK  
September 16, 1959

MEETING NO. 23

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 16th day of September, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were

- |          |                      |            |
|----------|----------------------|------------|
| PRESENT: | Benedict T. Holtz    | Supervisor |
|          | Felix T. Wroblewski  | Councilman |
|          | Joseph M. Trojanoski | Councilman |
|          | Stanley R. Bystrak   | Councilman |
|          | Alancin Fath         | Councilman |
| ABSENT:  | Daniel E. Weber      | Councilman |
|          | Joseph Kornecki      | Councilman |

ALSO PRESENT WERE: Deputy Town Clerk Elizabeth Adams, and Town Attorney Delahunt.

Item No. 2 After discussing various phases of the Special District Budget, Councilman Wroblewski moved, seconded by Councilman Bystrak, to adjourn to September 21, 1959, at 7:30 P.M., Eastern Daylight Saving Time.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

CHEEKTOWAGA, NEW YORK  
September 21, 1959

MEETING NO. 24

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 21st day of September, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Benedict T. Holtz Supervisor

ABSENT: Councilman Wroblewski; Councilman Kornecki; Councilman Fath; Councilman Weber; Councilman Trojanoski; Councilman Bystrak.

ALSO PRESENT WAS: Town Clerk Kenneth T. Hanley.

Due to a lack of quorum, the Chairman adjourned the meeting until September 28, 1959, at 7:30 P.M., Eastern Daylight Saving Time.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 28th day of September, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Building & Plumbing Inspector Trafalski; Chief of Police Mersmann, and Town Engineer Kamm.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Assessors petition for lateral sanitary sewer on Rossler Street from Clinton Street, north 1269 feet.

Item No. 4 Referred to the Town Engineer and Highway Superintendent petition protesting drainage system at Holy Sepulchre Cemetery.

Item No. 5 Referred to the Town Board complaint of the Town Park Home Owners Association relating to the Inter Community Hospital entrances and exists. 42

Item No. 6 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Gas and Electric Corporation be authorized to make the following light changes and installations:

Install one 2500 lumen globe type overhead light on existing Pole #4 on Linden Street.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 7 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, expenses for maintenance in sewer districts two (2) and four (4), and storm sewer districts number two (2), four (4), and five (5), have been charged to sewer district number five (5).

NOW, THEREFORE,

Item No. 7-Cont'd.

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to transfer to sewer district number five (5) the following amounts:

From sewer district number two (2) - \$1,500.00. From sewer district number four (4) - \$1,000.00. From storm sewer district number two (2) - \$1,000. From storm district number four (4) - \$1,000.00, and from storm district number five (5) - \$1,000.00.

AND, BE IT

FURTHER RESOLVED, that the Town Clerk be, and he hereby is directed to submit a certified copy of this resolution to Holloway and Company.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 8 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore directed certain property owners to install sidewalks pursuant to the authority vested in the town by New York State Town Law and Town Ordinance, and

WHEREAS, certain property owners have failed to install sidewalks as directed, there being approximately 212,000 square feet of 4 inch walk and 5,200 square feet of 6 inch walk, and

WHEREAS, this board has directed the Town Engineer to prepare a Notice to Contractors together with definite plans and specifications for the installation of the sidewalks which have not been constructed as directed, and to prepare a proposed contract for the execution of the work, and such plans and specifications proposed contract having been duly prepared and presented to this Town Board and the same having been carefully examined by the Town Board and approved.

NOW, THEREFORE,

BE IT RESOLVED, that sealed proposals be invited by the furnishing of labor and material necessary for the doing of the work in accordance with the plans, specifications, and proposed contract, heretofore approved by the publication of a notice thereof at least once in the DEFEW HERALD AND CHEEKTOWAGA NEWS, AND CHEEKTOWAGA TIMES, newspapers having a general circulation in said township, 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 for a sum equal to five per centum (5%) of the estimated expense of the total improvement, payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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; 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 corner of Broadway and Union Road in the said Town of Cheektowaga, New York, on the 19th day of October, 1959 at 7:30 o'clock P.M., Eastern Daylight Saving Time, and be it further

RESOLVED, that said Notice to Contractors be in substantially the following form to wit:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment, together with all labor to construct Town Sidewalks in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract Documents, Plans, Specifications and Instructions to Bidders may be examined or secured at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$15.00, and any non-bidder upon so returning such copy will be refunded \$10.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) percent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Sidewalks."

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

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

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

KENNETH T. HANLEY  
Town Clerk

Dated: September 28, 1959  
Published: October 1, 1959

TOWN ROADS ON WHICH SIDEWALKS ARE TO BE CONSTRUCTED

Aberdeen	Cunard	Mafalda	St. Mary's
Alaska	Darwin	Mapleview	Seton
Allendale	Delmar	Mansion	Shanley
Arthur	Eastland	Marc	Smith
Avery	Eastvale	Meadow	Sobieski
Barrymore	Ellen	Medina	South Century
Beechwood	Ellwood	Merrymont	Southern
Binner	Egergreen	Mildred	Southgate
Birkdale	Fairhaven	Midland	Sugnet
Broad	Fairvale	Newport	Susan Lane
Burdette	Farmingdale	Norine	Toelsin
Burke	Fernwood	Northcrest	Tudor
Carol	Foisset	Northern	Vernon
Cedar	Gardenvale	Oehman	Veterans
Central	Gilmore	Parker	Virginia
Chapel	Girard	Pennock	Wabash
Chardon	Glendale	Peoria	Wainright

Item No. 8-Cont'd.

TOWN ROADS ON WHICH SIDEWALKS ARE TO BE CONSTRUCTED

Charlotte	Garden	Pine Park	Walkowiak
Cherokee	Hemenway	Pleasant	Wayne
Cloverdale	Herbert	Ravenswood	West Grand Blvd.
Colden	Hurd	Rosary	Westvale
Colton	Huth	Rosedale	Wellworth
Columbus	Kathleen	Roswell	Wheaton
Commodore	Kendale	Rosewood	Wildy
Crescent	Kennedy	Rowan	Winston
Cresthaven	Lochland	Roxborough	Wojcik
Crestwood	Loretto	Roycroft	Woodbine
Crisfield	Lynncrest	St. Felix	Yorktown

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Attached hereto is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

STATE OF NEW YORK }  
COUNTY OF ERIE }

ss.:

**NOTICE TO CONTRACTORS**  
**NOTICE IS HEREBY GIVEN**  
that pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment, together with all labor to construct Town Sidewalks in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract Documents, Plans, Specifications and Instructions to Bidders may be examined or secured at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$15.00, and any non-bidder upon so returning such copy will be refunded \$10.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Sidewalks".

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

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

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

KENNETH T. HANLEY,  
Town Clerk

Dated: September 28, 1959  
**TOWN ROADS ON WHICH  
SIDEWALKS ARE TO BE  
CONSTRUCTED**

- Aberdeen
- Alaska
- Allendale
- Arthur
- Avery
- Barrymore
- Beechwood
- Binner
- Birkdale
- Broad
- Burdette
- Burke
- Carol
- Cedar
- Central
- Chapel
- Chardon
- Charlotte
- Cherokee
- Cloverdale
- Colden
- Colton
- Columbus
- Commodore
- Crescent
- Cresthaven
- Crestwood
- Crisfield
- Cunard
- Darwin
- Delmar
- Eastland
- Eastvale
- Ellen
- Ellwood
- Evergreen
- Fairhaven
- Fairvale
- Farmingdale
- Fernwood
- Foisset
- Gardenvale
- Gilmore
- Girard
- Glendale
- Garden
- Hemenway
- Herbert
- Hurd
- Huth
- Kathleen
- Kendale
- Kennedy
- Lochland
- Loretto
- Lynncrest
- Mafalda
- Mapleview
- Mansion
- Marc
- Meadow
- Medina
- Merrymont
- Mildred
- Midland
- Newport
- Norine
- Northcrest
- Northern
- Oehman
- Parker
- Pennock
- Peoria
- Pine Park
- Pleasant
- Ravenswood
- Rosary
- Rosedale
- Roswell
- Rosewood
- Rowan
- Roxborough
- Roycroft
- St. Felix
- St. Mary's
- Seton
- Shanley
- Smith
- Sobieski
- South Century
- Southern
- Southgate
- Sugnet
- Susan Lane
- Toelsin
- Tudor
- Vernon
- Veterans
- Virginia
- Wabash
- Wainright
- Walkowiak
- Wayne
- W. Grand Blvd.
- Westvale
- Wellworth
- Wheaton
- Wildy
- Winston
- Wojcik
- Woodbine
- Yorktown

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

ss.

bei

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn,

deposes and says that he is the publisher of the

Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of

which the annexed printed slip, taken from said newspaper is a copy, was inserted and published

in said paper once a week for one week; first publication OCT 1 - 1959;

last publication OCT 1 - 1959; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this OCT 13 1959

day of October, 1959

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 19th day of October, 1959, at 7:30 o'clock p.m., Eastern Daylight Saving Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment, together with all labor to construct Town Sidewalks in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract Documents, Plans, Specifications and Instructions to Bidders may be examined or secured at the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$15.00, and any non-bidder upon so returning such copy will be refunded \$10.00.

Each proposal must be accompanied by a certified check or bid in the amount of five (5) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Sidewalks."

**Town Roads on Which Sidewalks Are To Be Constructed**

Aberdeen, Alaska, Allendale, Arthur, A very, Barrymore, Beechwood, Binner, Birkdale, Broad, Burdette, Burke, Carol, Cedar, Central, Chapel, Chardon, Charlotte, Cherokee, Cloverdale, Colden, Colton, Columbus, Commodore, Crescent, Cresthaven, Crestwood, Crisfield, Cunard, Darwin, Delmar, Eastland, Eastvale, Ellen, Ellwood, Evergreen, Fairhaven, Fairvale, Farmingdale, Fernwood, Foisset, Gardenvale.

Gilmore, Girard, Glendale, Garden, Hemenway, Herbert, Hurd, Huth, Kathleen, Kendale, Kennedy, Lochland, Loretto, Lyncrest.

Mafalda, Mapleview, Mansion, Marc, Meadow, Medina, Merrymount, Mildred, Midland, Newport, Norine, Northcrest, Northern.

Oehman, Parker, Pennock, Peroria, Pine Park, Pleasant, Ravenswood, Rosary, Rosedale, Roswell, Rosewood, Rowan, Roxborough, Roycroft, St. Felix.

St. Mary's, Seton, Shanley, Smith, Sobieski, South Century, Southern, Southgate, Sugnet, Susan Lane, Toelsin, Tudor, Vernon, Veterans, Virginia.

Wabash, Wainright, Walkowiak, Wayne, West Grand Blvd., Westvale, Wellworth, Wheaton, Wildy, Winston, Wojcik, Woodbine, Yorktown.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

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

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

KENNETH T. HANLEY,

Town Clerk

Dated: September 28, 1959

Published: October 1, 1959



Item No. 9 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Dellwood Place, commencing at Genesee Street, and extending northerly to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains. (Said highway is now paved for its entire length,) and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved situate between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways proposed to be improved: and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded; and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Six Thousand Six Hundred Dollars (\$6,600.00), and

WHEREAS, the advertising for a previous public hearing referred to construction along 800 feet, whereas the portion calls for construction along 485 feet.

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provision of Section 200 of the Town Law of the State of New York, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 19th day of October, 1959 at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that the Town Clerk be, and he is hereby Ordered and Directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places along the portion of said highway to be improved not less than ten (10) nor more than twenty (20) days prior to the date of the hearing and that on or before said date he post or cause to be posted conspicuously on signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this Order and Resolution.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 9th day of October, 1959:

- 1 - Tree in front of No. 41 Dellwood Place;
- 2 - Telephone Pole No. 42 - 41 Dellwood Place;
- 3 - Telephone Pole No. 20 - 41 Dellwood Place;
- 4 - Tree in front of No. 19 Dellwood Place;
- 5 - Telephone Pole corner Dellwood Place and Genesee Street.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

**LEGAL NOTICE**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 28th day of September, 1959 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were PRESENT:

- Benedict T. Holtz, Supervisor
- Stanley R. Bystrak, Councilman
- Alan Fath, Councilman
- Joseph Kornecki, Councilman
- Joseph Trojanoski, Councilman
- Daniel Weber, Councilman
- Felix T. Wroblewski, Councilman

ABSENT: 0

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Dellwood Place, commencing at Genesee Street, and extending northerly to Glenwood Place, a distance of approximately 495 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains. (Said highway is now paved for its entire length.) and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved situate between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highways proposed to be improved: and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded; and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Six Thousand Six Hundred Dollars (\$6,600.00), and

WHEREAS, the advertising for a previous public hearing referred to construction along 800 feet, whereas the portion calls for construction along 495 feet.

**NOW THEREFORE,**

BE IT RESOLVED, pursuant to the provision of Section 200 of the Town Law of the State of New York, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 19th day of October, 1959 at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that the Town Clerk be, and he is hereby Ordered and Directed to publish a certified copy of this resolution and order in the "Depew Herald and Cheektowaga News", not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places along the portion of said highway to be improved not less than ten (10) nor more than twenty (20) days prior to the date of the hearing and that on or before said date he post or cause to be posted conspicuously on signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this Order and Resolution.

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

- Supervisor Holtz, Voting Aye
- Councilman Bystrak, Voting Aye
- Councilman Fath, Voting Aye
- Councilman Kornecki, Voting Aye
- Councilman Trojanoski, Voting Aye

- Councilman Weber, Voting Aye
- Councilman Wroblewski, Voting Aye

AYES: 7; NOES: 0; ABSENT: 0

State of New York )  
Erie County ) ss:  
Office of the Clerk of the )  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 28th day of September 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 28th day of September 1959.

KENNETH T. HANLEY,  
Clerk of the Town Board, Town of  
Cheektowaga, N. Y.

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the

annexed printed slip taken from said newspaper, is a copy was inserted and published therein once a week for

1st week, the first insertion being on the 1st day of October, 1959, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

\_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

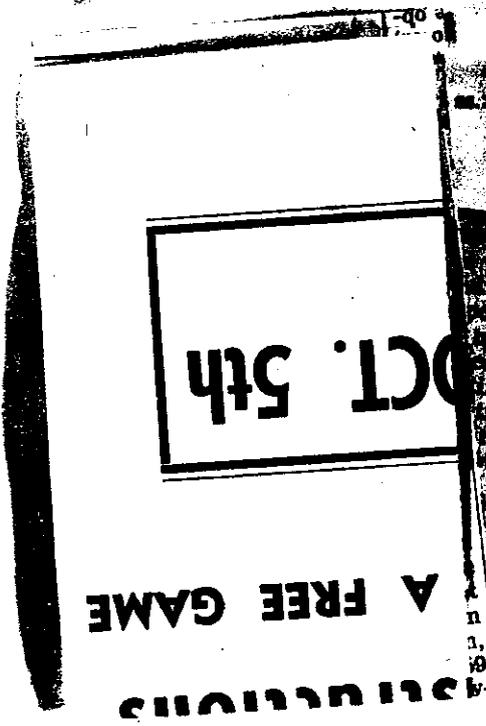
\_\_\_\_\_ 19\_\_\_\_

*Handy*  
\_\_\_\_\_ in and for Erie County

\_\_\_\_\_

Item No. 9-Cont'd.

(Affidavit)



RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
*1st* day of *October*, 19*59*, and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

*NOV 3 1959*

19.....

*Kenneth T. Hanley*

Notary Public in and for Erie County

hn 1086

Item No. 10 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that Nussbaumer, Clarke and Velzy, be instructed to widen the scope of a report presently being prepared for the extension of Sanitary Sewer District #7 to include the northeast section of the Town of Cheektowaga bounded as follows:

On the west by Aero Drive and Sugg Road. On the south by Genesee Street. On the east by Transit Road and on the north by the Town of Amherst Town Line.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 11 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the records in the Erie County Clerk's Office indicate that Fire District #3, is known as Forks Fire District #3, and

WHEREAS, the records in the Town of Cheektowaga indicate that this district known as Fire District #3, and not Forks Fire District #3, and

WHEREAS, the Fire District has requested the Town of Cheektowaga by resolution to correct the name of the District so that it will correspond with the records in the Erie County Clerk's Office as shown by the records of the Board of Supervisors dated July 25, 1911.

NOW, THEREFORE,

BE IT RESOLVED, that the records of the Town of Cheektowaga be amended to change the name of Fire District #3 to Forks Fire District #3.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga Highway Superintendent, by letters attached hereto, has recommended the acceptance of certain streets by the Town of Cheektowaga, the same having been completed in accordance with Town of Cheektowaga, Highway Department specifications.

now, therefore,

Item No. 12-Cont'd.

BE IT RESOLVED, that the following streets be, and they hereby are accepted as Town Highways, namely:

Diane Drive as follows: Homeworth Pkwy. beginning at the intersection of the northerly line of Meadowlawn Rd. with the easterly line of Homewood Pkwy. as shown under Cover No. 1070 filed in the office of the Clerk of the County of Erie, proceeding thence northerly and along the easterly line of Homewood Pkwy. as shown on Covers No. 1070 and 2082, a distance of 763 feet. Also, Diane Drive, beginning at a point on the south line of Diane Dr. as shown under Cover No. 2082, said point being the northeast corner of Subdivision Lot No. 204 under Cover No. 2082, thence westerly and along the southerly line of Diane Dr., a distance of 795 feet.

Nadine Drive, beginning at the point of intersection of the south line of Nadine Dr., with the east line of Nagle Dr., thence easterly and along the southerly line of Nadine Dr., a distance of 1610.62 feet. Also Santin Dr. beginning at a point on the north side of Santin Dr., said point being the north-west corner of Subdivision Lot No. 202 under Cover No. 2063, thence southeasterly a distance of 586.26 feet.

Joseph Street, extending westerly from its intersection with the westerly line of Nagle Dr. to the easterly line of Wellington Rd., also all of Wellington Rd. extending southerly from George Urban Blvd.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 13 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a deed has been presented to the Town for the acceptance of a portion of Cloverdale Road, now known as Lydia Lane, and

WHEREAS, the Highway Superintendent has recommended the acceptance of the same.

now, therefore,

BE IT RESOLVED, that that portion of Cloverdale Road, between Homeworth Road and the westerly line of Butternut Road, now known as Lydia Lane be accepted by the Town of Cheektowaga, and

BE IT FURTHER

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to record the attached deed in the Erie County Clerk's Office.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 14 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, Glen Estates Corporation has entered into an agreement with the Town of Cheektowaga, New York, wherein the said Glen Estates Corporation has agreed to construct the following described highways:

- ZOERB AVENUE - commencing at the East line of land subdivided on Map Cover 293 and extending easterly a distance of 966 feet to Nagle Drive.
- GEORING AVENUE - commencing at the east line of land subdivided on Map Cover 293 and extending easterly a distance of 960 feet to Nagle Drive.
- NAGLE DRIVE - extending from the north lot line of the north lots on Zoerb Avenue, a distance of 566 feet to the south lot line of the south lots on Georing Avenue, and

WHEREAS, Glen Estates Corporation has agreed to construct the said highways and complete the same so that said highways will conform in every respect with the specifications of the Town Highway Department, subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately 2,492 feet, and has filed as security for the faithful performance of said agreement a surety bond in the sum of \$30,000.00 conditioned that this will comply in all respects, with the aforementioned agreement.

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York and Glen Estates Corporation on behalf of the Town of Cheektowaga, New York, and be it further

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highways and that the Town Clerk be and he hereby is authorized to record the same.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

AGREEMENT

This Agreement made this 28th day of September, 1959, by and between the Town of Cheektowaga, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part and GLEN ESTATES CORP., a corporation organized under the laws of the State of New York, with its office and principal place of business located at 1368 Sycamore Avenue, Buffalo 11, New York, party of the second part:

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on Zoerb Avenue, commencing at the East line of land subdivided on Map Cover 293 and extending Easterly a distance of 966 feet to Nagle Drive. Georing Avenue, commencing at the East line of land subdivided on Map Cover 293 and extending Easterly a distance of 960 feet to Nagle Drive. Nagle Drive, extending from the North lot line of the North lots on Zoerb Avenue, a distance of 566 feet to the South lot line of the South lots on Georing Avenue, and

WHEREAS, the party of the second part has agreed to construct the entire highways and has also constructed in said highways sanitary sewers and will enter into a contract with the Erie County Water Authority for the construction of water lines in said highways and will pay the Erie County Water Authority the cost thereof, and

Item No. 14-Cont'd.

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as town highways Zoerb Avenue, commencing at the East line of land subdivided on Map Cover 293 and extending Easterly a distance of 966 feet to Nagle Drive. Georing Avenue, commencing at the East line of land subdivided on Map Cover 293 and extending Easterly a distance of 960 feet to Nagle Drive. Nagle Drive extending from the North lot line of the North lots on Zoerb Avenue, a distance of 566 feet to the South lot line of the South lots on Georing Avenue, and has agreed to enter into a contract with the Town of Cheektowaga, to construct said highways under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York.

IT IS HEREBY,

AGREED, that the party of the second part agrees to construct highways to be known as Zoerb Avenue, commencing at the East line of land subdivided on Map Cover 293 and extending Easterly a distance of 966 feet to Nagle Drive. Georing Avenue, commencing at the East line of land subdivided on Map Cover 293 and extending Easterly a distance of 960 feet to Nagle Drive. Nagle Drive extending from the North lot line of the North lots on Zoerb Avenue, a distance of 566 feet to the South lot line of the South lots on Georing Avenue, on or before October 1, 1961. It further agrees to construct said highways and complete the same, under the supervision of the Town Highway Superintendent, so that the said highways will conform in every respect with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, it is further

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part, a Surety Bond, executed by a Bonding Company authorized to do business in the State of New York; in the sum of \$30,000.00. Said Bond is to provide that the party of the second part will, in all respects, conform with the terms and conditions of this agreement, and the accompanying resolution of the Town Board on or before October 1, 1961, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the party of the second part fails to live up to the terms of this Agreement, the party of the first part is authorized to complete the said highways so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highways shall be paid by the party of the second part and its surety; in the event the said sum of \$30,000 is insufficient to pay such cost, then the party of the second part hereby agrees to pay the sum required in excess of that amount, it is further

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highways by the Town Highway Superintendent, it is however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of \$30,000.00.

So upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highways as town highways, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

By: /s/ Benedict T. Holtz  
Supervisor

GLEN ESTATES CORPORATION

By: \_\_\_\_\_  
President

Item No. 14-Cont'd.

STATE OF NEW YORK )  
 COUNTY OF ERIE ) ss.

On this            day of            , 1959, before me personally appeared BENEDICT T. HOLTZ, to me known who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; and that he is the Supervisor of said Town, the municipal Corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Benedict T. Holtz

STATE OF NEW YORK )  
 COUNTY OF ERIE ) ss.

On this            day of            , 1959, before me personally appeared            to me known, who, being by me duly sworn, did depose and say that he is the president of GLEN ESTATES CORPORATION, the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed thereto by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

Notary Public, Erie County, New York

Item No. 15 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, R. Affrunti Construction Company, Inc., has entered into an agreement with the Town of Cheektowaga, New York, wherein the said R. Affrunti Construction Company, Inc. has agreed to construct the following described highways:

764 ft. Joseph St. beginning at westerly line Sub Lot 90 to westerly line of Sub Lot 52. 270 ft. Bernice Dr. beginning at Southerly line Sub Lot 166 to southerly line Sub Lot 171. 300 ft. Leni Lane beginning at northerly line Sub Lot 152 to southerly line Sub Lot 156. 300 ft. Angela Lane beginning northerly line Sub Lot 142 to southerly line Sub Lot 146.  
 and

WHEREAS, R. Affrunti Construction Company, Inc. has agreed to construct the said highways and complete the same so that said highways will conform in every respect with the specifications of the Town Highway Department subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately one thousand three hundred sixty four (1,364) feet, and has filed as security for the faithful performance of said agreement a surety bond in the sum of twenty thousand dollars (\$20,000), conditioned that it will comply in all respects, with the aforementioned agreement.

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York, and R. Affrunti Construction Company, Inc., on behalf of the Town of Cheektowaga, New York, and be it further

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highways and that the Town Clerk be and he hereby is authorized to record same.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15-Cont'd.

AGREEMENT

This Agreement made this 28th day of September, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part and R. AFFRONTI CONSTRUCTION COMPANY CO., INC., a corporation organized under the laws of the State of New York, with its office and principal place of business located at 1313 George Urban Boulevard, Cheektowaga, New York party of the second part:

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property: 764 ft. Joseph St. beginning at westerly line Sub Lot 90 to westerly line of Sub Lot 52. 270 ft. Bernice Dr. beginning at southerly line Sub Lot 166 to southerly line Sub Lot 171. 300 ft. Leni Lane beginning at northerly line Sub Lot 152 to southerly line Sub Lot 156. 300 ft. Angela Lane beginning northerly line sub Lot 142 to southerly line Sub Lot 146, and

WHEREAS, the party of the second part has agreed to construct the entire highways and has also constructed in said highways sanitary sewers and will enter into a contract with the Erie County Water Authority for the construction of water lines in said highways and will pay the Erie County Water Authority the cost thereof, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as town highways 764 ft. Joseph St. beginning at westerly line Sub Lot 90 to westerly line of Sub Lot 52. 270 ft. Bernice Dr. beginning at southerly line Sub Lot 166 to southerly line Sub Lot 171. 300 ft. Leni Lane beginning at northerly line Sub Lot 152 to southerly line Sub Lot 156. 300 ft. Angela Lane beginning northerly line Sub Lot 142 to southerly line Sub Lot 146, and has agreed to enter into a contract with the Town of Cheektowaga to construct said highways under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York.

IT IS HEREBY,

AGREED, that the party of the second part agrees to construct highways to be known as 764 ft. Joseph St. beginning at westerly line Sub Lot 90 to westerly line of Sub Lot 52. 270 ft. Bernice Dr. beginning at southerly line Sub Lot 166 to southerly line Sub Lot 171. 300 ft. Leni Lane beginning at northerly line Sub Lot 152 to southerly line Sub Lot 156. 300 ft. Angela Lane beginning northerly line Sub Lot 142 to southerly line Sub Lot 146, on or before October 1, 1961. It further agrees to construct said highways and complete the same, under the supervision of the Town Highway Superintendent, so that the said highways will conform in every respect with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, it is further

understood and agreed, that the party of the second part will furnish the party of the first part, a surety bond, executed by a Bonding Company authorized to do business in the State of New York; in the sum of \$20,000.00, said Bond is to provide that the party of the second part will, in all respects, conform with the terms and conditions of this Agreement and the accompanying resolution of the Town Board on or before October 1, 1961, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the party of the second part fails to live up to the terms of this Agreement, the party of the first part is authorized to complete the said highways so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highway shall be paid by the party of the second part and its surety; in the event the said sum of \$20,000.00 is insufficient to pay such cost, then the party of the second part hereby agrees to pay the sum required in excess of that amount, it is further

Item No. 15-Cont'd.

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highway by the Town Highway Superintendent, it is however,

agreed, that the maximum liability of the Surety Company is limited to the sum of twenty thousand (\$20,000.00) Dollars.

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highways as town highways, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

By: s/s Benedict T. Holtz  
Supervisor

R. AFFRUNTI CONSTRUCTION CO., INC.

By: s/s Russell J. Affrunti  
President

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss.

On this 28th day of September, 1959, before me personally appeared BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

By: s/s Kenneth T. Hanley  
Notary Public, Erie County, New York

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss.

On this 29th day of September, 1959, before me personally appeared Russell J. Affrunti, to me known, who, being by me duly sworn, did depose and say that he is the President of R. AFFRUNTI CONSTRUCTION CO., INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed thereto by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

s/s Kenneth T. Hanley  
Notary Public, Erie County, New York

Item No. 16 Moved by Councilman Kornecki, seconded by Councilman Bystrak that the following be upheld by the Town Board:

DECISION OF ZONING BOARD OF APPEALS

In the Matter of the Application of  
ROYAL M. RUEHMANN  
&  
ELIZABETH C. RUEHMANN



Item No. 20 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Benedict T. Holtz, Supervisor of the Town of Cheektowaga, New York, having presented 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 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

<u>District No. 1</u>			
Rent to City of Buffalo		\$ 585.87	
To be raised by assessment			\$ 585.87

<u>District No. 2</u>			
Rent and maintenance payable to District No. 5		<u>7,500.00</u>	
To be raised by assessment			7,500.00

<u>District No. 3</u>			
Bond principal and interest due in 1960		\$ 23,325.00	
Operation of Disposal Plant		43,030.00	
Real estate taxes - 1960		6,400.00	
Maintenance of sewers		9,000.00	
Payable to General Fund for N.Y. State Retire.		3,455.57	
Payable to General Fund for Social Security		869.40	
Payable to General Fund for portion of Blue Cross premium		322.56	
Services of Superintendent		1,900.00	
Services of Engineer		1,500.00	
Services of Town Attorney		500.00	
Erie County chargebacks		270.82	
TOTAL EXPENSES FOR 1960		<u>\$ 90,573.35</u>	
Less: Rentals -			
William Street tie-in	\$ 450.00		
Franklin Street tie-in	1,600.00		
New York Central Railroad	800.00		
TOTAL RENTALS	<u>\$ 2,850.00</u>		
Payable from District's Reserve Fund	<u>5,000.00</u>	<u>7,850.00</u>	
To be raised by assessment			82,723.35

<u>District No. 4</u>			
Rent and maintenance payable to Dist. No. 5		\$ 8,000.00	
Operation of pump station		1,000.00	
Erie County chargebacks		31.56	
TOTAL EXPENSE FOR 1960		<u>\$ 9,031.56</u>	
Less: Amount payable from District's Reserve Fund		<u>-0-</u>	
To be raised by assessment			9,031.56

<u>District No. 5</u>			
Bond principal and interest due in 1960		\$119,477.00	
Operation of Disposal Plant		134,710.00	
Maintenance of Sewers		30,000.00	
Payable to General Fund for N.Y. State Retire.		8,960.88	
Payable to General Fund for Fed. Soc. Security		2,254.50	
Payable to General Fund for portion of Blue Cross premium		836.64	
Services of Superintendent		3,300.00	
Services of Engineer		4,000.00	
Services of Town Attorney		1,000.00	
Erie County chargebacks		17.40	
TOTAL EXPENSES FOR 1960		<u>\$304,556.42</u>	

Item No. 20-Cont'd.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS - (Cont'd)

TOTAL EXPENSES FOR 1960		\$304,556.42	
Less: Revenues from charges to:			
Police Barracks on Thruway	\$ 300.00		
Thruway Maintenance Bldgs.	700.00		
Josephine Asmondus	75.00		
Port Authority - Rent	12,000.00		
Sewer District No. 2-Rent and maintenance	7,500.00		
Sewer District No. 4 -Rent and maintenance	8,000.00		
Sewer District No. 6 -Rent and maintenance	21,700.00		
Sewer District No. 7 -Rent and maintenance	21,000.00		
Maintenance from -			
Storm Sewer Dist.No. 1	1,000.00		
Storm Sewer Dist.No. 2	1,000.00		
Storm Sewer Dist.No. 3	1,500.00		
Storm Sewer Dist.No. 4	1,000.00		
Storm Sewer Dist.No. 5	1,000.00		
TOTAL REVENUES	<u>\$76,775.00</u>		
Payable from Sewer District's Reserve Fund	<u>5,000.00</u>	<u>81,775.00</u>	
To be raised by assessment			\$222,781.42
<u>District No. 5 - Walden Extension</u>			
Bond principal and interest due in 1960	\$ 5,171.00		
Erie County chargebacks	<u>-0-</u>		
To be raised by assessment			5,171.00
<u>District No. 5 - Peinkofer Extension</u>			
Bond principal and interest due in 1960	\$ 1,525.00		
To be raised by assessment			1,525.00
<u>District No. 6</u>			
Bond principal and interest due in 1960	\$ 2,084.00		
Rent payable to District No. 5	20,500.00		
Maintenance payable to District No. 5	<u>1,200.00</u>		
To be raised by assessment			23,784.00
<u>District No. 7</u>			
Bond principal and interest due in 1960	\$ 53,746.00		
Sewer rent and maintenance for 1960 payable to Sewer District No. 5	<u>21,000.00</u>		
TOTAL EXPENSE FOR 1960	<u>\$ 74,746.00</u>		
Payable from District Reserve Fund	<u>1,000.00</u>		
To be raised by assessment	<u>\$ 73,746.00</u>		<u>\$ 73,746.00</u>
			<u>\$426,848.20</u>
TOTAL FOR ALL NINE SEWER DISTRICTS			
<u>STORM SEWER DISTRICTS</u>			
<u>District No. 1</u>			
Maintenance payable to Sewer District No. 5	\$ 1,000.00		
Estimated deficit December 31, 1959	<u>1,000.00</u>		
To be raised by assessment	<u>\$ 2,000.00</u>		\$ 2,000.00
<u>District No. 2</u>			
Maintenance payable to Sewer District No. 5	\$ 1,000.00		
Less: Amt. payable from Dist. Reserve Fund	<u>-0-</u>		
To be raised by assessment			1,000.00

Item No. 20-Cont'd

STORM SEWER DISTRICTS (Cont'd)

<u>District No. 3</u>			
Bond principal and interest due in 1960	\$	6,396.00	
Maintenance payable to Sewer District No. 5		<u>1,500.00</u>	
	\$	<u>7,896.00</u>	
Less: Amt. payable from Dist. Reserve Fund		<u>-0-</u>	
To be raised by assessment	\$		7,896.00
<u>District No. 4</u>			
Bond principal and interest due in 1960	\$	8,375.00	
Maintenance payable to Sewer District No. 5		<u>1,000.00</u>	
	\$	<u>9,375.00</u>	
Less: Amt. payable from Dist. Reserve Fund		<u>400.00</u>	
To be raised by assessment			8,975.00
<u>District No. 5</u>			
Bond principal and interest due in 1960	\$	5,605.00	
Maintenance payable to Sewer District No. 5		<u>1,000.00</u>	
	\$	<u>6,605.00</u>	
To be raised by assessment			<u>6,605.00</u>
TOTAL FOR ALL FIVE STORM SEWER DISTRICTS			\$ <u>26,476.00</u>

	PRINCIPAL AND INTEREST DUE IN 1960	ERIE COUNTY CHARGEBACKS	LESS AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND	TOTAL
<u>LATERAL SANITARY SEWER DISTRICTS</u>				
Peter	\$ 506.87	\$-0-	\$ 268.48	\$ 238.39
Genesee-from Midland N	506.88	-0-	55.93	450.95
Raymond	2,027.50	-0-	-0-	2,027.50
Grunner, Kennedy, etc.	10,137.50	-0-	1,989.17	8,148.33
Genesee-Awood to Beechwood	1,013.75	-0-	176.31	837.44
Yorktown	506.88	-0-	416.59	90.29
Wallace	1,680.00	-0-	75.90	1,755.90
Ludwig	2,074.00	-0-	1,096.16	977.84
Oriole	527.75	-0-	272.37	255.38
Yvonne, Crestview & Kuhn	4,148.00	-0-	111.00	4,037.00
Union-from Redleaf S	1,025.00	-0-	118.51	1,143.51
Buell - Genesee	2,288.00	-0-	708.00	1,580.00
Smallwood	1,707.00	-0-	563.00	1,144.00
Union - Georing	2,324.00	-0-	620.00	1,704.00
	<u>\$30,473.13</u>	<u>\$-0-</u>	<u>\$ 6,082.60</u>	<u>\$24,390.53</u>
To be raised by assessment				<u>\$24,390.53</u>
<u>SIDEWALK DISTRICTS</u>				
Woodridge	\$ -0-	\$-0-	\$ 80.44	\$ 80.44
To be raised by assessment				<u>\$ 80.44</u>
<u>CURBING DISTRICTS</u>				
Chesterfield	\$ 2,534.38	\$-0-	\$ 558.76	\$ 1,975.62
Treehaven	3,270.00	-0-	-0-	3,270.00
Walton	2,216.00	7.12	-0-	2,223.12
Mansion	4,439.00	-0-	1,147.25	3,291.75
Peoria	4,439.00	-0-	1,117.25	3,321.75
Warsaw	2,815.00	-0-	1,090.00	1,725.00
	<u>\$19,713.38</u>	<u>\$ 7.12</u>	<u>\$ 3,913.26</u>	<u>\$15,807.24</u>
To be raised by assessment				<u>\$15,807.24</u>
<u>PAVING DISTRICTS</u>				
Aurora	\$ 506.87	\$-0-	\$ 203.29	\$ 303.58
Abeles	3,041.25	-0-	546.14	2,495.11
Lena	1,013.75	-0-	-0-	1,013.75
Mapleview	1,013.75	131.76	417.19	728.32
Yorktown	1,520.63	-0-	795.63	725.00
Cedar, Tudor & Campbell	26,978.00	-0-	6,970.00	20,008.00
	<u>\$34,074.25</u>	<u>\$131.76</u>	<u>\$ 8,932.25</u>	<u>\$25,273.76</u>
To be raised by assessment				<u>\$25,273.76</u>

Item No. 20-Cont'd.

	PRINCIPAL AND INTEREST DUE IN 1960	LESS BALANCE FROM PROJECT	
<u>STREET LIGHTING IMPROVEMENT</u>			
<u>GROUP 23</u>			
Lucid	\$ 287.70	\$ 34.82	\$ 252.88
Thruway	575.40	69.63	505.77
Walton	467.51	56.58	410.93
Beale	1,618.32	195.85	1,422.47
Patton	359.62	43.52	316.10
McNaughton	287.70	34.82	252.88
	<u>\$3,596.25</u>	<u>\$435.22</u>	<u>\$3,161.03</u>
To be raised by assessment			\$ 3,161.03
 <u>GROUP 24</u>			
Dennis	\$ 730.31	\$ 51.97	\$ 678.34
Laura	653.44	46.50	606.94
Lynncrest	538.13	38.30	499.83
Yvonne	730.31	51.97	678.34
Delmar	461.25	32.82	428.43
Duchess	269.06	19.15	249.91
Farmingdale	461.25	32.82	428.43
	<u>\$3,843.75</u>	<u>\$273.53</u>	<u>\$3,570.22</u>
To be raised by assessment			3,570.22
 <u>GROUP 25 Principal &amp; Interest due in 1960</u>			
Freda Avenue		\$ 480.76	
Heather Road		547.66	
Meaford Road		547.66	
Willowlawn Park		576.91	
Ellen Drive		<u>1,259.51</u>	
To be raised by assessment			3,412.50
 <u>GROUP 26</u>			
Principal and interest due in 1960			
Colden Court		903.15	
Terry Lane		541.90	
Calderwood Drive		361.26	
McNaughton Drive		1,479.89	
Bigelow Road		340.37	
Seton Road		2,127.33	
Crestview Avenue		647.45	
Pine Park		<u>647.65</u>	
To be raised by assessment			7,049.00
TOTAL TO BE ASSESSED FOR ALL FOUR GROUPS			<u>\$17,192.75</u>

WHEREAS, a public hearing was duly held on the 28th day of September, 1959, at which time no one spoke either in favor or against the said Budget, 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 be and he hereby is directed to cause same to be spread on the Tax Roll for the year 1960.

Seconded by Councilman Kornecki.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 21 The Town Clerk then presented the Budget Estimates of Expenses and Revenues from the various Department Heads for the year 1960 to the Board for their study and approval.

Copy of same is hereto outlined:

<u>TOWN CLERK</u>		
Salary of Town Clerk		\$ 8,500.00
Salary of 1st Deputy Town Clerk		4,000.00
Salary of 2nd Deputy Town Clerk		3,700.00
Salary of Telephone Operator		3,600.00
Salary of Senior Stenographer		3,400.00
Postage, stationery, etc.		3,000.00
Electric Fan		65.00
Extra Clerk - Type Town Board Minutes		500.00
		<u>\$ 26,765.00</u>
TOTAL ESTIMATED EXPENDITURES FOR 1960		
<u>RECEIVER OF TAXES</u>		
Salary of Receiver of Taxes		\$ 8,500.00
Salary of Senior Account Clerk		4,500.00
Salary of Accounting Machine Operator		3,400.00
Compensation of Extra Clerks		5,400.00
Office Expenses		400.00
Service Contracts		500.00
<u>Expenses relating to County Tax Rolls:</u>		
Postage	\$ 750.00	
Supplies	300.00	1,050.00
<u>Expenses relating to School Tax Rolls:</u>		
Postage	750.00	
Supplies	850.00	1,600.00
<u>Office Equipment</u>		
2 Sp-500 Stenographer's Chairs		123.00
1 Burroughs Adding Machine	\$309.70	
less trade in Model J-221	50.00	259.70
		<u>382.70</u>
TOTAL ESTIMATED EXPENDITURES FOR 1960		
<u>ASSESSORS' OFFICE</u>		
Salary of Assessors:		\$ 7,200.00
Chairman		13,000.00
2 Assessors @ \$6,500.00		4,200.00
Salary of Addressograph Operator		2,500.00
Salary of Addressograph Operator - Part time		3,500.00
Salary of Stenographer		4,400.00
Salary of Senior Clerk - Special assessments		
Salary of Draftsman and Microfilming -		2,800.00 / 200.00
Payable to Engineering Department		3,000.00
Extra Clerks - Special assessments		700.00
Traveling expense		2,000.00
Office and other expense		500.00
Equipment		
TOTAL ESTIMATED EXPENDITURES FOR 1960		
<u>JUSTICES OF THE PEACE OFFICE</u>		
Salary of Justices (2)		\$ 12,000.00
Dockets, postage, legal forms, etc.		1,100.00
Stenographic services		300.00
Equipment		300.00
TOTAL ESTIMATED EXPENDITURES FOR 1960		
		<u>\$ 13,700.00</u>

Item No. 21-Cont'd.

BUDGET ESTIMATES (Cont'd)

POLICE DEPARTMENT

Town police force salaries	\$313,050.00
Telephone operators' salaries	20,800.00
Mechanic's salary	5,200.00
Other salaries	9,200.00
Gasoline and oil	12,000.00
Maintenance - Cars and cycles	11,500.00
Printing and stationery	1,000.00
Materials and supplies	1,000.00
Equipment	18,000.00
Medical examinations	500.00
Fees in criminal proceedings	100.00
Special traffic guards	75.00
Special investigations	200.00
Maintenance - Radio station	900.00
Traveling expense	500.00
Services of matron	1,600.00
Meals to prisoners	500.00

TOTAL ESTIMATED EXPENDITURES FOR 1960 \$396,125.00

RECREATION DEPARTMENT

Salary of Director	\$ 4,400.00
Salary of Secretary of Board	1,200.00
Extra Labor	17,000.00
Playground Supervisors	11,000.00
Equipment Operators	11,000.00
Wading Pool Operation	2,200.00
Supplies	5,500.00
Umpires and Referees	4,000.00
Equipment	9,500.00
Maintenance of Parks	8,000.00
Real Estate Taxes	6,000.00
Traveling Expense	700.00
Developing Dingsen Street Park	5,000.00

TOTAL \$ 85,500.00

Less: Estimated State Aid 4,200.00

TOTAL ESTIMATED EXPENDITURES FOR 1960 \$ 81,300.00

TOWN ENGINEER

Salary of Senior Engineer	\$ 10,000.00
Salary of Senior Engineering Aide	5,900.00
Junior Engineering Aides	10,000.00
Draftsman	5,000.00
Stenographic services	3,400.00
Supplies	1,500.00
New equipment (Microfilm Reader)	150.00
Microfilming	650.00
Rodman	4,400.00
Rodman (summer only)	3,000.00
New Station Wagon	2,100.00
Less: Charge to Assessors for services of Draftsman and microfilming	<u>3,000.00</u>

TOTAL ESTIMATED EXPENDITURES FOR 1960 \$ 43,100.00

INCINERATOR PLANT SUPERINTENDENT

Salary of Superintendent (Foreman)	\$ 6,200.00
Salary of Assistant Foreman	5,400.00
Wages of operators, Crane Man & Maintenance	43,600.00
Supplies	5,000.00
Electricity, gas and water	1,000.00
Repairs	5,000.00
Tractor	<u>3,500.00</u>

TOTAL ESTIMATED EXPENDITURES FOR 1960 \$ 69,700.00

TOWN HISTORIAN

Maps, records, supplies, etc.	\$ 1,000.00
Partial reprinting of Historical Atlas	<u>850.00</u>

TOTAL ESTIMATED EXPENDITURES FOR 1960 \$ 1,850.00

Item No. 21-Cont'd.

BUDGET ESTIMATES (Cont'd)

<u>TOWN HEALTH FUND</u>	
Salary of Health Officer	\$ 5,600.00
Expenses of Health Officer	1,700.00
Registrar of Vital Statistics	<u>150.00</u>
TOTAL ESTIMATED EXPENDITURES FOR 1960	<u>\$ 7,450.00</u>

<u>BUILDING AND PLUMBING DEPARTMENT</u>	
Salary of Building and Plumbing Inspector	\$ 6,500.00
Salary of Assistant	5,500.00
Stenographic services	3,600.00
Office and other expense	<u>1,500.00</u>
TOTAL ESTIMATED EXPENDITURES FOR 1960	<u>\$ 17,100.00</u>

<u>CONSOLIDATED GARBAGE DISTRICT</u>	
Incineration	\$ 95,000.00
Sanitation helpers	110,542.56
Sanitation drivers	47,703.40
6 extra men for vacation time	6,051.60
Mechanic	5,500.00
Repair parts, tires, gasoline, oil, etc.	34,000.00
Disposal site	3,000.00
Extra helpers	4,000.00
Office expense	250.00
Erie County chargebacks	208.49
Bond, principal and interest due in 1960	16,864.00
Principal and interest payable on Capital Notes and Interest	4,837.31
Payments to General Fund:	
For N. Y. State Retirement	8,327.71
For Federal Social Security	2,095.20
For services of General Foreman	2,300.00
For services of Principal Clerk	2,250.00
For Compensation Insurance - Re: Employees	5,150.00
For Hospitalization Payment (Blue Cross)	1,360.80
Miscellaneous	<u>2,000.00</u>
TOTAL ESTIMATED EXPENDITURES FOR 1960	<u>\$351,441.07</u>

GENERAL TOWN GOVERNMENT - BENEDICT T. HOLTZ, SUPERVISOR

<u>TOWN BOARD</u>	
Salaries of Councilmen	\$ 24,000.00
Salary of Town Attorney	9,600.00
Senior stenographer	3,400.00
Printing briefs, cost of litigation and expenses of Town Attorney	2,100.00
Office and other expense	1,500.00
Printing and publishing reports	200.00
Dues to Association of Towns	<u>250.00</u>
	\$ 41,050.00

<u>CONTINGENT FUND</u>	
Extraordinary legal actions, expenses in legislative matters and other special and professional services	20,000.00
	8,500.00

ADVERTISING AND PUBLISHING NOTICES

<u>SUPERVISOR</u>	
Salary of Supervisor	\$ 8,200.00
Salary of Secretary to Supervisor	4,800.00
Salary of bookkeeper	3,000.00
Payroll clerk	4,500.00
Clerk - Part-time	2,500.00
Office and other expense	<u>3,000.00</u>
	26,000.00

SUPERVISOR (Cont'd.)ELECTIONS

Compensation of election inspectors	\$ 22,800.00	
Rent of polling places	3,350.00	
Moving booths, upkeep, etc.	2,800.00	
Storage of voting machines	1,800.00	
Ballot boxes	100.00	\$ 30,850.00

TOWN HOUSE

Electricity, gas and water	\$ 9,000.00	
Telephone	8,000.00	
Supplies	3,000.00	
Repairs	2,500.00	
Cleaning wages	3,000.00	
Window cleaning	1,500.00	
Equipment	3,000.00	
Other wages (Mailman, etc.)	1,200.00	31,200.00

TRAFFIC REGULATION EXPENSE

School crossing guards	\$ 45,747.00	
Equipment for crossing guards	500.00	
Traffic signal lights	5,000.00	
Street marking and paint	12,000.00	
Traffic signs	6,000.00	69,247.00

INSURANCE AND SURETY BONDS

60,000.00

DOG WARDENS

Salaries (2)	\$ 7,400.00	
Other expense	200.00	7,600.00

MISCELLANEOUS REPAIRS AND MINOR IMPROVEMENTS

Sidewalk repairs	\$ 7,500.00	
New sidewalks on Town property	3,500.00	
Other repairs and minor improvements	1,000.00	12,000.00

FOR PAYMENT OF 1/2 OF BLUE CROSS PREMIUMS

9,575.60

FEDERAL SOCIAL SECURITY CONTRIBUTION

Employer's portion		27,000.00
--------------------	--	-----------

CONTRIBUTION TO NEW YORK STATE RETIREMENT SYSTEM

Employer's portion	\$107,315.87	
For supplemental pensions to other than State retired employees-Est.	1,000.00	108,315.87

DEPARTMENT OF PUBLIC WORKS

Miscellaneous Functions:		
General Foreman	\$ 5,000.00	
Principal clerk	4,800.00	
Maintenance men (2)	9,600.00	
Supplies	200.00	19,600.00

SHADE TREE FUND

15,000.00

INTEREST ON TEMPORARY LOANS

500.00

REIMBURSEMENT OF ERIE COUNTY TREASURER

Current chargebacks for erroneous taxes		1,374.77
---	--	----------

VETERANS OBSERVANCE

1,500.00

MISCELLANEOUS

Including expense in connection with paying bonds, coupons, fire wardens, etc.		2,500.00
--	--	----------

<u>Item No. 21-Cont'd.</u>	<u>BUDGET ESTIMATES (Cont'd.)</u>	
<u>SUPERVISOR (Cont'd.)</u>		
<u>PROVISION FOR CIVIL DEFENSE AID</u>		\$ 1,500.00
<u>TOWN DEVELOPMENT &amp; EXPANSION PLANNING</u> (Balance carried over from 1959)		-0-
<u>TOWN SHARE OF DICK ROAD CROSSING RELOCATION COST</u>		10,000.00
<u>PAYMENT OF CAPITAL NOTES AND INTEREST</u>		
Drainage		14,935.00
Playground		4,509.60
Social Security		15,015.00
Bookkeeping machine		1,890.00
Scajaquada Creek		<u>21,100.00</u>
		\$ 57,449.60
<u>GENERAL TOWN BONDED DEBT</u>		
Principal due in 1960	\$ 43,000.00	
Interest due in 1960	<u>16,154.50</u>	<u>59,154.50</u>
TOTAL ESTIMATED EXPENDITURES		<u>\$619,917.34</u>
<u>LESS: ESTIMATED REVENUES AND REDISTRIBUTED CHARGES</u>		
<u>Revenue other than taxes levied</u>		
Fees of Town Officers	\$ 4,000.00	
Mortgage tax	10,000.00	
Dog tax	7,000.00	
Licenses, permits, etc.	4,000.00	
Fines	12,000.00	
Miscellaneous	1,000.00	
Payments from N. Front. Port Author.		
Part of airport contract	3,000.00	
For police service	28,892.68	
Per capita assistance for support of local government	264,450.15	
Sale of maps, etc. by Town Clerk	3,000.00	
Interest on deposits	5,000.00	
Services to school districts	2,000.00	
Est. Payments in lieu of taxes		
from Capital Airlines	2,300.00	
from American Airlines	8,350.00	
Redistributed Charges:		
See Schedule attached	<u>170,008.24</u>	
	\$525,001.07	
Est. Surplus at Dec. 31, 1959	<u>90,000.00</u>	
TOTAL ESTIMATED REVENUE AND REDISTRIBUTED CHARGES AVAILABLE FOR GENERAL TOWN PURPOSES IN 1960		<u>\$615,001.07</u>

SUPERVISOR (Cont'd.)SCHEDULE SHOWING DETAILS OF REDISTRIBUTED CHARGESRedistributed Charges

## Chargebacks by Erie County Treasurer -

Payable by:		\$	189.91
Highway Fund			86.15
General Lighting District			208.49
Consolidated Garbage District			319.78
Sewer Districts			7.12
Curbing District (Walton)			131.76
Paving District (Mapleview)			51.67
Water Hydrant Districts			
Portion of New York State Retirement Contribution due from:			15,517.87
Highway Fund			8,327.71
Consolidated Garbage District			3,455.57
Sewer District No. 3			8,960.88
Sewer District No. 5			1,845.43
Part Town Fund			
Portion of Social Security Contribution due from:			3,904.20
Highway Fund			2,905.20
Consolidated Garbage District			869.40
Sewer District No. 3			2,254.50
Sewer District No. 5			464.40
Part Town Fund			
Portion of Compensation Insurance - Payable by:			5,150.00
Consolidated Garbage District			100.00
Part Town Fund			4,525.00
Highway Fund			
Portion of Hospitalization Premium - Payable by:			1,360.80
Consolidated Garbage District			1,512.00
Highway Fund			151.20
Part Town Fund			322.56
Sewer District No. 3			836.64
Sewer District No. 5			
Other payments due from Consolidated Garbage District for:			95,000.00
Incineration			2,300.00
Services of Foreman			2,250.00
Services of Clerk			
Other payments due from Sewer Districts for:			500.00
Sewer District No. 3 - Town Attorney			1,000.00
Sewer District No. 5 - Town Attorney			1,500.00
Sewer District No. 3 - Engineer			4,000.00
Sewer District No. 5 - Engineer			

TOTAL REDISTRIBUTED CHARGES \$170,008.24

BUILDING AND PLUMBING DEPARTMENT

Salary of Building & Plumbing Insp.	\$ 5,800.00	
Salary of Assistant	5,000.00	
Stenographic services	3,600.00	
Office & other expense	<u>1,500.00</u>	\$ 15,900.00

ZONING BOARD OF APPEALS

Fees for Board Members and other expenses	2,000.00
---	----------

AIR POLLUTION

Fees for Board Members	\$ 1,000.00	
Salary of Deputy Director	2,500.00	
Miscellaneous expense	1,500.00	
Secretarial fees	500.00	
Legal, injunction and scientific	<u>5,000.00</u>	10,500.00

Item No. 21-Cont'd.

(BUDGET ESTIMATES (Cont'd.))

SUPERVISOR (Cont'd.)

TOWN HEALTH DEPT.

Salary of Health Officer	\$ 5,600.00	
Expenses of Health Officer	1,700.00	
Registrar of Vital Statistics	<u>150.00</u>	\$ 7,450.00

OTHER PART TOWN EXPENSE

Compensation insurance	\$ 100.00	
N.Y. State Retirement	1,845.43	
Federal Social Security	464.40	
Hospitalization	<u>151.20</u>	<u>2,561.03</u>

TOTAL ESTIMATED EXPENDITURES FOR 1960 \$ 38,411.03

Less: Estimated Surplus 12-31-59	\$ 9,000.00	
Est. Rev. from Licenses, Permits, etc.	<u>18,000.00</u>	<u>27,000.00</u>

BALANCE TO BE SPREAD AGAINST PROPERTY  
OUTSIDE VILLAGES \$ 11,411.03

Item No. 21-Cont'd.

BUDGET ESTIMATES (Cont'd.)

HIGHWAY

PRIMARY FUND - ITEM NO. 1

Labor	\$117,400.00	
Road Oil	34,389.35	
Stone, gravel, and cement	45,794.91	
Gasoline, oil, and grease	6,500.00	
Ready Mix	14,861.25	
Plant mix paving machine	51,620.77	
Culvert and sluice pipe	4,000.00	
Hire of Machinery	1,050.00	
Erie County chargebacks	106.18	
Payment to General Fund		
For N.Y. State Retirement	6,750.27	
For Federal Social Security	1,698.33	
Town share - Blue Cross Premiums	657.72	
Less: Est. State Aid	<u>3,000.00</u>	
		TOTAL \$281,828.78

BRIDGE FUND - ITEM NO. 2

Bridge work	\$ 3,000.00	
Bond principal and interest due in 1960	<u>                    </u>	
		TOTAL 3,000.00

MACHINERY FUND - ITEM NO. 3

Mechanic and extra labor	\$ 10,000.00	
Tires, tubes, and repairs	10,000.00	
Payment of capital note and interest	99,004.58	
Down payment on machinery	10,000.00	
Erie County chargebacks	88.91	
Payment to General Fund		
For N.Y. State Retirement	912.45	
For Federal Social Security	229.57	
Town share - Blue Cross Premiums	<u>88.91</u>	
		TOTAL 130,324.42

MISCELLANEOUS FUND - ITEM NO. 4

Salary of Supt. of Highways	\$ 8,000.00	
Salary - Principal Clerk	5,400.00	
Salary - Extra Clerk	3,000.00	
Snow removal	14,400.00	
Miscellaneous labor	25,000.00	
Cleaning ditches	10,000.00	
Repairs to curbs and sidewalks	10,000.00	
Snow fences - setting and removing	1,000.00	
Gasoline and oil	3,000.00	
Purchase of signs, paint & repair	2,000.00	
Salt and sand	3,000.00	
Weed cutting	800.00	
Transportation expense	400.00	
Office supplies	100.00	
Erie County chargebacks	83.73	
Payments to General Fund		
For N.Y. State Retirement	7,855.15	
For Federal Social Security	1,976.30	
Town share - Blue Cross premiums	765.37	
Less: Est. revenue from County	<u>5,000.00</u>	
		TOTAL <u>91,780.55</u>

TOTAL ALL HIGHWAY FUNDS

\$506,933.75

Item No. 21-Cont'd.

## BUDGET ESTIMATES (Cont'd.)

BOARD OF FIRE COMMISSIONERS

U-Crest Fire District No. 4	\$ 37,114.16
Forks Fire District No. 3	39,780.12
Walden Fire District No. 2	32,190.00
Pine Hill Fire District No. 5	32,050.00
Cleveland Hill Fire District No. 6	46,240.00
Urban Fire District No. 8	2,731.50
Doyle Fire District No. 1	55,950.58

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON AD VALOREM BASIS

	<u>SERVICE</u>	<u>ESTIMATED SURPLUS DEFICIT 12-31-59</u>	<u>ERIE COUNTY CHARGEBACKS</u>	<u>TOTAL</u>
<u>WATER HYDRANT DISTRICTS</u>				
District No. 1 - Doyle	\$11,248.50	\$ 700.00	\$ 38.82	\$ 13,587.32
District No. 2 - Walden	6,283.50	200.00		6,083.50
District No. 3 - Forks	4,956.00	400.00	3.74	4,559.74
District No. 4 - U-Crest	23,098.50	300.00	3.08	22,801.58
District No. 5 - Pine Hill	7,965.00	500.00	5.75	7,470.75
District No. 6 - Cleveland Hill	23,718.00	300.00	.28	23,418.28
District No. 7 - French Road	2,035.50	-0-		2,035.50
District No. 8 - Hyland-Urban	1,150.50	-0-		1,150.50
District No.10 - Bellevue	1,681.50	-0-		1,681.50
	<u>\$85,137.00</u>	<u>\$2,400.00</u>	<u>\$ 51.67</u>	<u>\$ 82,788.67</u>
	AMOUNT TO BE ASSESSED			<u>\$ 82,788.67</u>

GENERAL LIGHTING DISTRICT

Estimated cost of service		\$158,500.00	
Repairs to standards purchased, etc.		5,000.00	
Erie County chargebacks		86.15	
		<u>\$163,586.15</u>	
Less: Amount due from Village of Sloan	\$ 300.00		
Estimated surplus 12-31-59	<u>12,000.0</u>	<u>12,300.00</u>	

AMOUNT TO BE ASSESSED \$151,286.15

WATER SUPPLY DISTRICTSDISTRICT NO. 9

## Borden Road:

Bond principal & interest due in 1960	\$ 3,536.00	
Less: Estimated surplus at 12-31-59	<u>-0-</u>	3,536.00

## Como Park Extension:

Bond principal and interest due in 1960	\$ 2,475.00	
Less: Estimated surplus at 12-31-59	<u>-0-</u>	2,475.00

## Strasmer Road Extension:

Bond principal and interest due in 1960	\$ 1,237.50	
Less: Estimated surplus at 12-31-59	<u>-0-</u>	1,237.50

## Transit Road Extension:

Bond principal and interest due in 1960	\$ 4,304.00	
Less: Estimated surplus at 12-31-59	<u>1,504.73</u>	2,799.27

DISTRICT NO. 10

Bond principal and interest due in 1960	\$ 2,651.00	
Less: Estimated surplus at 12-31-59	<u>-0-</u>	2,651.00

TOTAL TO BE ASSESSED FOR THE FIVE DISTRICTS \$12,698.77

Item No. 21-Cont'd.

BUDGET ESTIMATES (Cont'd.)FIRE PROTECTION DISTRICTS

District No. 1 - Bowmansville  
 Estimated payment to outside district for protection \$ 1,093.59

District No. 2 - Tio-run-da  
 Payment to Cleveland Hill Fire District:  
 For protection service \$4,500.00  
 For hydrant rental 2,920.50 7,420.50

District No. 3 - South Line  
 For protection service 3,000.00

TOTAL TO BE ASSESSED FOR THREE DISTRICTS \$ 11,514.09

Item No. 22 Moved by Councilman Fath, seconded by Councilman  
 Trojanoski, to adjourn to October 5, 1959, at 2:30 P.M., Eastern Daylight  
 Savings Time.

SEAL

KENNETH T. HANLEY  
 Town Clerk

*Kenneth T. Hanley*

CHEEKTOWAGA, NEW YORK  
October 5, 1959

MEETING NO. 26

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, New York, Erie County, held at the Town Hall in the said Town of Cheektowaga on the 5th day of October, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

- |          |                      |            |
|----------|----------------------|------------|
| PRESENT: | Benedict T. Holtz    | Supervisor |
|          | Felix T. Wroblewski  | Councilman |
|          | Joseph Kornecki      | Councilman |
|          | Alancin M. Fath      | Councilman |
|          | Joseph M. Trojanoski | Councilman |
|          | Stanley R. Bystrak   | Councilman |
| ABSENT:  | Daniel E. Weber      | Councilman |

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl, Building & Plumbing Inspector Trafalski; Chief of Police Mersmann, and Town Engineer Kamm.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Virginia Selbert and Joan Trznadel have been employed by the Town of Cheektowaga as Stenographers, and

WHEREAS, the said Virginia Selbert and Joan Trznadel have been certified to the Town by the County of Erie Personnel Officer for permanent appointment, be it

RESOLVED, that Virginia Selbert and Joan Trznadel be and they are hereby appointed on a permanent basis as Stenographers at a salary of \$3,400.00 each, per annum, effective immediately.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Kornecki   | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Bystrak    | Voting AYE |

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 4 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga has applied to the Water Power and Control Commission for permission to extend Water District No. 9 along Messer Avenue, and

WHEREAS, the Water Power and Control Commission has scheduled a public hearing for October 22, 1959 and has requested the advertising of notice in accordance with public notice attached hereto.

Item No. 4-Cont'd.

NOW, THEREFORE, BE IT RESOLVED, that the attached Notice be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on October 8th and 15th, 1959.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

STATE OF NEW YORK } ss.  
 COUNTY OF ERIE }  
**LEGAL NOTICE**  
 State of New York  
 DEPARTMENT OF  
 CONSERVATION  
 WATER POWER  
 AND CONTROL COMMISSION  
 In the Matter of the Application  
 of  
**CHEEKTOWAGA  
 WATER DISTRICT NO. 9  
 PUBLIC NOTICE**

**RICHARD G. BENNETT**  
 being duly sworn, deposes and says that he is the  
**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for  
 2 weeks, the first insertion being on the  
 8th day of October, 1959, and  
 the last insertion being on the 15th day of  
 October, 1959 and that not  
 more than six days intervened between any two publications thereof.

Notice is hereby given that, pursuant to Section 523, Article XI of the Conservation Law, the Water Power and Control Commission will meet in the Town Hall in Cheektowaga, New York on the 22nd day of October, 1959, at 9:00 o'clock in the forenoon of that day for the purpose of hearing all persons, waterworks corporations, municipal corporations or other civil divisions of the State of New York that may be affected by the execution of the plans of the town of Cheektowaga for the extension of the water supply and Distribution system of Cheektowaga Water District No. 9 into an enlargement of that district located along Messer Avenue and for the taking of a supply of water therefrom from the Erie County Water Authority through the facilities of the existing district, plans for which have been filed with the Water Power and Control Commission, at its office in Albany, N. Y., where the same are open for public inspection; and for the purpose of determining whether said plans are justified by public necessity, whether they provide for the proper and safe construction of all work connected therewith, whether they provide for the proper protection of the supply and watershed from contamination or provide for the proper filtration of such additional supply, whether they are just and equitable to the other municipalities and civil divisions of the State of New York and to the inhabitants thereof affected thereby, and whether they make fair and equitable provisions for the determination and payment of any and all legal damages to persons and property, both direct and indirect, which will result from the execution thereof.

..... day of  
 ....., 19.....  
*N. Stanley*  
 Public in and for Erie County

All persons, waterworks corporations, municipal corporations, or other civil divisions of the State of New York, who have objections to the execution of said plans, in order to be heard thereon, must file such objections thereto in writing and in duplicate in the office of the Water Power and Control Commission in the city of Albany, N. Y., on or before the 21st day of October, 1959. Every objection so filed must particularly specify the grounds thereof.  
 No person, waterworks or municipal corporation or local authority can be heard in opposition thereto except on objection so filed.

Dated, Albany, New York  
 October 2, 1959  
**WATER POWER AND  
 CONTROL COMMISSION**  
 J. C. THOMPSON  
 Secretary to the Commission

Item No. 4-Cont'd.

NOW, THEREFORE, BE IT RESOLVED, that the attached Notice be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on October 8th and 15th, 1959.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

**LEGAL NOTICE**  
State of New York  
**DEPARTMENT OF CONSERVATION**  
**WATER POWER AND CONTROL COMMISSION**  
In the Matter of the Application

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 2 weeks, the first insertion being on the 8th day of October, 1959, and the last insertion being on the 15th day of October, 1959 and that not more than six days intervened between any two publications thereof.

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1959

*James Hanley*  
Notary Public in and for Erie County

**Market Place**

**S**

WOMAN, FULL TIME - Will train for clerical or counter work. Ap-  
**FEMALE HELP WANTED**  
 Depew Methodist Church. 41-43 RE 4188, RE 8392, RE 5561. DE-  
 fully received. Will pick up. sale. Any suitable article grate-  
**DONATIONS FOR RUMMAGE**  
 40-42 Alden 3311. Call den Firemen Drum Corps. Bugles and drums to the new Al-  
**THE DONATION of single valve**  
 by 8 a.m. Phone RE 4569. 40-42 Erie, St. Must arrive at college from vicinity of Central and lege, Elmwood Ave., Buffalo, Col-  
**A RIDE TO State Teachers Col-**

**WANTED**  
 LEAVING TOWN - 2 bedroom ranch style home, reasonable. 40-42 1067 French Road, Cheektowaga. floor complete. Laverne Blosser, foundation, basement, first and

Item No. 5 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga previously entered into an agreement with the City of Buffalo concerning the payment of specified amounts in lieu of taxes on behalf of American and Capitol Airlines installation, and

WHEREAS, the Niagara Frontier Port Authority has since acquired title to the airport premises, and

WHEREAS, American Airlines and Capitol Airlines increased their facilities at the Airport by new construction, and

WHEREAS, it is necessary to enter into a new agreement with the Port Authority for additional payments caused by the new construction, and

WHEREAS, the Cheektowaga Town Assessor has assessed the new construction at a figure that would produce annual payments of \$8,350.00 for American Airlines assessments, and \$2,300.00 annually for Capitol Airlines assessment, and

WHEREAS, the Town Attorney has approved the contemplated agreement

NOW, THEREFORE,

be it resolved, that the Supervisor be, and he hereby is authorized and directed to execute agreements with Niagara FrontierPort Authority for the payment by the Port Authority to the Town of Cheektowaga, the amount of \$8,350.00 in lieu of taxes for American Airlines properties, and \$2,300.00 for Capitol Airlines properties, per year in lieu of taxes, supplementing the original agreement which expires in 1972, and

BE IT FURTHER,

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to submit a certified copy of this resolution to the Niagara Frontier Port Authority.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Fath       | Voting AYE |
| Councilman Kornecki   | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Wroblewski | Voting AYE |

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, utility poles in the Town of Cheektowaga have been cluttered with political and other sorts of advertising posters to such an extent that many residents have protested concerning the unsightliness of the same. Now, therefore,

BE IT RESOLVED, that the Public Works employees of the Town of Cheektowaga, under the direction of the Chief of Police, be ordered to remove all such posters in the Town of Cheektowaga.

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

- |                       |            |
|-----------------------|------------|
| Supervisor Holtz      | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Bystrak    | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Kornecki   | Voting AYE |
| Councilman Fath       | Voting AYE |

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Item No. 7 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police has notified the Town Board that the Police Department requires four (4) new automobiles for use in the Police Department on which three (3) police cars will be traded in and which new police cars must meet the specifications referred to in the annexed Notice to Bidders.

BE IT RESOLVED, that this request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 2:30 o'clock P.M., Eastern Daylight Saving Time, on October 19, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, and be it further

RESOLVED, that for reasons of uniformity in operation, and on account of availability by the Department, of spare parts and because of the knowledge of employees in making Chevrolet repairs, that the bidding be limited to 1960 Chevrolet automobiles, and that the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of four (4) Police Servi-cars, for use by the Police Department.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Daylight Saving Time, on the 19th day of October, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This Notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY  
Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice to Bidders published in the DEPEW HERALD-CHEEKTOWAGA NEWS:

Item No. 7-Cont'd.

(Affidavit)

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of four (4) Police Servi-car, for use by the Police Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Daylight Saving Time, on the 19th of day of October, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

o8 KENNETH T. HANLEY,  
Town Clerk

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 8th day of October, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

OCT 17 1959

19.....

*Kenneth T. Hanley*

Notary Public in and for Erie County

Item No. 8 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the following Change Order be approved:

AYES: -6- NOES: -0- ABSENT: -1-

Change Order No. 1  
to  
SPECIFICATIONS AND CONTRACT DOCUMENTS  
for  
CONSTRUCTION OF SCAJAQUADA CREEK CHANNEL IMPROVEMENT  
SECTION A  
TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

Contractor: Dump Truck Service Engineer: Nussbaumer, Clarke & Velzy

1. Change To Be Made:

To regrade along sidewalk each side of Alexander Street bridge, to fill existing drainage gullies with broken stone, to install concrete gutters over stone fill to prevent future scouring of drainage ditch along sidewalks, and to install new concrete sidewalk at proper grade each side of bridge.

2. Amount of Change

For grading for proper surface drainage	\$ 292.00
Stone fill in present drainage gullies	492.00
Install 206 l.f., 4 ft. wide concrete gutters with 6" x 6" steel wire mesh	1,442.00
Install 43 l.f., 4 inch thick sidewalk	<u>186.00</u>
Total Amount of Change Order add	\$2,412.00

3. Supporting Data:

See attached copy of letter from Dump Truck Service, Inc., dated September 29, 1959 quoting above prices.

<u>Recommended By</u>  Nussbaumer, Clarke & Velzy  Per /s/ Raymond H.N. Murray Date: Sept. 30, 1959	<u>Approved By</u>  Town of Cheektowaga, New York  Per /s/ K. Hanley Date: Oct. 5, 1959
--	--

DUMP TRUCK SERVICE, INC. September 29, 1959

Nussbaumer, Clarke & Velzy, Inc.  
327 Franklin St.  
Buffalo, N. Y.

Attention: Mr. Murray  
  
Re: Alexander Street Foot Bridge  
Cheektowaga, N. Y.

Gentlemen: We are pleased to quote you on the following items of work relative to the above subject foot bridge:

Grading for Surface Drainage	\$ 292.00 Lump Sum
Broken Stone Fill as required for Drainage, both sides	492.00 Lump Sum
Concrete Gutter, 4' wide, rein. with 6x6 Steel Mesh -	
North side 80 L.F.	
South side 126 L.F.	
Total both sides 206 L.F.	1,442.00 Lump Sum
Concrete Sidewalk, 4" thick, matching existing sidewalk -	
North side 19 L.F.	
South side 24 L.F.	
Total both sides 43 L.F.	\$ 186.00 Lump Sum

Item No. 8-Cont'd.

DUMP TRUCK SERVICE, INC. (Cont'd.)

We wish to call your attention to the fact that quoting on concrete gutter with steel mesh reinforcement instead of 1/2" reinforcing bars. We are doing this because 1/2" reinforcing bars are not available, whereas we are assured of securing the steel mesh. We trust that this substitution meets with your approval.

We wish to thank you for the opportunity of quoting and hope that we may be of service to you.

Very truly yours,

DUMP TRUCK SERVICE, INC.

/s/ John J. Canino  
Exec. Vice-President

JJC:mcc

Item No. 9 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Buffalo Depew Boulevard from Dick Road, west 1331.76 feet to the property line of the Union Free School District No. 2, on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, by the construction of curbs, together with the installation of necessary underground drains; and

WHEREAS, said highways to be so improved is paved, and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of said highway to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway to be so improved, and

WHEREAS, such petition was duly acknowledged or proved by all the signer\* in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Seventeen Thousand Four Hundred Eighty-Four Dollars and Nine Cents (\$17,484.09)

NOW, THEREFORE,

Pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highways to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Item No. 9-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 9th day of October, 1959:

- 1 - Telephone Pole No. 1 on Buffalo Depew Blvd;
- 2 - Telephone Pole No. 103 on Buffalo Depew Blvd;
- 3 - Telephone Pole No. 107 on Buffalo Depew Blvd;
- 4 - Telephone Pole No. 108 on Buffalo Depew Blvd;
- 5 - Telephone Pole at the corner of Dick Road and Buffalo Depew Blvd.

Hereto attached is a copy of the Notice published in the DEPEW  
HERALD-CHEEKTOWAGA NEWS:

17  
18

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

**EXTRACTS FROM MINUTES  
OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 5th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

**PRESENT:**

- Benedict T. Holtz, Supervisor
  - Felix T. Wroblewski, Councilman
  - Stanley R. Bystrak, Councilman
  - Alanin Fath, Councilman
  - Joseph Trojanoski, Councilman
  - Joseph Kornecki, Councilman
- ABSENT:**
- Daniel E. Weber, Councilman

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Buffalo Depew Boulevard from Dick Road, west 1331.76 feet to the property line of the Union Free School District No. 2, on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, by the construction of curbs, together with the installation of necessary underground drains; and

WHEREAS, said highway to be so improved is paved, and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting and abutting on both sides of said public highway to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of said highway to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway to be so improved, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Seventeen Thousand Four Hundred Eighty-Four Dollars and Nine Cents (\$17,484.09)

**NOW, THEREFORE,**

Pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

**ORDERED,** that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

**BE IT RESOLVED,** that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

- Supervisor Holtz, Voting Aye
- Councilman Wroblewski, Voting Aye
- Councilman Bystrak, Voting Aye
- Councilman Fath, Voting Aye
- Councilman Trojanoski, Voting Aye
- Councilman Kornecki, Voting Aye

AYES: 6; NOES: 0; ABSENT: 1  
State of New York )  
County of Erie )

I, KENNETH T. HANLEY, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on October 5, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-52, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 5th day of October, 1959, and

the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

\_\_\_\_\_ day of

19\_\_\_\_\_

and for Erie County

ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Seconded by Councilman Trojanoski and duly put to a vote which resulted as follows:  
 Supervisor Holtz, Voting Aye  
 Councilman Wroblewski, Voting Aye  
 Councilman Bystrak, Voting Aye  
 Councilman Fath, Voting Aye  
 Councilman Trojanoski, Voting Aye

Councilman Kornecki, Voting Aye  
 AYES: 6; NOES: 0; ABSENT: 1  
 State of New York )  
 County of Erie )

I, KENNETH T. HANLEY, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on October 5, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-52, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 5th day of October, 1959.  
 KENNETH T. HANLEY  
 Town Clerk

sworn to before me this ..... day of

....., 19.....  
*Kenneth Hanley*  
 Notary Public in and for Erie County

hn 1085

(Affidavit)

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for

..... week, the first insertion being on the  
 8th day of October, 1959, and

the last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Item No. 10 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, Nussbaumer, Clarke and Velzy, engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the establishment of a drainage district of the Town of Cheektowaga to be designated "Drainage District No. 7", and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the surface water drains and appurtenances suitable for their operation to be constructed within the drainage district and the location of each, and

WHEREAS, said map, plan and report was duly filed in the office of the Town Clerk for public inspection on July 20, 1959, and has remained in file in said office, and

WHEREAS, the improvements proposed to be made in the district consist of surface water drains and appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$565,729 which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the District will derive therefrom, and

WHEREAS, the Town Board on July 20, 1959, duly adopted an order providing that the Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 3rd day of August, 1959, at 2:30 P.M., Eastern Daylight Saving Time, and hold a public hearing on the establishment of said district at which all persons interested in the subject thereof might be heard concerning the same and the Town Board did meet at such time and place and held such hearing and heard all persons interested in the subject thereof and the evidence offered at such public hearing required that the Town Board determine that it is in the public interest to establish such district but that part of the property or property owners included within said proposed district are not benefited thereby, and the Town Board deemed it necessary to change the boundaries of the proposed district so that such district shall contain only the following described property:

Beginning at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way; thence northeasterly along the southerly line of the West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5, and continuing southerly along the easterly line of Farm Lot No. 4 to the north line of the Village of Depew; thence westerly along the north line of the Village of Depew to the west line of the Village of Depew said line being located in Dick Road; thence southeasterly along the west line of the Village of Depew to a point being located at the intersection of the west line of the Village of Depew and the north line of the lands of Victor Reinstein extended to the Village line; thence westerly along the said north line of the lands of Victor Reinstein a distance of three hundred and thirty-three feet (333 ft.) to a point; thence southeasterly along the westerly line of the lands of the above mentioned party as described in the Erie County Clerk's Office in Liber 6130 on page 463 of the Book of Deeds a distance of about six hundred and sixty feet (660 ft.) to the old Scajaquada Creek Channel as established in Liber 6130 page 463 of the Book of Deeds in the Erie County Clerk's Office; thence westerly along the old Scajaquada Creek Channel as established in the above mentioned Liber to a point located on the party line agreement with Loblaw, Inc. and Victor Reinstein dated February 15, 1957 as recorded in the Erie County Clerk's Office in Liber 6130, page 361 of the Book of Deeds on February 15, 1957; thence southerly along said mentioned party line to a point located on the northerly line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence westerly from said point along the northerly line of the three hundred foot (300 ft.) wide right-of-way to the point and place of beginning.

Item No. 10-Cont'd.

Which determinations were made by said Town Board at a meeting duly called and held on September 14, 1959, at which time such Town Board duly adopted an order providing that the Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 5th day of October, 1959, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the establishment of said district at which all persons interested in the subject thereof might be heard concerning the same, and the Town Board did meet at such time and place and held such hearing and heard all persons interested in the subject thereof, and the evidence offered at such public hearing requires that the Town Board make the determinations hereinafter; NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) It is hereby determined that (1) the notice of said hearings held on August 3, 1959 and October 5, 1959 were published and posted as required by law and are otherwise sufficient, and (2) all of the property and property owners within the proposed Drainage District No. 7 as the boundaries of the same were changed by the Town Board in the said order adopted September 14, 1959 and hereinabove set forth, are benefited by the establishment of said district and by the making of the improvements in accordance with said map, plan and report, and (3) all of the property and property owners benefited thereby are included within the limits of the proposed Drainage District No. 7 as the boundaries of the same are hereinbefore set forth, and (4) the establishment of said Drainage District No. 7 is in the public interest.

(2) The establishment of Drainage District No. 7 with the boundaries set forth in said order adopted by the Town Board on September 14, 1959, and the construction of the improvements set forth in said map, plan and report, are hereby approved.

(3) This resolution is subject to a permissive referendum in the manner provided in Article 7 of the Town Law of New York, and petitions requesting such a referendum may be filed with the Town Clerk at any time within thirty days after the adoption of this resolution.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Posted as follows on the 9th day of October, 1959:

- 1 - Telephone Pole No. 6 - Geo. Urban Blvd;
- 2 - Telephone Pole at the corner of Geo. Urban Blvd. and Dick Road;
- 3 - Telephone Pole at the corner of Meadowlawn Road and Dick Road;
- 4 - Post at the corner of Homeworth Road and Diane Drive;
- 5 - Telephone Pole at the corner of Dick Road and Harris Court;
- 6 - Town Hall Bulletin Board;
- 7 - Forks Fire Hall - Broadway at Union Road;
- 8 - U-Crest Fire Hall - Evergreen Street and Clover Place;
- 9 - Pine Hill Fire Hall - Genesee Street and Normandy Avenue;
- 10 - Rescue Fire Hall - Pine Ridge Road.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

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

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

**PUBLIC NOTICE**  
**Drainage Dist. No. 7**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, in the State of New York, after holding a hearing on a map, plan and report providing for the establishment of a drainage district in said Town to be designated "Drainage District No. 7" and the construction therein of surface water drains and appurtenances suitable for their operation, pursuant to Article 12-A of the Town Law, has adopted on the 5th day of October, 1959, a resolution which (1) determines that notice of said hearing was duly published and posted as required by law and is otherwise sufficient and that all property and property owners within said proposed Drainage District No. 7 are benefited by the establishment of said district and by the making of the improvements in accordance with said map, plan and report and that all property and property owners benefited thereby are included within the limits of said proposed Drainage District and that the establishment of said Drainage District is in the public interest and (2) approves the establishment of said Drainage District and the construction of the improvements provided for in said map, plan and report. The resolution provides that the proposed District shall contain the following territory:

Beginning at a point, said point being formed by the intersection of the centerline of Union Road and the north line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence northerly along the centerline of Union Road to the southerly line of the West Shore Railroad right-of-way; thence northerly along the southerly line of the West Shore Railroad right-of-way to the east line of Farm Lot No. 5; thence southerly along the easterly line of Farm Lot No. 5, and continuing southerly along the easterly line of Farm Lot No. 4 to the north line of the Village of Depew; thence westerly along the north line of the Village of Depew said line being located in Dick Road; thence southeasterly along the west line of the Village of Depew to a point being located at the intersection of the west line of the Village of Depew and the north line of the lands of Victor Reinstein extended to the Village line; thence westerly along the said north line of the lands of Victor Reinstein a distance of three hundred and thirty-three feet (333 ft.) to a point; thence southeasterly along the westerly line of the lands of the above mentioned party as described in the Erie County Clerk's Office in Liber 6130 on page 463 of the Book of Deeds a distance of about six hundred and sixty feet (660 ft.) to the old Scajaquada Creek Channel as established in Liber 6130 page 463 of the Book of Deeds in the Erie County Clerk's Office; thence westerly along the old Scajaquada Creek Channel as established in the above mentioned Liber to a point located on the party line agreement with Loblaw, Inc. and Victor Reinstein dated February 15, 1937 as recorded in the Erie County Clerk's Office in Liber 6130, page 361 of the Book of Deeds on February 15, 1937; thence southerly along said mentioned party line to a point located on the northerly line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence westerly from said point along the northerly line of the three hundred foot (300 ft.) wide right-of-way to the point and place of beginning.

Said resolution is subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York and petitions protesting against said resolution requesting a referendum thereon as provided in Article 12-A of the Town Law may be filed with the Town Clerk at any time within 30 days after the date of the adoption of said resolution.

By order of the Town Board of the Town of Cheektowaga.  
Dated, October 5th, 1959.  
KENNETH T. HANLEY  
Town Clerk of the Town of Cheektowaga, New York

..... WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication OCT 8 - 1959; last publication OCT 8 - 1959; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this OCT 13 1959, 19.....

*E. J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

..... ds  
..... 19.  
.....  
..... ble in an

**PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, in the State of New York, after holding a hearing on a map, plan and report providing for the establishment of a drainage district in said Town to be designated "Drainage District 7" and the construction therein of surface water drains and appurtenances suitable for their operation, pursuant to Article 12-A of the Town Law, has adopted on the 5th day of October, 1959, a resolution which (1) determines that notice of said hearing was duly published and posted as required by law and is otherwise sufficient and that all property and property owners within said proposed Drainage District No. 7 are benefited by the establishment of said district and by the making of the improvements in accordance with said map, plan and report and that all property and property owners benefited thereby are included within the limits of said proposed Drainage District and that establishment of said Drainage District is in the public interest and (2) ap-  
Deeds on February 15, 1957; thence southerly along said mentioned party line to a point located on the northerly line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence westerly from said point along the northerly line of the three hundred foot (300 ft.) wide right-of-way to the point and place of beginning.

Said resolution is subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York and petitions protesting against said resolution requesting a referendum thereon as provided in Article 12-A of the Town Law may be filed with the Town Clerk at any time within 30 days after the date of the adoption of said resolution.

By order of the Town Board of the Town of Cheektowaga.  
Dated, October 5th, 1959.

KENNETH T. HANLEY  
Town Clerk of the Town  
of Cheektowaga, N. Y.  
(Pub: Oct. 8, 1959)

Item No. 10-Cont'd.

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

**PUBLIC NOTICE**  
 established in Liber 6130 page 463 of the Book of Deeds in the Erie County Clerk's Office; thence westerly along the old Scajaquada Creek Channel as established in the above mentioned Liber to a point located on the party line agreement with Loblaw, Inc. and Victor Reinstein dated February 15, 1957 as recorded in the Erie County Clerk's Office in Liber 6130, page 361 of the Book of Deeds on February 15, 1957; thence southerly along said mentioned party line to a point located on the northerly line of the three hundred foot (300 ft.) wide Scajaquada Creek Improvement right-of-way; thence westerly from said point along the northerly line of the three hundred foot (300 ft.) wide right-of-way to the point and place of beginning.

Said resolution is subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York and petitions protesting against said resolution requesting a referendum thereon as provided in Article 12-A of the Town Law may be filed with the Town Clerk at any time within 30 days after the date of the adoption of said resolution.

By order of the Town Board of the Town of Cheektowaga.  
 Dated, October 5th, 1959.  
**KENNETH T. HANLEY**  
 Town Clerk of the Town of Cheektowaga, New York

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 8th day of October, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

OCT 10 1959 ..... 19.....  
*Kenneth T. Hanley*  
 Notary Public in and for Erie County

hn 1036

Item No. 11 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 7 of the Town of Cheektowaga, and has caused Nussbaumer, Clarke and Velzy, who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and said map and plan and estimate are dated September 30, 1959, and have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, said additional facilities are described in the notice of public hearing hereinafter set forth and such additional facilities do not include any lateral sewer authorized to be constructed pursuant to Section 199 of the Town Law, and

WHEREAS, the Town Board desires to hold a public hearing for the consideration of such map and plan and estimate; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) The Town Clerk is hereby authorized and directed to publish and post the following notice:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and hold public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 7 of the Town of Cheektowaga, and an estimate of the cost thereof, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities hereinbefore referred to are described in a map and plan dated September 30, 1959, prepared at the request of the Town Board by Nussbaumer, Clarke and Velzy, Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of a 15-inch diameter main sanitary trunk sewer in Jamaica Lane, from an existing 15-inch diameter main sanitary trunk sewer on Zoerb Avenue to run northerly from Zoerb Avenue to the north side of Scajaquada Creek, a distance of about 1050 feet; also to construct a 12-inch diameter main sanitary trunk sewer on Zoerb Avenue from an existing 15-inch diameter main sanitary trunk sewer on Zoerb Avenue at Nagel Drive, and extending easterly on Zoerb Avenue a distance of about 2055 feet, together with necessary manholes.

The estimated expense of constructing such additional facilities is One Hundred Five Thousand Dollars (\$105,000.00).

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

Dated: October 5, 1959

Kenneth T. Hanley  
Town Clerk of the Town of Cheektowaga

Item No. 11-Cont'd.

(2) Such notice shall be published once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga, and circulating in said Sewer District No. 7, and a copy of such notice shall be posted conspicuously in not less than five (5) public places within said District, such publication and posting to be made not less than ten nor more than twenty days prior to the date fixed for such public hearing.

(3) The Town Board shall meet at the time and place specified in said notice and shall hold a public hearing as therein provided.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-                      NOES: -0-                      ABSENT: -1-

Posted as follows on the 9th day of October, 1959:

- 1 - Telephone Pole No. 5 - Zoerb Avenue;
- 2 - Post 100 feet north of Telephone Pole No. 5 - Zoerb Avenue;
- 3 - Post on Jamaica Lane 50 feet north of Zoerb Avenue;
- 4 - Post on Jamaica Lane 100 feet north of Zoerb Avenue;
- 5 - Post on Jamaica Lane 150 feet north of Zoerb Avenue.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS.

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

**NOTICE OF PUBLIC HEARING**  
Sewer Dist. No. 7

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and hold public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 7 of the Town of Cheektowaga, and an estimate of the cost thereof, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities hereinbefore referred to are described in a map and plan dated September 30, 1959, prepared at the request of the Town Board by Nussbaumer, Clarke and Velzy, Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of a 15-inch diameter main sanitary trunk sewer in Jamaica Lane, from an existing 15-inch diameter main sanitary trunk sewer on Zoerb Avenue to run northerly from Zoerb Avenue to the north side of Scajagada Creek, a distance of about 1050 feet; also to construct a 12-inch diameter main sanitary trunk sewer on Zoerb Avenue from an existing 15-inch diameter main sanitary trunk sewer on Zoerb Avenue at Nagel Drive, and extending easterly on Zoerb Avenue a distance of about 2055 feet, together with necessary manholes.

The estimated expense of constructing such additional facilities is One Hundred Five Thousand Dollars (\$105,000.00).

By order of the Town Board of the Town of Cheektowaga.  
Dated: October 5, 1959  
KENNETH T. HANLEY  
Town Clerk of the Town of Cheektowaga. o8

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 8th day of October, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

..... day of

....., 19.....

*Hanley*  
.....  
..... in and for Erie County



Item No. 12 The following resolution was offered by Councilman Kornecki, who moved its adoption, seconded by Councilman Fath, to wit:

CAPITAL NOTE RESOLUTION DATED OCTOBER 5, 1959, AUTHORIZING THE ISSUANCE OF \$13,200 LIGHTING DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$13,200, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve properties on both sides of said highways, to wit:

- a) Bigelow Road from Maplevue Drive to Hugh Road.
- b) Seton Road from Harlem Road to Heather Road.
- c) Crestview Avenue from Cleveland Drive to Kuhn Road.
- d) Pine Park from Pennock Place to Avery Place.
- e) Golden Court from Genesee Street 1200 feet north and from Linda Drive north to Maryvale Drive.
- f) Terry Lane from Ellen Drive to 920 feet south.
- g) Calderwood Drive from Burke Drive to Treehaven Road.
- h) McNaughton from The Avenue to Scajaquada Creek.

Section 3. It is hereby stated that:

- a) The maximum cost of said purpose as estimated by the Town Board is \$13,200.
- b) No money has heretofore been applied to the payment of the cost of said purpose.
- c) The Town Board plans to finance the cost of said purpose from funds raised by the issuance of said capital notes.
- d) All of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be later than April 1, 1961.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga, and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations were authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

Item No. 12-Cont'd.

The resolution was duly adopted, the vote being as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Capital Note Resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$13,200 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated October 5, 1959, Authorizing the Issuance of \$13,200 Lighting District Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law". Said Capital Notes shall be designated "Lighting District Capital Notes, Series B of 1959". Said Capital Notes shall consist of two notes of the denomination of \$6,600 each, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1960 and 1961.

(2) All of said Capital Notes shall be dated as of a date subsequent to October 5, 1959, and shall bear interest from their date at the rate of  $3\frac{1}{4}\%$  per annum. The interest on the Capital Notes shall be payable April 1, 1960, and thereafter on October 1 and April 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, New York, at private sale, and shall bear an interest rate of  $3\frac{1}{4}\%$  per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said notes and the interest thereon as the same become due and payable.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS:



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

**CAPITAL NOTE RESOLUTION  
DATED OCTOBER 5, 1959, AUTH-  
ORIZING THE ISSUANCE OF \$13-  
200 LIGHTING DISTRICT CAPI-  
TAL NOTES OF THE TOWN OF**

**CHEEKTOWAGA**, and such publi-  
cation shall be in the Depew Her-  
ald and Cheektowaga News, a  
newspaper published in the Town  
of Cheektowaga, and having a gen-  
eral circulation in said Town. The  
validity of said Capital Notes may  
be contested only if such obliga-  
tions are authorized for an object  
or purpose for which said Town is  
not authorized to expend money,  
or the provisions of law which  
should be complied with at the  
date of publication of this resolu-  
tion were not substantially com-  
plied with, and an action, suit or  
proceeding contesting such valid-  
ity is commenced within twenty  
days after the date of such publi-  
cation; or if said obligations were  
authorized in violation of the pro-  
visions of the Constitution of New  
York.

Section 7. This resolution shall  
take effect immediately upon its  
adoption.

The capital note resolution pub-  
lished herewith has been adopted  
on the 5th day of October, 1959,  
and the validity of the obligation  
celebrated by the Lancaster Chap-  
"Christmas in October" will be  
WOMEN OF THE MOOSE

my dues paid for 1960? And if  
you haven't as yet, why? The suc-  
cess of our post programs needs  
your support.  
Yours in the Legion,  
Jos. S. Gwarak.

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for  
..... week, the first insertion being on the

8th day of October, 1959 and

the last insertion being on the ..... day of  
....., 19....., and that not

more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

..... day of

..... 19.....

*Kenneth Hanley*  
Notary Public in and for Erie County

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

**CAPITAL NOTE RESOLUTION DATED OCTOBER 5, 1959, AUTHORIZING THE ISSUANCE OF \$13,200 LIGHTING DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.**

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$13,200, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve properties on both sides of said highways, to wit:

- (a) Bigelow Road from Mapleview Drive to Huth Road.
- (b) Seton Road from Harlem Road to Heather Road.
- (c) Crestview Avenue from Cleveland Drive to Kuhn Road.
- (d) Pine Park from Pennock Place to Avery Place.
- (e) Colden Court from Genesee Street 1200 feet north and from Linda Drive north to Maryvale Drive.
- (f) Terry Lane from Ellen Drive to 920 feet south.
- (g) Calderwood Drive from Burke Drive to Treehaven Road.
- (h) McNaughton from The Avenue to Scajaquada Creek.

Section 3. It is hereby stated that:

- (a) The maximum cost of said purpose as estimated by the Town Board is \$13,200.
- (b) No money has heretofore been applied to the payment of the cost of said purpose.
- (c) The Town Board plans to finance the cost of said purpose from funds raised by the issuance of said capital notes.
- (d) All of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be later than April 1, 1961.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga, and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations were authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 5th day of October, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for

..... week, the first insertion being on the 8th day of October, 1959 and

the last insertion being on the ..... day of

....., 19....., and that not

more than six days intervened between any two publi-

cations thereof.

*Richard G. Bennett*

..... day of

....., 19.....

*Stanley*  
in and for Erie County

ss.:  
 publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga, and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations were authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 5th day of October, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
 Town Clerk, of the Town of Cheektowaga, N. Y.

o8 SWORN to before me this ..... day of

OCT 10 1959

....., 19.....  
*Kenneth T. Hanley*  
 Notary Public in and for Erie County

hn 1086

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the ..... 8th day of ..... October, 1959 and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Item No. 13 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1900 lineal feet of 6-inch diameter pipe line on Messer Avenue from Como Park Boulevard to a point 1900 feet south, including connection to existing water line, valves, hydrants, and other related work, in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga.

The Town Clerk presented proof that the Notice to Contractors has been duly published as required by law.

Moved by Councilman Kornecki, seconded by Councilman Bystrak, that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids opened and read:

Item No. 157

The bids were referred to the Consulting Engineers for analysis and tabulation.

BID TABULATION - WATER MAIN ON MERRILL AVE. - TOWN OF CREEKTOWAGA, N.Y.

NO.	DESCRIPTION	QUANTITY	UNIT	DANIEL C. O'BRIEN CONTRACTING CO. INC.		COTTON & DRALOT, INC.		E. CARDRELL & CO. INC.		DEPLAN CONTRACTING, INC.		EMERSON WRAUS		RALPH D. YOUNG, INC.		WAGNER EXCAVATING INC.	
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1	8" DIA. CAST IRON PIPE	1,880	L.F.	4.25	7,990.00	3.74	7,031.20	3.73	6,981.60	3.51	6,598.80	3.00	5,540.00	3.60	6,768.00	3.43	6,446.40
2	CAST IRON PIPE FITTINGS	700	LBS.	0.70	490.00	0.35	245.00	0.32	224.00	0.52	364.00	0.30	210.00	0.29	203.00	0.25	175.00
3	8" DIA. CAST IRON VALVES	6	EA.	110.00	660.00	105.00	630.00	75.00	450.00	97.75	586.50	80.49	482.94	75.00	450.00	93.11	558.66
4	4" DIA. BRASS DRANT	4	EA.	275.00	1,100.00	215.00	860.00	200.00	800.00	227.19	908.76	329.33	1,317.32	335.00	1,340.00	252.16	1,008.64
5	CONCRETE BLOCKS	5	C.Y.	15.00	75.00	25.00	125.00	23.00	115.00	25.00	125.00	16.30	81.50	16.00	80.00	20.00	100.00
6	PORTLAND CEMENT	80	C.Y.	8.00	640.00	4.00	320.00	3.50	280.00	3.00	240.00	4.00	320.00	3.25	260.00	4.00	320.00
7	REINFORCING CONCRETE	10	S.Y.	20.00	200.00	12.00	120.00	6.00	60.00	7.50	75.00	15.00	150.00	10.00	100.00	10.00	100.00
8	CONCRETE BLOCK LAYING	30	L.F.	55.00	1,650.00	34.00	1,020.00	30.00	900.00	40.56	1,216.80	17.00	510.00	25.00	750.00	37.50	1,125.00
TOTAL FOR EQUIPMENT ITEMS 1 TO 8 INCLUSIVE					12,805.00		10,351.20		8,830.00		10,114.86		8,721.76		9,951.00		9,875.00

SAVED SECURITY	TRAVELERS INDEMNITY CO.	TRAVELERS INDEMNITY CO.	AETNA CASUALTY & SECURITY CO.	TRAVELERS INDEMNITY CO.	TRAVELERS INDEMNITY CO.	NEWARK INSURANCE CO.	MARYLAND CASUALTY CO.
----------------	-------------------------	-------------------------	-------------------------------	-------------------------	-------------------------	----------------------	-----------------------

\* INDICATES CORRECTED FIGURE

BID TABULATION  
 WATER MAIN ON MERRILL AVE.  
 TOWN OF CREEKTOWAGA, ERIE COUNTY, N.Y.  
 Bids Received - 2:30 PM. E.P.S.T. - 10/5/53

N.L.S. BAUMER, CLARKE & VELZY  
 CONSULTING ENGINEERS  
 BUFFALO, N.Y. NEW YORK, N.Y.  
 10/5/53 No. A-658

Item No. 11 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that this Town Board does hereby prepare and approve as the Preliminary Budget of this Town for the fiscal year beginning on the 1st day of January, 1960, the itemized statement of estimated revenues and expenditures hereto attached and made part of this resolution, and

BE IT FURTHER RESOLVED, that such Preliminary Budget shall be filed in the Office of the Town Clerk, where it shall be available for inspection by any interested person at all reasonable hours, and

BE IT FURTHER RESOLVED, that this Board shall meet at 7:30 o'clock P.M., E.D.S.T., on the 19th day of October, 1959, for the purpose of holding hearing upon such Preliminary Budget, and

BE IT FURTHER RESOLVED, that the Town Clerk give Notice of such Public Hearing in the manner provided in Section 113 of the Town Law and that such Notice be published in substantially the following form:

NOTICE OF PUBLIC HEARING ON PRELIMINARY BUDGET

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Cheektowaga for the fiscal year beginning January 1, 1960, has been completed and filed in the Office of the Town Clerk at the Town Hall, corner of Union Road and Broadway, Cheektowaga, New York, where it is available for inspection by an interested person at all reasonable hours.

FURTHER NOTICE is hereby given that the Town Board of the Town of Cheektowaga will meet and review said preliminary budget and hold a public hearing thereon, at the Town Hall at 7:30 o'clock P.M., E.D.S.T., on the 19th day of October, 1959, and that at such hearing any person may be heard in favor of or against the preliminary budget as compiled for or against any item or items therein contained.

Pursuant to Section 113 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows:

Supervisor		\$ 8,200.00
Councilman (6)	each	4,000.00
Town Clerk		7,000.00
Superintendent of Highways		8,000.00
Town Attorney		9,600.00
Town Engineer		9,600.00

By order of the Town Board  
Dated: October 5, 1959

KENNETH T. HANLEY  
Town Clerk

and, BE IT FURTHER RESOLVED, that the Town Clerk be authorized and directed to have 100 copies of said Preliminary Budget printed for any interested person who may want a copy of same.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

The Notice of Public Hearing was posted as follows on the 9th day of October, 1959:

- 1-Town Hall Bulletin Board;
- 2-U-Crest Fire Hall - Evergreen Street and Clover Place;
- 3-Pine Hill Fire Hall - Genesee Street and Normandy Avenue;
- 4-Rescue Fire Hall - Pine Ridge Road;
- 5-Doyle Fire Hall No. 1 - William and Alaska Street.

Hereto attached is a copy of the Notice published in the DEPEW HERALD-CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

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

**NOTICE OF PUBLIC HEARING  
ON PRELIMINARY BUDGET**

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Cheektowaga for the fiscal year beginning January 1, 1960, has been completed and filed in the office of the Town Clerk at the Town Hall, corner of Union Road and Broadway, Cheektowaga, New York, where it is available for inspection by an interested person at all reasonable hours.

FURTHER NOTICE is hereby given that the Town Board of the Town of Cheektowaga will meet and review said preliminary budget and hold a public hearing thereon, at the Town Hall at 7:30 o'clock p.m., E.D.S.T., on the 19th day of October, 1959, and that at such hearing any person may be heard in favor of or against the preliminary budget as compiled for or against any item or items therein contained.

Pursuant to Section 113 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows:

Supervisor	\$8,200.00
Councilman (6) each	4,000.00
Town Clerk	7,000.00
Superintendent of Highways	8,000.00
Town Attorney	9,600.00
Town Engineer	9,600.00

By order of the Town Board.  
Dated: October 5, 1959

08-15 KENNETH T. HANLEY,  
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication OCT 8 - 1959; last publication OCT 15 1959; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
day of OCT 15 1959, 19.....

*Eve J. Allis*

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1961  
Registered No. 5029

Sworn to before me this.....

*Kenneth Hanley*  
Notary Public in a



### NOTICE OF PUBLIC HEARING ON PRELIMINARY BUDGET

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Cheektowaga for the fiscal year beginning January 1, 1960, has been completed and filed in the office of the Town Clerk at the Town Hall, corner of Union Road and Broadway, Cheektowaga, New York, where it is available for inspection by any interested person at all reasonable hours.

FURTHER NOTICE is hereby given that the Town Board of the Town of Cheektowaga will meet and review said preliminary budget and hold a public hearing thereon, at the Town Hall at 7:30 o'clock p.m., E.D.S.T., on the 19th day of October, 1959, and that at such hearing any person may be heard in favor of or against the preliminary budget as compiled for or against any item or items therein contained.

Pursuant to Section 113 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows:

Supervisor .....	\$ 8,200.00
Councilmen (6) .....	each 4,000.00
Town Clerk .....	7,000.00
Superintendent of Highways .....	8,000.00
Town Attorney .....	9,600.00
Town Engineer .....	9,600.00

By order of the Town Board.

**KENNETH T. HANLEY,**  
Town Clerk

Dated: 10-5-59

fd: (Pub. Oct. 8, 15)

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

**NOTICE OF PUBLIC HEARING  
ON PRELIMINARY BUDGET**

NOTICE IS HEREBY GIVEN that the preliminary budget of the Town of Cheektowaga for the fiscal year beginning January 1, 1960, has been completed and filed in the office of the Town Clerk at the Town Hall, corner of Union Road and Broadway, Cheektowaga, New York, where it is available for inspection by an interested person at all reasonable hours.

FURTHER NOTICE is hereby given that the Town Board of the Town of Cheektowaga will meet and review said preliminary budget and hold a public hearing thereon, at the Town Hall at 7:30 o'clock p.m., E.D.S.T., on the 19th day of October, 1959, and that at such hearing any person may be heard in favor of or against the preliminary budget as compiled for or against any item or items therein contained.

Pursuant to Section 113 of the Town Law, the proposed salaries of the following Town Officers are hereby specified as follows:

Supervisor	\$8,200.00
Councilman (6) each	4,000.00
Town Clerk	7,000.00
Superintendent of Highways	8,000.00
Town Attorney	9,600.00
Town Engineer	9,600.00

By order of the Town Board.  
Dated: October 5, 1959

**KENNETH T. HANLEY,**  
08-15 Town Clerk

being duly sworn, deposes and says that he is the

**PUBLISHER**

..... of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

..... 2 ..... weeks, the first insertion being on the  
... 8<sup>th</sup> ... day of October ... 1959 and  
the last insertion being on the ... 15<sup>th</sup> ..... day of  
October ..... 1959 and that not

more than six days intervened between any two publications thereof.

*Richard G. Berman*

Sworn to before me this ..... day of

....., 19.....

*Kenneth Hanley*

Notary Public in and for Erie County

Item No. 14-Cont'd.

TOWN OF CHEEKTOWAGA, NEW YORKPRELIMINARY BUDGET FOR YEAR 1960

As prepared and approved by Town Board

October 5, 1959

(Except Special Districts spreading costs on Benefit Basis)DETAIL OF ESTIMATED EXPENDITURES

	<u>ESTIMATED DETAIL</u>	<u>AMOUNTS TOTAL</u>
<u>OFFICE OF TOWN CLERK</u>		
Salary of Town Clerk	\$ 7,000.00	
Salary of 1st Deputy Town Clerk	4,000.00	
Salary of 2nd Deputy Town Clerk	3,700.00	
Salary of Telephone Operator	3,600.00	
Salary of Senior Stenographer	3,400.00	
Postage, stationery, etc.	3,000.00	
Electric Fan	65.00	
	<u>65.00</u>	\$ 24,765.00
<u>OFFICE OF RECEIVER OF TAXES</u>		
Salary of Receiver of Taxes	\$ 7,200.00	
Salary of Senior Account Clerk	4,000.00	
Salary of Accounting Machine Operator	3,400.00	
Compensation of extra clerks	5,400.00	
Office expenses	400.00	
Service contracts	500.00	
Office equipment:		
2 SP-500 Stenographer's chairs	\$123.00	
1 Burroughs Adding Machine less trade-in	259.70	
	<u>382.70</u>	
	\$21,282.70	
Expenses relating to County tax rolls:		
Postage	\$750.00	
Supplies	300.00	
	<u>1,050.00</u>	
Expenses relating to School tax rolls:		
Postage	\$750.00	
Supplies	850.00	
	<u>1,600.00</u>	23,932.70
<u>BOARD OF ASSESSORS</u>		
Salary of Assessors:		
Chairman	\$ 5,800.00	
2 Assessors @ \$5,100.00	10,200.00	
Salary of Addressograph Operator	3,800.00	
Salary of Addressograph Operator - Part time	2,500.00	
Salary of Stenographer	3,500.00	
Salary of Senior Clerk - Special assessments	3,950.00	
Salary of Draftsman and Microfilming - Payable to Engineering Department	3,000.00	
Extra clerks - Special assessments	3,000.00	
Traveling expense	700.00	
Office and other expense	2,000.00	
Equipment	500.00	
	<u>500.00</u>	38,950.00
<u>JUSTICES OF THE PEACE</u>		
Salary of Justices - 2 @ \$5,000.00	\$10,000.00	
Dockets, postage, legal forms, etc.	1,100.00	
Stenographic services	300.00	
Equipment	300.00	
	<u>300.00</u>	11,700.00

PRELIMINARY BUDGET FOR YEAR 1960 - (Cont'd)

	<u>ESTIMATED</u> <u>DETAIL</u>	<u>AMOUNTS</u> <u>TOTAL</u>
<b><u>POLICE DEPARTMENT</u></b>		
Town police force salaries	\$313,050.00	
Telephone operators' salaries	20,800.00	
Mechanic's salary	5,200.00	
Other salaries	5,800.00	
Gasoline and oil	12,000.00	
Maintenance - Cars and cycles	11,500.00	
Printing and stationery	1,000.00	
Materials and supplies	1,000.00	
Equipment	18,000.00	
Medical examinations	500.00	
Fees in criminal proceedings	100.00	
Special traffic guards	75.00	
Special investigations	200.00	
Maintenance - Radio station	900.00	
Traveling expense	500.00	
Services of matron	1,600.00	
Meals to prisoners	500.00	
	<u>500.00</u>	\$ 392,725.00
<b><u>RECREATION DEPARTMENT</u></b>		
Salary of Director	\$ 4,400.00	
Salary of Secretary to Board	1,200.00	
Extra labor	11,600.00	
Playground supervisors	9,000.00	
Equipment operators	10,000.00	
Wading pool operation	2,200.00	
Supplies	5,500.00	
Umpires and referees	4,000.00	
Equipment	4,500.00	
Maintenance of parks	8,000.00	
Real estate taxes	6,000.00	
Traveling expense	700.00	
Developing Dingen Street Park	5,000.00	
	<u>\$ 72,100.00</u>	
Less: Estimated State Aid	<u>4,200.00</u>	67,900.00
<b><u>ENGINEERING DEPARTMENT</u></b>		
Salary of Senior Engineer	\$ 9,600.00	
Salary of Senior Engineering Aide	5,900.00	
Junior Engineering Aides	10,000.00	
Draftsman	5,000.00	
Stenographic services	3,400.00	
Supplies	1,500.00	
Equipment (Microfilm Reader)	150.00	
Microfilming	650.00	
Rodman	4,400.00	
Rodman (summer only)	3,000.00	
New station wagon	2,100.00	
	<u>\$ 45,700.00</u>	
Less: Charge to Assessors for services of Draftsman and Microfilming	<u>3,000.00</u>	42,700.00
<b><u>INCINERATION PLANT</u></b>		
Salary of Superintendent (foreman)	\$ 5,500.00	
Salary of Assistant Foreman	5,400.00	
Wages of operators, Crane Man, Maintenance	38,400.00	
Supplies	5,000.00	
Electricity, gas and water	1,000.00	
Repairs	2,500.00	
	<u>2,500.00</u>	57,800.00

PRELIMINARY BUDGET FOR YEAR 1960 - (Cont'd)

	<u>ESTIMATED</u> <u>DETAIL</u>	<u>AMOUNTS</u> <u>TOTAL</u>
<b><u>TOWN HISTORIAN</u></b>		
Maps, records, supplies, etc.	\$ 1,000.00	
Partial reprinting of Historical Atlas	850.00	
Office equipment	-0-	\$ 1,850.00
<b><u>TOWN BOARD</u></b>		
Salaries of Councilmen (6)	\$ 24,000.00	
Salary of Town Attorney	9,600.00	
Senior Stenographer	3,400.00	
Printing briefs, cost of litigation and expense of Town Attorney	2,100.00	
Office and other expense	1,500.00	
Printing and publishing reports	200.00	
Dues to Association of Towns	250.00	41,050.00
<b><u>CONTINGENT FUND</u></b>		
Extraordinary legal actions, expense in legislative matters and other special and professional services		20,000.00
<b><u>ADVERTISING AND PUBLISHING NOTICES</u></b>		
		8,500.00
<b><u>SUPERVISOR</u></b>		
Salary of Supervisor	\$ 8,200.00	
Salary of Secretary to Supervisor	4,800.00	
Bookkeeper	3,000.00	
Payroll clerk	4,500.00	
Clerk - Part time	2,500.00	
Office and other expense	3,000.00	
Equipment	-0-	26,000.00
<b><u>ELECTIONS</u></b>		
Compensation of election inspectors	\$ 22,800.00	
New voting machine	-0-	
Rent of polling places	3,350.00	
Moving booths, upkeep, etc.	2,800.00	
Storage of voting machines	1,800.00	
Ballot boxes	100.00	30,850.00
<b><u>TOWN HOUSE</u></b>		
Electricity, gas and water	\$ 9,000.00	
Telephone	8,000.00	
Supplies	3,000.00	
Repairs	2,500.00	
Cleaning wages	3,000.00	
Window cleaning	1,500.00	
Equipment	3,000.00	
Other wages (Mailmen, etc.)	1,200.00	31,200.00
<b><u>TRAFFIC REGULATION EXPENSE</u></b>		
School crossing guards	\$ 45,747.00	
Equipment for crossing guards	500.00	
Traffic signal lights	5,000.00	
Street marking and paint	12,000.00	
Traffic signs	6,000.00	69,247.00

	ESTIMATED AMOUNT	
	DETAIL	TOTAL
<u>INSURANCE AND SURETY BONDS</u>		\$ 60,000.00
<u>DOG WARDENS</u>		
Salaries (2)	\$ 7,400.00	
Other expense	200.00	7,600.00
<u>MISCELLANEOUS REPAIRS AND MINOR IMPROVEMENTS</u>		
Sidewalk repairs	\$ 7,500.00	
Other repairs and minor improvements	1,000.00	
New sidewalks on Town Property	3,500.00	12,000.00
<u>FEDERAL SOCIAL SECURITY CONTRIBUTION</u>		
Employer's portion		27,000.00
<u>CONTRIBUTION TO NEW YORK STATE RETIREMENT SYSTEM</u>		
For police program	\$107,315.87	
For other employees		
For supplemental pensions other than State retired employees - Estimated	1,000.00	108,315.87
<u>FOR PAYMENT OF 1/2 OF BLUE CROSS PREMIUM</u>		9,575.60
<u>DEPARTMENT OF PUBLIC WORKS</u>		
Miscellaneous Functions:		
General foreman	\$ 5,000.00	
Principal clerk	4,800.00	
Maintenance men (2)	9,600.00	
Supplies	200.00	19,600.00
<u>SHADE TREE FUND</u>		15,000.00
<u>INTEREST ON TEMPORARY LOANS</u>		500.00
<u>REIMBURSEMENT OF ERIE COUNTY TREASURER</u>		
Current chargebacks for erroneous taxes		1,374.77
<u>VETERANS OBSERVANCES</u>		1,500.00
<u>MISCELLANEOUS</u>		
Including expense in connection with paying bonds, coupons, fire wardens, etc.		2,500.00
<u>PROVISION FOR CIVIL DEFENSE AID</u>		1,500.00
<u>TOWN DEVELOPMENT AND EXPANSION PROGRAM</u> (Balance carried over from 1959)		-0-
<u>TOWN SHARE OF DICK ROAD CROSSING RELOCATION COST</u>		10,000.00
<u>PAYMENT OF CAPITAL NOTES AND INTEREST</u>		
Drainage	\$ 14,935.00	
Playground	4,509.60	
Social Security	15,015.00	
Bookkeeping machine	1,890.00	
Scajaguada Creek	21,100.00	57,449.60
<u>GENERAL TOWN BONDED DEBT</u>		
Principal due in 1960	\$ 43,000.00	
Interest due in 1960	16,154.50	59,154.50
<b>TOTAL ESTIMATED GENERAL FUND EXPENDITURES</b>		<b>\$1,282,240.04</b>

PRELIMINARY BUDGET FOR YEAR 1960 - (Cont'd)

	<u>ESTIMATED AMOUNTS</u>	
	<u>DETAIL</u>	<u>TOTAL</u>
TOTAL ESTIMATED GENERAL FUND EXPENDITURES		\$1,282,240.04
LESS: <u>ESTIMATED REVENUE AND REDISTRIBUTED CHARGES</u>		
<u>Revenue other than taxes levied:</u>		
Fees of Town Officers	\$ 4,000.00	
Mortgage tax	10,000.00	
Dog tax	7,000.00	
Licenses, permits, etc.	4,000.00	
Fines	12,000.00	
Payments by Niagara Frontier Port Authority -		
Part of airport contract	3,000.00	
For police service	28,892.68	
Per capita assistance for the support of local government	264,450.15	
Sale of maps, etc. by Town Clerk	3,000.00	
Interest on deposits	5,000.00	
Services to school districts	2,000.00	
Miscellaneous receipts	1,000.00	
Estimated Payments in lieu of Taxes		
From Capital Airlines	2,300.00	
From American Airlines	8,350.00	
<u>Redistributed charges:</u>		
See Schedule attached for details	170,008.24	
	<u>\$525,001.07</u>	
Estimated surplus at December 31, 1959		<u>90,000.00</u>
TOTAL ESTIMATED REVENUE AND REDISTRIBUTED CHARGES AVAILABLE FOR GENERAL TOWN PURPOSES IN 1960		<u>615,001.07</u>
NET ESTIMATED EXPENSE FOR GENERAL TOWN GOVERNMENT		\$ 667,238.97

PRELIMINARY BUDGET FOR YEAR 1960 - (Cont'd)SCHEDULE SHOWING DETAILS OF REDISTRIBUTED CHARGESRedistributed Charges

## Chargebacks by Erie County Treasurer -

Payable by:		\$	189.91
Highway Fund			86.15
General Lighting District			208.49
Consolidated Garbage District			319.78
Sewer Districts			7.12
Curbing District (Walton)			131.76
Paving District (Mapleview)			51.67
Water Hydrant Districts			
Portion of New York State Retirement			
Contribution due from:			15,517.87
Highway Fund			8,327.71
Consolidated Garbage District			3,455.57
Sewer District No. 3			8,960.88
Sewer District No. 5			1,845.43
Part Town Fund			
Portion of Social Security Contribution			
due from:			3,904.20
Highway Fund			2,905.20
Consolidated Garbage District			869.40
Sewer District No. 3			2,254.50
Sewer District No. 5			464.40
Part Town Fund			
Portion of Compensation Insurance -			
Payable by:			5,150.00
Consolidated Garbage District			100.00
Part Town Fund			4,525.00
Highway Fund			
Portion of Hospitalization Premium -			
Payable by:			1,360.80
Consolidated Garbage District			1,512.00
Highway Fund			151.20
Part Town Fund			322.56
Sewer District No. 3			836.64
Sewer District No. 5			
Other payments due from Consolidated			
Garbage District for:			95,000.00
Incineration			2,300.00
Services of Foreman			2,250.00
Services of Clerk			
Other payments due from Sewer Districts for:			500.00
Sewer District No. 3 - Town Attorney			1,000.00
Sewer District No. 5 - Town Attorney			1,500.00
Sewer District No. 3 - Engineer			4,000.00
Sewer District No. 5 - Engineer			
<b>TOTAL REDISTRIBUTED CHARGES</b>			<u>\$170,008.24</u>

PRELIMINARY BUDGET FOR YEAR 1960 (Cont'd)

	<u>ESTIMATED AMOUNTS</u>	
	<u>DETAIL</u>	<u>TOTAL</u>
<u>PART TOWN FUND</u>		
<u>BUILDING AND PLUMBING DEPARTMENT</u>		
Salary of Building and Plumbing Inspector	\$ 5,800.00	
Salary of Assistant	5,000.00	
Stenographic services	3,600.00	
Office and other expenses	1,500.00	
	<u>15,900.00</u>	
<u>ZONING BOARD OF APPEALS</u>		
Fees for Board Members and other expense	2,000.00	
<u>AIR POLLUTION</u>		
Fees for Board Members	1,000.00	
Salary of Deputy Director	2,500.00	
Miscellaneous	1,500.00	
Secretarial Fees	500.00	
Legal, injunction and scientific	5,000.00	
	<u>10,500.00</u>	
<u>TOWN HEALTH FUND</u>		
Salary of Health Officer	5,600.00	
Expenses of Health Officer	1,700.00	
Registrar of Vital Statistics	150.00	
	<u>7,450.00</u>	
<u>OTHER PART TOWN EXPENSE</u>		
Compensation insurance	100.00	
N. Y. State Retirement	1,845.43	
Social Security	464.40	
Hospitalization	151.20	
	<u>2,561.03</u>	
TOTAL ESTIMATED PART TOWN EXPENDITURES FOR 1960	\$ 38,411.03	
Less: Estimated Surplus 12-31-59	\$ 9,000.00	
Estimated Revenue from Licenses, Permits, etc.	<u>18,000.00</u> <u>27,000.00</u>	
BALANCE TO BE SPREAD AGAINST PROPERTY OUTSIDE VILLAGES	\$ 11,411.03	

PRELIMINARY BUDGET FOR YEAR 1960 - (Cont'd)

	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<b>HIGHWAY DEPARTMENT</b>		
<b><u>ITEM NO. 1 - PRIMARY FUND</u></b>		
Labor	\$100,400.00	
Road oil	34,389.35	
Stone, gravel and cement	40,794.91	
Gasoline, oil and grease	6,500.00	
Ready-mix	14,861.25	
Plant mix paving machine	51,620.77	
Culvert and sluice pipe	4,000.00	
Hire of machinery	1,050.00	
Erie County chargebacks	106.18	
Payments to General Fund:		
For N.Y. State Retirement	6,750.27	
For Federal Social Security	1,698.33	
For Compensation Insurance	2,900.00	
For Town share - Blue Cross Premiums	968.89	
	<u>\$266,039.95</u>	
Less: Estimated State Aid	3,000.00	
NET ESTIMATED REQUIREMENT FOR ITEM NO. 1	<u>\$263,039.95</u>	
<b><u>ITEM NO. 2 - BRIDGE FUND</u></b>		
Bridge work	\$ 3,000.00	
ESTIMATED REQUIREMENT FOR ITEM NO. 2	<u>\$ 3,000.00</u>	
<b><u>ITEM NO. 3 - MACHINERY FUND</u></b>		
Mechanic and extra labor	\$ 10,000.00	
Tires, tubes and repairs	10,000.00	
Bond principal and interest	-0-	
Capital notes and interest	99,004.58	
Down payment on machinery	2,000.00	
Erie County chargebacks	88.91	
Payments to General Fund:		
For N.Y. State Retirement	912.45	
For Federal Social Security	229.57	
For Compensation Insurance	250.00	
For Town share - Blue Cross Premiums	82.55	
	<u>\$122,568.06</u>	
ESTIMATED REQUIREMENT FOR ITEM NO. 3	<u>\$122,568.06</u>	
<b><u>ITEM NO. 4 - MISCELLANEOUS FUND</u></b>		
Salary - Superintendent of Highways	\$ 8,000.00	
Salary - Principal clerk	5,400.00	
Salary - Extra clerk	3,000.00	
Snow removal	14,400.00	
Miscellaneous labor	25,000.00	
Cleaning ditches	10,000.00	
Repairs to curbs and sidewalks	10,000.00	
Snow fence - setting and removing	1,000.00	
Gasoline and oil	3,000.00	
Purchase of signs, paint and repair	2,000.00	
Salt and sand	3,000.00	
Weed cutting	800.00	
Transportation expense	400.00	
Office supplies	100.00	
Erie County chargebacks	83.73	
Payments to General Fund:		
For N.Y. State Retirement	7,855.15	
For Federal Social Security	1,976.30	
For Town share - Blue Cross premium	460.56	
For Compensation Insurance	1,375.00	
	<u>\$ 97,850.74</u>	
Less: Estimated revenue from County	5,000.00	
NET ESTIMATED REQUIREMENT FOR ITEM NO. 4	<u>\$ 92,850.74</u>	
TOTAL FOR ALL HIGHWAY FUNDS		\$ 481,458.75

PRELIMINARY BUDGET FOR YEAR 1960 - (Cont'd)

		<u>ESTIMATED AMOUNTS</u>	
		<u>DETAIL</u>	<u>TOTAL</u>
<u>SPECIAL DISTRICTS</u>			
<u>SPREADING COSTS ON AD VALOREM BASIS</u>			
<u>WATER HYDRANT DISTRICTS</u>			
District No. 1 - Doyle		\$ 13,587.32	
District No. 2 - Walden		6,083.50	
District No. 3 - Forks		4,559.74	
District No. 4 - U-Crest		22,801.58	
District No. 5 - Pine Hill		7,470.75	
District No. 6 - Cleveland Hill		23,418.28	
District No. 7 - French Road		2,035.50	
District No. 8 - Hyland-Urban		1,150.50	
District No. 10 - Bellevue		1,681.50	
	AMOUNT TO BE ASSESSED	\$	82,788.67
 <u>GENERAL LIGHTING DISTRICT</u>			
Estimated cost of service		\$158,500.00	
Repairs to standards, etc.		5,000.00	
Erie County chargebacks		86.15	
		<u>\$163,586.15</u>	
Less: Amount due from Village of Sloan	\$ 300.00		
Estimated surplus at 12-31-59	<u>12,000.00</u>	<u>12,300.00</u>	151,286.15
 <u>WATER SUPPLY DISTRICTS</u>			
<u>District No. 9</u>			
<u>Borden Road:</u>			
Bond principal and interest due in 1960		\$ 3,536.00	
Less: Estimated surplus at 12-31-59		-0-	
		<u>\$ 3,536.00</u>	
<u>Como Park Extension:</u>			
Bond principal and interest due in 1960		\$ 2,475.00	
Less: Estimated surplus at 12-31-59		-0-	
		<u>\$ 2,475.00</u>	
<u>Strasmer Road Extension:</u>			
Bond principal and interest due in 1960		\$ 1,237.50	
Less: Estimated surplus at 12-31-59		-0-	
		<u>\$ 1,237.50</u>	
<u>Transit Road Extension:</u>			
Bond principal and interest due in 1960		\$ 4,304.00	
Less: Estimated surplus at 12-31-59		1,504.73	
		<u>\$ 2,799.27</u>	
 <u>District No. 10</u>			
Bond principal and interest due in 1960		\$ 2,651.00	
Less: Estimated surplus at 12-31-59		-0-	
		<u>\$ 2,651.00</u>	
TOTAL TO BE ASSESSED FOR THE FIVE DISTRICTS			12,698.77

PRELIMINARY BUDGET FOR YEAR 1960 - (Cont'd)

	<u>ESTIMATED AMOUNTS</u>	
	<u>DETAIL</u>	<u>TOTAL</u>
<u>FIRE PROTECTION DISTRICTS</u>		
District No. 1 - Bowmansville		
Estimated payment to outside district for protection	\$ 1,093.59	
District No. 2 - Tio-run-da		
Payment to Cleveland Hill Fire District:		
For protection service	\$4,500.00	
For hydrant rental	<u>2,920.50</u>	7,420.50
District No. 3 - South Line		
For protection service	<u>3,000.00</u>	
TOTAL TO BE ASSESSED FOR THE THREE DISTRICTS		\$ 11,514.09
 <u>CONSOLIDATED GARBAGE DISTRICT</u>		
Incineration	\$ 95,000.00	
Sanitation helpers	110,542.56	
Sanitation drivers	47,703.40	
6 Extra men for vacation time	6,051.60	
Mechanic	5,500.00	
Repair parts, tires, gasoline, oil, etc.	34,000.00	
Disposal site	3,000.00	
Extra helpers	4,000.00	
Office expense	250.00	
Erie County chargebacks	208.49	
Bond principal and interest due in 1960	16,864.00	
Principal and interest payable on capital notes	4,837.31	
Payments to General Fund:	8,327.71	
For N. Y. State Retirement	2,095.20	
For Federal Social Security	2,300.00	
For services of General Foreman	2,250.00	
For services of Principal Clerk	5,150.00	
For compensation insurance	1,360.80	
For Town share - Blue Cross premium	<u>2,000.00</u>	
Miscellaneous	\$351,441.07	
Less: Estimated surplus at 12-31-59	<u>5,000.00</u>	
	TOTAL TO BE ASSESSED	346,441.07
 <u>FIRE DISTRICTS</u>		
District No. 1 - Doyle	\$ 55,950.58	
District No. 2 - Walden	32,190.00	
District No. 3 - Forks	39,780.12	
District No. 4 - U-Crest	37,114.16	
District No. 5 - Pine Hill	32,050.00	
District No. 6 - Cleveland Hill	46,240.00	
District No. 8 - Hyland-Urban	<u>2,731.50</u>	
TOTAL TO BE ASSESSED FOR THE SEVEN DISTRICTS		<u>246,056.36</u>
TOTAL ANNUAL ESTIMATE FOR 1960 FOR ALL TOWN PURPOSES, (EXCEPT SPECIAL DISTRICTS SPREADING COSTS ON BENEFIT BASIS)		<u>\$2,010,893.86</u>

Item No. 15 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Cayuga Courts, Inc., a domestic corporation organized and existing under the laws of the State of New York with its principal office located at 173 Cadman Drive in the Town of Amherst, County of Erie and State of New York, intends to construct homes on Wellington Road from the westerly line of Subdivision Lots Nos. 7 and 8, as shown on a map filed in the Erie County Clerk's Office under Cover No. 2069 on Ellsworth Drive and Lloyd Drive from its intersection with the southerly line of Joseph Street to the right-of-way of the New York State Electric and Gas Co., Inc., the total distance on said streets being approximately 740 feet, and intends to construct the foundation for the highways on said streets, in accordance with specifications of the Town Highway Department and Town Regulations, but have not placed the topping thereon because heavy trucks will be operating on said streets in connection with the construction of homes and it is the desire of the Town Highway that the topping not be placed on said streets until the weather permits and the construction of homes on said streets has been completed, and

WHEREAS, it has been estimated by the Town Highway Superintendent that the cost of placing topping on said streets would not exceed the sum of Ten Thousand Dollars (\$10,000.00) and

WHEREAS, Cayuga Courts, Inc. has agreed to place the topping on said highways and complete the same in accordance with specifications of the Town Highway Department and Town Regulations, be it

RESOLVED, that the Town of Cheektowaga enter into a contract with Cayuga Courts, Inc., which contract is to provide that the said Cayuga Courts, Inc. will place the topping on said streets and complete the highway in all respects in accordance with the specifications of the Town Highway Department and regulations of the Town of Cheektowaga, on or before November 1, 1960.

That the annexed contract is hereby approved and the Supervisor is authorized to execute the same for the Town of Cheektowaga, New York, and be it further

RESOLVED that the said Cayuga Courts, Inc. execute and deliver to the Town of Cheektowaga, a surety bond in the amount of Ten thousand dollars (\$10,000) as security for the faithful performance of the aforesaid contract; and be it further

RESOLVED that said contract contain a provision that in the event the said sum of Ten thousand Dollars (\$10,000) be insufficient to pay the cost of the completion of said highways, then the said Cayuga Courts, Inc. agrees to pay any sum required in excess of that amount.

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

Supervisor Holtz	Voting AYE
councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

AGREEMENT

This Agreement, made the 5th day of October, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, located in the County of Erie, party of the first part, and CAYUGA COURTS, INC., a domestic corporation organized and existing under the laws of the State of New York, with its principal office located at 173 Cadman Drive in the Town of Amherst, Erie County, New York, party of the second part,

Item No. 15-Cont'd.

WITNESSETH

WHEREAS, the party of the second part intends to construct homes on Wellington Road southerly from the southerly line of Subdivision Lots Nos. 7 and 8, as shown on a map filed in the Erie County Clerk's Office under Cover No. 2069 to a distance of 159.38 feet to the New York State Electric and Gas Co., Inc. right-of-way and on Ellsworth Drive from its intersection with the southerly line of Joseph Street southerly a distance of 289.63 feet to the right-of-way of the New York State Electric and Gas Co., Inc. and on Lloyd Drive from its intersection with the southerly line of Joseph Street southerly 291.15 feet to the right-of-way to the said New York State Electric and Gas Co., Inc. and intends to construct the foundation for the highways on said streets in accordance with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, and

WHEREAS, the party of the first part has requested the party of the second part not to place topping on said streets until all construction on said streets is completed and weather conditions permit such work,

NOW, THEREFORE, in consideration of the premises and other good and valuable considerations, it is hereby mutually agreed,

That the party of the second part hereby agrees to place topping on Wellington Road southerly from its intersection with the southerly line of Subdivision Lots Nos. 7 and 8, as shown on said map under Cover No. 2069 to the right-of-way of the New York State Electric and Gas Co., Inc. on Ellsworth Drive and Lloyd Drive, commencing at the southerly line of Joseph Street and extending southerly to the right-of-way of the said New York State Electric and Gas Co., Inc. and where necessary reconstruct the foundation of said highway and complete the entire highway so that the same shall conform in every respect with requirements of the Town Highway Department and regulations of the Town of Cheektowaga on or before November 1, 1960, and

That the party of the first part, upon the filing with the Town Board of an executed copy of this agreement and a Surety Company Bond in the sum of Ten thousand Dollars (\$10,000.00), does hereby accept said highways as Town highways, subject to the jurisdiction of the Town Highway Superintendent.

IT IS FURTHER AGREED that the party of the second part will deposit with the party of the first part a surety bond in the sum of Ten thousand (\$10,000.00) Dollars, said bond to provide that the party of the second part will in all respects comply with the terms and conditions of this agreement and the accompanying resolution of the Town Board on or before November 1, 1960, and in the event the party of the second part fails to live up to the terms of this agreement, then the party of the first part is authorized to complete said highway so that in every respect the same will comply with the minimum requirements of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highways, and in the event the said sum of Ten thousand Dollars (\$10,000.00) is insufficient to pay such cost then the party of the second part hereby agrees to pay any sum required in excess of that amount. It is, however, agreed that the maximum liability of the surety is limited to the sum of Ten thousand Dollars (\$10,000.00).

IN WITNESS WHEREOF, the parties hereto have caused their corporate seals to be hereunto affixed and these presents to be subscribed by their duly authorized officers the day and year first above written.

TOWN OF CHEEKTOWAGA

By /s/ Benedict T. Holtz  
Supervisor

CAYUGA COURTS, INC.

By /s/ C. Irving Smith  
Secretary

Item No. 15-Cont'd.

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

On this 5th day of October, 1959, before me personally came BENEDICT T. HOLTZ to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of the Town of Cheektowaga, the corporation described in and which executed the above Instrument; that he knows the seal of said corporation; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Town Board of said corporation, and that he signed his name thereto by like order.

/s/ Benedict T. Holtz

STATE OF NEW YORK )  
 COUNTY OF ERIE ) SS:

On this 5th day of October, 1959, before me personally came C. IRVING SMITH to me known, who being by me duly sworn, did depose and say that he resides in the Town of Amherst, New York; that he is the Secretary of Cayuga Courts, Inc., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

/s/ Thomas E. Delahunt

33  
13

Item No. 16 The following resolution was moved by Councilman Bystrak and seconded by Councilman Kornecki:

That the following claims be approved as presented:

General Fund	Nos. 1036	to	1070	inclusive
Highway Fund	427		451	
Special Districts	471		479	
Part Town Fund	3104		3107	

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 17 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Petitions Committee on October 3, 1959, after the same have been approved by the Building Inspector.

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 18 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn.

SEAL

*Kenneth T. Hanley*  
 KENNETH T. HANLEY  
 Town Clerk

MEETING NO. 27

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

- |          |                     |            |
|----------|---------------------|------------|
| PRESENT: | Benedict T. Holtz   | Supervisor |
|          | Felix T. Wroblewski | Councilman |
|          | Joseph Kornecki     | Councilman |
|          | Alancin M. Fath     | Councilman |
|          | Daniel E. Weber     | Councilman |
|          | Joseph M. Tojanoski | Councilman |
|          | Stanley R. Bystrak  | Councilman |

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Town Engineer Kamm, and Chief of Police Mersmann.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Town Attorney application of Bero Construction Corporation to excavate earth on French Road, approximately 20 acres. 33  
42

Item No. 4 Referred to the Supervisor the request of residents at No. 75, 71, 65, and 61 Nokomis Parkway, to have ditches cleaned in front of their dwellings, and also the ditch to the approach of Nokomis Parkway. 32  
42

Item No. 5 Ordered received and filed report of the State Comptroller denying the U-Crest Fire District No. 4 to include the Westinghouse Manufacturing Company in its Fire District. 32

Item No. 6 Referred to the Town Attorney communication and resolution relating to the Comptroller's denial of the petition of the U-Crest Fire District No. 4 to include the Westinghouse Manufacturing Company in its Fire District. 32  
33

Item No. 7 Ordered received and filed communication from Gordon M. Kraus and Roger F. Jenny, relating to flooded conditions on Nokomis Parkway.  
The Chairman advised the residents that the Surveyors are now transcribing their notes on the survey that was made, and that he will notify them of the result. 30

Item No. 8 Referred to the Highway Superintendent petition presented by Mr. Stanley A. Dynowski, Jr., demanding that the Cayuga Masonry Corporation fulfill and execute its promise and commitment to install and pave streets on: Dennis Lane, Joanne Lane, and Vern Lane. 17

Item No. 9 Councilman Kornecki presented the following resolution and moved its adoption:  
WHEREAS, the Highway Superintendent has recommended the acceptance by the Town of Cathedral Lane in its entirety. One thousand five feet of Zoerb Avenue starting at Nagle Drive and running westerly 1,005 lineal feet, 972 feet of Georing Avenue starting at Nagle Drive and running westerly 972 lineal feet, 962 feet of Temple Road starting on Homeworth Road and running easterly 962 lineal feet, Homeworth Road starting at Diane Road and running northerly 196 feet to Temple Road, in accordance with recommendation of the Highway Superintendent attached hereto. 17

Item No. 9-Cont'd.

NOW, THEREFOR,

BE IT RESOLVED, that the Town accept the above highways as recommended.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

12

Item No. 10 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, Change Order No. 1 has been submitted, pursuant to the contract for the construction of Scajaquada Channel improvement, Section B, as follows:

Change Order No. 1

In the amount of \$2,604.00 to furnish and install 12-inch thick run-of-crusher stone base on McNaughton Street and on Lorraine Lane and Central Avenue, where the channel improvement structures cross these street pavements.

and

WHEREAS, the same has been approved by Nussbaumer, Clarke and Velzy, the Town Engineer, and the Town Attorney.

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to approve the Change Order as submitted.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

6

Item No. 11 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, Change Order No. 1 has been submitted, pursuant to the contract for the construction of Storm Sewers in Storm Sewer District No. 6, as follows:

Change Order No. 1

In the amount of \$3,908.85, to be deducted from the total concrete amount for the deletion of Items A-13 and A-14 and the additional work of digging a diversion ditch and lowering of the water sprinkler pipe line serving F.N. Burt Company property.

and

WHEREAS, the same has been approved by Nussbaumer, Clarke and Velzy, the Town Engineer, and the Town Attorney.

Item No. 11-Cont'd.

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to approve the Change Order as submitted.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer and the Highway Superintendent and the Town Attorney of the Town of Cheektowaga have recommended that easements be acquired to provide for drainage in the St. Mary's Road area in accordance with easements attached hereto.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized and directed to execute the attached easements on behalf of the Town of Cheektowaga, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to record the attached easements when they have been executed properly in the Erie County Clerk's Office.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

AGREEMENT

This Agreement made this 19th day of October, 1959, by and between MARRANO CONSTRUCTION CO., INC., a domestic corporation with its principal office at 3320 Genesee Street, Cheektowaga, New York, party of the first part and the TOWN OF CHEEKTOWAGA, a municipal corporation, located in the County of Erie and State of New York, party of the second part.

WITNESSETH:

WHEREAS, the party of the first part is the owner of real property located in the Town of Cheektowaga, New York, and

WHEREAS, the party of the second part desires to construct a drainage system across a certain portion of the premises of the party of the first part and it is necessary for the party of the second part to maintain said drainage system and to enter upon portions of the property of the party of the first part in order to do so.

IT IS HEREBY,

Item No. 12-Cont'd.

AGREED, that the party of the first part does hereby grant to the party of the second part a perpetual easement to run with the land solely for drainage purposes, over the following described property:

Lot no. 18, Township 11, Range 7 -- Sublot 22, Cover 1260. Beginning at a point in the westerly line of sublot 22 distant 29 feet north of the southwest corner thereof; running thence northerly along said westerly line of lot 22 a distance of 6 feet; thence easterly on a line parallel with the southerly line of said lot 22 a distance of 11 feet; thence southerly parallel with the west line of said lot 22 a distance of 6 feet; thence westerly on a line parallel with the south line of said lot 22 a distance of 11 feet to the point of beginning.

and, it is further

AGREED, that the party of the second part may enter upon the said easement above described with men and machinery, for the purpose of constructing, maintaining, repairing, and replacing the drainage construction to be located within the easement here and before described, it is further

UNDERSTOOD AND AGREED, that if the party of the second part is obligated to enter upon the property within the easement herein before described for any of the purposes for which the easement is granted, it will restore the property to the same condition as it was before entering upon the said premises. The party of the first part, however, agrees not to construct or place upon any of the property located within the easement any additional permanent buildings or structures and if they do so, then if the new buildings or structures have to be removed or in any way interfered with, in maintaining, repairing or replacing the drainage, any resulting damage to the new buildings or structures shall be borne entirely by the party of the first part.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

MARRANO CONSTRUCTION CO., INC.

By: /s/ Pasquale A. Marrano

TOWN OF CHEEKTOWAGA, N. Y.

By: /s/ Benedict T. Holtz

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss.

On this 6th day of November, 1959, before me personally came Pasquale A. Marrano, to me known, who, being by me duly sworn, did depose and say that he is the President of MARRANO CONSTRUCTION CO., INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed thereto to said instrument is such corporate seal; that it was so affixed thereto by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County, New York

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss.

On this 12th day of November, 1959, before me personally came BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County, New York

Item No. 12-Cont'd.

AGREEMENT

This Agreement made this 19th day Of October, 1959, by and between LOUIS M. DEL PRINCE, Cheektowaga, New York, party of the first part and the TOWN OF CHEEKTOWAGA, a municipal corporation, located in the County of Erie and State of New York, party of the second part.

WITNESSETH:

WHEREAS, the party of the first part is the owner of real property located in the Town of Cheektowaga, New York, and

WHEREAS, the party of the second part desires to construct a drainage system across a certain portion of the premises of the party of the first part and it is necessary for the party of the second part to maintain said drainage system and to enter upon portions of the property of the party of the first part in order to do so.

IT IS HEREBY,

AGREED, that the party of the first part does hereby grant to the party of the second part a perpetual easement to run with the land solely for drainage purposes, over the following described property:

Lot No. 18, Township 11, Range 7 -- Sublot 7. Cover 1260  
The easterly 2 feet of Sublot 7 commencing 29 feet from the southerly line of said lot 7, and extending to the north line of said lot 7. and it is further

AGREED, that the party of the second part may enter upon the said easement above described with men and machinery, for the purpose of constructing, maintaining, repairing, and replacing the drainage construction to be located within the easement here and before described, it is further

UNDERSTOOD AND AGREED, that if the party of the second part is obligated to enter upon the property within the easement herein before described for any of the purposes for which the easement is granted, it will restore the property to the same condition as it was before entering upon the said premises. The party of the first part, however, agrees not to construct or place upon any of the property located within the easement any additional permanent buildings or structures and if they do so, then if the new buildings or structures have to be removed or in any way interfered with, in maintaining, repairing or replacing, the drainage, any resulting damage to the new buildings or structures shall be borne entirely by the party of the first part.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

LOUIS M. DEL PRINCE

By: /s/ Louis Del Prince

TOWN OF CHEEKTOWAGA, NEW YORK

By: /s/ Benedict T. Holtz

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss.

On this 12th day of November, 1959, before me the subscriber, personally appeared Louis M. Del Prince, to me personally known and known to me to be the same person described in and who executed the within Instrument and he duly acknowledged to me that he executed the same.

/s/ Edward B. Jerczewski  
Notary Public, Erie County, New York

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss.

On this 12th day of November, 1959, before me personally came BENEDICT T. HOLTZ, to me known, who being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County, New York

AGREEMENT

This Agreement made this 19th day of October, 1959, by and between CHARLES E. ROTH, who resides at 3485 Genesee Street, Cheektowaga, New York, party of the first part and the TOWN OF CHEEKTOWAGA, a municipal corporation, located in the County of Erie and State of New York, party of the second part.

WITNESSETH:

WHEREAS, the party of the first part is the owner of real property located in the Town of Cheektowaga, New York, and

WHEREAS, the party of the second part desires to construct a drainage system across a certain portion of the premises of the party of the first part and it is necessary for the party of the second part to maintain said drainage system and to enter upon portions of the property of the party of the first part in order to do so.

IT IS HEREBY,

AGREED, that the party of the first part does hereby grant to the party of the second part a perpetual easement to run with the land solely for drainage purposes, over the following described property:

Lot No. 18, Township 11, Range 7 -- Sublots 8 and 9, Cover 1260. That portion of lots 8 and 9 consisting of a 6 foot wide strip of land parallel with the south lines of lots 8 and 9, from the east line of lot 9 to the west line of lot 8, the south line of which strip is 29.0 feet north of said south lines of lots 8 and 9.

Also the westerly four feet of subplot 8 commencing 29.0 feet from the southerly line of said lot 8 and extending to the north line of said lot 8.

and, it is further

AGREED, that the party of the second part may enter upon the said easement above described with men and machinery, for the purpose of constructing, maintaining, repairing, and replacing the drainage construction to be located within the easement here and before described, it is further

UNDERSTOOD AND AGREED, that if the party of the second part is obligated to enter upon the property within the easement herein before described for any of the purposes for which the easement is granted, it will restore the property to the same condition as it was before entering upon the said premises. The party of the first part, however, agrees not to construct or place upon any of the property located within the easement any additional permanent buildings or structures and if they do so, then if the new buildings or structures have to be removed or in any way interfered with, in maintaining, repairing, or replacing the drainage, any resulting damage to the new buildings or structures shall be borne entirely by the party of the first part.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

CHARLES E. ROTH  
By: /s/ Charles E. Roth

TOWN OF CHEEKTOWAGA, NEW YORK  
By: /s/ Benedict T. Holtz

Item No. 12-Cont'd.

STATE OF NEW YORK ) ss.  
COUNTY OF ERIE )

On this 12th day of November, 1959, before me, the subscriber, personally appeared CHARLES E. ROTH, to me personally known and known to me to be the same person described in and who executed the within Instrument, and he duly acknowledged to me that he executed the same.

/s/ Edward B. Jerczewski  
Notary Public, Erie County, New York

STATE OF NEW YORK ) ss.  
COUNTY OF ERIE )

On this 12th day of November, 1959, before me personally came BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County, New York

26  
28

Item No. 13

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to make repairs to the following street lighting standards situate in the Town of Cheektowaga:

- |                             |                             |
|-----------------------------|-----------------------------|
| 1. 96 Preston Road          | 2. 281 South Roucroft Blvd. |
| 3. 2549 Genesee Street      | 4. 850 Cleveland Drive      |
| 5. 116 Alpine Road          | 6. 47 Marne Road            |
| 7. 294 South Roycroft Blvd. | 8. 10 Carol Drive           |
| 9. 9 Normandy Drive         | 10. 3 Parkview Terrace      |
| 11. 427 Huxley Drive        |                             |

and be it further

RESOLVED, that the Town Attorney be requested to contact George K. Gleason, who is responsible for the damages to street lighting standard No. to secure restitution for replacement.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 14 This being the time and the place advertised for a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 7 of the Town of Cheektowaga, and an estimate of the cost thereof.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, Councilman Wroblewski moved, seconded by Councilman Fath, that the said improvement be approved and that the matter be referred to the Town Attorney for proper resolution to adopt same.

Item No. 15 This being the time and the place advertised for a public hearing for the improvement of both sides of Dellwood Place, commencing at Genesee Street, and extending northerly to Glenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition, Councilman Kornecki moved, seconded by Councilman Fath, that the Special District be created and that the matter be referred to the Town Attorney for a resolution calling for the establishment of said Special District.

Item No. 16 This being the time and the place advertised for the receiving of sealed proposals for the purchase of four (4) Police Servi-Cars, for use in the Police Department.

The Town Clerk advised the Town Attorney that the Notice to Bidders reads 2:30 p.m., which is an error, and the same Notice should read 7:30 P.M.,

The Town Clerk also advised the Board and the Town Attorney that no bids were received and upon advice of the Town Attorney, all proceedings were considered null and void.

Item No. 17 This being the time and the place advertised for the receiving of sealed proposals for furnishing all material and equipment, together with all labor to construct Town Sidewalks in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J.Kamm, Town Engineer, and approved by the Town Board.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Councilman Fath moved, seconded by Councilman Weber, that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids opened and read:

Built-Rite Concrete.....	\$107,896.00
M.C. Morgan.....	111,200.00
Castricone Concrete.....	117,976.00
Lawrence Patti, Inc.....	118,496.00
Don Federowicz.....	122,580.00
Frank Torrelli.....	126,716.00

Moved by Councilman Trojanoski, seconded by Councilman Weber, that the bids be referred to the Town Engineer for analysis and tabulation.

Item No. 18 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of Walden Fire District No. 2 for installation of the following fire hydrants be granted;

- 1-At the southeast corner of Tillotson and McParlin Avenues in front of Sub Lot 45;
- 2-At the northeast corner of Tillotson and Frieda Avenues in front of Sublot 39;
- 3-On Paradise Court in front of Sublot 50.

Further Resolved that the Town Clerk be authorized and directed to send a copy of this resolution to the Erie County Water Authority.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 19 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga intends to acquire subplot 489 on Rosewood Terrace for the widening of Scajaquada Creek, and

WHEREAS, Stephen Kulinowski, 95 Electric Avenue, West Seneca, New York, the owner of the premises, has agreed to sell the same to the Town of Cheektowaga for the sum of \$2,255.64 which represents his investments in the premises.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney be directed to acquire the premises known as subplot 489 on Rosewood Terrace on behalf of the Town of Cheektowaga, and be it further

RESOLVED, that the Supervisor be, and he hereby is authorized to make payment in the amount of \$2,255.64 to Stephen Kulinowski for a deed to subplot , Cheektowaga, New York.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 20 Moved by Councilman Fath, seconded by Councilman Kornecki, that the following named persons be named as Supervisors for the Town Halloween Parades, and that they be reimbursed \$20.00 for their services prior to and on Halloween Night:

CLEVELAND HILL SECTION

Ray Meger	L. Morlock
Carl Oddo	Edward Jurewicz
Ben Blaszkowiak	

TIORUNDA SECTION

Jack Kirisits	Joseph Suminski
Wilfred Selbert	Leonard Kosobucki
Robert Koinshaw	

PINE HILL & BEVERLY HILLS SECTION

Theodore Schwend	Betty Weigand
Walter Birtch	Mary Ann Laugan
Thomas Sullivan	

BELLEVUE SECTION

William Martin	Anna Gabrysiak
Pat Kerns	

WILLIAM - CLINTON SECTION

Edward Piatkiewicz	Walter Wroblewski
John Janus	Albert Ziolkowski
John Wasielewski	Bernard Kilinaski
Edward Slisz	Frank Imiola

U-CREST SECTION

Connie Tachok	Pat Schaefer
Edith Kreuzer	John Hanzlian
Norman Bauer	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 21 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, Joanne M. Gomolski, Cheektowaga, New York, has been employed by the Town of Cheektowaga as Stenographer, and

WHEREAS, the said Joanne M. Gomolski has been certified to the Town by the County of Erie Personnel Officer for permanent appointment, be it

RESOLVED, that Joanne M. Gomolski be and she hereby is appointed on a permanent basis as Stenographer at a salary of \$3,400.00 per annum, effective immediately.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

31

Item No. 22 Moved by Councilman Wroblewski, seconded by Councilman Weber, that the request of Lorraine Kozak, Secretary to the Building & Plumbing Inspector, for a one year leave of absence beginning November 16, 1959, be granted, and that her request for two weeks vacation beginning November 2, 1959 to November 13, 1959, be granted.

ayes; -7-

NOES: -0-

ABSENT: -0-

31

Item No. 23 Councilman Kornecki presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED OCTOBER 19, 1959, AUTHORIZING THE ISSUANCE OF \$31,300 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CHEROKEE DRIVE.

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$31,300, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with resolution adopted by the Town Board of said Town on August 27, 1959.

Item No. 23-Cont'd.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$31,300, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEFEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED OCTOBER 19, 1959, AUTHORIZING THE ISSUANCE OF \$31,300 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----

Item No. 23-Cont'd.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Thirty-One Thousand Three Hundred Dollars (\$31,300), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Thirty-One Thousand Three Hundred Dollars (\$31,300) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated October 19, 1959, Authorizing the Issuance of \$31,300 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Cherokee Drive."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with resolution adopted by the Town Board of said Town on August 27, 1959.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver such Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

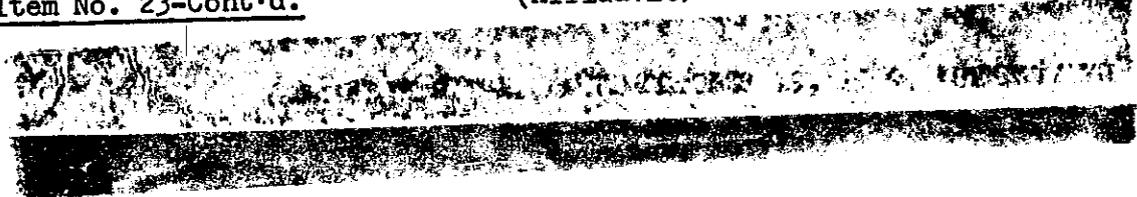
NOES: -0-

ABSENT: -0-

Hereto attached is Affidavit and Publication.

Item No. 23-Cont'd.

(Affidavit)



STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**LEGAL NOTICE**  
...  
said Serial Bonds, and (d) all of  
such cost is to be paid by assess-  
ments upon benefited real proper-  
ties of the several lots and parcels of

0-22  
Cheektowaga, New York

Town Clerk  
KENNETH J. HANLEY  
Constitution of New York

Violation of the provisions of the  
such obligations were authorized in  
of publication of this notice; or  
within twenty days after the date  
ing such validity is commenced  
action, suit or proceeding contest-  
stantially complied with, and an  
ction of this notice were not sub-  
plied with as of the date of publi-  
law which should have been com-  
pend money or if the provisions of  
ty of Erie, is not authorized to ex-  
Town of Cheektowaga, in the Coun-  
object or purpose for which the  
obligations were authorized for an  
be hereafter contested only if such  
ized by such bond resolution may  
validity of the obligations author-

ported that it was a huge success.  
out the schools in Depew and re-  
tants conducted a fire drill through-  
Chief Vitus Fiestl and his assis-  
the Hooks. Welcome to the ranks.  
Domino as an alternate Warden for  
All the unexpired term of Art  
Edmund (Smoky) Ruplec will  
Dick?  
the family. Heard this thru the  
grapevine. Why not let us know

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for

..... week, the first insertion being on the  
22nd day of October, 1959 and  
the last insertion being on the ..... day of

....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

OCT 29 1959

..... 19.....  
*Kenneth J. Hanley*  
Notary Public in and for Erie County

hn 1086

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

**LEGAL NOTICE**  
**BOND RESOLUTION, DATED**  
**OCTOBER 19, 1959, AUTHORIZ-**  
**ING THE ISSUANCE OF \$31,300**  
**SERIAL BONDS OF THE TOWN**  
**OF CHEEKTOWAGA, IN THE**  
**COUNTY OF ERIE, PURSUANT**  
**TO THE LOCAL FINANCE LAW,**  
**TO FINANCE CONSTRUCTION**  
**OF CURBS ON CHEROKEE**  
**DRIVE.**

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York, NOW,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$31,300, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with resolution adopted by the Town Board of said Town on August 27, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$31,300, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 22nd day of October, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

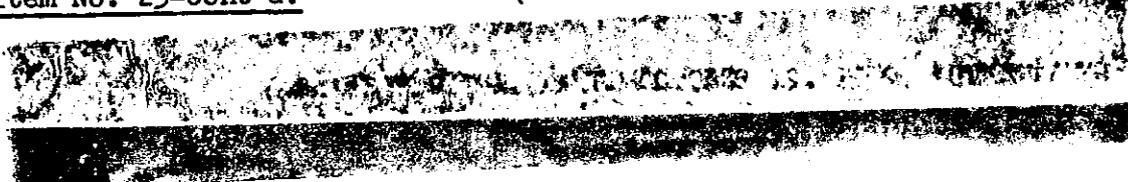
*Richard G. Bennett*

day of

1959

19.....

Public in and for Erie County



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

**LEGAL NOTICE**  
**BOND RESOLUTION PASSED**

... funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 19th day of October, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk  
of the Town of  
Cheektowaga, New York

c-22

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 22nd day of October, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

..... day of  
1959  
19.....  
*K Hanley*  
Public in and for Erie County

Item No. 24 Councilman Kornecki presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED OCTOBER 19, 1959, AUTHORIZING THE ISSUANCE OF \$21,900 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CALDERWOOD DRIVE AND HUNTING ROAD.

-----

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Calderwood Drive extending southerly from Treehaven Road for its entire length to Burke Drive, a distance of approximately 760 feet, and Hunting Road extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$21,900, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Calderwood Drive extending southerly from Treehaven Road for its entire length to Burke Drive, a distance of approximately 760 feet, and Hunting Road extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, in accordance with the resolution adopted by the Town Board of said Town on August 27, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$21,900, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Item No. 24-Cont'd.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED OCTOBER 19, 1959, AUTHORIZING THE ISSUANCE OF \$21,900 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Twenty-One Thousand Nine Hundred Dollars (\$21,900), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Twenty-One Thousand Nine Hundred Dollars (\$21,900) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated October 19, 1959, Authorizing the Issuance of \$21,900 Serial Bonds of the Town of Cheektowaga, in Erie County, New York, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Calderwood Drive and Hunting Road."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Calderwood Drive extending southerly from Treehaven Road for its entire length to Burke Drive, a distance of approximately 760 feet, and Hunting Road extending southwesterly from Treehaven Road for its entire length to Calderwood Drive, a distance of approximately 550 feet, in accordance with resolution adopted by the Town Board of said Town on August 27, 1959.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Item No. 24-Cont'd.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

12  
13

Hereto attached is affidavit of Publication.

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 22nd day of October, 1959, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

**LEGAL NOTICE**  
 cost of said purpose, and (2) the Town Board plans to finance the cost of said purpose entirely from ...  
 I minute, 12 seconds ...  
 School: Pupils: 840. Evacuated in ...  
 Transit Junior & Senior High ...  
 drill are as follows ...  
 their own work. The results of the ...  
 commanded for ...  
 turning an Elizabethan collar and long sleeves. The skirt of Chanilly lace and pleated tulle fell gracefully into a court train. Her fingertip veil of French imported illusion was held by a crown of seed pearls. She carried white ornations centered with white orchids.  
 The honor attendant, Mrs. Eleanor Jaterka favored a royal blue taffeta, with matching crown and flowers. The Misses Patricia and Wild, Donna Lischerul and Audrey Brackett were bridesmaids.

Sworn to before me this ..... day of

OCT 20 1959

*Henry J. Hanley*  
Notary Public in and for Erie County



Item No. 24-Cont'd.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

NOES: -0- ABSENT: -0-

cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9: This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 19th day of October, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or if such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk  
of the Town of  
Cheektowaga, New York

attached is affidavit of Publication.

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for

..... week, the first insertion being on the 22nd day of October, 1959, and

the last insertion being on the ..... day of ....., 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

..... day of .....

..... 19.....

*K. Hanley*  
.....  
public in and for Erie County

12  
13

Item No. 25 Councilman Kornecki presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED OCTOBER 19, 1959, AUTHORIZING THE ISSUANCE OF \$47,500 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF PAVEMENT ON LEMOINE AVENUE.

-----  
WHEREAS, this Town Board has undertaken the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$47,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, in accordance with resolution adopted by the Town Board of said Town on September 8, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$47,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said permanent pavement is to be of more durable construction than sand and gravel, water bound macadam or penetration process and that said purpose is an object or purpose described in Subdivision 20(a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Item No. 25-Cont'd.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED OCTOBER 19, 1959, AUTHORIZING THE ISSUANCE OF \$47,500 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

-----  
BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Forty-Seven Thousand Five Hundred Dollars (\$47,500), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Forty-Seven Thousand Five Hundred Dollars (\$47,500) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated October 19, 1959, Authorizing the Issuance of \$47,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Pavement on Lemoine Avenue."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet in accordance with resolution adopted by the Town Board of said Town on September 8, 1959.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Item No. 25-Cont'd.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is affidavit of publication.

STATE OF NEW YORK } ss.  
COUNTY OF ERIE }

**LEGAL NOTICE**

**BOND RESOLUTION, DATED OCTOBER 19, 1959, AUTHORIZING THE ISSUANCE OF \$47,500 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF PAVEMENT ON LEMOINE AVENUE.**

WHEREAS, this Town Board has undertaken the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$47,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, in accordance with resolution adopted by the Town Board of said Town on September 8, 1959.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$47,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said permanent pavement is to be of more durable construction than sand and gravel, water bound macadem or penetration process and that said purpose is an object or purpose described in Subdivision 20(a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 22nd day of October, 1959 and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

\_\_\_\_\_ day of \_\_\_\_\_ 1959  
\_\_\_\_\_ 19\_\_\_\_  
*J. Hanley*  
Public in and for Erie County

said Serial Bonds, and (d) all or such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said permanent pavement is to be of more durable construction than sand and gravel, water bound macadem or penetration process and that said purpose is an object or purpose described in Subdivision 20(a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 19th day of October, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk  
of the Town of  
Cheektowaga, New York

o-22

5. This resolution shall take effect immediately by Councilman Wroblewski and duly put to a vote,

- Supervisor Holtz Voting AYE
- Councilman Wroblewski Voting AYE
- Councilman Bystrak Voting AYE
- Councilman Fath Voting AYE
- Councilman Weber Voting AYE
- Councilman Trojanoski Voting AYE
- Councilman Kornecki Voting AYE

RES: -0- ABSENT: -0-

Attached is affidavit of publication.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy,

was inserted and published therein once a week for

..... week, the first insertion being on the 22nd day of October, 1959 and

the last insertion being on the ..... day of ....., 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this ..... day of

OCT 29 1959

*Kenneth T. Hanley*  
Notary Public in and for Erie County

hn 1086

Item No. 26 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Buffalo Depew Boulevard from Dick Road west 1331.76 feet to the property line of the Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, by the construction of curbs, together with the installation of necessary underground drains; and said highway is now paved for its entire length; and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said portion of said public highway to be improved as aforesaid, and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along both sides of said portion of said highway to be improved; and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded; and

WHEREAS, at a meeting of said Town Board duly called and held on the 5th day of October, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Seventeen Thousand Four Hundred Eighty-Four Dollars and Nine Cents (\$17,484.09), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order duly certified by the Town Clerk was duly published and posted as required by law, and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place the said Town Board did duly consider the said petition and hear all persons interested;

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Buffalo Depew Boulevard from Dick Road west 1331.76 feet to the property line of the Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, by the construction of curbs, together with the installation of necessary underground drains; and it is further

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for this Town, shall survey said Buffalo Depew Boulevard and establish the lines and grades thereof, and shall file such survey and profile in the Town Clerk's Office, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velzy shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work; and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 27 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Glen Estates Corporation has entered into an agreement with the Town of Cheektowaga wherein the said Glen Estates Corporation has agreed to construct the following described highways:

ZOERB AVENUE, from the east line of Cover of Maps 293, easterly to Nagel Drive, a distance of 965.40 feet;

GOERING AVENUE, from the east line of Cover of Maps 293, easterly to Nagel Drive, a distance of 961.30 feet;

NAGEL DRIVE, from the south line extended of Sublot 64, northerly to the north line of Sublot 10 extended,

all as shown on Cover of Maps No. 2122, said Cover of Maps being filed in the Erie County Clerk's Office, and

WHEREAS, Glen Estates Corporation has agreed to construct the said highways and complete the same so that said highways will conform in every respect to the specifications of the Town Highway Department, subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately Two Thousand Four Hundred Ninety-Two and Forty-Five Hundredths (2,492.45) feet, and has agreed to install curbing for the entire distance, and has filed as security for the faithful performance of said agreement a surety bond in the sum of Thirty Thousand Dollars (\$30,000.00) conditioned that it will comply in all respects with the aforementioned agreement, NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York and Glen Estates Corp. on behalf of the Town of Cheektowaga, New York, and be it further

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highways, and that the Town Clerk be and he hereby is authorized to record the same.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

AGREEMENT  
- - - - -

THIS AGREEMENT, made the 19th day of October, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part, and GLEN ESTATES CORP., a corporation organized under the laws of the State of New York, with its office and principal place of business at 1368 Sycamore Street, Buffalo, New York, party of the second part.

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on Zoerb Avenue, from the east line of Cover of Maps 293, easterly to Nagel Drive, a distance of 965.40 feet; on Goering Avenue, from the east line of Cover of Maps 293, easterly to Nagel Drive, a distance of 961.30 feet; and on Nagel Drive, from the south line extended of Sublot 64, northerly to the north line of Sublot 10 extended, all as shown on Cover of Maps No. 2122, filed in the Erie County Clerk's Office, and

Item No. 27-Cont'd.

WHEREAS, the party of the second part has agreed to construct the entire highways and has also constructed in said highways sanitary sewers, and will enter into a contract with the Erie County Water Authority for the construction of water lines in said highways, and will pay the Erie County Water Authority the cost thereof, and has further agreed to construct curbing for the entire distance of said highways, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as town highways, Zoerb Avenue, from the east line of Cover of Maps 293, easterly to Nagel Drive, a distance of 965.40 feet; Goering Avenue, from the east line of Cover of Maps 293, easterly to Nagel Drive, a distance of 961.30 feet; and Nagel Drive, from the south line extended of Sublot 64, northerly to the north line of Sublot 10 extended, all as shown on Cover of Maps No. 2122 filed in the Erie County Clerk's Office, and has agreed to enter into a contract with the Town of Cheektowaga to construct said highways under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, NOW, THEREFORE,

IT IS HEREBY AGREED, that the party of the second part agrees to construct highways to be known as Zoerb Avenue, Goering Avenue and Nagel Drive, as above described, on or before the 14th day of October, 1960. It further agrees to construct said highways and complete the same under the supervision of the Town Highway Superintendent so that said highways will conform in every respect to the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and it is further

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part a Surety Bond executed by a Bonding Company authorized to do business in the State of New York, in the sum of \$30,000.00, said Bond to provide that the party of the second part will in all respects conform to the terms and conditions of this Agreement and the accompanying resolution of the Town Board on or before the 19th day of October, 1959, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the party of the second part fails to live up to the terms of this Agreement, the party of the first part is authorized to complete said highways so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highways shall be paid by the party of the second part and its surety; in the event the said sum of \$30,000.00 is insufficient to pay such cost, then the party of the second part hereby agrees to pay the sum required in excess of that amount, and it is further

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highways by the Town Highway Superintendent; it is, however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of Thirty Thousand Dollars (\$30,000.00).

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highways as Town Highways, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

By /s/ Benedict T. Holtz  
Supervisor

GLEN ESTATES CORP.  
By /s/ Sigmund A. Kidawski  
President

Item No. 27-Cont'd.

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss

On this 12th day of November, 1959, before me personally appeared BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in and which executed the within Instrument; that he knows the seal of said Town; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss

On this 16th day of October, 1959, before me personally came SIGMUND A. KIDAWSKI, to me personally known, who, being by me duly sworn, did depose and say that he resides in Cheektowaga, New York; that he is the President of GLEN ESTATES CORP., the corporation described in, and which executed the within Instrument; that he knows the seal of said corporation; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

/s/ Kenneth W. Kitzinger  
Notary Public

Item No. 28 Supervisor Holtz stated that a Notice has been published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the Town of Cheektowaga, calling for a public hearing on the Annual Estimates of Revenue and Expenditures for the year 1960, by the various departments of the Town of Cheektowaga and declared that the hearing was now open to any person or persons favoring or objecting to the said Estimates of Expenditures.

The Town Clerk then presented proof of publication and posting of a Notice of Hearing, and followed by reading the proposed budget by the various departments in the Town of Cheektowaga.

The Chairman then asked if there were any objections to the Estimates and Expenditures as read.

Benjamin Hoey of No. \_\_\_\_\_ was granted the floor and asked if the Town was getting the best possible rate on its insurance policies.

The Chairman related that the rates are the same as the Port Authority.

Mr. Hoey requested permission to bid on the Town compensation insurance.

The Chairman ordered the hearing closed and decision was reserved until October 22, 1959, at 6:30 P.M.

Item No. 29 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 1072	to 1143	inclusive
Highway Fund	452	476	
Special Districts	480	501	
Part Town Fund	3108	3120	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 30 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on October 10, 1959 and October 17, 1959, after the same have been approved by the Building Inspector.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 31 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn to October 22, 1959, at 6:30 P.M., E.D.S.T.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 28

CHEEKTOWAGA, NEW YORK  
October 22, 1959

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 22nd day of October, 1959, at 6:30 o'clock P.M., E.D.S.T., there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Daniel E. Weber	Councilman
---------	-----------------	------------

Also present were: Town Clerk Hanley, and Town Attorney Delahunt.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Moved by Councilman Bystrak, seconded by Councilman Fath, that the item Pay Roll Clerk in the Supervisor's Budget be reduced from \$4,500.00 to \$4,000.00.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 4

FINAL BUDGET FOR THE YEAR 1960  
TOWN OF CHEEKTOWAGA

I, the undersigned, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that at a meeting of the Town Board of the Town of Cheektowaga, New York, held October 22, 1959, resolutions were adopted directing the Supervisor to make application to the Erie County Board of Supervisors to have levied and spread against taxable property liable therefor the following amounts for the purposes stated, said sums when collected to be paid to said Supervisor.

SUMMARY

General Town Government - Amount to be spread against taxable property in entire Town		\$ 666,738.97
Part Town Fund - Amount to be spread against taxable property outside village only		11,411.03
Highway		
Item No. 1 - Primary Fund	\$263,039.95	263,039.95
Items 2, 3 and 4	218,418.80	218,418.80
	<u>TOTAL HIGHWAY</u>	<u>\$481,458.75</u>
General Lighting District		151,286.15
Water Hydrant Districts		82,788.67
Water Supply Districts		12,698.77
Fire Protection Districts		11,514.09
Sewer Districts		426,848.20
Storm Sewer Districts		26,476.00
Lateral Sanitary Sewer Districts		24,390.53
Sidewalk District		80.44
Curbing Districts		15,807.24
Paving Districts		25,273.76
Street Lighting Improvement Districts		17,192.75
Consolidated Garbage District		346,441.07
Fire Districts		246,056.36
Omitted Tax		<u>440.72</u>
	<u>TOTAL TO BE LEVIED</u>	<u>\$2,546,903.50</u>

Item No. 4-Cont'd.

And, I do hereby further certify that the following is a true and complete copy of that portion of the Minutes of the Town Board at said meeting of October 22, 1959, relating to the final adoption of the Budget for the year 1960.

"On motion of Councilman Wroblewski, seconded by Councilman Trojanoski, the following resolution was adopted and carried.

Whereas, Benedict T. Holtz, Supervisor, and persons in charge of the various departments of the Town Government have submitted estimates of revenues and expenditures for the year 1960; and whereas the Town Board has adopted certain estimates as its preliminary budgets; and whereas public hearings have been duly held in relation to such preliminary budgets as provided by law, NOW, THEREFORE, BE IT RESOLVED that the following estimates of revenues and expenditures be adopted as the 1960 Budget for the Town of Cheektowaga and the respective districts therein."

TOWN OF CHEEKTOWAGA  
DETAIL OF ESTIMATED EXPENDITURES  
Year 1960

<u>GENERAL FUND</u>	<u>ESTIMATED AMOUNTS</u>	
	<u>DETAIL</u>	<u>TOTAL</u>
<u>OFFICE OF TOWN CLERK</u>		
Salary of Town Clerk	\$ 7,000.00	
Salary of 1st Deputy Town Clerk	4,000.00	
Salary of 2nd Deputy Town Clerk	3,700.00	
Salary of Telephone Operator	3,600.00	
Salary of Senior Stenographer	3,400.00	
Postage, stationery, etc.	3,000.00	
Electric Fan	65.00	
	\$ 24,765.00	
<u>OFFICE OF RECEIVER OF TAXES</u>		
Salary of Receiver of Taxes	\$ 7,200.00	
Salary of Senior Account Clerk	4,000.00	
Salary of Accounting Machine Operator	3,400.00	
Compensation of extra clerks	5,400.00	
Office expenses	400.00	
Service contracts	500.00	
Office equipment:		
2 SP-500 Stenographer's chairs	\$123.00	
1 Burroughs Adding Machine less trade-in	259.70	382.70
	\$ 21,282.70	
Expenses relating to County tax rolls:		
Postage	\$750.00	
Supplies	300.00	1,050.00
Expenses relating to School tax rolls:		
Postage	\$750.00	
Supplies	850.00	1,600.00
	23,932.70	
<u>BOARD OF ASSESSORS</u>		
Salary of Assessors:		
Chairman	\$ 5,800.00	
2 Assessors @ \$5,100.00	10,200.00	
Salary of Addressograph Operator	3,800.00	
Salary of Addressograph Operator - Part time	2,500.00	
Salary of Stenographer	3,500.00	
Salary of Senior Clerk - Special assessments	3,950.00	
Salary of Draftsman and Microfilming - Payable to Engineering Department	3,000.00	
Extra clerks - Special assessments	3,000.00	
Traveling expense	700.00	
Office and other expense	2,000.00	
Equipment	500.00	
	38,950.00	

## Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<u>GENERAL FUND - (Cont'd.)</u>		
<u>JUSTICES OF THE PEACE</u>		
Salary of Justices - 2 @ \$5,000.00	\$ 10,000.00	
Dockets, postage, legal forms, etc.	1,100.00	
Stenographic services	300.00	
Equipment	300.00	\$ 11,700.00
<u>POLICE DEPARTMENT</u>		
Town Police Force salaries	\$313,050.00	
Telephone operators' salaries	20,800.00	
Mechanic's salary	5,200.00	
Other salaries	5,800.00	
Gasoline and Oil	12,000.00	
Maintenance - Cars and cycles	11,500.00	
Printing and stationery	1,000.00	
Materials and supplies	1,000.00	
Equipment	18,000.00	
Medical examinations	500.00	
Fees in criminal proceedings	100.00	
Special traffic guards	75.00	
Special investigations	200.00	
Maintenance - Radio station	900.00	
Traveling expense	500.00	
Services of matron	1,600.00	
Meals to prisoners	500.00	\$ 392,725.00
<u>RECREATION DEPARTMENT</u>		
Salary of Director	\$ 4,400.00	
Salary of Secretary to Board	1,200.00	
Extra labor	11,600.00	
Playground supervisors	9,000.00	
Equipment operators	10,000.00	
Wading pool operation	2,200.00	
Supplies	5,500.00	
Umpires and referees	4,000.00	
Equipment	4,500.00	
Maintenance of parks	8,000.00	
Real estate taxes	6,000.00	
Traveling expense	700.00	
Developing Dingen Street Park	5,000.00	
	\$ 72,100.00	
Less: Estimated State Aid	4,200.00	67,900.00
<u>ENGINEERING DEPARTMENT</u>		
Salary of Senior Engineer	\$ 9,600.00	
Salary of Senior Engineering Aide	5,900.00	
Junior Engineering Aides	10,000.00	
Draftsman	5,000.00	
Stenographic services	3,400.00	
Supplies	1,500.00	
Equipment (Microfilm Reader)	150.00	
Microfilming	650.00	
Rodman	4,400.00	
Rodman (summer only)	3,000.00	
New station wagon	2,100.00	
	\$ 45,700.00	
Less: Charge to Assessors for services of Draftsman and Microfilming	3,000.00	42,700.00
<u>INCINERATION PLANT</u>		
Salary of Superintendent (foreman)	\$ 5,500.00	
Salary of Assistant Foreman	5,400.00	
Wages of operators, Crane Man, Maintenance	38,400.00	
Supplies	5,000.00	
Electricity, gas and water	1,000.00	
Repairs	2,500.00	57,800.00

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

GENERAL FUND - (Cont'd.)	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<u>TOWN HISTORIAN</u>		
Maps, records, supplies, etc.	\$ 1,000.00	
Partial reprinting of Historical Atlas	850.00	
Office equipment	-0-	\$ 1,850.00
<u>TOWN BOARD</u>		
Salaries of Councilmen (6)	\$ 24,000.00	
Salary of Town Attorney	9,600.00	
Senior Stenographer	3,400.00	
Printing briefs, cost of litigation and expense of Town Attorney	2,100.00	
Office and other expense	1,500.00	
Printing and publishing reports	200.00	
Dues to Association of Towns	250.00	41,050.00
<u>CONTINGENT FUND</u>		
Extraordinary legal actions, expense in legislative matters and other special and professional services		20,000.00
<u>ADVERTISING AND PUBLISHING NOTICES</u>		8,500.00
<u>SUPERVISOR</u>		
Salary of Supervisor	\$ 8,200.00	
Salary of Secretary to Supervisor	4,800.00	
Bookkeeper	3,000.00	
Payroll clerk	4,000.00	
Clerk - Part time	2,500.00	
Office and other expense	3,000.00	
Equipment	-0-	25,500.00
<u>ELECTIONS</u>		
Compensation of election inspectors	\$ 22,800.00	
New voting machine	-0-	
Rent of polling places	3,350.00	
Moving booths, upkeep, etc.	2,800.00	
Storage of voting machines	1,800.00	
Ballot boxes	100.00	30,850.00
<u>TOWN HOUSE</u>		
Electricity, gas and water	\$ 9,000.00	
Telephone	8,000.00	
Supplies	3,000.00	
Repairs	2,500.00	
Cleaning wages	3,000.00	
Window cleaning	1,500.00	
Equipment	3,000.00	
Other wages (Mailmen, etc.)	1,200.00	31,200.00
<u>TRAFFIC REGULATION EXPENSE</u>		
School crossing guards	\$ 45,747.00	
Equipment for crossing guards	500.00	
Traffic signal lights	5,000.00	
Street marking and paint	12,000.00	
Traffic signs	6,000.00	69,247.00
<u>DOG WARDENS</u>		
Salaries (2)	\$ 7,400.00	
Other expense	200.00	7,600.00
<u>MISCELLANEOUS REPAIRS AND MINOR IMPROVEMENTS</u>		
Sidewalk repairs	\$ 7,500.00	
Other repairs and minor improvements	1,000.00	
New sidewalks on Town Property	3,500.00	12,000.00
<u>FEDERAL SOCIAL SECURITY CONTRIBUTION</u>		
Employer's portion		27,000.00

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

GENERAL FUND - Cont'd.)	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<u>INSURANCE AND SURETY BOND</u>		\$ 60,000.00
<u>CONTRIBUTION TO NEW YORK STATE RETIREMENT SYSTEM</u>		
For police program	\$107,315.87	
For other employees		
For supplemental pensions other than State retired employees - Estimated	1,000.00	108,315.87
<u>FOR PAYMENT OF 1/2 OF BLUE CROSS PREMIUM</u>		9,575.60
<u>DEPARTMENT OF PUBLIC WORKS</u>		
Miscellaneous Functions:		
General foreman	\$ 5,000.00	
Principal clerk	4,800.00	
Maintenance men (2)	9,600.00	
Supplies	200.00	19,600.00
<u>SHADE TREE FUND</u>		15,000.00
<u>INTEREST ON TEMPORARY LOANS</u>		500.00
<u>REIMBURSEMENT OF ERIE COUNTY TREASURER</u>		
Current chargebacks for erroneous taxes		1,374.77
<u>VETERANS OBSERVANCES</u>		1,500.00
<u>MISCELLANEOUS</u>		
Including expense in connection with paying bonds, coupons, fire wardens, etc.		2,500.00
<u>PROVISION FOR CIVIL DEFENSE AID</u>		1,500.00
<u>TOWN DEVELOPMENT AND EXPANSION PROGRAM</u> (Balance carried over from 1959)		-0-
<u>TOWN SHARE OF DICK ROAD CROSSING RELOCATION COST</u>		10,000.00
<u>PAYMENT OF CAPITAL NOTES AND INTEREST</u>		
Drainage	\$ 14,935.00	
Playground	4,509.60	
Social Security	15,015.00	
Bookkeeping machine	1,890.00	
Scajaquada Creek	21,100.00	57,449.60
<u>GENERAL TOWN BONDED DEBT</u>		
Principal due in 1960	\$ 43,000.00	
Interest due in 1960	16,154.50	59,154.50
<b>TOTAL ESTIMATED GENERAL FUND EXPENDITURES</b>		<b>\$ 1,281,740.04</b>
<b>LESS: ESTIMATED REVENUE AND REDISTRIBUTED CHARGES</b>		
<u>Revenue other than taxes levied:</u>		
Fees of Town Officers	\$ 4,000.00	
Mortgage tax	10,000.00	
Dog tax	7,000.00	
Licenses, permits, etc.	4,000.00	
Fines	12,000.00	
Payments by Niagara Frontier Port Authority-		
Part of airport contract	3,000.00	
Part of police service	28,892.68	
Per capita assistance for the support of local government	264,450.15	

Item No. 4-Cont'd.	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
TOTAL ESTIMATED GENERAL FUND EXPENDITURES		\$1,281,740.04
LESS: ESTIMATED REVENUE AND REDISTRIBUTED CHARGES		
<u>Revenue other than taxes levied (Cont'd.):</u>		
Sale of maps, etc., by Town Clerk	\$ 3,000.00	
Interest on deposits	5,000.00	
Services to school districts	2,000.00	
Miscellaneous receipts	1,000.00	
Estimated Payments in lieu of Taxes		
From Capital Airlines	2,300.00	
From American Airlines	8,350.00	
<u>Redistributed charges:</u>		
See Schedule attached for details	170,008.24	
	<u>\$525,001.07</u>	
Estimated surplus at December 31, 1959	90,000.00	
TOTAL ESTIMATED REVENUE AND REDISTRIBUTED CHARGES		<u>615,001.07</u>
AVAILABLE FOR GENERAL TOWN PURPOSES IN 1960		
NET ESTIMATED EXPENSE FOR GENERAL TOWN GOVERNMENT		\$ 666,738.97

SCHEDULE SHOWING DETAILS OF REDISTRIBUTED CHARGES

Redistributed Charges

Chargebacks by Erie County Treasurer -		
Payable by:		
Highway Fund	\$ 189.91	
General Lighting District	86.15	
Consolidated Garbage District	208.49	
Sewer District	319.78	
Curbing District (Walton)	7.12	
Paving District (Mapleview)	131.76	
Water Hydrant Districts	51.67	
Portion of New York State Retirement		
Contribution due from:		
Highway Fund	15,517.87	
Consolidated Garbage District	8,327.71	
Sewer District No. 3	3,455.57	
Sewer District No. 5	8,960.88	
Part Town Fund	1,845.43	
Portion of Social Security Contribution		
due from:		
Highway Fund	3,904.20	
Consolidated Garbage District	2,905.20	
Sewer District No. 3	869.40	
Sewer District No. 5	2,254.50	
Part Town Fund	464.40	
Portion of Compensation Insurance -		
Payable by:		
Consolidated Garbage District	5,150.00	
Part Town Fund	100.00	
Highway Fund	4,525.00	
Portion of Hospitalization Premium -		
Payable by:		
Consolidated Garbage District	1,360.80	
Highway Fund	1,512.00	
Part Town Fund	151.20	
Sewer District No. 3	322.56	
Sewer District No. 5	836.64	
Other payments due from Consolidated		
Garbage District for:		
Incineration	95,000.00	
Services of Foreman	2,300.00	
Services of Clerk	2,250.00	
Other payments due from Sewer Districts for:		
Sewer District No. 3 - Town Attorney	500.00	
Sewer District No. 5 - Town Attorney	1,000.00	
Sewer District No. 3 - Engineer	1,500.00	
Sewer District No. 5 - Engineer	4,000.00	
TOTAL DISTRIBUTED CHARGES	<u>\$170,008.24</u>	

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

	<u>ESTIMATED AMOUNTS</u>	
	<u>DETAIL</u>	<u>TOTAL</u>
<u>PART TOWN FUND</u>		
<u>BUILDING AND PLUMBING DEPARTMENT</u>		
Salary of Building and Plumbing Inspector	\$ 5,800.00	
Salary of Assistant	5,000.00	
Stenographic services	3,600.00	
Office and other expenses	1,500.00	
	<u>\$ 15,900.00</u>	
<u>ZONING BOARD OF APPEALS</u>		
Fees for Board Members and other expense		2,000.00
<u>AIR POLLUTION</u>		
Fees for Board members		1,000.00
Salary of Deputy Director		2,500.00
Miscellaneous		1,500.00
Secretarial Fees		500.00
Legal, injunction and scientific		5,000.00
		<u>\$ 10,500.00</u>
<u>TOWN HEALTH FUND</u>		
Salary of Health Officer		5,600.00
Expenses of Health Officer		1,700.00
Registrar of Vital Statistics		150.00
		<u>\$ 7,450.00</u>
<u>OTHER PART TOWN EXPENSE</u>		
Compensation insurance		100.00
N.Y. State Retirement		1,845.43
Social Security		464.40
Hospitalization		151.20
		<u>\$ 2,561.03</u>
TOTAL ESTIMATED PART TOWN EXPENDS. FOR 1960		<u>\$ 38,411.03</u>
Less: Estimated Surplus 12-31-59	\$ 9,000.00	
Estimated Revenue from Licenses, Permits, etc.	<u>18,000.00</u>	<u>27,000.00</u>
BALANCE TO BE SPREAD AGAINST PROPERTY OUTSIDE VILLAGES		\$ 11,411.03

HIGHWAY DEPARTMENT

ITEM NO. 1 - PRIMARY FUND

Labor	\$100,400.00
Road oil	34,389.35
Stone, gravel and cement	40,794.91
Gasoline, oil and grease	6,500.00
Ready-mix	14,861.25
Plant mix paving machine	51,620.77
Culvert and sluice pipe	4,000.00
Hire of machinery	1,050.00
Erie County chargebacks	106.18
Payments to General Fund:	
For N.Y. State Retirement	6,750.27
For Federal Social Security	1,698.33
For Compensation Insurance	2,900.00
For Town share - Blue Cross Premiums	968.89
	<u>\$266,039.95</u>
Less: Estimated State Aid	3,000.00
NET ESTIMATED REQUIREMENT FOR ITEM #1	<u>\$263,039.95</u>

ITEM NO. 2 - BRIDGE FUND

Bridge work	\$ 3,000.00
ESTIMATED REQUIREMENT FOR ITEM #2	<u>\$ 3,000.00</u>

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

	<u>ESTIMATED AMOUNTS</u>	
	<u>DETAIL</u>	<u>TOTAL</u>
<b>HIGHWAY DEPARTMENT</b>		
<u>ITEM NO. 3 - MACHINERY FUND</u>		
Mechanic and extra labor	\$ 10,000.00	
Tires, tubes and repairs	10,000.00	
Bond principal and interest	-0-	
Capital notes and interest	99,004.58	
Down payment on machinery	2,000.00	
Erie County chargebacks	88.91	
Payments to General Fund:		
For N.Y. State Retirement	912.45	
For Federal Social Security	229.57	
For Compensation Insurance	250.00	
For Town share - Blue Cross Premiums	82.55	
ESTIMATED REQUIREMENT FOR ITEM NO. 3	<u>\$122,568.06</u>	
<u>ITEM NO. 4 - MISCELLANEOUS FUND</u>		
Salary - Superintendent of Highways	8,000.00	
Salary - Principal Clerk	5,400.00	
Salary - Extra clerk	3,000.00	
Snow removal	14,400.00	
Miscellaneous labor	25,000.00	
Cleaning ditches	10,000.00	
Repairs to curbs and sidewalks	10,000.00	
Snow fence - setting and removing	1,000.00	
Gasoline and oil	3,000.00	
Purchase of signs, paint and repair	2,000.00	
Salt and sand	3,000.00	
Weed cutting	800.00	
Transportation expense	400.00	
Office supplies	100.00	
Erie County chargebacks	83.73	
Payments to General Fund:		
For N.Y. State Retirement	7,855.15	
For Federal Social Security	1,976.30	
For Town share - Blue Cross premium	460.56	
For Compensation Insurance	1,375.00	
	<u>\$ 97,850.74</u>	
Less: Estimated revenue from County	5,000.00	
NET ESTIMATED REQUIREMENT FOR ITEM NO. 4	<u>\$ 92,850.74</u>	
TOTAL FOR ALL HIGHWAY FUNDS		\$ 481,458.75
<u>SPECIAL DISTRICTS</u>		
<u>WATER HYDRANT DISTRICTS</u>		
District No. 1 - Doyle	\$ 13,587.32	
District No. 2 - Walden	6,083.50	
District No. 3 - Forks	4,559.74	
District No. 4 - U-Crest	22,801.58	
District No. 5 - Pine Hill	7,470.75	
District No. 6 - Cleveland Hill	23,418.28	
District No. 7 - French Road	2,035.50	
District No. 8 - Hyland-Urban	1,150.50	
District No.10 - Bellevue	1,681.50	
AMOUNT TO BE ASSESSED		\$ 82,788.67
<u>GENERAL LIGHTING DISTRICT</u>		
Estimated cost of service	\$158,500.00	
Repairs to standards purchased, etc.	5,000.00	
Erie County chargebacks	86.15	
	<u>\$163,586.15</u>	
Less: Amount due from Village of Sloan \$ 300.00		
Estimated surplus at 12-31-59	12,000.00	12,300.00
AMOUNT TO BE ASSESSED		\$ 151,286.15

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

	<u>ESTIMATED AMOUNTS</u>	
	<u>DETAIL</u>	<u>TOTAL</u>
<u>SPECIAL DISTRICTS</u>		
<u>WATER SUPPLY DISTRICTS</u>		
<u>DISTRICT NO. 9</u>		
Borden Road:		
Bond principal and interest due in 1960	\$ 3,536.00	
Less: Estimated surplus at 12-31-59	-0-	
	<u>\$ 3,536.00</u>	
Como Park Extension:		
Bond principal and interest due in 1960	\$ 2,475.00	
Less: Estimated surplus at 12-31-59	-0-	
	<u>\$ 2,475.00</u>	
Strasmer Road Extension:		
Bond principal and interest due in 1960	\$ 1,237.50	
Less: Estimated surplus at 12-31-59	-0-	
	<u>\$ 1,237.50</u>	
Transit Road Extension:		
Bond principal and interest due in 1960	\$ 4,304.00	
Less: Estimated surplus at 12-31-59	1,504.73	
	<u>\$ 2,799.27</u>	
<u>DISTRICT NO. 10</u>		
Bond principal and interest due in 1960	\$ 2,651.00	
Less: Estimated surplus at 12-31-59	-0-	
	<u>\$ 2,651.00</u>	
TOTAL TO BE ASSESSED FOR THE FIVE DISTRICTS		\$ 12,698.77
<u>FIRE PROTECTION DISTRICTS</u>		
District No. 1 - Bowmansville		
Estimated payment to outside district for protection	\$ 1,093.59	
District No. 2 - Tiorunda		
Payment to Cleveland Hill Fire District		
For protection service	\$ 4,500.00	
For hydrant rental	2,920.50	7,420.50
District No. 3 - South Line		
For protection service		3,000.00
TOTAL TO BE ASSESSED FOR THE THREE DISTRICTS		11,514.09
<u>SEWER DISTRICTS</u>		
<u>District No. 1</u>		
Rent to City of Buffalo	\$ 585.87	
	<u>\$ 585.87</u>	
<u>District No. 2</u>		
Rent and maintenance payable to District No. 5	\$ 7,500.00	
To be raised by assessment	<u>\$ 7,500.00</u>	
<u>District No. 3</u>		
Bond principal and interest due in 1960	\$ 23,325.00	
Operation of Disposal Plant	43,030.00	
Real estate taxes - 1960	6,400.00	
Maintenance of sewers	9,000.00	
Payable to General Fund for N.Y.State Retirement	3,455.57	
Payable to General Fund for Social Security	869.40	
Payable to General Fund for portion of Blue Cross premium	322.56	
Services of Superintendent	1,900.00	
Services of Engineer	1,500.00	
Services of Town Attorney	500.00	
Erie County chargebacks	270.82	
TOTAL EXPENSE FOR 1960	<u>\$ 90,573.35</u>	
Less: Rentals -		
William Street tie-in	\$ 450.00	
Franklin Street tie-in	1,600.00	
New York Central Railroad	800.00	
TOTAL RENTALS	<u>\$2,850.00</u>	
Payable from District's Reserve Fund	5,000.00	7,850.00
To be raised by assessment		<u>\$ 82,723.35</u>

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

SPECIAL DISTRICTS	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<u>SEWER DISTRICTS</u>		
<u>District No. 4</u>		
Rent and maintenance payable to District No. 5	\$ 8,000.00	
Operation of pump station	1,000.00	
Erie County chargebacks	31.56	
TOTAL EXPENSE FOR 1960	\$ 9,031.56	
Less: Amount payable from District's Reserve Fund	-0-	
To be raised by assessment	\$ 9,031.56	
<u>District No. 5</u>		
Bond principal and interest due in 1960	\$119,477.00	
Operation of Disposal Plant	134,710.00	
Maintenance of Sewers	30,000.00	
Payable to General Fund for N.Y. State Retirement	8,960.88	
Payable to Gen. Fund for Federal Social Security	2,254.50	
Payable to General Fund for portion of Blue Cross premium	836.64	
Services of Superintendent	3,300.00	
Services of Engineer	4,000.00	
Services of Town Attorney	1,000.00	
Erie County chargebacks	17.40	
TOTAL EXPENSES FOR 1960	\$304,556.42	
Less: Revenue from charges to:		
Police Barracks on Thruway	\$ 300.00	
Thruway Maintenance Buildings	700.00	
Josephine Asmondus	75.00	
Port Authority - Rent	12,000.00	
Sewer District No. 2 - Rent and maintenance	7,500.00	
Sewer District No. 4 - Rent and maintenance	8,000.00	
Sewer District No. 6 - Rent and maintenance	21,700.00	
Sewer District No. 7 - Rent and maintenance	21,000.00	
Maintenance from -		
Storm Sewer District No.1	1,000.00	
Storm Sewer District No.2	1,000.00	
Storm Sewer District No.3	1,500.00	
Storm Sewer District No.4	1,000.00	
Storm Sewer District No.5	1,000.00	
TOTAL REVENUE	\$76,775.00	
Payable from Sewer District's Reserve Fund	5,000.00	81,775.00
To be raised by assessment		\$222,781.42
<u>District No. 5 - Walden Extension</u>		
Bond principal and interest due in 1960	\$ 5,171.00	
Erie County chargebacks	-0-	
To be raised by assessment	\$ 5,171.00	
<u>District No. 5 - Peinkofer Extension</u>		
Bond principal and interest due in 1960	\$ 1,525.00	
To be raised by assessment	\$ 1,525.00	
<u>District No. 6</u>		
Bond principal and interest due in 1960	\$ 2,084.00	
Rent payable to District No. 5	20,500.00	
Maintenance payable to District No. 5	1,200.00	
To be raised by assessment	\$ 23,784.00	
<u>District No. 7</u>		
Bond principal and interest due in 1960	\$ 53,746.00	
Sewer rent and maintenance for 1960 payable to Sewer District No. 5	21,000.00	
TOTAL EXPENSE FOR 1960	\$ 74,746.00	
Payable from District Reserve Fund	1,000.00	
	\$ 73,746.00	
TOTAL FOR ALL NINE SEWER DISTRICTS		\$ 426,848.20

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<u>SPECIAL DISTRICTS - (Cont'd.)</u>		
<u>STORM SEWER DISTRICTS</u>		
<u>District No. 1</u>		
Maintenance payable to Sewer District No. 5	\$ 1,000.00	
Estimated deficit December 31, 1959	1,000.00	
	<u>\$ 2,000.00</u>	
<u>District No. 2</u>		
Maintenance payable to Sewer District No. 5	\$ 1,000.00	
Less: Amount payable from District's Reserve Fund	-0-	
To be raised by assessment	<u>\$ 1,000.00</u>	
<u>District No. 3</u>		
Bond principal and interest due in 1960	\$ 6,396.00	
Maintenance payable to Sewer District No. 5	1,500.00	
	<u>\$ 7,896.00</u>	
Less: Amount payable from District's Reserve Fund	-0-	
To be raised by assessment	<u>\$ 7,896.00</u>	
<u>District No. 4</u>		
Bond principal and interest due in 1960	\$ 8,375.00	
Maintenance payable to Sewer District No. 5	1,000.00	
	<u>\$ 9,375.00</u>	
Less: Amount payable from District's Reserve Fund	400.00	
To be raised by assessment	<u>\$ 8,975.00</u>	
<u>District No. 5</u>		
Bond principal and interest due in 1960	\$ 5,605.00	
Maintenance payable to Sewer District No. 5	1,000.00	
To be raised by assessment	<u>\$ 6,605.00</u>	
		\$ 26,476.00
<u>TOTAL FOR ALL FIVE STORM SEWER DISTRICTS</u>		
<u>LATERAL SANITARY SEWER DISTRICTS</u>		
Peter	\$ 238.39	
Genesee - From Midland N	450.95	
Raymond	2,027.50	
Grunner, Kennedy, etc.	8,148.33	
Genesee - Awood to Beechwood	837.44	
Yorktown	90.29	
Wallace	1,755.90	
Ludwig	977.84	
Oriole	255.38	
Yvonne, Crestview and Kuhn	4,037.00	
Union - from Redleaf S	1,143.51	
Buell - Genesee	1,580.00	
Smallwood	1,144.00	
Union - Goering	<u>1,704.00</u>	
To be raised by assessment		\$ 24,390.53
<u>SIDEWALK DISTRICTS</u>		
Woodridge	\$ 80.44	
To be raised by assessment		80.44
<u>CURBING DISTRICTS</u>		
Chesterfield	\$ 1,975.62	
Treehaven	3,270.00	
Walton	2,223.12	
Mansion	3,291.75	
Peoria	3,321.75	
Warsaw	<u>1,725.00</u>	
To be raised by assessment		15,807.24
<u>PAVING DISTRICTS</u>		
Aurora	\$ 303.58	
Abeles	2,495.11	
Lena	1,013.75	
Mapleview	728.32	
Yorktown	725.00	
Cedar, Tudor and Campbell	<u>20,008.00</u>	
To be raised by assessment		\$ 25,273.76

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<u>SPECIAL DISTRICTS - (Cont'd.)</u>		
<u>STREET LIGHTING IMPROVEMENT</u>		
<u>GROUP 23</u>		
Lucid	\$ 252.88	
Thruway	505.77	
Walton	410.93	
Beale	1,422.47	
Patton	316.10	
McNaughton	252.88	
To be raised by assessment	<u>\$ 3,161.03</u>	
<u>GROUP 24</u>		
Dennis	678.34	
Laura	606.94	
Lynncrest	499.83	
Yvonne	678.34	
Delmar	428.43	
Duchess	249.91	
Farmingdale	428.43	
To be raised by assessment	<u>\$ 3,570.22</u>	
<u>GROUP 25</u>		
Principal and interest due in 1960:		
Freda Avenue	\$ 480.76	
Heather Road	547.66	
Meaford Road	547.66	
Willowlawn Park	576.91	
Ellen Drive	1,259.51	
To be raised by assessment	<u>\$ 3,412.50</u>	
<u>GROUP 26</u>		
Principal and interest due in 1960:		
Colden Court	\$ 903.15	
Terry Lane	541.90	
Colderwood Drive	361.26	
McNaughton Drive	1,479.89	
Bigelow Road	340.37	
Seton Road	2,127.33	
Crestview Avenue	647.45	
Pine Park	647.65	
To be raised by assessment	<u>\$ 7,049.00</u>	
TOTAL TO BE ASSESSED FOR ALL FOUR GROUPS		\$ 17,192.75
<u>CONSOLIDATED GARBAGE DISTRICT</u>		
Incineration	\$ 95,000.00	
Sanitation helpers	110,542.56	
Sanitation drivers	47,703.40	
6 Extra men for vacation time	6,051.60	
Mechanic	5,500.00	
Repair parts, tires, gasoline, oil, etc.	34,000.00	
Disposal site	3,000.00	
Extra helpers	4,000.00	
Office expense	250.00	
Erie County chargebacks	208.49	
Bond principal and interest due in 1960	16,864.00	
Principal and interest payable on capital notes	4,837.31	
Payments to General Fund:		
For N.Y. State Retirement	8,327.71	
For Federal Social Security	2,095.20	
For services of General Foreman	2,300.00	
For services of Principal Clerk	2,250.00	
For compensation insurance	5,150.00	
For Town share - Blue Cross premium	1,360.80	
Miscellaneous	2,000.00	
	<u>\$351,441.07</u>	
Less: Estimated surplus at 12-31-59	5,000.00	
TOTAL TO BE ASSESSED		\$ 346,441.07

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

SPECIAL DISTRICTS - (Cont'd.)	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<b>FIRE DISTRICTS</b>		
District No. 1 - Doyle	\$ 55,950.58	
District No. 2 - Walden	32,190.00	
District No. 3 - Forks	39,780.12	
District No. 4 - U-Crest	37,114.16	
District No. 5 - Pine Hill	32,050.00	
District No. 6 - Cleveland Hill	46,240.00	
District No. 8 - Hyland-Urban	2,731.50	
TOTAL TO BE ASSESSED FOR THE SEVEN DISTRICTS		\$ 246,056.36

OMITTED 1959 ASSESSMENTS (to be levied for 1960)

## Book No. 1

Edward Kaufman - Genesee and Union - Rear Parcel

Fire District No. 4 \$ 5.53

Water Hydrant District No. 4 4.59 10.12

Charles Chodera - Woodbine - 20 acres

Fire District No. 4 \$ 7.07

Water Hydrant District No. 4 5.88 12.95

Victor Reinstein - Como Park Blvd. - south side  
1230' E. Union, 12.15 acres

Consolidated Garbage District 8.31

Mencio N. Gentik - Geo. Urban Blvd.

Fire District No. 4 5.52

Fred C. Alfano - Geo. Urban Blvd.

Fire District No. 4 2.88

Arthur Musarra - Geo. Urban Blvd.

Fire District No. 4 2.87

Peter Santin - Geo. Urban Blvd.

Fire District No. 4 5.53

## Book No. 3

M/C 917 - Block B - S/L - 30

Sewer District No. 3 1.32

M/C 901 - S/L 323

Fire District No. 1 \$13.46

Water Hydrant District No. 1 6.04

Consolidated Garbage District 20.77 40.27

## Book No. 6

M/C 1493 - 1530 - S/L 72

Fire District No. 6 \$ .49

Water Hydrant District No. 6 .34

Consolidated Garbage District 2.08 2.91

M/C 1239 - S/L 58

Paving District - Mapleview 54.00

M/C 1756 - 1636 - 1654 - 1677 - S/L - 120

Fire District No. 6 \$ 4.85

Water Hydrant District No. 6 3.36

Consolidated Garbage District 20.77 28.98

## Book No. 8

M/C 1243 - S/L 166/167/168 -

R.E. Brewer - 140 Broad St.

N.W. Cor. Smallwood

Lateral Sanitary Sewer District - Smallwood 102.06

M/C 1179 - S/L 34 - Floral

Fire District No. 4 \$ .22

Water Hydrant District No. 4 .18

Consolidated Garbage District .69 1.09

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES - (Cont'd.)

	ESTIMATED AMOUNTS	
	DETAIL	TOTAL
<u>OMITTED 1959 ASSESSMENTS (to be levied for 1960) - Cont'd.</u>		
Book No. 11		
M/C 1595 - S/L 56 - Unionvale		
Fire District No. 4	\$ 6.63	
Water Hydrant District No. 4	5.51	
Consolidated Garbage District	<u>20.77</u> \$	32.91
Book No. 12		
M/C 1681 - 1686 - S/L 45 - North 6th Ave.		
Consolidated Garbage District		14.62
Book No. 13		
M/C 1988 - S/L 21/22		
Consolidated Garbage District		2.42
M/C 1988 - S/L 21 - Dennis Lane		
Fire District No. 1		1.57
M/C 2007 - S/L 12		
Fire District No. 4	\$ .85	
Water Hydrant District No. 4	<u>.34</u>	1.19
M/C 2007 - S/L 13		
Fire District No. 4	\$ .85	
Water Hydrant District No. 4	<u>.34</u>	1.19
M/C 2007 - Wallace Avenue		
Consolidated Garbage District		1.38
S/L No. 21		6.93
22		6.93
23		6.93
24		6.93
25		1.38
26		1.38
27		1.38
28		1.38
29		6.94
30		6.94
31		1.38
32		1.38
33		6.94
34		1.38
35		1.38
36		1.38
37		1.38
38		1.38
39		1.38
40		1.38
41		1.38
42		1.38
43		6.94
44		1.38
45		1.38
46		1.38
47		1.38
48		6.93
49		6.93
50		6.93
51		6.93
52		1.38
53		1.38
54		<u>1.38</u>
TOTAL OMITTED TAXES TO BE LEVIED		\$ <u>440.72</u>
TOTAL NET BUDGET FOR ALL TOWN PURPOSES		<u>\$2,546,903.50</u>

Item No. 4-Cont'd.

DETAIL OF ESTIMATED EXPENDITURES (Cont'd.)

and

BE IT FURTHER RESOLVED, that the Supervisor be and he is hereby directed to make application to the Board of Supervisors of the County of Erie to have levied and spread against the taxable property liable therefor, the amounts hereinbefore stated and that such sums when collected be paid to the Supervisor of the Town of Cheektowaga as provided by law.

ADOPTED: AYES: -6-

NOES: -0-

ABSENT: -1-

/s/ Kenneth T. Hanley  
Town Clerk

Item No. 5  
to adjourn.

Moved by Councilman Wroblewski, seconded by Councilman Bystrak,

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 29

CHEEKTOWAGA, NEW YORK  
NOVEMBER 2, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 2nd day of November, 1959, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman
	Joseph Kornecki	Councilman
ABSENT:	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman

Also present were: Town Engineer Kamm, and Town Attorney Delahunt.

Due to the absence of Town Clerk Kenneth T. Hanley, Deputy Town Clerk Elizabeth Adams acted as Clerk for this meeting.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the following described property appeared on the 1959 Town Tax Rolls - New York State Realty and Terminal Corp., Farm Lots 74, 77, 78. Union Road to Transit Road, 32 acres.

NOW, THEREFORE,

BE IT RESOLVED, that there be added to the 1960 Sewer District #7 assessment roll; said portion being 23.66 acres and being included in the 1960 Town Tax Roll under the following description: Cornell Aeronautical Laboratories, Inc., Genesee Street south, 50 acres.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, there appeared the following trunk lateral footage property on the original tax roll for the year 1959:

Acreage

Victor Reinstein	Walden NE	9.63 ac.	1995.25 linear ft.
Victor Reinstein	Walden N	36.21 ac.	634.61 linear ft.

NOW, THEREFORE,

BE IT RESOLVED, that the 1960 Sewer District #7 trunk lateral be reallocated as follows:

Item No. 4-Cont'd.

EXTENSION OF ZOERB AVE.

Victor Reinstein Walden NE 9.63ac.  
 North Side 506.22 linear feet  
 South Side 506.22 linear feet

NORTH SIDE WALDEN AVE.

Victor Reinstein Walden N, 36.21 ac. 513.04 linear ft.

NORTH SIDE WALDEN AVE.

Between Loblaw and Kramer

Victor Reinstein Dick Road 35.35 ac. 405.58 linear ft.

NORTH SIDE WALDEN AVE.

Between Squirt and Dick Rd.

Victor Reinstein Dick Road 35.35 ac. 648.06 linear ft.

SOUTH SIDE WALDEN AVE.

Between Ross Heater and Dick Rd.

Victor Reinstein Dick Road 35.35 ac. 45.89 linear ft.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 5 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, certain easements have been acquired by the Town of Cheektowaga in the Sewer District #7, and

WHEREAS, Holloway and Company has recommended that the taxes be spread in Sewer District #7 as follows:

Sewer District No. 7  
Application of Exemptions for Easements to Tax Roll  
1960 Roll

	<u>ACRES</u>	<u>AREA SQ. FT.</u>	<u>VALUATION</u>
<u>Union Rd. W</u>			
Victor Reinstein	19.12	832,867	670,000
Taken for Easement	4.78	208,217	170,000
Balance	<u>14.34</u>	<u>624,650</u>	<u>500,000</u>
Victor Reinstein	3.62	157,687	100,000
Taken for Easement	.95	41,302	30,000
	<u>2.67</u>	<u>116,385</u>	<u>70,000</u>
Anna Reinstein Memorial Inc.	8.20	357,192	240,000
Taken for Pond and Easement	7.00	304,920	200,000
Balance - Land around Lake (exclusive of lake and easement)	<u>1.20</u>	<u>52,272</u>	<u>40,000</u>
Victor Reinstein - R. P.	16.94	737,906	540,000
Taken for Easement	.144	6,261	-0-
Balance	<u>16.796</u>	<u>731,645</u>	<u>540,000</u>
<u>Partially Exempt</u>			
Cheektowaga Central School Dist.#1	105.	4,573,800	10,500,000
Taken for Easement	10.9	474,983	1,100,000
Balance	<u>94.1</u>	<u>4,098,817</u>	<u>9,400,000</u>
<u>Duke Rd. N.</u>			
Victor Reinstein	.362	15,769	20,000
Taken for Easement	.362	15,769	20,000
Balance	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>

Item No. 5-Cont'd.

NOW, THEREFORE,

BE IT RESOLVED, that the taxes be spread accordingly.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

24  
12

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Bero Construction Corp. has applied for a permit to excavate earth located on the New York Central property commonly known as Gardenville Yards, and

WHEREAS, the Town Highway Superintendent and Town Engineer have recommended that the application be granted.

NOW, THEREFORE,

BE IT RESOLVED, that Bero Construction Corp. be permitted to excavate earth on property located approximately 1,500 feet north of French Road, about 2,000 feet east of Union Road, containing about 20 acres, for use in the building of embankments for the new relocated Union Road. It is

UNDERSTOOD that the hauling of said earth will be done entirely on the lands of the New York Central Railroads. It is further

UNDERSTOOD, that before the removal of earth begins, the top soil shall be stripped, stock-piled and saved for replacement at the completion of the excavation operation and that the excavated area will be left in a well graded condition which will drain to the north and east into an existing railroad ditch, and eventually into a culvert which extends under the railroad yard.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: +5-

NOES: -0-

ABSENT: -2-

15

Item No. 7 Councilman Wroblewski Presented the following resolution and moved its adoption:

WHEREAS, a petition was presented to the Town Board of the Town of Cheektowaga dated July 17, 1959 by all the abutting property owners on the streets listed therein, a copy of which is attached hereto, and made a part of this resolution, wherein, as requested that the Town of Cheektowaga abandon these streets, and

WHEREAS, the Superintendent of Highways of the Town of Cheektowaga has recommended that these streets be abandoned.

NOW, THEREFORE,

Item No. 7-Cont'd.

BE IT RESOLVED, that the Town of Cheektowaga does hereby abandon these streets:

1. Butternut Road between the south line of Powell Drive and a line 130 feet north of and parallel with the north line of Cloverdale Road as shown on a subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 2082, a total distance of 640 feet.

2. Butternut Road between a line 130 feet north of and parallel with the north line of Cloverdale Road and the north line of Meadowlawn Road as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 1070, a total distance of 450 feet.

3. Hazelnut Road between the south line of Powell Drive and a line 130 feet north of and parallel with the north line of Cloverdale Road as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 2082, a total distance of 640 feet.

4. Hazelnut Road between a line 130 feet north of and parallel with the north line of Cloverdale Road and the north line of Meadowlawn Road as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 1070, a total distance of 450 feet.

5. Eastfield Road between the south line of Lawridge Road and the north line of Meadowlawn Road, as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 1070, a total distance of 580 feet, more or less.

6. Cloverdale Road between a line 120 feet west of and parallel with the easterly line of Lot 4, Township 11, Range 7 of the Holland Land Company's Survey as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 1070, and the easterly line of said Lot 4, a total distance of 120 feet.

7. Lawridge Road between the easterly line of Hazelnut Road and the easterly line of Lot 4, Township 11, Range 7 of the Holland Land Company's Survey as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 1070, a total distance of 1,015.06 feet.

8. Stanislaus Avenue between the south line of Washington Avenue and the north line of Columbus Avenue as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 976, a total distance of 270 feet.

9. Mickiewicz Avenue between the south line of Washington Avenue and the north line of Columbus Avenue as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 976, a total distance of 270 feet.

10. Kosciuszko Avenue between the south line of Washington Avenue and the north line of Columbus Avenue as shown on a Subdivision Map filed in the Office of the Clerk of Erie County under Cover Number 976, a total distance of 270 feet.

11. Columbus Avenue from Hazelnut eastward to Road, a distance of 578 feet.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 8 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 7 of the Town of Cheektowaga, and has caused Nussbaumer, Clarke and Velzy, who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the costs thereof, and said map and plan and estimate are dated September 30, 1959, and have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, the additional facilities hereinbefore referred to consist of the construction of a 15-inch diameter main sanitary trunk sewer in Jamaica Lane, from an existing 15-inch diameter main sanitary trunk sewer on Zoerb Avenue to run northerly from Zoerb Avenue to the north side of Scajaquada Creek, a distance of about 1050 feet; also to construct a 12-inch diameter main sanitary trunk sewer on Zoerb Avenue from an existing 15-inch diameter main sanitary trunk sewer on Zoerb Avenue at Nagel Drive, and extending easterly on Zoerb Avenue a distance of about 2055 feet, together with necessary manholes, and the estimated expense of constructing such additional facilities is One Hundred Five Thousand Dollars (\$105,000), and

WHEREAS, the Town Board did, on the 5th day of October, 1959, duly adopt an order which provided that the Town Board should meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time, on that day to consider said map and plan and estimate, and the improvements therein described, and to hear all persons interested therein concerning the same, and to take such action on the part of said Town Board with relation to said improvements as may be authorized and required by law, and

whereas, a notice of said public hearing in the form prescribed by said resolution was published on the 8th day of October, 1959, in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga and circulating in said Sewer District No. 7, and copies of said notices were posted conspicuously in five public places within said District, on the 9th day of October, 1959, all as shown by affidavits submitted to the Town Board, and

WHEREAS, said Town Board has, at the time and place specified in said order, considered said map and plan and estimate, and the making of the improvements therein described, and has heard all persons interested who have desired to be heard concerning the same, and has considered all evidence submitted at said time and place which will enable said Town Board to make the determinations hereinafter made; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, as follows:

(1) It is hereby determined that (a) all the property and property owners within said Sewer District No. 7 will be benefited by the construction of said improvements; and (b) all the property and property owners benefited by the construction of said improvements are included in said Sewer District No. 7; and (c) it is in the public interest to authorize the construction of the improvements described in said map and plan as set forth in said map and plan.

(2) The improvements described in said map and plan shall be constructed in accordance with said map and plan, at a cost of not exceeding One Hundred Five Thousand Dollars (\$105,000).

(3) The Town Clerk is hereby directed to record a certified copy of this order in the office of the Clerk of the County of Erie, pursuant to and in accordance with Section 195 of the Town Law.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 9 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, after competitive bidding, ELMER J. KRAUS was low bidder to construct a water line on Messer Avenue, in accordance with plans and specifications therefor, having bid the sum of \$8,721.76, be it

RESOLVED, that the bid of ELMER J. KRAUS be and the same is hereby accepted, and the Supervisor is hereby authorized to enter into a contract with the said ELMER J. KRAUS for the construction of said water line in accordance with plans and specifications for the sum of \$8,721.76.

This resolution is adopted subject to the approval of this extension of Water District No. 9 on Messer Avenue by the New York State Water and Power Control Commission.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 10 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the 1st MEDIUM TANK BATTALION 127th ARMOR NYARNG, 27 Masten Avenue, Buffalo 4, New York, has requested the Town of Cheektowaga to grant permission for them to use a portion of the New York Central Railroad property adjacent to New York Central property in the Town of West Seneca, which Town Board has granted permission to use property in West Seneca for tank driving.

NOW, THEREFORE,

BE IT RESOLVED, that the Cheektowaga Town Board also grants permission for use by the 1st MEDIUM TANK BATTALION 127th ARMOR NYARNG, 27 Masten Avenue, Buffalo 4, New York, to use New York Central Railroad for tank driving purposes provided there be no responsibility or liability on the part of the Town of Cheektowaga to any persons whatsoever, and be it further

RESOLVED, that a certified copy of this resolution be submitted to 1st MEDIUM TANK BATTALION 127th ARMOR NYARNG, 27 Masten Avenue, Buffalo 4, New York.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

112  
43-1

Item No. 11 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Barbon Development Corporation has requested that certain streets be abandoned in accordance with petition attached hereto, and WHEREAS, the Cheektowaga Superintendent of Highways and the Town Engineer have recommended that the request be granted.

NOW, THEREFORE,

Item No. 11-Cont'd.

BE IT RESOLVED, that the following described highways be and they hereby are abandoned by the Town of Cheektowaga:

That portion of Columbus Avenue as is shown on Map Cover 976 which would extend from the westerly line of Map Cover 2082 and a resubdivision thereof known as Map Cover 2107 easterly a distance of approximately 2753.58 feet to the westerly line of Hazelnut Road as shown on Map Covers 2082 and 2107, and also that portion of Buell Avenue, a distance of approximately 305.25 feet as said Buell Avenue would be extended northerly from Columbus Avenue in Map Cover 976 to the northerly line of subdivision Lot No. 11 shown in Map Covers 2082 and 2107.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Lorraine I. Jasinski has been employed by the Town of Cheektowaga as a Stenographer, and

WHEREAS, the said Lorraine I. Jasinski has been certified by the County of Erie Personnel Officer to the Town of Cheektowaga for permanent appointment, be it

RESOLVED, that Lorraine I. Jasinski be and she is hereby appointed on a permanent basis as Stenographer at a salary of \$3,400.00 per annum, effective immediately.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 13 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were necessary at Herbert and Olcott Street in Sanitary Sewer District #4, and

WHEREAS, the Town Engineer requested Straco, Inc., to perform the necessary work and furnish the materials for the repairs, and

WHEREAS, the work was completed by Straco, Inc., in accordance with voucher attached hereto, at a cost of \$893.94.

NOW, THEREFORE,

BE IT RESOLVED, that the bill be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 14 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were necessary at 98 Laurentian Drive in Sanitary Sewer District #5, and

WHEREAS, the Town Engineer requested Straco, Inc. to perform the necessary work and furnish the materials for the repairs, and

WHEREAS, the work was completed by Straco, Inc. in accordance with voucher attached hereto, at a cost of \$531.44.

NOW, THEREFORE,

BE IT RESOLVED, that the bill be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 15 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Change Order No. 2 has been submitted pursuant to the contract for the construction of the Scajaquada Creek Channel Improvement, Section A, as follows:

Change Order No. 2

In the amount of \$2,710.00 to furnish and install 180 lineal feet of reinforced concrete gutter on north and south side of Rosewood Terrace Foot Bridge, including grading and paving at bridge with broken stone fill and bituminous paving.

In the amount of \$2,794.00 to furnish and install 122 lineal feet of reinforced concrete gutter on east and west side of David Street Foot Bridge, including 25 lineal feet of reinforced concrete flush gutter 6 feet wide and grading and paving at bridge with bituminous paving.

and

WHEREAS, the same has been approved by Nussbaumer, Clarke and Velzy, the Town Engineer, and the Town Attorney.

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to approve the Change Order as submitted.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

101

Item No. 16 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Highway Superintendent has advised the Town Board that he has inspected highways in the Town of Cheektowaga known as Temple Drive, running easterly from the intersection of Temple Drive and Homeworth Parkway, 980 feet to the east line of subplot 116A under Map Cover 2107, and also that part of Homeworth Parkway running from the south line of lot 187 to the north line of lot 101 under Map Cover 2082 being a distance of 268 feet, and finds that these highways meet with Town specifications and recommends that they be accepted as Town Highways by the Town of Cheektowaga, after which time they will be maintained by the Highway Department of the Town of Cheektowaga.

NOW, THEREFORE,

BE IT RESOLVED, that his recommendation be accepted as described above in accordance with the letter attached hereto submitted by the Highway Superintendent, and be it further

RESOLVED, that a certified copy of this resolution be submitted to the Buffalo Savings Bank, attention Mr. Charles LeFevre, Mortgage Application Department.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 17 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Theodore J. Fridey has entered into an agreement with the Town of Cheektowaga, New York, wherein the said Theodore J. Fridey has agreed to construct the following described highway:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 12, Township 11, Range 7 of the Holland Land Company's Survey, and further distinguished as follows:

COMMENCING at a point at the intersection of the easterly line of East Avenue and the southerly line of Harris Court (formerly Harris Avenue), which point is 792.29 feet westerly from the intersection of the southerly line of Harris Court and Dick Road; running thence westerly and then northerly in and along the said Harris Court as same is shown on a certain map filed in the Erie County Clerk's Office under Cover No. 2109 to a point on said highway at the northerly line of Subdivision Lot 7 as shown on said Map Cover 2109, a distance of 401.27 feet; and

WHEREAS, Theodore J. Fridey has agreed to construct the said highway and complete same so that said highway will conform in every respect with the specifications of the Town Highway Department, subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately four hundred one and twenty-seven one hundredths (401.27) feet, and has agreed to install curbing for the entire distance, and has filed as security for the faithful performance of said agreement a surety bond in the sum of Five Thousand Dollars (\$5,000.00), conditioned that it will comply, in all respects, with the aforementioned agreement.

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York, and Theodore J. Fridey on behalf of the Town of Cheektowaga, New York, and be it further

Item No. 17-Cont'd.

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highway and that the Town Clerk be and he hereby is authorized to record same.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

AGREEMENT

This Agreement made this 2nd day of November, 1959, by and between the Town of Cheektowaga, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part, and THEODORE J. FRIDEY, residing at , Buffalo 15, New York, party of the second part.

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on Harris Court, commencing at the intersection of the easterly line of East Avenue and the southerly line of Harris Court a distance of 792.29 feet westerly from the intersection of the said Harris Court and Dick Road and extending thence westerly and then northerly in and along said Harris Court as same is shown on a certain map filed in the Erie County Clerk's Office under Cover No. 2109 to a point on said highway at the northerly line of Subdivision Lot No. 7 as shown on said Map Cover 2109 a distance of 401.27 feet; and

whereas, the party of the second part has agreed to construct the entire highway and has also constructed in said highway, sanitary sewers and will enter into a contract with the Erie County Water Authority for the construction of water lines in said highway and will pay the Erie County Water Authority the cost thereof, and has further agreed to construct curbing for the entire distance of said highway, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as a town highway Harris Court, commencing at the intersection of the easterly line of East Avenue and the southerly line of Harris Court a distance of 172.29 feet westerly from the intersection of the said Harris Court and Dick Road and extending thence westerly and then northerly in and along said Harris Court as same is shown on a certain map filed in the Erie County Clerk's Office under Cover No. 2109 to a point on said highway at the northerly line of Subdivision Lot No. 7 a distance of approximately 401.27 feet as shown on said Map Cover 2109, and has agreed to enter into a contract with the Town of Cheektowaga to construct said highway under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York.

IT IS HEREBY,

AGREED, that the party of the second part agrees to construct a highway to be known as Harris Avenue, as above described, on or before June 1, 1960. He further agrees to construct said highway and complete the same under the supervision of the Town Highway Superintendent, so that said highway will conform in every respect with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York; it is further

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part, a Surety Bond, executed by a Bonding Company authorized to do business in the State of New York, in the sum of Five Thousand Dollars (\$5,000.00), said Bond is to provide that the party of the second part will in all respects conform with the terms and conditions of this Agreement and the accompanying resolution of the Town Board on or before June 1, 1960, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the party of the second part fails to live up to the terms of this Agreement, the party of the first part is

Item No. 17-Cont'd.

authorized to complete said highway so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highway, shall be paid by the party of the second part and its surety. In the event said sum of Five Thousand Dollars (\$5,000.00) is insufficient to pay such cost, then the party of the second part hereby agrees to pay the sum required in excess of that amount, it is further

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highway by the Town Highway Superintendent, it is however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of Five Thousand Dollars (\$5,000.00).

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highway as a town highway, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one (1) year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

By: /s/ Benedict T. Holtz  
Supervisor

/s/ Theodore J. Fridey

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss:

On this 12th day of November, 1959, before me personally appeared BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in and which executed the within Instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public, Erie County, N.Y.

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss:

On this 15th day of June, 1959, before me, the subscriber, personally appeared THEODORE J. FRIDEY, to me personally known to be the same person described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

/s/ Charles P. Maxwell  
Notary Public, Erie County, N.Y.  
My Com. Exp. 3/31/60

Item No. 18 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 1145	to	1195	inclusive
Highway Fund	479		490	
Special Districts	507		537	
Part Town Fund	3121		3127	

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 19 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on October 24, 1959 and October 31, 1959, after the same have been approved by the Building Inspector.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 20 WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Andrew H. Schwenk and Joseph Bosela for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to First Industrial District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to First Industrial District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended 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 First Industrial District.

DESCRIPTION

Walden Ave., south side, township 11, range 7, farm lot 11, approx. 310 feet East of Union Road. Described on the Town of Cheektowaga Tax Rolls under Map Cover No. 293, Sub Division Lots 91, 92, 93, 94, 95, 100, 101, 102, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126. Also that portion of Finley Ave. which has been abandoned, which we acquired from the County of Erie, and parts of sub lots 86, 87, 88, 89, 90, 242 ft. x 300 ft.  
Dated: Nov. 2, 1959.

The above Notice was posted on the Town Hall Bulletin Board on November 16, 1959.

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk  
*Kenneth T. Hanley*

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 16th day of November, 1959, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Engineer Kamm; Town Attorney Delahunt; Chief of Police Mersmann, and Building & Plumbing Inspector Trafalski.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Traffic Committee request of Central School District No. 1 requesting the installation of a pedestrian controlled traffic signal on Union Road in front of the entrance to the new high school building.

Item No. 4 Referred to the Board of Police Commissioners the request of Patrolman Richard Siudzinski for a leave of absence from his duties as a Police Officer effective December 1, 1959, and terminating in one year.

Item No. 5 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that this Town Board does hereby approve the contract between the County of Erie and the Town of Cheektowaga for snow removal on County Highway in the Town of Cheektowaga from November 15, 1959 to November 14, 1960.

Item No. 6 Moved by Councilman Kornecki, seconded by Councilman Wroblewski,  
WHEREAS, the Town Highway Superintendent has recommended to this Town Board that the highway known as Raymond Street running north of Dowmer Street, 405.79 feet, has met with the specifications as set forth by the Town, be it

RESOLVED, that this Town Board does hereby accept Raymond Street, running north of Dowmer Street, 405.79 feet, as a Town Highway, and that the same will be maintained by the Town Highway Department.

Seconded by Councilman Wroblewski.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 7 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer and the Town Highway Superintendent have recommended that a map, plan and report for a storm sewer district be prepared covering the area indicated on the map attached hereto,

NOW, THEREFORE, BE IT RESOLVED, that Nussbaumer, Clarke and Velzy be authorized to make a map, plan, and report and estimate of cost for a storm sewer district bounded on the north by Genesee Street, on the west by the New York State Thruway, on the south by the U-Crest Ditch, and on the east by a line approximately 600 feet east of Buell Avenue, as indicated on a map attached hereto.

Seconded by Councilman Trojanoski.

AYES: -7-                      NOES: -0-                      ABSENT: -0-

Item No. 7-Cont'd.

KENNETH T. HANCOCK, TOWN CLERK  
 TOWN OF CHESTER, NEW YORK  
 BROADWAY & UNION ROAD  
 TELEPHONE REGENT 2200

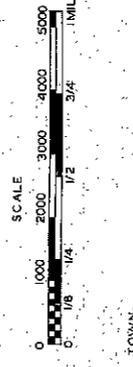
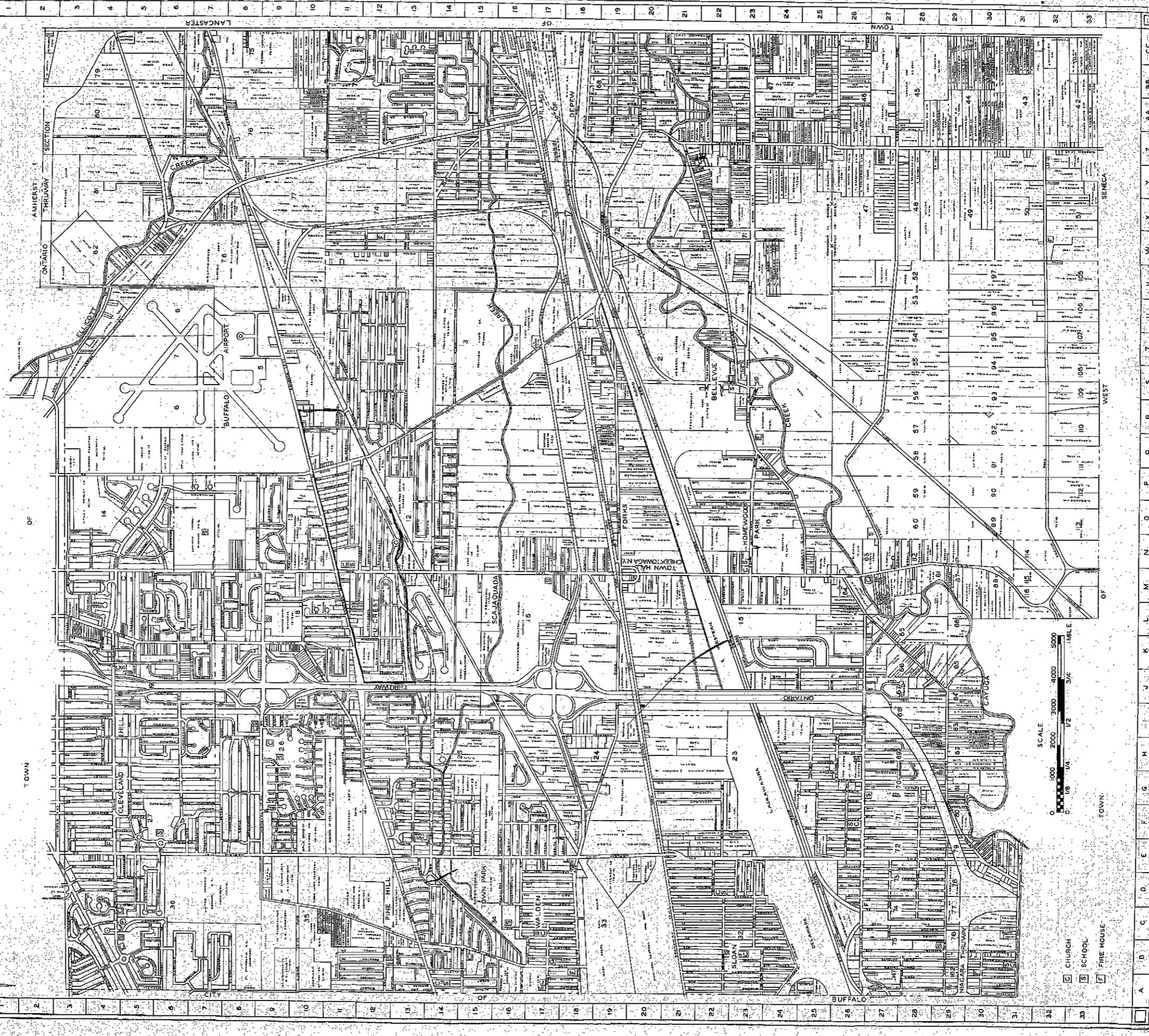
# MAP OF THE TOWN OF CHESTER, NY

ERIE COUNTY, N.Y.

STATISTICS  
 SUPERVISOR BENEDICT T. HOLTZ 1948-19  
 TOWN INCORPORATED - MARCH 22 1839  
 AREA - ACRES 18,700 SQUARE MILES 28.23  
 POPULATION - TOWN - 6,220  
 VILLAGE OF SLOAN - 5,501  
 TOWN PORTION - VILLAGE OF DEPEW - 4,772  
 TOTAL - 1957 CENSUS - 74,493  
 TOWN HALL, BROADWAY & UNION RDS.

COUNCILMEN  
 D.L. WEBER  
 F.T. WRUBLEWSKI  
 A. FATH  
 S.R. BYSTRAK  
 J.M. TROJANOSKI  
 JOS. KORNECKI

LEGEND  
 TOWNSHIP & RANGE LINE  
 CITY & VILLAGE LINE  
 FARM & GREAT LOT LINE  
 PROPERTY LINE  
 STATE HIGHWAY  
 COUNTY HIGHWAY  
 TOWN HIGHWAY  
 STREAMS



CHURCH  
 SCHOOL  
 FIRE HOUSE



Item No. 8 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Sanitary Sewer Districts have notified the Town Board that they are in need of one (1) new 3/4-ton Chassis and Cab equipped with Morrison Service Body, Model 900-s, be it

RESOLVED, that this request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga, in connection with the said Sanitary Truck, and be it further

RESOLVED, that the Town Board meet on the 7th day of December, 1959 at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new 3/4 Ton Chassis and Cab with Morrison Service Body-900S for use in the Sanitary Sewer Districts.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Standard Time, on December 7, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This Notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: November 16, 1959

KENNETH T. HANLEY  
Town Clerk

Item No. 8-Cont'd.

SPECIFICATIONS FOR  
3/4 TON PICK-UP TRUCK  
ONE (1) REQUIRED  
SANITARY SEWER DISTRICTS

One (1) New 1960 - 3/4 Ton Chassis and Cab, equipped with Morrison Service Body-MODEL 900-S in accordance with the following specifications:

1. Cab to Axle Dimension: 48 inches
2. Springs: Front-Torsion type; minimum 1250 lbs. capacity each at ground  
Rear-Coil type; minimum 2200 lbs. capacity each at ground.
3. Clutch: Heavy duty 11 inch diameter minimum.
4. Transmission: 3 speed; Syncro-Mesh
5. Brakes: 239 sq. inches minimum-Bonded type lining
6. Tires: Four (4) 7-17.5x6 ply front and rear. Tubeless type.
7. Rims: Five (5) required
8. Engine: 6 cylinder-235.5 cubic inch displacement minimum.
9. Battery: 12 volt Heavy Duty
10. Generator: 12 volt; 30 ampere normal cut-in.
11. Equipment: Directional Signal Lights  
Deluxe Fresh Air Heater and Defroster  
Reflectors  
Oil Filters  
Oil Bath Cleaner  
Outside rear vision mirror
12. Color: Green
13. TRADE-IN: 1955 Chevrolet 3/4 Ton Pickup with Morrison Utility Body.  
Truck may be inspected by appointment at Sewage Treatment Plant #5, 171 Central Blvd., Cheektowaga, New York.

Bidders are requested to furnish complete specifications with their bid, of type of equipment specified in the bid.

Hereto attached is a copy of the Notice to Bidders published in the DEPEW HERALD-CHEEKTOWAGA NEWS.

Item No. 8-Cont'd.

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new 3/4-Ton Chassis and Cab with Morrison Service Body-900S for use in the Sanitary Sewer Districts.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Standard Time on December 7, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.  
Dated: November 16, 1959

KENNETH T. HANLEY  
Town Clerk

n19

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the ..... 19<sup>th</sup> day of November, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 21 day of

December, 1959

*Kenneth T. Hanley*  
Notary Public in and for Erie County

no 1006

Item No. 9 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement to consist of the installation of sanitary sewers and appurtenances in Sanitary Sewer District No. 7, in accordance with the plans and specifications prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers, on file in the Town Clerk's Office, and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke and Velzy, competent Civil Engineers duly licensed by the State of New York, to prepare definite plans and specifications and to make a careful estimate of the expense and with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate and proposed contract having been duly prepared and presented to this Town Board and likewise filed with the Town Clerk and the same having been carefully examined by this Board.

NOW, THEREFORE,

BE IT RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary to do the work for the construction of the improvements to consist of the installation of sanitary sewers and appurtenances in Sanitary Sewer District No. 7, in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of a notice thereof on the 19th day of November, 1959 in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Township, 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 for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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, 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, New York, at the Town Hall in said Town of Cheektowaga, on the 7th day of December, 1959, at 2:30 P.M., Eastern Standard Time, and be it further

RESOLVED, that said Notice to Contractors be in substantially the following form, to wit:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 7th day of December, 1959, at 2:30 P.M. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 2,055 lineal feet of 12-inch diameter and 1040 lineal feet of 16-inch diameter asbestos-cement pipe in Sanitary Sewer District No. 7, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, riser pipes, creek crossing and other related work in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the Office of Nussbaumer, Clarke and Velzy, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any Bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

Item No. 9-Cont'd.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to 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.

No bidder may withdraw his bid forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Dated: November 16, 1959  
 Published: November 19, 1959

KENNETH T. HANLEY  
 Town Clerk

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice to Contractors published in the DEFEW HERALD AND CHEEKTOWAGA NEWS:

Item No. 9-Cont'd.

(Affidavit)

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE TO CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and consid-

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 19th day of November, 1959, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Geneese St. **BOWMANSVILLE**

**FIRE HALL**  
**BOWMANSVILLE**

at 8 p.m. in the

**Saturday, NOV. 21st**



**TURKEY**  
**PARTY**

**Bowmansville Firemen's**

Everyone Welcome

Buffalo, at its next meeting on Tuesday, Nov. 24, Mr. R. Spitzer, executive secretary of the organization, will speak and will explain the methods used in this important

Sworn to before me this ..... day of

December 1959

*Kenneth T. Hanley*

Notary Public in and for Erie County

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

**NOTICE TO CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 7th day of December, 1959, at 2:30 P.M. EST in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 2,055 lineal feet of 12-inch diameter and 1040 lineal feet of 16-inch diameter asbestos-cement pipe in Sanitary Sewer District No. 7, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, riser pipes, creek crossing and other related work in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the Office of Nussbaumer, Clarke & Velzy, 327

Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five percentum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to five percentum (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.

No bidder may withdraw his bid forty-five (45) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY  
Town Clerk  
Dated: November 16, 1959  
Published: November 19, 1959

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, 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 19th day of November, 1959, and

the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

\_\_\_\_\_ day of

19 59

*Hanley*  
public in and for Erie County

Item No. 10 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Subdivision Map of Lewall Park, Part 2, being a Resubdivision of parts of Covers 342 and 1185, Part of Lot 23, T 11, R 7, prepared by Herthe and Sonnenberger, Licensed Engineers, be approved by this Town Board, and that a copy of said map be filed in the Office of the Board of Assessors.

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 11 Moved by Councilman Fath, seconded by Councilman Weber, that the Subdivision Map of Glen Estates, Part 2, Part of Lot 11, T 11, R 7, prepared by Herthe and Sonnenberger, Licensed Engineers, be approved by this Town Board and that the said Subdivision Map be filed in the Assessors Office.

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 12 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Supervisor be authorized to purchase six No. 1348 lighting standards for replacement purposes to be paid for from the General Lighting District budget.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 13 Councilman Bystrak presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Niagara Mohawk Power Corporation be authorized to move power lighting standards in front of 520 Roycroft Boulevard six feet north.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 14 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install 4000 lumen globe type lights on the following existing poles situate in Cleveland Drive as follows:

Pole No. 519, 199, 259, 289, 327, 495, 559, 625, 645, 729, 803, 931.

Item No. 14-Cont'd.

BE IT FURTHER RESOLVED, that they be authorized to install a pole and 4000 lumen globe type light on the northeast corner of Darwin Drive and Cleveland Drive, and a pole and 4000 lumen globe type light on the northwest of Cleveland Drive and Yvonne; to install on Pole No. 955 existing at the corner of Foisset and Cleveland Drive, a 10,000 lumen globe type light, and a 4000 lumen globe type light on existing Pole No. 259-R on Mapleview Road, and

BE IT FURTHER RESOLVED, that the following light standards type 1348 be removed and returned to the Town of Cheektowaga for replacement purposes:

- Southwest corner of Cleveland Drive and S. Roycroft
- No. 293 on Cleveland Drive
- No. 313 on Cleveland Drive
- Southeast corner Briarcliff and Cleveland Drive
- Pole in front of 559 Cleveland Drive
- Cleveland Drive and Bixler Street
- Northeast corner of Yvonne and Cleveland Drive remove foundation and install 4000 lumen globe type light on existing pole
- No. 574 Cleveland Drive
- No. 645 on Cleveland Drive
- No. 811 on Cleveland Drive

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15 Councilman Kornecki presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED NOVEMBER 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,484.09 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON BUFFALO DEPEW BOULEVARD.

-----

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard from Dick Road, west 1131.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard, and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Seventeen Thousand Four Hundred and Eighty-Four Dollars and Nine Cents (\$17,484.09), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard from Dick Road west, 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, in accordance with resolution adopted by the Town Board of said Town on October 5, 1959.

Item No. 15-Cont'd.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$17,484.09, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED NOVEMBER 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,484.09 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

Item No. 15-Cont'd

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Seventeen Thousand Four Hundred Eighty-Four Dollars and Nine Cents (\$17,484.09), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Seventeen Thousand Four Hundred Eighty-Four Dollars and Nine Cents (\$17,484.09) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated November 16, 1959, Authorizing the Issuance of \$17,484.09 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Buffalo Depew Boulevard".

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard from Dick Road west, 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, in accordance with resolution adopted by the Town Board of said Town on October 5, 1959.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the publication published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

Item No. 15-Cont'd.

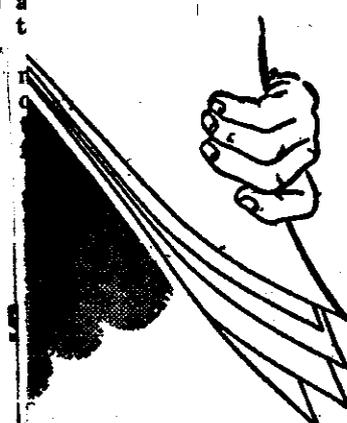
(Affidavit)

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

**LEGAL NOTICE**

and (c) the town board shall finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real

pi  
a  
r  
j  
v  
t  
l  
a  
t



Reading  
and Che  
id and Che

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 19th day of November, 1959 and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 21 day of

December, 1959

*Kenneth J. Hanley*  
Notary Public in and for Erie County

STATE OF NEW YORK }  
COUNTY OF ERIE }

ss.:

**LEGAL NOTICE**

**BOND RESOLUTION, DATED NOVEMBER 16, 1958, AUTHORIZING THE ISSUANCE OF \$17,484.09 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON BUFFALO DEPEW BOULEVARD.**

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard from Dick Road, west 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard, and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Seventeen Thousand Four Hundred Eighty-Four Dollars and Nine Cents (\$17,484.09), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard from Dick Road west, 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, in accordance with resolution adopted by the Town Board of said Town on October 5, 1958.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$17,484.09, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

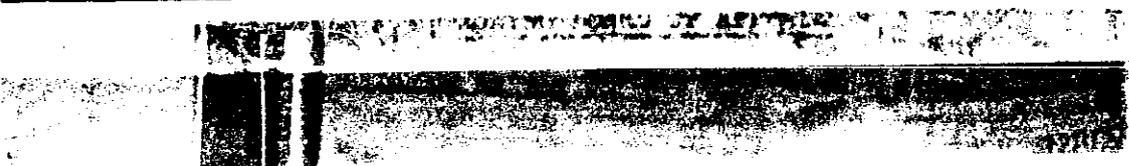
**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 19th day of November, 1959 and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

..... day of ....., 19 59  
.....  
in and for Erie County



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

**LEGAL NOTICE**

and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 16th day of November, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk  
of the Town of Cheektowaga,  
New York.

n19

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 19th day of November 1959 and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

..... day of ....., 1959  
.....  
..... in and for Erie County

Item No. 16

DECISION OF  
ZONING BOARD OF APPEALS

In the Matter of the Application of  
HUNT REAL ESTATE CORPORATION

To rezone from Residential to Business the following described property: - Subdivision Lot Number twenty-two (22) at southeast corner of Harlem Rd. and Wayne Terrace, 130 feet front on Harlem and 287.44 feet depth on Wayne Terrace, as shown on Map of Wayne Terrace, part of Lot 27, Township 11, Range 7, Town of Cheektowaga, filed under Cover of Maps 1722.

The applicant intends to use the premises for a restaurant.

The Zoning Board of Appeals conducted a public hearing on October 14, 1959 after proper notice to all parties concerned. There were six (6) people present in opposition to the rezoning.

The members of the Zoning Board of Appeals subsequently inspected the premises, and in view of the depth requested to be rezoned, and recognizing that a rezoning for a depth of 287.44 feet would be greatly detrimental to many nearby residential properties, and in view of the fact that the applicant intends to seek rezoning for a similar portion of the premises, recommend that this application be denied.

Dated: October 31, 1959

/s/ Leo Kurnick  
Chairman

/s/ Joseph P. Kubera

/s/ Lawrence M. Januszcak

Councilman Wroblewski moved, seconded by Councilman Fath,

WHEREAS, the Zoning Board of Appeals has recommended to this Board that the application of Hunt Real Estate Corporation to rezone the following described property from that of a Residential Zone to a Business Zone, be denied:

DESCRIPTION

Subdivision Lot No. 22 at the southeast corner of Harlem Road and Wayne Terrace, as shown on Map of Wayne Terrace, part of Lot 27, T11, R 7, filed under Cover of Maps 1722.

BE IT RESOLVED, that this Town Board does hereby accept the recommendation of the Zoning Board of Appeals and that the said application be denied.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 17

DECISION OF  
ZONING BOARD OF APPEALS

In the Matter of the Application of  
LUCILLE MAVALLI

To rezone from Residential to Business, Lot No. 340 on George Urban Blvd. being 30 x 119 feet.

The applicant intends to use the premises for a Delicatessen Store.

The Zoning Board of Appeals conducted a public hearing on October 14, 1959 after proper notice to all parties concerned. No one appeared in opposition to the request for rezoning.

The Members of the Zoning Board of Appeals subsequently inspected the premises, and in view of the fact that the premises are situated in the midst of a residential area recommend that the application be denied.

Dated: October 31, 1959

/s/ Leo Kurnick  
Chairman

/s/ Joseph P. Kubera

/s/ Lawrence M. Januszcak

Item No. 17-Cont'd.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals has recommended that the application of Lucille Mavalli to rezone the following described property from that of a Residential Zone to a Business Zone, be denied:

DESCRIPTION

Lot No. 340 on George Urban Blvd.

BE IT RESOLVED, that this Town Board does hereby accept the recommendation of the Zoning Board of Appeals and that the said application be denied.

Seconded by Councilman Bystrak.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 18 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on November 7, 1959 and November 14, 1959, after the same have been approved by the Building Inspector.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 19 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That The following claims be approved as presented:

General Fund	Nos.	1198	to	1533	inclusive
Highway Fund		491		505	
Special Districts		539		552	
Part Town Fund		3128		3140	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 20 Moved by Councilman Bystrak, seconded by Councilman Fath, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

MEETING NO. 31

CHEEKTOWAGA, NEW YORK  
NOVEMBER 30, 1959

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 30th day of November, 1959, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman
ABSENT:	Alancin M. Fath	Councilman
	Daniel E. Weber	Councilman (Resigned)

Also present were: Town Attorney Thomas E. Delahunt and Elizabeth K. Adams, Depty Town Clerk, acting in the place of Town Clerk Kenneth T. Hanley, who was absent.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Daniel E. Weber has submitted his resignation as Councilman effective November 16, 1959, his leave of absence from the Police Department having expired on that date.

NOW, THEREFORE,

BE IT RESOLVED, that the resignation of Daniel E. Weber as Councilman be and the same is hereby accepted and that his reinstatement in the Police Department as Patrolman be approved, both actions effective as of November 16, 1959, at 10:00 o'clock P.M., Eastern Standard Time.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -1-

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Daniel E. Weber has resigned as Councilman in the Town of Cheektowaga, having been appointed Councilman by the Cheektowaga Town Board to fill the vacancy created by the death of Councilman Joseph A. Neibert which appointment was to expire on December 31, 1959.

NOW, THEREFORE,

BE IT RESOLVED, that Michael Kaczmarek be, and he hereby is appointed Councilman to fill the unexpired term of Daniel E. Weber, which appointment will expire December 31, 1959 effective immediately.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -1-

Item No. 5 Motion made by Councilman Kornecki, seconded by Councilman Trojanoski, that the following named persons be appointed Dog Enumerators for the Year 1960:

- Mrs. F. Kreuzer District #1
- Mr. William Borowiak District #2
- Evelyn Cichy District #3
- Bertha Slisz District #4
- Frank Lawniczak District #5
- V. Haas District #6

AYES: -5- NOES: -0- ABSENT: -1-

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Patrolman Richard T. Siudzinski has requested a leave of absence from the Cheektowaga Police Department for a period of one year commencing December 1, 1959 and expiring December 1, 1960 in order to accept an appointment as Chief of Police in Canastota, New York.

NOW, THEREFORE,

BE IT RESOLVED, that a leave of absence for one year commencing December 1, 1959 and expiring December 1, 1960 be, and the same hereby is granted to Patrolman Richard F. Siudzinski from the Cheektowaga Police Department.

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

AYES: -5- NOES: -0- ABSENT: -1-

Item No. 7 Councilman Trojanoski presented the following resolution and moved its adoption:

RESOLVED, that the following be authorized to attend the meeting in reference to Storm Sewer Project of the Town of Cheektowaga, New York, which is to be held in Albany, New York.

- Members of the Town Board
- Town Engineer
- Town Attorney

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

AYES: -5- NOES: -0- ABSENT: -1-

Item No. 8 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk

MEETING NO. 32

CHEEKTOWAGA, NEW YORK  
DECEMBER 7, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 7th day of December, 1959, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
ABSENT:	Stanley R. Bystrak	Councilman
	Joseph M. Trojanoski	Councilman
	Daniel E. Weber	Councilman (Resigned)

Also present were: Town Engineer Kamm, Building & Plumbing Inspector Trafalski, and Elizabeth K. Adams, Deputy Town Clerk, acting for Kenneth T. Hanley, Town Clerk, who was absent.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Ordered received and filed communication from Councilman Daniel E. Weber, resigning his position as Councilman.

Item No. 4 Ordered received and filed communication from the Town Attorney relating to County and State Equalization Rates pertaining to the 1960 County Tax. 10  
22

Item No. 5 Ordered referred to the Zoning Board of Appeals communication from Hamilton Ward IV relating to premises owned by one Rose Azoon, , Cheektowaga, New York. 10  
19

Item No. 6 Ordered referred to the Town Engineer and the Highway Superintendent communication from Clare Lauffer, , relating to a winter driving hazard. 15

Item No. 7 Ordered referred to the Assessors the petition for street lighting equipment in Ceil Drive. 17

Item No. 8 Ordered referred to the New York State Traffic Control Commission the request of Cleveland Hill Fire District No. 6 relating to the replacement of NO PARKING signs across the street from the Fire House, and the south side of Cleveland Drive, from Harlem Road.

Item No. 9 Ordered referred to the Town Engineer communication from the Forks Fire District No. 3 relating to the installation of a temporary septic tank for use by the Fire Company.

Item No. 10 Ordered referred to the Chief of Police and the Erie County Traffic Commission petition by residents of Eggert Road requesting traffic control or signal on Eggert Road between Delavan Avenue and Sugar Road.

Item No. 11 Ordered referred to the Town Board communication from the Chief of Police relating to the following:

- 1-Construction of Two Hour Parking 7 A.M. to 7 P.M. signs on the north side of Peachtree Road, from Pine Ridge Road to Normandy Avenue.
- 2-Removal of the No. Parking from Here to Corner signs on the east side of Eggert Road from a point 200 feet south of Kenville Road to Kenville Road, and construct No Parking At Anytime signs from Cedar Road to Kenville Road.
- 3-Construct No Parking From Here to Corner signs on the west side of Briarcliff from a point 50 feet south of Cleveland Drive to Cleveland Drive.
- 4-Construct a Stop Sign directly across from Pennock Avenue on the east side of Pine Ridge Road.

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board has received a request from the Board of Education of Central School District No. 1 for the installation of a pedestrian controlled traffic signal on Union Road in front of the entrance to the new high school building, and

WHEREAS, the Town Board has studied the matter and recommends the installation of said signal light.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to submit a certified copy of this resolution to the New York State Traffic Commission, Albany, New York, and request them to study the matter and notify us of their decision at the earliest possible date.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 13 Councilman Kornecki presented the following resolution and moved its adoption:

RESOLVED, that all prior action by the Cheektowaga Town Board concerning the employment status of Edward Czarnecki be, and the same is hereby rescinded, and be it further

RESOLVED, that the job classification of "rodman" be established in the Town of Cheektowaga, and be it further

RESOLVED, that Edward Czarnecki be, and he hereby is appointed "rodman" on a provisional basis pending an examination at a salary of \$4600.00 per annum, effective herewith, and be it further

RESOLVED, that the Town Clerk be, and he hereby is directed to submit a certified copy of this resolution to the Erie County Personnel Director.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 14 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board previously proposed a resolution authorizing the payment of regular pay to all Town employees every other week, and

WHEREAS, there will be a payroll period ending December 24, 1959.

NOW, THEREFORE,

BE IT RESOLVED, that a payroll period be granted for the period from December 25, 1959 to December 31, 1959, both dates inclusive, and be it further,

RESOLVED, that two week payrolls be resumed thereafter commencing with the period ending on January 14, 1960.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Absent
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 15 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Chief of Police has recommended that 280 uncollected parking tags be stricken from the records, since these tags represent out of county, out of state, and out of country registration.

NOW, THEREFORE,

BE IT RESOLVED, that these 280 uncollected tags be stricken from the records in accordance with the letter from the Chief of Police, a copy of which is attached hereto.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 16 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of necessary underground drains; and said highway is now paved for its entire length; and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along both sides of said highway to be improved; and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded; and

Item No. 16-Cont'd.

WHEREAS, at a meeting of said Town Board duly called and held on the 28th day of September, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Six Thousand Six Hundred Dollars (\$6,600.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 19th day of October, 1959, at 7:30 o'clock P.M., Eastern Daylight Saving Time; and

WHEREAS, the said order, duly certified by the Town Clerk, was duly published and posted as required by law; and

WHEREAS, a hearing was held by this Town Board at the place and on the date and at the time hereinbefore mentioned, and at such time and place the said Town Board did duly consider the said petition and hear all persons interested;

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of necessary underground drains; and it is further

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for this Town, shall survey said Dellwood Place and establish the lines and grades thereof, and shall file such survey and profile in the Town Clerk's Office, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velzy, shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work; and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

12  
17

Item No. 17 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 2,055 lineal feet of 12-inch diameter, and 1040 lineal feet of 16-inch diameter asbestos-cement pipe in Sanitary Sewer District No. 7, Town of Cheektowaga, Erie County, New York.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to open and read aloud the sealed bids on hand.

Hereto is summary of the bids received:

Item No. 17-Cont'd

Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the bids be referred to the Town Engineer for analysis and tabulation.

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	BIENIEK CONTRACTING CO. INC.		RALPH D. YOUNG INC.		STRACO INC.		FAGO BROS CONTRACTING CO. INC.		DEPLAN CONTRACTING, INC.		VEPEW PAVING CO., INC.		ELMER J. KRAUS		C.M.E. CO. INC.		SCHWAB BROS. CONTRACTING COR.	
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1	14" ACP 0-6 CUT	40	L.F.	5.00	200.00	2.25	90.00	6.10	244.00	7.00	280.00	7.15	286.00	6.75	270.00	9.99	399.60	8.00	320.00	10.00	400.00
	14" " 6-8 "	10	L.F.	5.00	50.00	2.50	25.00	6.40	64.00	7.85	78.50	8.15	81.50	7.10	71.00	8.00	80.00	8.50	85.00	10.00	100.00
	14" " 8-10 "	75	L.F.	5.50	412.50	3.00	225.00	6.80	510.00	8.50	637.50	9.65	723.75	7.75	581.25	15.99	1,199.25	9.00	675.00	10.00	750.00
	14" " 10-12 "	75	L.F.	6.00	450.00	3.50	262.50	7.80	585.00	9.60	720.00	11.74	880.50	8.50	637.50	17.99	1,349.25	10.00	750.00	10.00	750.00
	14" " 12-14 "	165	L.F.	7.00	1,155.00	4.00	660.00	9.60	1,584.00	11.10	1,831.50	13.34	2,191.10	9.70	1,600.50	19.99	3,298.35	11.50	1,837.50	13.00	2,445.00
	14" " 14-16 "	200	L.F.	9.00	1,800.00	5.50	1,100.00	12.60	2,520.00	12.00	2,400.00	27.29	5,458.00	10.00	2,000.00	21.99	4,398.00	13.00	2,600.00	14.00	2,800.00
	14" " 16-18 "	2,340	L.F.	12.00	28,080.00	7.50	17,550.00	16.00	37,440.00	14.00	32,760.00	27.39	71,112.60	10.70	25,038.00	23.99	56,126.00	15.00	35,100.00	20.00	48,000.00
	14" " OVER 18 "	190	L.F.	15.00	2,850.00	9.00	1,710.00	18.00	3,420.00	17.00	3,230.00	42.39	8,054.10	11.50	2,185.00	27.99	6,318.10	18.00	3,420.00	20.00	3,800.00
TOTAL BID AMOUNT FOR ITEM 1					34,997.50		21,627.50		46,267.00		41,927.50		69,267.55		32,443.25		78,339.05		44,947.50		57,245.00
2	STANDARD MANHOLE FROM 0' TO 8' DEPTH	10	EACH	300.00	3,000.00	280.00	2,800.00	280.00	2,800.00	340.00	3,400.00	240.00	2,400.00	358.00	3,580.00	280.00	2,800.00	360.00	3,600.00	350.00	3,500.00
3	ADDITIONAL DEPTH OF MANHOLE OVER 8' IN DEPTH	90	L.F.	40.00	3,600.00	40.00	3,600.00	55.00	4,950.00	40.00	3,600.00	40.00	3,600.00	24.00	2,160.00	40.00	3,600.00	32.00	2,880.00	50.00	4,500.00
4	ROCK EXCAVATION	300	C.Y.	30.00	9,000.00	25.00	7,500.00	25.00	7,500.00	1.00	300.00	40.00	12,000.00	5.00	1,500.00	25.00	7,500.00	22.00	6,600.00	20.00	6,000.00
5	SELECT MATERIAL BACKFILL	200	C.Y.	5.00	1,000.00	3.75	750.00	4.50	900.00	2.75	550.00	8.00	1,600.00	3.75	750.00	5.00	1,000.00	3.50	700.00	5.00	1,000.00
6	CONCRETE CRADLE	2,900	L.F.	2.00	5,800.00	1.00	2,900.00	2.00	5,800.00	3.25	9,425.00	4.00	11,600.00	3.00	8,700.00	2.30	6,670.00	1.75	5,075.00	3.00	8,700.00
7	WYE BRANCHES (14" 6" JAMAICA)	30	EACH	20.00	600.00	23.23	696.90	30.00	900.00	45.00	1,350.00	31.00	930.00	38.00	1,140.00	39.00	1,170.00	24.00	720.00	50.00	1,500.00
8	WYE BRANCHES (14" 6" ZOERB)	60	EACH	20.00	1,200.00	23.23	1,393.80	30.00	1,800.00	45.00	2,700.00	31.00	1,860.00	33.00	2,580.00	33.00	2,580.00	24.00	1,440.00	50.00	2,500.00
9	6" DIAMETER RISER PIPE	1,350	L.F.	4.00	5,400.00	5.00	6,750.00	2.50	3,375.00	6.00	2,100.00	3.10	4,185.00	1.25	1,687.50	3.00	4,050.00	2.50	3,375.00	4.00	5,400.00
10	ADDITIONAL COMPENSATION FOR SCAJAQUADA CREEK CROSSING		LUMP SUM		2,000.00		1,200.00		1,375.00		3,000.00		1,750.00		2,000.00		1,500.00		500.00		15,000.00
TOTAL BID AMOUNT FOR ITEM 1 TO 10 INCLUSIVE					66,597.50		49,213.20		75,762.00		74,362.50		130,192.55		56,246.75		105,869.05		69,737.50		136,145.00
BID SECURITY					AETNA CASUALTY & SURETY CO.		NEWARK INSURANCE CO.		MARYLAND CASUALTY CO.		NEW AMSTERDAM CASUALTY CO.		THE TRAVELERS INDEMNITY CO.		THE TRAVELERS INDEMNITY CO.		THE TRAVELERS INDEMNITY CO.		AETNA CASUALTY & SURETY CO.		NEW AMSTERDAM CASUALTY CO.

\* INDICATES CORRECTED FIGURE

Moved by Councilman Groblewski, seconded by Councilman [Name], that the bids be referred to the Town Engineer for analysis and [Name]

10		3		8		5		9		2	
DEPLAN CONTRACTING INC.		DEPEW PAVING CO., INC.		ELMER J. KRAUS		C.M.H. CO. INC.		SCHWAB BROS. CONTRACTING CORP.		WAGNER EXCAVATING INC.	
TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT
286.00	6.75	270.00	9.99	399.60	8.00	320.00	10.00	400.00	5.90	236.00	
81.50	7.10	71.00	13.99	133.90	8.50	85.00	10.00	100.00	6.68	66.80	
723.75	7.75	581.25	15.99	1,939.25	9.00	675.00	10.00	750.00	7.45	558.75	
836.50	8.50	637.50	17.99	1,349.25	10.00	750.00	10.00	750.00	8.22	616.50	
2,696.10	9.70	1,600.50	19.99	3,298.35	11.50	1,897.50	13.00	2,145.00	8.99	1,483.35	
5,478.00	10.30	2,069.00	21.99	4,398.00	13.00	2,600.00	14.00	2,800.00	10.02	2,004.00	
71,112.60	10.70	25,033.00	23.99	56,136.60	15.00	35,100.00	20.00	46,800.00	11.05	25,857.00	
6,054.10	11.50	2,185.00	27.99	5,318.10	18.00	3,420.00	20.00	3,800.00	12.08	2,295.20	
89,267.55		32,443.25		72,339.05 72,239.05		44,847.50		57,545.00		33,117.60	
2,400.00	258.00	3,500.00	220.00	2,800.00	360.00	3,600.00	350.00	3,500.00	300.00	3,000.00	
3,600.00	24.00	2,160.00	40.00	3,600.00	32.00	2,880.00	50.00	4,500.00	40.00	3,600.00	
12,000.00	5.00	1,500.00	35.00	10,500.00	22.00	6,600.00	20.00	6,000.00	10.00	3,000.00	
1,600.00	3.75	750.00	5.00	1,000.00	3.50	700.00	5.00	1,000.00	5.00	1,000.00	
11,600.00	3.00	8,700.00	2.30	6,670.00	1.75	5,075.00	3.00	8,700.00	1.85	5,365.00	
930.00	38.00	1,140.00	39.00	1,170.00	24.00	720.00	50.00	1,500.00	27.79	833.70	
1,830.00	38.50	2,280.00	39.00	2,340.00	24.00	1,440.00	50.00	3,000.00	27.79	1,667.40	
4,125.00	1.25	1,687.50	3.00	4,050.00	3.50	3,375.00	4.00	5,400.00	0.97	1,309.50	
2,750.00		2,000.00		1,500.00		500.00		15,000.00		3,000.00	
0,192.55		56,240.75		105,869.05		69,737.50		106,145.00		55,893.20	
TRAVELERS EMNITY CO.	THE TRAVELERS INDEMNITY CO.	THE TRAVELERS INDEMNITY CO.	THE TRAVELERS INDEMNITY CO.	AETNA CASUALTY & SURETY CO.	NEW AMSTERDAM CASUALTY CO.	MARYLAND CASUALTY CO.					

ATES CORRECTED FIGURE

TOWN OF CHEEKTOWAGA, N.Y.  
 BID TABULATION FOR  
 CONSTRUCTION OF SANITARY SEWER ON  
 ZOERB AVE. AS EXTENDED & JAMAICA LANE  
 IN SANITARY SEWER DISTRICT No. 7  
 BIDS RECEIVED: 2:30 PM. EST. DEC. 7, 1959  
 NUSSBAUMER, CLARKE & VELZY  
 CONSULTING ENGINEERS  
 BUFFALO, N.Y. NEW YORK, N.Y.  
 JOB NO. NC-17180 DWG. NO. A-808

Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the bids be referred to the Town Engineer for analysis and tabulation.

BID ITEM No.	DESCRIPTION	QUANTITY	UNIT	BIENIEK CONTRACTING Co. INC.		RALPH D. YOUNG INC.		STRACO, INC.		FAGO BROS. CONTRACTING Co. INC.		DEPLAN CONTRACTING, INC.		DEWEY PAVING Co. INC.		EMER J. KRAUS		C.M.H. CO. INC.		SCHWAB CONTRACT				
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	
1	14" ACP 0-5 CUT	40	L.F.	5.00	200.00	2.25	90.00	6.10	244.00	7.00	280.00	7.15	286.00	6.75	270.00	9.99	399.60	8.00	320.00	10.00	400.00			
	14" 6-8	10	L.F.	5.00	50.00	2.50	25.00	6.40	64.00	7.85	78.50	8.15	81.50	7.10	71.00	8.99	89.90	8.50	85.00	10.00	100.00			
	14" 8-10	75	L.F.	5.50	412.50	3.00	225.00	6.80	510.00	8.50	637.50	9.65	723.75	7.75	581.25	8.99	674.25	9.00	675.00	10.00	750.00			
	14" 10-12	75	L.F.	6.00	450.00	3.50	262.50	7.80	585.00	9.60	720.00	11.00	825.00	8.50	637.50	7.99	599.25	10.00	750.00	10.00	750.00			
	14" 12-14	165	L.F.	7.00	1,155.00	4.00	660.00	9.60	1,584.00	11.10	1,831.50	16.30	2,696.10	9.70	1,600.50	19.99	3,298.35	11.50	1,897.50	10.00	750.00	10.00	750.00	
	14" 14-16	200	L.F.	9.00	1,800.00	5.50	1,100.00	12.60	2,520.00	12.00	2,400.00	27.39	5,478.00	10.30	2,070.00	21.99	4,398.00	13.00	2,600.00	10.00	750.00	10.00	750.00	
	14" 16-18	2,310	L.F.	12.00	27,720.00	7.50	17,325.00	16.00	37,140.00	16.00	37,140.00	30.39	71,112.60	10.70	24,849.00	23.99	55,136.60	15.00	35,000.00	10.00	750.00	10.00	750.00	
	14" OVER 18	190	L.F.	15.00	2,850.00	9.00	1,710.00	18.00	3,420.00	17.00	3,230.00	42.39	8,054.10	11.50	2,115.00	27.99	5,318.10	18.00	3,240.00	10.00	750.00	10.00	750.00	
TOTAL BID AMOUNT FOR ITEM 1					34,997.50		21,622.50		46,364.00		41,937.50		89,267.55		32,443.25		12,339.05		44,847.50					
2	STANDARD MANHOLE FROM 0' TO 8' DEPTH	10	EACH	300.00	3,000.00	280.00	2,800.00	280.00	2,800.00	340.00	3,400.00	240.00	2,400.00	350.00	3,500.00	20.00	2,000.00	360.00	3,600.00	350.00	3,500.00			
3	ADDITIONAL DEPTH OF MANHOLE OVER 8' IN DEPTH	90	L.F.	40.00	3,600.00	40.00	3,600.00	55.00	4,950.00	40.00	3,600.00	40.00	3,600.00	24.00	2,160.00	40.00	3,600.00	32.00	2,880.00	50.00	4,500.00			
4	ROCK EXCAVATION	300	C.Y.	30.00	9,000.00	25.00	7,500.00	25.00	7,500.00	1.00	300.00	40.00	12,000.00	5.00	1,500.00	35.00	10,500.00	22.00	6,600.00	20.00	6,000.00			
5	SELECT MATERIAL BACKFILL	200	C.Y.	5.00	1,000.00	3.75	750.00	4.50	900.00	2.75	550.00	8.00	1,600.00	3.75	750.00	5.00	1,000.00	3.50	700.00	5.00	500.00			
6	CONCRETE CRADLE	2,900	L.F.	2.00	5,800.00	1.00	2,900.00	2.00	5,800.00	3.25	9,425.00	4.00	11,600.00	3.00	8,700.00	2.30	6,670.00	1.75	5,075.00	3.00	8,700.00			
7	WYE BRANCHES (14" 6") - JAMAICA	30	EACH	20.00	600.00	23.23	696.90	30.00	900.00	45.00	1,350.00	31.00	930.00	38.00	1,170.00	39.00	1,170.00	24.00	720.00	50.00	1,500.00			
8	WYE BRANCHES (14" 6") - ZOEBE	60	EACH	20.00	1,200.00	23.23	1,393.80	30.00	1,800.00	45.00	2,700.00	31.00	1,860.00	38.00	2,280.00	39.00	2,340.00	24.00	1,440.00	50.00	1,500.00			
9	6" DIAMETER RISER PIPE	1,350	L.F.	4.00	5,400.00	5.00	6,750.00	2.50	3,375.00	6.00	8,100.00	3.10	4,185.00	1.25	1,687.50	3.00	4,050.00	2.50	3,375.00	4.00	5,400.00			
10	ADDITIONAL COMPENSATION FOR SCAJQUADA CREEK CROSSING		LUMPS SUM		2,000.00		1,200.00		1,375.00		3,000.00		2,750.00		2,000.00		1,500.00		500.00					
TOTAL BID AMOUNT FOR ITEM 1 TO 10 INCLUSIVE					66,597.50		49,213.20		75,762.00		74,362.50		150,192.55		56,240.75		105,869.05		69,737.50					
BID SECURITY																								
					AETNA CASUALTY & SURETY Co.		NEWARK INSURANCE Co.		MARYLAND CASUALTY Co.		NEW AMSTERDAM CASUALTY Co.		THE TRAVELERS INDEMNITY Co.		THE TRAVELERS INDEMNITY Co.		THE TRAVELERS INDEMNITY Co.		AETNA CASUALTY & SURETY Co.		NEW AM CASUALTY			

\* INDICATES CORRECTED FIGURE

	6		10		3		8		5		9		2	
	AGO BROS. CONTRACTING CO. INC.		DEPLAN CONTRACTING, INC.		DEPEW PAVING CO., INC.		ELMER J. KRAUS		C.M.H. CO. INC.		SCHWAB BROS. CONTRACTING CORP.		WAGNER EXCAVATING, INC.	
	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1.00	7.00	280.00	7.5	286.00	6.75	270.00	9.99	399.60	8.00	320.00	10.00	400.00	5.90	226.00
1.1	85	78.50	8.5	81.50	7.10	71.00	13.99	139.90	8.50	85.00	10.00	100.00	6.68	66.80
1.02	8.50	637.50	9.05	723.75	7.75	581.25	15.99	1,999.25	9.00	675.00	10.00	750.00	7.45	855.75
1.1	9.60	720.00	11.4	835.50	8.50	637.50	17.99	1,349.25	10.00	750.00	10.00	750.00	8.22	616.50
1.1	11.10	1,831.50	16.24	2,692.10	9.70	1,600.50	19.99	3,298.35	11.50	1,897.50	13.00	2,145.00	8.99	1,483.35
1.1	10.00	2,400.00	27.9	5,478.00	10.30	2,060.00	21.99	4,397.00	13.00	2,600.00	14.00	2,800.00	10.02	2,004.00
1.1	12.00	32,760.00	30.58	71,112.60	10.70	25,038.00	23.99	56,136.60	15.00	35,100.00	20.00	46,200.00	11.05	25,827.00
1.1	17.00	3,230.00	42.25	8,054.10	11.50	2,185.00	27.99	5,318.10	18.00	3,420.00	20.00	3,800.00	12.03	2,295.20
7.11		41,937.50		89,767.55		32,443.25		12,522.05		44,947.50		57,345.00		33,117.60
1.00	340.00	3,400.00	240.00	2,400.00	350.00	3,580.00	230.00	2,890.00	360.00	3,600.00	350.00	3,500.00	300.00	3,000.00
0.70	40.00	3,600.00	40.00	3,600.00	25.00	2,160.00	40.00	3,600.00	32.00	2,820.00	50.00	4,500.00	40.00	3,600.00
0.23	1.00	300.00	40.00	12,000.00	5.00	1,500.00	35.00	10,500.00	22.00	6,600.00	21.00	6,000.00	10.00	3,000.00
0.00	2.75	550.00	8.00	1,600.00	3.75	750.00	5.00	1,000.00	3.50	700.00	5.00	1,000.00	5.00	1,000.00
0.00	3.25	9,425.00	4.0	11,600.00	3.00	8,700.00	2.30	6,670.00	1.75	5,075.00	3.00	8,700.00	1.85	5,365.00
0.00	45.00	1,350.00	31.0	930.00	38.00	11,140.00	39.00	11,700.00	24.00	720.00	30.00	1,500.00	27.79	833.70
0.00	45.00	2,700.00	31.0	1,860.00	38.00	2,280.00	39.00	2,370.00	22.00	1,440.00	30.00	3,000.00	27.79	1,667.40
5.00	6.00	8,100.00	3.1	4,185.00	1.25	1,687.50	3.00	4,050.00	2.50	3,375.00	4.00	5,400.00	0.97	1,309.50
0.00		3,000.00		2,750.00		2,000.00		1,500.00		500.00		15,000.00		3,000.00
00		74,362.50		120,192.55		56,240.75		105,869.05		69,737.50		106,145.00		55,893.20

NEW AMSTERDAM CASUALTY CO.    THE TRAVELERS INDEMNITY CO.    THE TRAVELERS INDEMNITY CO.    THE TRAVELERS INDEMNITY CO.    NETNA CASUALTY & SURETY CO.    NEW AMSTERDAM CASUALTY CO.    NEW AMSTERDAM CASUALTY CO.

\* INDICATES CORRECTED FIGURE

TOWN OF CHEEKTOWAGA, N.Y.  
 BID TABULATION FOR  
 CONSTRUCTION OF SANITARY SEWER  
 ZOERB AVE. AS EXTENDED E. JAMAICA  
 IN SANITARY SEWER DISTRICT NO. 1  
 BIDS RECEIVED 2:30 PM EST DE 1957  
 NUREBA MERY CLARKE

Item No. 18 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) new 3/4 Ton Chassis and Cab with Morrison Service Body - 900S for use in the Sanitary Sewer Districts.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids received:

- 1-Mernan Chevrolet, Inc.....\$1,754.00
- 2-International Harvester Company... 1,941.99
- 3-Keller Chevrolet, Inc..... 1,950.00
- 4-Maier-Schule GMC, Inc..... 2,067.87

Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the bids be referred to the Town Engineer for analysis and tabulation.

Item No. 19 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on November 21, 1959, November 28, 1959 and December 5, 1959; also the application of the U.S. Rubber Reclaiming Corporation which was ordered by the Court (Town Clerk Application No. 2083).

AYES: -5-                      NOES: -0-                      ABSENT: -2-

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

CHEEKTOWAGA, NEW YORK  
DECEMBER 14, 1959

MEETING NO. 33

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 14th day of December, 1959, at 6:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: Joseph Kornecki Councilman

Also present was Elizabeth K. Adams, Deputy Town Clerk, acting for Kenneth T. Hanley, Town Clerk, who was absent.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 1537	to	1644	inclusive
Highway Fund	506		531	
Special Districts	554		593	
C & I	113		116	
Part Town Fund	3141		3159	

AYES: -6-

NOES: -0-

ABSENT: -1- 6

Item No. 4  
to adjourn.

Moved by Councilman Fath, seconded by Councilman Trojanoski,

SEAL

KENNETH T. HANLEY  
 Town Clerk

*Kenneth T. Hanley*

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 21st day of December, 1959, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Chief of Police Mersmann, and Town Engineer Kamm.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to the Town Attorney communication from the Board of Fire Commissioners, Urban Fire District No. 8, informing the Board that the Fire Commissioners of Fire District No. 8 are recognizing the Hyview Hose Company, Inc. as the Official Fire Company of Fire District No. 8. 10  
22

Item No. 4 Ordered referred to the Town Board Traffic Committee communication from the Chief of Police recommending that the State Traffic Commission study the possibility of removing the pedestrian control traffic signal on Clinton Street and Boynton Street and Willowlawn Streets to the intersection of Clinton, Meadowbrook, and Fernwood Avenues. 11  
11

Item No. 5 Ordered referred to the Town Board Traffic Committee communication from the Chief of Police relating to the following:

- 1 - Construct Children at Play signs near Delavan Avenue, and on Eggert Road in the vicinity of the American Optical Plant.
- 2 - Construct Populated Area signs in the same general vicinity as in Item 1.
- 3 - I will provide a stricter patrol of this area, as well as try to utilize the radar control device, as soon as it becomes available to me after its purchase. 11

Item No. 6 Ordered referred to the Police Commissioners communication from Frank H. Goshleski, Secretary to the Cheektowaga Police Club, requesting permission for the Sports Director of the club to be granted a few hours from his duties as policeman to devote some time to his duties as Sports Director. 11

Item No. 7 Ordered referred to the Chief of Police communication from the Board of Fire Commissioners, Cleveland Hill Fire District No. 6, the request to install an additional Traffic Signal on Harlem Avenue approximately 30 feet south of Cleveland Drive. 11

Item No. 8 Ordered referred to the Building Department, Board of Assessors, and the Town Board communication from the Town Attorney relating to application to the State Comptroller for the approval of Drainage District No. 7.

Item No. 9 Moved by Councilman Wroblewski, seconded by Councilman Kornecki,

WHEREAS, this Town Board did on the 7th day of December, 1959, receive bids for the purchase of one (1) 1960 3/4 ton Chassis and Cab to replace the station pickup truck now in use by Sanitary Sewer District No. 5.

WHEREAS, the Town Engineer recommends that the bid of Mernan Chevrolet, Inc., in the amount of \$1,754.00 be accepted, be it

RESOLVED, that the Supervisor be and he is hereby authorized to purchase said 3/4 ton Chassis and Cab from Mernan Chevrolet, Inc., in the amount of \$1,754.00.

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 10 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town Board has requested the Town Attorney to appeal to the courts from the decision of the Comptroller of the State of New York, which decision denied the application of the Town for permission to extend U-Crest Fire District No. 4 to include the property of the Westinghouse Electric Corporation, located on the north side of Genesee Street, and

WHEREAS, it is advisable that the U-Crest Fire District and the Board of Fire Commissioners join in the appeal as petitioners therein.

NOW, THEREFORE,

BE IT RESOLVED, that the Cheektowaga Town Board join with the U-Crest Fire District and Board of Fire Commissioners in the appeal from the said decision of the Comptroller and that the Supervisor be, and he hereby is authorized to verify and otherwise execute any and all papers required to be so verified and executed on behalf of the Town, and that the Councilmen shall sign and verify as required and deemed proper and otherwise execute papers in connection with such appeal.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 11 Councilman Kornecki moved that the Town Board authorize Nussbaumer, Clarke and Velzy, Engineers, to make a property survey locating Scajaquada Creek between Union Road and Dick Road, and to place monuments on the 150 foot easement line on each side of the Creek, at the various angle points, and points of curvature and that this survey be tied to Union Road and Dick Road, and either the great lot line north of the Creek or George Urban Boulevard, in accordance with letter attached hereto from Nussbaumer, Clarke and Velzy dated December 4, 1959.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7- NOES: -0- ABSENT: -0-

Item No. 12 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to remove the present light on second pole on Crestwood, north of Genesee Street and to install three (3) 4000 lumen globe type lights on existing poles, said lights to be approximately 200 ft. apart, to begin at Genesee Street to end of street, and be it further

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install three poles with 4000 lumen globe type lights in Beachwood, to be approximately 200 ft. apart, beginning at Genesee Street to end of street.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 13 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corp., be authorized to remove existing 4,000 lumen lightson poles 47 and 50 situate in Old Walden Avenue and install on poles No. 47, 48, and pole No. 50 in Old Walden Avenue 6000 lumen globe type lights, and be it further

RESOLVED, that the New York State Electric and Gas Corp., be authorized to install on pole No. 1 in THE Avenue, a 2500 lumen globe type light, and be it further

RESOLVED, that the New York State Electric and Gas Corp., be authorized to install two (2) poles and two (2) 2500 lumen globe type lights on George Urban Blvd. east of Seminole Pkwy., to be installed approximately 200 feet apart.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 14 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corp., be authorized to make changes in street lighting in George Urban Blvd. between Union and Dick Road as follows:

REMOVE - 10,000 lumen sodium vapor lamp on existing pole No. 297-1, situate in Union Road  
4,000 lumen lamp existing in Dick Road

INSTALL- One (1) 10,000 lumen lamp on pole 297-1 in Union Road  
One (1) 10,000 lumen lamp on pole 54 in Dick Road  
6,000 lumen lamps on each of the following poles situate in George Urban Blvd:  
(Poles 1, 2, 3, 4, 5, 27-1, 23-1, 21-1, 19-1, 16A-1, 13-1, 11-, 9-1, 7-1, 5-1, 3-1, 1-1, 23, 24, 25 and 26).

Item No. 14-Cont'd.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      37

Item No. 15                      Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on December 12, 1959 and December 19, 1959, after the same have been approved by the Building Inspector.

AYES: -7-                      NOES: -0-                      ABSENT: -0-                      15

Item No. 16

DECISION OF  
ZONING BOARD OF APPEALS

In the Matter of the Application of  
EDWARD SZYDLOWSKI

To rezone from Residential to Business the following described property: Map Cover 307, Block 8, Lots 5-6-7-8-, Glidden Street; Map Cover 307, Block 7, Lots 48-49-50, William Street.

The applicant intends to use the premises for the sale of new and used cars.

The Zoning Board of Appeals conducted a public hearing on August 26, 1959 after proper notice to all parties concerned. A petition in opposition to the rezoning, containing the signatures of approximately 65 nearby property owners was presented to the Board based on the fact that the property would eventually become a junk yard. Many of the property owners in opposition to the rezoning appeared at the hearing and voiced their opposition to the proposed use.

The Cheektowaga Board of Assessors have checked the petition presented in opposition to the rezoning and have submitted in writing a statement that 47% of the total valuation within 300 feet of the premises in question have objected to the rezoning as requested.

The Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and feel that a dangerous traffic hazard would develop if the request were granted, and also feel that the proposed use of these premises would considerably decrease not only commercial, but residential values in the vicinity and recommend that the application be denied.

/s/ Leo Kurnick  
Chairman

/s/ Lawrence M. Januszcak  
/s/ Joseph P. Kubera

Moved by Councilman Fath, seconded by Councilman Bystrak, that the application of Edward Szydowski to rezone the following described property from that of a Residential Zone to Business Zone, be denied:

DESCRIPTION

Map Cover 307, Block 8, Lots 5-6-7-8, Glidden Street;  
Map Cover 307, Block 7, Lots 48-49-50, William Street.

ayes; -7-                      NOES: -0-                      ABSENT: -0-                      7

Item No. 17 Ordered received and filed report from the Building Inspector relating to building permits approved on December 21, 1959.

Item No. 18 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, Myron M. Hunt has recently applied for rezoning from a residential zone to a business zone, property known as Subdivision lot number 22, being located at the southeast corner of Harlem Road and Wayne Terrace containing 130 feet frontage on Harlem Road by 147.44 in depth on Wayne Terrace, Town of Cheektowaga, New York, to use the premises as a Restaurant, and

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga conducted a public hearing thereon, at which hearing many nearby residents appeared and protested against the granting of the rezoning, and

WHEREAS, many nearby residents appeared before the Town Board in opposition to the rezoning as requested, and

WHEREAS, a petition filed by 66 nearby residents in opposition to the rezoning was presented, and

WHEREAS, the Town Board is of the opinion that it would not be in the public interest to grant the rezoning for use as a restaurant on account of drainage problems, health factors, safety measures, and feeling nearby residential properties would decrease in value if the premises were used for the purposes intended.

NOW, THEREFORE,

BE IT RESOLVED, that the application for rezoning in the above described premises from a residential zone to a business zone be denied.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

19

Item No. 19 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn to December 30, 1959.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

CHEEKTOWAGA, NEW YORK  
DECEMBER 30, 1959

MEETING NO. 35

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 30th day of December, 1959, at 5:00 o'clock P.M., Eastern Standard Time, there were:

- |          |                      |            |
|----------|----------------------|------------|
| PRESENT: | Felix T. Wroblewski  | Councilman |
|          | Joseph Kornecki      | Councilman |
|          | Michael J. Kaczmarek | Councilman |
|          | Joseph M. Trojanoski | Councilman |
|          | Stanley R. Bystrak   | Councilman |
| ABSENT:  | Benedict T. Holtz    | Supervisor |
|          | Alancin M. Fath      | Councilman |

Also present were: Town Clerk Hanley, and Town Attorney Delahunt.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Referred to Councilman Bystrak communication from Dr. Louis Vendetti, Chairman of the Air Pollution Board, relating to the filling of the position of Air Pollution Board Member Tyburski, resigned.

Item No. 4 Ordered received and filed yearly report submitted by Receiver of Taxes and Assessments Edward H. Pfohl.

Item No. 5 The following resolution was moved by Councilman Trojanoski and seconded by Councilman Kornecki:

WHEREAS, there are certain Construction and Improvement Accounts presently carried in the Construction and Improvement Fund; and

WHEREAS, the construction of the improvement for such accounts has been completed; and

WHEREAS, it now becomes necessary to transfer the balances in these accounts to the Special Districts Funds;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION ONE: That the Supervisor is hereby ordered and directed to give affect to the following transfers:

Resolution No. 1

From the following Construction and Improvement Funds:

Sewer District No. 7	\$3,294.03
Curbing - Treehaven	963.70
Curbing - Walton	964.68
Storm Sewer No.5-Peinkofer Extension	1,382.84
Lateral - Sewer - Smallwood	1,024.33
Paving - Cedar, Tudor, Campbell	853.18
Curbing - Mansion	283.32
Curbing - Peoria	610.55
Curbing - Warsaw	892.02
Street Lights - Group 23	387.09
Street Lights - Group 24	274.53
Street Lights - Group 25	504.75

TOTAL

\$11,435.02



Item No. 7-Cont'd.

GENERAL FUND TRANSFERS

<u>FROM</u>	\$
Town Board - Salaries - Councilmen	98.31
- " - Senior Stenographer	1,328.62
- Printing briefs, cost of litigation, etc.	439.23
- Printing and publishing reports	114.52
Supervisor - Salary of Secretary to Supervisor	100.00
- Bookkeeper	1,119.42
- Equipment	114.50
Town Clerk - Salary of 1st Deputy Town Clerk	52.00
- Salary of 2nd Deputy Town Clerk	52.00
- Salary of Telephone Operator	249.80
- Salary of Senior Stenographer	152.00
- Postage, stationery, etc.	436.30
Judicial Department - Equipment	300.00
Assessors - Salary of Assessors	800.00
- Salary of Addressograph Operator	400.00
- Salary of Stenographer	345.08
- Traveling expense	17.60
- Equipment	220.00
Receiver of Taxes - Salary of Senior Account Clerk	500.00
- Office expenses	85.09
- Service contracts	71.52
- Expenses relating to County Tax Rolls	
Postage	50.50
Supplies	100.65
- Expenses relating to School Tax Rolls	
Supplies	221.25
Town House - Telephone	182.98
- Supplies	411.71
- Equipment	771.56
Engineering Department - Supplies	81.75
Microfilming	276.98
Town Historian - Maps, records, supplies, etc.	315.67
Partial reprinting of Historical Atlas	850.00
Office equipment	75.97
Elections - Rent of polling places	588.00
Insurance and Surety Bonds	7,002.15
Miscellaneous repairs and minor improvements - Other	935.35
Contributions to New York State Retirement System -	
- for police program	3,331.00
- for other employees	2,899.00
- Supplemental pensions	112.45
Contribution to Federal Social Security	4,881.41
Veterans observances	300.00
Traffic Regulation Expense - School crossing guards	1,311.76
- Street marking and paint	4,589.96
Department of Public Works - Supplies	189.50
Incineration Plant - Supplies	170.23
- Electricity, gas and water	732.67
Civil Defense Aid -	986.96
Payment of Capital Notes and Interest	681.00
Recreation Department - Salary of Director	4,400.00
- Umpires and Referees	1,489.00
- Maintenance of parks	2,773.34
- Real estate taxes	368.73
- Traveling expenses	16.50
- Estimated State aid	6.75
Police Department - Town police force salaries	26,608.39
- Other salaries	309.75
- Gasoline and oil	881.98
- Printing and stationery	214.28
- Equipment	3,114.80
- Medical examinations	370.00
- Fees in criminal proceedings	100.00
- Special investigations	140.00
- Maintenance - Radio Station	426.07
- Traveling expense	219.40
- Meals to prisoners	189.50
Interest on temporary loans	500.00
Bond redemption	9,000.00
Interest on bonds	2,172.00
Unappropriated surplus	18,838.30
TOTAL	<u>\$111,215.24</u>

Item No. 7-Cont'd.

GENERAL FUND TRANSFERS - (Cont'd.)

<u>TO</u>	\$
Town Board - Office and other expense	370.46
Supervisor - Payroll clerk	100.00
- Clerk - Part time	974.00
- Office and other expenses	627.56
Town Clerk - New adding machine	268.86
- Other wages	637.00
Judicial Department - Salary of Justices	600.00
- Dockets, postage, etc.	574.09
- Stenographic services	505.40
Assessors - Salary of Addressograph Operator - Part time	509.50
- Extra clerks - Special assessments	2,323.20
- Office and other expenses	219.21
Receiver of Taxes - Salary of Receiver of Taxes	200.00
- Salary of Accounting Machine Operator	200.00
- Compensation of extra clerks	609.50
- Office equipment	26.25
- Expenses relating to School Tax Rolls - Postage	8.75
Town House - Electricity, gas and water	543.96
- Repairs	3,672.67
- Cleaning wages	389.06
- Window cleaning	350.00
- Other wages	1,793.50
Engineering Department - New automobile	96.70
- Rodman	200.00
- Rodman (summer only)	1,603.00
Advertising and publishing notices	3,736.80
Elections - Compensation of election inspectors	303.00
- New voting machine	123.22
- Moving booths, etc.	12,185.70
- Storage of voting machines	300.00
Miscellaneous repairs and minor improvements - Sidewalk repairs	4,176.51
Contingent Fund	4,108.83
Dog Wardens - other expenses	830.10
Traffic Regulation Expense - Equipment for crossing guards	293.90
- Traffic Signal Lights	1,190.70
- Traffic Signs	7,045.06
Incineration Plant - Wages of operators	3,427.19
- Repairs	6,264.79
Unbudgeted items	15,691.90
Recreation Department - Extra labor	11,331.07
- Playground supervisors	1,942.65
- Equipment operators	2,108.33
- Wading pool operation	344.45
- Supplies	1,480.51
- Equipment	3,323.47
- Developing Dingen Street Park	2,240.27
Shade Tree Fund	3,110.94
Police Department - Mechanic's salary	200.00
- Maintenance - cars and cycles	231.57
- Materials and supplies	1,470.04
- Special traffic guards	389.00
Miscellaneous	5,962.57
TOTAL	<u>\$111,215.24</u>

Item No. 7-Cont'd.

GENERAL FUND TRANSFERS - (Cont'd.)

<u>FROM</u>		
	Fees of Town Officers	\$ 2,953.61
	Mortgage Tax	101,925.66
	Dog Tax	1,156.50
	Licenses, permits, etc.	8,790.68
	Fines	8,525.00
	Port Authority - Police protection	1,512.68
	Interest on Redemption of United States Obligation	4,715.50
	Miscellaneous and unbudgeted items	7,365.47
	TOTAL	<u>\$136,945.10</u>

<u>TO</u>		\$ .03
	State Assistance	
	Payment from Sewer Districts	500.00
	For New York State Retirement	2,988.15
	Sale of maps, etc. by Town Clerk	767.08
	Services to School Districts	132,689.84
	Unappropriated surplus	
	TOTAL	<u>\$136,945.10</u>

PART TOWN FUND TRANSFERS

<u>FROM</u>		\$	
	Health Fund - Expense of Health Officer		438.55
	- Registrar of Vital Statistics		11.75
	Building & Plumbing Department - Stenographic service		407.58
	- Office and other expense		254.03
	Air Pollution - Fees of Board Members		550.00
	- Salary of Deputy Director		5,000.00
	TOTAL	\$	<u>6,661.91</u>

<u>TO</u>		\$	600.00
	Health Fund - Salary of Health Officer		
	Building & Plumbing Department - Salary of Building & Plumbing Inspector		100.00
	Zoning Board of Appeals - Fees of members		51.11
	Air Pollution - Miscellaneous expenses		3,369.85
	Part Town Fund Surplus		2,540.95
	TOTAL	\$	<u>6,661.91</u>

<u>FROM</u>	Licenses and Permits	\$	<u>4,334.00</u>
-------------	----------------------	----	-----------------

<u>TO</u>	Part Town Fund Surplus	\$	<u>4,334.00</u>
-----------	------------------------	----	-----------------

BE IT FURTHER RESOLVED that the Supervisor be, and he hereby is, instructed to make the transfer of balances and to give effect to the additional appropriations set forth above.

AYES: -5-

NOES: -0-

ABSENT: -2-

**ANNUAL REPORT OF SUPERVISOR****TOWN OF CHEEKTOWAGA**Cheektowaga, New York  
December 31, 1959**MEMBERS OF THE TOWN BOARD  
TOWN OF CHEEKTOWAGA, NEW YORK**

Gentlemen:

I have prepared and submit herewith a full and complete statement of the moneys received and disbursed by me during the year 1959 for the account of the Town of Cheektowaga and funds properly entrusted to me in my capacity as Supervisor, as follows:

**DETAILED SUMMARY OF GENERAL FUND  
FOR THE YEAR 1959****RECEIPTS**

<b>Cash on Hand and on Deposit—January 1, 1959</b>			
On hand	\$ 200.00		
On deposit	95,529.65	\$	95,729.65
<b>General Town Tax</b>			704,390.00
<b>Comptroller of the State of New York</b>			
State assistance	\$264,450.12		
Justice Court fines and fees	16,525.00		
Youth program	4,206.75		285,181.87
<b>Erie County Treasurer</b>			
Mortgage tax	\$111,925.66		
Dog tax	8,156.50		120,082.16
<b>Licenses</b>			
Dog	\$ 1,068.25		
Marriage	460.50		
Hunting	260.25		
Bingo	2,355.00		4,144.00
<b>Department Earnings</b>			
Receiver of Taxes and Assessments	\$ 5,953.61		
Permit fees	2,819.95		
Filing fees	2,616.75		11,390.31
<b>Transfers From Other Funds</b>			
<b>Highway Fund:</b>			
Current chargebacks by Erie County	\$ 410.86		
For Federal Social Security	3,600.00		
For New York State Retirement	14,400.00		
<b>Special Districts Fund:</b>			
Current chargebacks by Erie County	3,684.72		
For incineration	95,000.00		
For Federal Social Security	5,400.00		
For New York State Retirement	25,000.00		
For services of Town Attorney	1,500.00		
For services of Town Engineer	5,500.00		
For services of Foreman	2,300.00		
For services of Clerk	2,250.00		
<b>Construction and Improvement Fund:</b>			
For legal services—Sewer District No. 7	3,000.00		162,025.58
<b>Port Authority</b>			
Police protection—Airport	\$ 28,892.68		
In lieu of taxes on airport	3,000.00		31,892.68
<b>Miscellaneous</b>			
Interest earned	\$ 9,715.50		
Town Clerk—Maps, etc.	990.47		
Refunds	5,340.73		
Insurance claims	1,555.84		
School Districts—Services	1,232.92		
Fire Districts—Services	330.00		
Assessors certificates	256.00		
New York Telephone Company—			
Commission	22.02		
Rent	25.00		
Fines—Erie County	67.24	\$	19,535.72
<b>TOTAL RECEIPTS</b>			<b>\$1,434,371.97</b>

**DISBURSEMENTS  
BUDGET EXPENDITURES**

<b>Town Board</b>			
<b>Salaries:</b>			
Councilmen (6)	\$ 23,901.69		
Town Attorney	9,600.00		
Stenographer	2,071.38		
Printing briefs, cost of litigation and expense of Town Attorney	1,660.77		
Office and other expense	1,370.46		
Printing and publishing reports	85.48		
Dues to Association of Towns	250.00		38,939.78

**Supervisor**

<b>Salaries:</b>		
Supervisor .....	\$ 8,200.00	
Secretary to Supervisor .....	4,700.00	
Bookkeeper .....	3,080.58	
Payroll clerk .....	4,000.00	
Clerk—Part-time .....	2,574.00	
Office and other expense .....	2,827.56	
Equipment .....	355.50	25,737.64

**Town Clerk**

<b>Salaries:</b>		
Town Clerk .....	\$ 7,000.00	
1st Deputy Town Clerk .....	4,000.00	
2nd Deputy Town Clerk .....	3,700.00	
Telephone operator .....	3,402.20	
Senior stenographer .....	3,400.00	
Clerk—Part-time .....	637.00	
Office and other expense .....	2,563.70	
Equipment .....	568.86	25,271.76

**Justices of the Peace**

<b>Salaries:</b>		
Joseph Pyszcznski .....	\$ 5,000.00	
Ralph Radwan .....	5,000.00	
Stenographic services .....	705.40	
Office and other expense .....	1,174.09	11,879.49

**Assessors**

<b>Salaries:</b>		
Chairman of Board .....	\$ 5,800.00	
Assessors (2) .....	10,200.00	
Addressograph operator .....	3,800.00	
Stenographer .....	3,154.92	
Senior Clerk—Special assessments .....	4,050.00	
Draftsman and microfilming .....	2,850.00	
Extra clerks—Special assessments .....	5,323.20	
Addressograph operator—Part-time .....	3,009.50	
Traveling expense .....	682.40	
Office and other expense .....	2,219.21	
Equipment .....	919.00	\$ 41,808.23

**Receiver of Taxes and Assessments**

<b>Salaries:</b>		
Receiver of Taxes and Assessments .....	\$ 7,200.00	
Senior account clerk .....	4,000.00	
Accounting machine operator .....	3,400.00	
Extra clerks .....	5,609.50	
Office expenses .....	314.91	
Service contracts .....	403.48	
Office equipment .....	461.25	
<b>Expense relating to County tax rolls:</b>		
Postage .....	649.50	
Supplies .....	199.35	
<b>Expense relating to School tax rolls:</b>		
Postage .....	708.75	
Supplies .....	628.75	23,575.49

**Town House**

Electricity, gas and water .....	\$ 6,543.96	
Telephone .....	7,817.02	
Supplies .....	2,588.29	
Repairs .....	8,672.67	
Cleaning wages .....	3,389.06	
Window cleaning .....	1,850.00	
Equipment .....	2,228.44	
Other wages .....	1,793.50	34,882.94

**Engineering Department**

<b>Salaries:</b>		
Senior Engineer .....	\$ 9,600.00	
Senior Engineering Aide .....	5,900.00	
Junior Engineering Aides .....	10,000.00	
Draftsman .....	5,000.00	
Rodman .....	4,800.00	
Rodman (summer only) .....	3,603.00	
Stenographer .....	3,400.00	
Supplies .....	1,418.25	
Station wagon .....	1,896.70	
Microfilming .....	223.02	
	\$ 45,640.97	
Less: Charge to Assessors .....	2,650.00	42,990.97

**Town Historian**

Office and other expense .....	\$ 684.33	
Office equipment .....	424.03	1,108.36

**Advertising and Publishing Notices**

10,738.80

**Elections**

Compensation of election personnel .....	\$ 14,939.00	
Voting machines .....	1,473.22	
Rent of polling places .....	2,612.00	

Moving booths, etc. _____	14,885.70	
Storage of voting machines _____	1,500.00	35,209.92
<b>Insurance and Surety Bonds</b>		
Compensation insurance _____	\$ 27,307.20	
Liability and property damage _____	19,254.97	
Fire and general _____	3,380.17	
Surety bonds _____	3,055.51	52,997.85
<b>Minor Improvements</b>		
Sidewalks _____	\$ 11,676.51	
Foot bridge _____	5,000.00	
Other _____	64.65	16,741.16
<b>Federal Social Security</b>		
Town's 1959 contribution _____		24,118.59
<b>New York State Retirement System</b>		
Town's 1959 contribution _____		90,457.55
		1,200.00
<b>Veterans Observances</b>		
<b>Contingent Fund</b>		
Expenses in legislative matters and other special and professional services _____		27,108.83
<b>Dog Wardens</b>		
Salaries (2) _____	\$ 7,400.00	
Other expenses _____	1,030.10	8,430.10
<b>Traffic Regulation Expense</b>		
School crossing guards _____	\$ 39,588.24	
Equipment for crossing guards _____	793.90	
Traffic signal lights _____	6,190.70	
Street marking and paint _____	7,410.04	
Traffic signs _____	13,545.06	67,527.94
<b>Incineration Plant</b>		
Salaries:		
Superintendent _____	\$ 5,500.00	
Assistant Foreman _____	5,400.00	
Wages of operators _____	40,227.19	
Supplies _____	4,329.77	
Electricity, gas and water _____	4,267.33	
Repairs _____	8,264.79	67,989.08
<b>Department of Public Works</b>		
Miscellaneous Functions:		
Salaries:		
General foreman _____	\$ 5,000.00	
Principal clerk _____	4,800.00	
Maintenance men (2) _____	9,600.00	
Supplies _____	10.50	19,410.50
<b>Civil Defense Aid</b>		
Salaries _____	\$ 376.00	
Office and other expense _____	137.04	513.04
<b>Unbudgeted Items</b>		
Emergency power generator—Town Hall _____	\$ 7,342.50	
Additional construction—Highway Garage _____	6,603.00	
Test borings—Proposed extension of Sewer District No. 7 _____	946.40	
Purchase of lots for drainage purposes _____	800.00	15,691.90
<b>Recreation</b>		
Salary of Secretary to Board _____	\$ 1,200.00	
Extra labor _____	22,931.07	
Playground supervisors _____	10,942.65	
Equipment operators _____	11,108.33	
Wading pool operation _____	2,544.45	
Supplies _____	6,980.51	
Umpires and referees _____	2,511.00	
Equipment _____	10,323.47	
Maintenance of parks _____	5,226.66	
Real estate taxes _____	5,131.27	
Traveling expense _____	583.50	
Developing Dingen Street Park _____	6,240.27	85,723.18
<b>Interest on Temporary Loans</b>		
		1,961.48
<b>Erie County Treasurer</b>		
Current chargebacks for erroneous taxes _____		5,043.36
<b>Shade Tree Fund</b>		
		18,110.94
<b>Police Department</b>		
Salaries:		
Town police force _____	\$295,991.61	
Telephone operators _____	20,800.00	
Mechanic _____	5,200.00	
Radio maintenance _____	1,300.00	
Other _____	6,690.25	
Gasoline and oil _____	10,118.02	
Maintenance—Cars and cycles _____	10,731.57	
Printing and stationery _____	785.72	
Materials and supplies _____	2,470.04	
Equipment _____	13,485.20	

Medical examinations .....	130.00	
Special traffic guards .....	464.00	
Special investigations .....	60.00	
Maintenance—Radio station .....	473.93	
Traveling expense .....	280.60	
Services of matron .....	1,600.00	
Meals to prisoners .....	310.50	\$ 370,891.44
<b>Payment of Capital Notes—Principal Only</b>		
Incinerator .....	\$ 6,250.00	
Drainage .....	14,500.00	
Playground .....	4,399.60	
Highway Building .....	4,500.00	
Social Security .....	14,250.79	
Bookkeeping machine .....	1,800.00	45,700.39
<b>Debt Service</b>		
Redemption of bonds .....	\$ 34,000.00	
Interest on bonds .....	14,069.50	48,069.50
<b>Miscellaneous</b>		
Cleaning ditches .....	\$ 5,629.65	
Examinations—Medical, etc. ....	268.00	
Refunds (bids, etc.) .....	102.00	
Christmas tree pickup .....	1,169.61	
Expense of issuing and paying bonds .....	388.88	
Travel expenses .....	309.05	
Meetings expenses .....	20.38	
Legal expenses .....	75.00	7,962.57

**TOTAL DISBURSEMENTS** \$1,267,790.78

**SUMMARY OF GENERAL FUND**

Total receipts .....		\$1,434,371.97
Total disbursements—		
Budget expenditures .....	\$1,267,790.78	
Transfer of surplus to		
"Part Town Fund" .....	10,171.47	1,277,962.25
Balance—December 31, 1959 .....		\$ 156,409.72

**DETAILED SUMMARY OF PART TOWN FUND FOR THE YEAR 1959**

**RECEIPTS**

Cash on Deposit—January 1, 1959 .....		\$ —0—
<b>Transfers of Surplus from Other Funds</b>		
General Fund .....	\$ 10,171.47	
Health Fund .....	369.22	10,540.69
<b>General Town Tax</b> .....		17,550.00
<b>Department Earnings</b>		
Building permits .....	\$ 11,399.00	
Inspection fees .....	4,605.00	
Variance and rezoning fees .....	1,440.00	
Plumbers licenses .....	870.00	
Plumbers examination fees .....	115.00	18,429.00
<b>TOTAL RECEIPTS</b> .....		\$ 46,519.69

**DISBURSEMENTS BUDGET EXPENDITURES**

<b>Building and Plumbing Department</b>		
<b>Salaries:</b>		
Building and Plumbing Inspector .....	\$ 5,800.00	
Assistant Building and Plumbing Inspector .....	5,000.00	
Stenographic services .....	3,192.42	
Office and other expenses .....	1,245.97	
Refunds of building permit fees .....	95.00	\$ 15,333.39
<b>Zoning Board of Appeals</b>		
Fees for Board Members .....		2,051.11
<b>Air Pollution</b>		
Fees for Board Members .....	\$ 450.00	
Miscellaneous expenses .....	4,569.85	
Services of Director .....	1,600.00	6,619.85
<b>Health Fund</b>		
Salary of Health Officer .....	\$ 5,600.00	
Expenses of Health Officer .....	961.45	
Registrar of Vital Statistics .....	138.25	
	\$ 6,699.70	
Less: Charge to Air Pollution .....	1,600.00	5,099.70
<b>TOTAL DISBURSEMENTS</b> .....		\$ 29,104.05

**SUMMARY OF PART TOWN FUND**

Total receipts .....	\$ 46,519.69
Total disbursements .....	29,104.05
	<hr/>
Balance—December 31, 1959 .....	\$ 17,415.64

**DETAILED SUMMARY OF TRUST FUND—  
EMPLOYEES' SOCIAL SECURITY TAX WITHHELD  
FOR THE YEAR 1959**

<b>RECEIPTS</b>	
Cash on Deposit—January 1, 1959 .....	\$ 3,747.50
Employees' Social Security Tax .....	42,661.71
Contributions Withheld .....	<hr/>
	\$ 46,409.21
<b>TOTAL RECEIPTS DISBURSEMENTS</b>	
Employees' Social Security Tax Contributions Paid to the State .....	35,302.41
	<hr/>
Cash on Deposit—December 31, 1959 .....	\$ 11,106.80

**DETAILED SUMMARY  
OF CONSTRUCTION AND IMPROVEMENT FUND  
FOR THE YEAR 1959**

<b>RECEIPTS</b>	
Cash on Deposit—January 1, 1959 .....	\$ 30,943.65
<b>Proceeds of Capital and Bond Anticipation Notes</b>	
Paving—Cedar, Tudor, Campbell .....	\$ 8,000.00
Curbing—Mansion .....	1,000.00
Curbing—Peoria .....	1,000.00
Street Lighting Improvement—Group 25 ..	6,500.00
Sewer District No. 7—Walden Extension ..	38,000.00
Sewer District No. 5—Greenwood, Crestwood, Andres .....	90,500.00
Sewer District No. 6—Walden, Outfall, Zoerb .....	281,800.00
Scajaquada Creek—Cleaning .....	427,200.00
Curbing—Wabash .....	12,000.00
Curbing—Cherokee .....	23,500.00
Curbing—Calderwood, Hunting .....	3,000.00
Street Lighting Improvement—Group 26 ..	13,200.00
Paving—Lemoine .....	40,000.00
	<hr/>
	945,700.00
<b>Proceeds From Sale of Bonds</b>	
Sewer District No. 7	
Principal .....	\$ 33,000.00
Premium and interest .....	76.38
Lateral Sewer—Buell, Genesee	
Principal .....	9,000.00
Premium and interest .....	20.62
Lateral Sewer—Smallwood	
Principal .....	6,500.00
Premium and interest .....	15.05
Paving—Cedar, Tudor, Campbell	
Principal .....	161,090.00
Premium and interest .....	393.48
Curbing—Mansion	
Principal .....	13,000.00
Premium and interest .....	30.10
Curbing—Peoria	
Principal .....	13,000.00
Premium and interest .....	30.10
Curbing—Warsaw	
Principal .....	10,000.00
Premium and interest .....	23.09
Footbridge	
Principal .....	15,000.00
Premium and interest .....	34.74
Lateral Sewer—Union, Goering	
Principal .....	10,000.00
Premium and interest .....	23.09
Highway Building	
Principal .....	166,000.00
Premium and interest .....	384.20
	<hr/>
	437,620.85
<b>Transfers From Other Funds</b>	
Construction and Improvement Fund:	
Lateral Sewer—Smallwood .....	\$ 238.40
Special Districts Fund:	
Lateral Sewer—Union, Goering .....	316.63
General Fund:	
Footbridge .....	\$5,000.00
Highway Building .....	2,000.00
	<hr/>
	7,000.00
	<hr/>
	\$ 7,555.03
	<hr/>
TOTAL RECEIPTS	\$1,421,819.53

**DISBURSEMENTS**

**Payment of Capital and Bond**

**Anticipation Notes—Principal Only**

Sewer District No. 7 .....	\$ 30,000.00	
Lateral Sewer—Buell, Genesee .....	9,000.00	
Lateral Sewer—Smallwood .....	6,000.00	
Paving—Cedar, Tudor, Campbell .....	170,000.00	
Curbing—Mansion .....	13,000.00	
Curbing—Peoria .....	12,000.00	
Curbing—Warsaw .....	9,000.00	
Footbridge .....	15,000.00	
Lateral Sewer—Union, Goering .....	10,300.00	
Highway Building .....	125,000.00	\$ 399,300.00

**Payments To Contractors, Engineering, etc.**

Sewer District No. 7 .....	\$ 3,435.02	
Curbing—Treehaven .....	22.50	
Curbing—Walton .....	61.35	
Street Lighting Improvement—Group 24 .....	74.48	
Lateral Sewer—Buell, Genesee .....	1,156.60	
Lateral Sewer—Smallwood .....	343.69	
Street Lighting Improvement—Group 24 .....	74.48	
Paving—Cedar, Tudor, Campbell .....	2,136.24	
Curbing—Mansion .....	805.64	
Curbing—Peoria .....	1,207.05	
Curbing—Warsaw .....	642.21	
Footbridge .....	361.21	
Lateral Sewer—Union, Goering .....	620.60	
Highway Building .....	56,020.97	
Street Lighting Improvement—Group 25 .....	5,985.25	
Sewer District No. 7—Walden Extension .....	35,051.71	
Sewer District No. 5—Greenwood, Crestwood, Andres .....	90,132.68	
Sewer District No. 6— Walden, Outfall, Zoerb .....	270,220.95	
Scajaquada Creek—Cleaning .....	426,585.00	
Curbing—Wabash .....	11,678.22	
Curbing—Cherokee .....	22,856.09	
Curbing—Calderwood, Hunting .....	758.00	
Street Lighting Improvement— Group No. 26 .....	11,752.95	
Paving—Lemoine .....	39,777.80	981,724.34

**Transfer of Unexpended Balances in Completed Projects**

Special Districts Fund:		
Sewer District No. 7 .....	\$ 3,294.03	
Curbing—Treehaven .....	963.70	
Curbing—Walton .....	964.68	
Storm Sewer District No. 5 .....	1,382.84	
Street Lighting Improvement— Group No. 23 .....	387.09	
Lateral Sewer—Smallwood .....	1,024.33	
Street Lighting Improvement— Group No. 24 .....	274.53	
Paving—Cedar, Tudor, Campbell .....	853.18	
Curbing—Mansion .....	283.32	
Curbing—Peoria .....	610.55	
Curbing—Warsaw .....	892.02	
Street Lighting Improvement—Group 25 .....	504.75	
General Fund:		
Wading Pool and Incinerator (net) .....	54.94	\$ 11,489.96

**Transfer in Construction and Improvement Fund**

Lateral Sewer—Smallwood to Storm Sewer District No. 5 .....	238.40
--	--------

**TOTAL DISBURSEMENTS** \$1,392,752.70

**SUMMARY OF CONSTRUCTION AND IMPROVEMENT FUND**

Total receipts .....	\$1,421,819.53
Total disbursements .....	1,392,752.70
Balance December 31, 1959 .....	\$ 29,066.83

**DETAILED SUMMARY OF SPECIAL DISTRICTS FUND**

**RECEIPTS**

Cash on Deposit—January 1, 1959 .....	\$ 127,091.58
Special Districts Assessment	
General Town Lighting .....	149,701.83
Fire Districts	
District No. 1—Doyle .....	\$ 34,883.07
District No. 2—Walden .....	25,375.00
District No. 3—Forks .....	15,701.18
District No. 4—U-Crest .....	29,851.80

District No. 5—Pine Hill .....	25,951.73	
District No. 6—Cleveland Hill .....	32,450.00	
District No. 8—Hyland-Urban .....	993.00	165,205.78

**Water Hydrant Districts**

District No. 1—Doyle .....	\$ 15,072.95	
District No. 2—Walden .....	5,930.16	
District No. 3—Forks .....	5,136.91	
District No. 4—U-Crest .....	18,502.73	
District No. 5—Pine Hill .....	7,983.40	
District No. 6—Cleveland Hill .....	22,364.00	
District No. 7—French Road .....	2,124.00	
District No. 8—Hyland-Urban .....	996.50	
District No. 10—Bellevue .....	1,681.50	79,792.15

**Water Supply Districts**

District No. 9 .....	\$ 2,984.00	
Borden Road .....	2,551.33	
Como Park Extension .....	1,062.50	
Strasmer Road Extension .....	5,582.00	
Transit Road Extension .....	2,393.54	14,573.37

**Consolidated Garbage District**

323,608.81

**Sewer Districts**

District No. 1 .....	\$ 585.87	
District No. 2 .....	7,500.00	
District No. 3 .....	77,716.22	
District No. 4 .....	8,619.40	
District No. 5 .....	230,545.18	
District No. 6 .....	23,826.00	
District No. 7 .....	84,840.43	433,633.10

**Storm Sewer Districts**

District No. 1 .....	\$ —0—	
District No. 2 .....	—0—	
District No. 3 .....	7,028.00	
District No. 4 .....	9,010.00	
District No. 5 .....	8,315.00	24,353.00

**Lateral Sanitary Sewer Districts**

Mapleview .....	\$ 459.54	
Peter .....	252.14	
Genesee—from Midland N .....	464.71	
Raymond .....	2,111.19	
Gruner, Kennedy, etc. ....	8,423.33	
Genesee—Awood to Beechwood .....	864.94	
Yorktown .....	164.04	
Wallace .....	1,670.29	
Ludwig .....	1,627.67	
Oriole .....	269.31	
Yvonne, Crestview and Kuhn .....	4,254.95	
Union from Redleaf S .....	486.50	
Buell, Genesee .....	2,270.00	
Smallwood .....	2,180.00	
Union, Goering .....	2,300.00	\$ 27,738.61

**Paving Districts**

Homesgarth .....	\$ 797.21	
Aurora .....	387.63	
Abeles .....	2,110.00	
Lena .....	1,063.38	
Mapleview .....	1,378.34	
Yorktown .....	766.25	
Cedar, Tudor, Campbell .....	22,100.00	28,602.81

**Sidewalk District**

852.76

**Curbing Districts**

Chesterfield .....	\$ 2,113.04	
Treehaven .....	3,594.00	
Walton .....	2,450.00	
Mansion .....	2,390.00	
Peoria .....	2,360.00	
Warsaw .....	2,270.00	15,177.04

**Fire Protection Districts**

District No. 1—Bowmansville .....	\$ 1,009.71	
District No. 2—Tio-run-da .....	7,420.50	
District No. 3—South Line .....	3,000.00	11,430.21

**Street Lighting Improvement**

<b>Group 19</b>		
Vern Lane .....	\$ 1,196.68	
Lyman .....	349.03	
Greenway .....	663.78	
Abeles .....	398.90	2,608.39

**Group 20**

Seminole .....	\$ 704.70	
----------------	-----------	--

Nokomis .....	1,321.31	
Markus .....	381.71	
Greenleaf .....	528.53	2,936.25
<hr/>		
<b>Group 21</b>		
Victoria .....	\$ 751.54	
Parkview .....	268.41	
Pinewood .....	214.72	
Cresthaven .....	536.83	
Melcourt—East .....	644.19	
Camel .....	214.72	
Isabelle .....	644.19	
Applewood .....	483.13	
Dania .....	590.50	
White .....	644.19	
Hillside .....	375.78	\$ 5,368.20
<hr/>		
<b>Group 22</b>		
Hillsboro .....	\$ 551.16	
Laurentian .....	748.00	
Foisett .....	905.47	
Princeton .....	1,141.68	
Woodcrest .....	78.74	
Avery .....	433.05	
Harvard .....	78.74	3,936.84
<hr/>		
<b>Group 23</b>		
Lucid .....	\$ 290.35	
Thruway .....	580.70	
Walton .....	471.82	
Beale .....	1,633.22	
Patton .....	362.94	
McNaughton .....	290.35	3,629.38
<hr/>		
<b>Group 24</b>		
Dennis .....	\$ 744.47	
Laura .....	666.09	
Lyncrest .....	548.56	
Yvonne .....	744.47	
Delmar .....	470.19	
Duchess .....	274.28	
Farmingdale .....	470.19	3,918.25
<hr/>		
<b>Proceeds of Capital Notes</b>		
Consolidated Garbage District .....		9,127.00
<b>Transfer of Unexpired Balances In Completed Projects from Construction and Improvement Fund</b>		
Sewer District No. 7 .....	\$ 3,294.03	
Storm Sewer District No. 5 .....	1,382.84	
Lateral Sanitary Sewer—Smallwood .....	1,024.33	
Paving—Cedar, Tudor, Campbell .....	853.18	
Curbing—Treehaven .....	963.70	
Curbing—Walton .....	964.68	
Curbing—Mansion .....	283.32	
Curbing—Peoria .....	610.55	
Curbing—Warsaw .....	892.02	
Street Lighting Improvement—Group 23 .....	387.09	
Street Lighting Improvement—Group 24 .....	274.53	
Street Lighting Improvement—Group 25 .....	504.75	11,435.02
<hr/>		
<b>Water Supply Districts</b>		
<b>Water Collections</b>		
District 9 .....	\$ 9,711.12	
District 10 .....	7,164.80	16,875.92
<hr/>		
<b>TOTAL RECEIPTS</b>		<b>\$1,461,596.30</b>
<hr/>		
<b>DISBURSEMENTS</b>		
<b>General Town Lighting</b>		
Town Street Lighting .....	\$145,807.94	
Repairs to standards .....	2,142.04	
Erie County chargebacks .....	191.79	
	\$147,941.77	
Less: Village of Sloan—Service .....	300.00	\$ 147,641.77
<hr/>		
<b>Fire Districts</b>		
District No. 1—Doyle .....	\$ 34,883.07	
District No. 2—Walden .....	25,375.00	
District No. 3—Forks .....	15,701.18	
District No. 4—U-Crest .....	29,851.80	
District No. 5—Pine Hill .....	25,951.73	
District No. 6—Cleveland Hill .....	32,450.00	
District No. 8—Hyland-Urban .....	993.00	165,205.78
<hr/>		
<b>Water Hydrant Districts</b>		

District No. 1—Doyle .....	\$ 14,302.03	
District No. 2—Walden .....	6,084.81	
District No. 3—Forks .....	4,959.91	
District No. 4—U-Crest .....	18,615.39	
District No. 5—Pine Hill .....	7,894.41	
District No. 6—Cleveland Hill .....	23,201.74	
District No. 7—French Road .....	2,035.50	
District No. 8—Hyland-Urban .....	708.00	
District No. 10—Bellevue .....	1,681.50	79,483.29

**Water Supply Districts**

<b>Districts 9 and 10</b>		
Cost of water .....	\$ 10,120.94	
Maintenance, etc.—		
District 9 .....	2,479.19	
District 10 .....	1,108.54	
Erie County chargebacks .....	233.41	13,942.08

**Consolidated Garbage District**

Salaries and wages .....	\$177,925.40	
Services of General Foreman .....	2,300.00	
Services of Principal Clerk .....	2,250.00	
Incineration .....	95,000.00	
Gasoline, oil, repair parts, etc. ....	22,741.81	
Disposal site .....	3,600.00	
Office expenses, etc .....	582.92	
<b>New York State Retirement System—</b>		
Town's contribution .....	14,000.00	
<b>Federal Social Security—</b>		
Town's contribution .....	3,400.00	
Equipment .....	14,217.42	
Erie County chargebacks .....	191.26	
	<u>\$336,208.81</u>	
Less: Revenue received .....	160.56	336,048.25

**Sewer Districts**

<b>District No. 1</b>		
Rent to City of Buffalo .....		\$ 585.87
<b>District No. 2</b>		
Rent .....	\$ 6,000.00	
Maintenance .....	1,500.00	7,500.00

<b>District No. 3</b>		
Labor—Operating .....	\$ 24,289.87	
Labor—Maintenance .....	1,076.51	
Services of Superintendent .....	1,860.00	
Services of Town Engineer .....	1,500.00	
Services of Town Attorney .....	500.00	
Electricity, gas and water .....	5,223.59	
Taxes .....	6,269.08	
Erie County chargebacks .....	17.31	
Supplies, etc .....	7,047.74	
Repairs .....	385.86	
<b>New York State Retirement System—</b>		
Town's contribution .....	3,000.00	
<b>Federal Social Security—</b>		
Town's contribution .....	500.00	
	<u>\$ 51,649.96</u>	

Less: Rental charged:		
Village of Sloan .....	\$ 1,550.00	
New York Central R.R. ....	800.00	2,350.00
		<u>49,299.96</u>

<b>District No. 4</b>		
Rent .....	\$ 7,000.00	
Operation of pump station .....	1,019.00	
Maintenance .....	1,913.94	
Erie County chargebacks .....	119.40	10,052.34

<b>District No. 5</b>		
Labor—Operating .....	\$ 67,997.62	
Labor—Maintenance .....	23,283.75	
Services of Superintendent .....	3,340.00	
Services of Engineer .....	4,000.00	
Services of Town Attorney .....	1,000.00	
Electricity, gas and water .....	30,892.74	
Chlorine .....	7,175.00	
Supplies .....	20,981.53	
Repairs .....	7,819.08	
Erie County chargebacks .....	2,462.37	
Equipment .....	200.00	
<b>New York State Retirement System—</b>		
Town's contribution .....	8,000.00	
<b>Federal Social Security—</b>		
Town's contribution .....	1,500.00	
	<u>\$178,652.09</u>	

Less: Rental Charges:		
Josephine Asmondus .....	\$ 75.00	
Port Authority .....	12,000.00	

Sewer District No. 2	8,000.00		
Sewer District No. 4	7,000.00		
Sewer District No. 6	21,700.00		
Sewer District No. 7	20,000.00	66,775.00	111,877.09
<b>District No. 6</b>			
Rent		\$ 20,500.00	
Maintenance		1,200.00	21,700.00
<b>District No. 7</b>			
Maintenance			20,000.00
<b>Storm Sewer Districts</b>			
<b>District No. 1</b>			
Maintenance		\$ 1,790.72	
<b>District No. 2</b>			
Maintenance		2,000.00	
<b>District No. 3</b>			
Maintenance		2,000.00	
<b>District No. 4</b>			
Maintenance		1,000.00	\$ 6,790.72
<b>Lateral Sanitary Sewer Districts</b>			
Interest		\$ 137.50	
Erie County chargebacks		96.00	
Legal		320.65	554.15
<b>Paving Districts</b>			
Erie County chargebacks		\$ 243.78	
Interest		140.00	383.78
<b>Sidewalk Districts</b>			
Real estate taxes—Seaton Road			80.44
<b>Curbing Districts</b>			
Interest		\$ 17.50	
Erie County chargebacks		68.67	86.17
<b>Fire Protection Districts</b>			
<b>District No. 1—Bowmansville</b>			
Protection service	\$ 1,009.71		
Hydrant rental	51.59	1,061.30	
<b>District No. 2—Tio-run-da</b>			
Protection service	\$ 4,500.00		
Hydrant rental	2,920.50	7,420.50	
<b>District No. 3—South Line</b>			
Protection service		3,000.00	11,481.80
<b>Street Lighting Improvement</b>			
Interest			
Group 19	\$ 31.25		
Group 20	36.25		
Group 21	151.26		
Group 22	120.00		
Group 23	96.26		
Group 24	93.75		528.77
<b>Transfer of Funds</b>			
Construction and Improvement Fund:			
Lateral Sewer—Union, Goering	\$ 316.63		
General Fund:			
Fire Protection District No. 1— Bowmansville		93.60	410.23
<b>Payment of Capital and Bond Anticipation Notes—Principal Only</b>			
Lateral Sewer—Wallace	\$ 1,600.00		
Lateral Sewer—Union from Redleaf S	1,000.00		
Paving—Cedar, Tudor, Campbell	8,000.00		
Street Lighting Improvement—Group 19	2,500.00		
Street Lighting Improvement—Group 20	2,900.00		
Street Lighting Improvement—Group 21	5,500.00		
Street Lighting Improvement—Group 22	4,000.00		
Street Lighting Improvement—Group 23	3,500.00		
Street Lighting Improvement—Group 24	3,750.00	\$ 32,750.00	
<b>Debt Service</b>			
<b>Redemption of Bonds</b>			
Water Supply Districts	\$ 9,000.00		
Consolidated Garbage District	12,000.00		
Sewer District No. 3	17,583.33		
Sewer District No. 5	84,500.00		
Sewer District No. 6	2,000.00		
Sewer District No. 7	22,000.00		
Storm Sewer District No. 3	6,000.00		
Storm Sewer District No. 4	5,000.00		
Storm Sewer District No. 5	2,500.00		
Lateral Sanitary Sewer Districts	21,500.00		
Paving Districts	8,500.00		
Sidewalk Districts	1,000.00		

Curbing Districts .....	7,500.00	199,083.33
<b>Interest on Bonds</b>		
Water Supply Districts .....	\$ 5,460.50	
Consolidated Garbage District .....	1,368.00	
Sewer District No. 3 .....	9,876.12	
Sewer District No. 5 .....	43,814.50	
Sewer District No. 6 .....	126.00	
Sewer District No. 7 .....	28,998.00	
Storm Sewer District No. 3 .....	528.00	
Storm Sewer District No. 4 .....	3,510.00	
Storm Sewer District No. 5 .....	3,195.00	
Lateral Sanitary Sewers .....	1,555.13	
Paving Districts .....	3,371.13	
Sidewalk Districts .....	12.50	
Curbing Districts .....	1,417.13	103,232.01
<b>TOTAL DISBURSEMENTS</b>		<b>\$1,318,717.83</b>

**SUMMARY OF SPECIAL DISTRICTS**

Total receipts .....	\$1,461,596.30
Total disbursements .....	1,318,717.83
<b>Balance—December 31, 1959</b> .....	<b>\$ 142,878.47</b>

**DETAILED SUMMARY OF HIGHWAY FUND FOR THE YEAR 1959**

**RECEIPTS**

Balance from previous year .....		\$ 460.01
Proceeds of capital notes .....		84,396.70
State aid .....		8,201.25
Treasurer of Erie County—Snow removal .....		5,800.00
Equipment rental, etc. ....		1,713.83
Refunds .....		2,606.66
Street cuts .....		675.00
Highway tax:		
Item 1—Primary Account .....	\$228,631.94	
Item 2—Bridge Account .....	3,000.00	
Item 3—Machinery Account .....	89,454.61	
Item 4—Miscellaneous Account .....	87,278.92	408,365.47
<b>TOTAL RECEIPTS</b>		<b>\$ 512,218.92</b>

**DISBURSEMENTS**

<b>Item 1:</b>		
General repairs .....	\$184,277.04	
Special improvements .....	52,168.27	\$ 236,445.31
<b>Item 2:</b>		
Bridge repairs .....		2,831.79
<b>Item 3:</b>		
Machinery, tools and equipment:		
Purchase .....	\$ 77,759.84	
Repairs .....	20,898.00	
Redemption of bonds—Principal .....	10,000.00	
Redemption of notes—Principal .....	50,273.95	
Interest on bonds .....	403.00	
Interest on notes .....	2,202.92	161,537.71
<b>Item 4:</b>		
Salary—Highway Superintendent .....	\$ 8,000.00	
Salary—Principal Clerk .....	5,400.00	
Snow removal .....	19,663.28	
Other miscellaneous purposes .....	76,930.93	109,994.21
<b>TOTAL DISBURSEMENTS</b>		<b>\$ 510,809.02</b>

**SUMMARY OF HIGHWAY FUND**

Total receipts .....	\$ 512,218.92
Total disbursements .....	510,809.02
<b>Balance—December 31, 1959</b> .....	<b>\$ 1,409.90</b>

The foregoing statement is in accordance with the books of account and records maintained by me.  
 Town of Cheektowaga, New York  
 Date: February 25, 1960

BENEDICT T. HOLTZ  
 Supervisor

State of New York )  
 County of Erie ) ss:  
 Town of Cheektowaga )

I, the undersigned Town Clerk of the Town of Cheektowaga, do hereby certify that the foregoing statement is a true and exact copy of a statement delivered to me for filing by Benedict T. Holtz, Supervisor of the Town of Cheektowaga.

KENNETH T. HANLEY  
 Town Clerk

Item No. 9 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to have printed 100 copies of the Supervisor's Annual Report for the Year 1959.

Item No. 10 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on December 26, 1959 and December 30, 1959 after the same have been approved by the Building Inspector.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 11 Moved by Councilman Kornecki, seconded by Councilman Kaczmarek, to adjourn.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*