

Cheektowaga, New York  
January 1st, 1942

An Annual Organization meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Thursday, January 1st, 1942 at 3 oclock P. M. with the following members present:

C. CHASE ZALEMSKI, SUPERVISOR  
STANLEY E. PAWLAK, COUNCILMAN  
FRANK SLIWINSKI, "  
NICHOLAS NAPIERALSKI, "  
HENRY LADWINKER, "

Present -5- Absent -0-

A quorum being present the chairman called the meeting to order to transact all business that may come before the board. After a welcome address by Supervisor Zalemski the board proceeded to go into regular session.

Councilman Pawlak, moved the following resolution;

RESOLVED, that all appointive offices be declared vacant because of the expiration of the term of the Official appointees by virtue of the authority vested in the Board to terminate said offices. Councilman Sliwinski, seconded the resolution, which was duly put to a vote, results as follows:

Councilman Ladwinker, voted aye  
Councilman Napieralski, voted aye  
Councilman Pawlak, voted aye  
Councilman Sliwinski, voted aye  
Supervisor Zalemski, voted aye

Carried, Ayes -5- Noes -0-

Councilman Ladwinker, moved the following resolution;

WHEREAS, Section 60 of the Town Law provides that the Town Board in first class Towns shall consist of a Supervisor and four Councilmen, which Boards are vested with all the powers of the Town,

THEREFORE BE IT,

RESOLVED, that the Supervisor when present, shall preside at the meetings of the Town Board. In the absence of the Supervisor, the other members shall designate one of their members to act as temporary chairman. A majority of the Board shall constitute a quorum for the transaction of business, but a lesser may adjourn. The vote upon every question shall be taken by ayes and noes and the name of the members present and their votes shall be entered in the minutes. Every act, motion or resolution shall require for its adoption the affirmative vote of a majority of all the members of the Town Board. The Board may determine the rules of its procedure, and the Supervisor may, from time to time, appoint one or more committees, consisting of members of the Board, to aid and assist the Board in the performance of its duties, and

BE IT RESOLVED, THAT

1. No act, motion or resolution shall be deemed to be adopted by this Board without the affirmative vote of at least three of its members.
2. Voting upon all motions, resolutions or other matters before this Board for consideration shall be oral and by ayes and noes and the Clerk of the Board shall, for the purpose of all such voting, call the roll of all members of this Board according to the Alphabetical location of the first letter of the last name of each of the members of the Board, in alphabetical order, A's first and Z's last.

3. No member of this Board present at any given meeting thereof shall be excused from voting on any matter before the Board for vote, except upon the unanimous consent of the Board voting at such time to grant such excuse.
4. No report shall be made by any committee on any subject referred to them in the absence of a majority of said committee, unless a majority of the Board so direct.
5. All questions relative to priority of business shall be decided by the Chairman without debate and his decision shall be final, unless reversed by a majority of the members then in attendance.
6. The following standing committees to consist of three members each shall be appointed by the permanent Chairman within twenty-five days after the annual organization meeting and the list of Committees shall be filed with the Town Clerk.

FINANCE AND AUDITING  
 PUBLIC WORKS AND PETITIONS  
 PUBLIC IMPROVEMENTS, SPECIAL DISTRICTS AND HIGHWAYS  
 TOWN HALL AND LICENSES  
 JUDICIAL AND PUBLIC HEALTH

Seconded by Councilman Napieralski;

Roll call resulted as follows: Councilman Ladwinker, voted aye, Councilman Napieralski, voted aye, Councilman Pawlak voted aye, Councilman Sliwinski, voted Aye, Supervisor Zalemski, voted Aye.

Carried, Ayes -5- Noes -0-

Councilman Sliwinski, moved the following resolution;

RESOLVED, that the regular meetings of this Board be held on the first Monday of each month at three o'clock in the afternoon to transact such business that may come before the board, and

BE IT FURTHER RESOLVED, that this Board shall also meet on the third Monday of each month at eight P. M. for the purpose of transacting such business as may come before the Board, and

BE IT FURTHER RESOLVED, that should any of such meetings fall on a legal holiday then such meeting will be held on the following day at the same time as appointed for the regular meeting day.

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

Councilman Ladwinker, voted Aye  
 Councilman Napieralski, voted aye  
 Councilman Pawlak, voted Aye  
 Councilman Sliwinski, voted Aye  
 Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Napieralski, offered the following resolution;

RESOLVED, that the office of the Town Attorney be and hereby is created, and be it further

RESOLVED, that Carlton A. Fisher be and hereby is appointed Town Attorney for the Town of Cheektowaga to fill the vacancy existing in such office, and

BE IT FURTHER RESOLVED, that his salary shall be Four Thousand Dollars (\$4,000.00) per year.

Seconded by Councilman Ladwinker.

The vote resulted as follows:  
Councilman Ladwinker, voted aye  
Councilman Napieralski, voted aye  
Councilman Pawlak, voted aye  
Councilman Sliwinski, voted aye  
Supervisor Zalemski, voted aye

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following resolution;

RESOLVED, that Walter J. Marynowski, be and hereby is appointed Chief of Police at an annual salary of \$2,220.00 as provided in the budget.

AND BE IT FURTHER,

RESOLVED, that the salary of the Lieutenant of Police be in the sum of \$2,040.00 per annum, and

BE IT FURTHER RESOLVED, that the salary of the patrolmen be in the sum of \$1800 per annum.

Seconded by Councilman Sliwinski, the result of the vote follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Ladwinker, moved the following;

RESOLVED, that the office of Superintendent of Public Works be and the same is hereby created and that the duties of said office be specified by the Supervisor and Town Board,

AND BE IT FURTHER,

RESOLVED, that Elmer C. Mesner be and he hereby is appointed to the office of Superintendent of Public Works at an annual salary of \$2400.00 as provided for in the budget.

Seconded by Councilman Napieralski. The vote resulted as follows:

Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Napieralski, moved the following;

RESOLVED, that the office of Superintendent of Sanitation and Buildings be and the same is hereby created and that the duties of said office be specified by the Supervisor and Town Board,

and be it further,

RESOLVED, that John J. Eberl be and he hereby is appointed to the office of Superintendent of Sanitation and Buildings at an annual salary of \$1800.00 as provided for in the budget.

Seconded by Councilman Ladwinker, the vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Napieralski, moved the following;

RESOLVED, that Francis Platek, be and he hereby is appointed Clerk to the Department of Sanitation and Buildings and Department of Public Works at an annual salary of \$1700.00 as provided for in the budget.

Seconded by Councilman Pawlak, the vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Ladwinker, moved the following:

RESOLVED, that in the garbage division of the Department of Sanitation, that two truck drivers and seven laborers be appointed, the truck drivers to receive a per diem rate of \$5.50 and the laborers to be paid at a per diem rate of \$5.00. and

BE IT FURTHER RESOLVED, that Elmer Bittlinger be and he hereby is appointed a truck driver at a per diem rate of \$5.50, and

BE IT FURTHER RESOLVED, that John Szymkowiak be and he hereby is appointed a truck driver at a per diem rate of \$5.50, and

BE IT FURTHER RESOLVED, that Joseph Santo be and hereby is appointed a laborer at a per diem rate of \$5.00, and

BE IT FURTHER RESOLVED, that Leo Janowski be and hereby is appointed laborer at a per diem rate of \$5.00, and

BE IT FURTHER RESOLVED, that Adam Deryngowski, be and hereby is appointed a laborer at a per diem rate of \$5.00, and

BE IT FURTHER RESOLVED, that Irving Foster, be and hereby is appointed a laborer at a per diem rate of \$5.00, and

BE IT FURTHER RESOLVED, that Andrew Piacenti, be and he hereby is appointed a laborer at a per diem rate of \$5.00, and

BE IT FURTHER RESOLVED, that Charles Fechter, be and he hereby is appointed a laborer at a per diem rate of \$5.00, and

BE IT FURTHER RESOLVED, that William Tade, be and he hereby is appointed a laborer at a per diem rate of \$5.00.

Seconded by Councilman Napieralski, the vote resulted as follows:

Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following:

RESOLVED, that Arthur Miller, be and he hereby is appointed maintenance man in the Department of Public Works, Police Department and Department of Sanitation and Buildings at an annual salary of \$1500.00 as provided for in the budget.

Seconded by Councilman Ladwinker, the vote resulted as follows:

Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Pawlak, offered the following resolution:

RESOLVED, that Frank Enser be and he hereby is appointed a laborer in the Department of Sanitation and Buildings at an annual salary of \$1200.00 and that William Hejza be and he hereby is appointed a laborer in the Department of Sanitation and Buildings at an annual salary of \$920.00 and as such may occupy and live in the dwelling adjacent to the Town Hall during his term of Office.

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

Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Ladwinker, moved the following:

RESOLVED, that in the Disposal Plant Division of the Department of Public Works, in Disposal Plant No. 5 three caretakers (3) shall be appointed at an annual salary of \$1320.00 each, and that George Muench, Frank Schulenberg and George Keller be and hereby are appointed as said caretakers, and

BE IT FURTHER,

RESOLVED, that in the Disposal Plant Division of the Department of Public Works in Disposal Plant No. 3, three caretakers shall be appointed at an annual salary of \$1260.00 each and that Anthony Jezierski, John Pawlak and Valentine Paradowski be and they hereby are appointed as said caretakers.

Seconded by Councilman Napieralski. The vote resulted as follows:

Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Napieralski, moved the following:

RESOLVED, that three (3) telephone operators be appointed at an annual salary of \$1500.00, be it further

RESOLVED, that Alfred Kless, Stanley Isbrandt and Edward Szydowski, be and they hereby are appointed telephone operators.

Seconded by Councilman Pawlak. The vote resulted as follows:

Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye.

Carried, Ayes -5- Noes -0-

Councilman Napieralski, moved the following;

RESOLVED that Frances Bednarek, be and she hereby is appointed Police Matron at an annual salary of \$180.00. Services to be rendered upon notification from the Police Department.

Seconded by Councilman Ladwinker, the vote resulted as follows:

Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zaleski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Sliwinski, moved the following:

RESOLVED, that Benjamin Kraska, be and he hereby is appointed Dog Warden at an annual salary of \$800.00, and be it further

RESOLVED that John Snyder, be and he hereby is appointed Dog Warden at an annual salary of \$800.00, be it further

RESOLVED, that Pasquale Saggese, be and he hereby is appointed Dog Warden at an annual salary of \$800.00.

Seconded by Councilman Pawlak. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zaleski, voted Aye.

Carried, Ayes -5- Noes -0-

Councilman Napieralski, moved the Following:

RESOLVED, that Frank Wieszozecinski be and he hereby is appointed sewer W.P.A. & Special Districts Inspector at a per diem rate of \$5.50.

Seconded by Councilman Sliwinski, the vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zaleski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following:

RESOLVED, that Edward Kwitzer is hereby designated for Town Towing, and be it further

RESOLVED, that Dan Suozzi of the Union Garage be and hereby is designated for Town Towing, and be it further

RESOLVED, that John Kajdasz, be and hereby is designated for Town Towing, and be it further

RESOLVED, that Victor Zapfel, be and he hereby is designated for Town Towing, and be it further

RESOLVED that John Sugg, be and he hereby is designated for Town Towing, and be it further

RESOLVED, that the charge for said towing will not exceed \$4.00 between the hours of 6 A. M. and 6 P.M. and \$6.00 between the hours of 6 P.M. and 6 A. M.

Seconded by Councilman Sliwinski. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zaleski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following:

RESOLVED, that Gladys Sturm, be and she hereby is appointed  
Deputy Town Clerk at an annual salary of \$1200.00

Seconded by Councilman Ladwinker. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Ladwinker, moved the following:

RESOLVED, that Adeline Skoczylas, be and she hereby is appointed  
Clerk in the office of the Board of Assessors at an annual salary of \$1080.00.

Seconded by Councilman Sliwinski. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Ladwinker, moved the following:

RESOLVED, that Josephine Konrad be and she hereby is appointed  
Clerk in the Office of the Receiver of Taxes and Assessments at an annual  
salary of \$1080.00.

Seconded by Councilman Pawlak. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Napieralski, moved the following:

RESOLVED, that Virginia Ratajczak be and she hereby is appointed  
Clerk in the Town Clerk's Office at an annual salary of \$1080.00.

Seconded by Councilman Sliwinski. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Ladwinker, moved the following:

RESOLVED, that Marie Switalski, be and she hereby is appointed  
Secretary to the Supervisor at an annual salary of \$1800.00 as provided for in  
the budget.

Seconded by Councilman Napieralski. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye.

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following resolution:

WHEREAS, the three vacancies existing in the office of the Board of Assessors caused by the termination of said office,

NOW, THEREFORE,

be it RESOLVED, that Isidore Mazurowski, be and he hereby is appointed Assessor to fill one of the aforesaid vacancies in said office.

BE IT FURTHER

RESOLVED, that Matthew Stachowiak be and he hereby is appointed Assessor to fill one of the aforesaid vacancies in said office,

BE IT FURTHER,

RESOLVED, that Frank Lauer be and he hereby is appointed Assessor to fill one of the aforesaid vacancies of said office.

BE IT FURTHER,

RESOLVED, that the compensation to be received by the aforesaid Assessors shall be as follows:

\$2200.00 per annum for the Chairman of the Board of Assessors and \$1800.00 each per annum for the other Assessors appointed,

and be it further,

RESOLVED, that the transportation allowance of the Assessors for the year 1942 be set at the rate of six cents (6¢) per mile as fixed by law and not to exceed the amount as provided for in the budget.

Seconded by Councilman Ladwinker. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following:

RESOLVED, that G. E. Holloway be and he hereby is appointed book-keeper and accountant to the Supervisor at an annual salary of \$1020.00

Seconded by Councilman Ladwinker. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Sliwinski, moved the following:

RESOLVED, that Albert Sturm be and he hereby is appointed Registrar of Vital Statistics for the Town of Cheektowaga, New York according to Section 373 Article 22 of the Public Health Law for the term ending, December 31, 1943.

Seconded by Councilman Pawlak. The vote resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman, Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-



Councilman Ladwinker, moved the following resolution:

RESOLVED, that pursuant to law this board hereby designates the M. & T. Trust Company of Buffalo as a depository of Town funds and that all the funds of the Town may be deposited therein, and that all checks, notes and other instruments for the payment of money made or drawn by, or upon or payable to, the Town, shall be signed or accepted or endorsed (other than for deposit) by the following named officers of the Town in the manner stated:

"C. CHASE ZALEMSKI, Supervisor", or his facsimile signature and that the said bank hereby authorized to pay such notes, checks or other instruments for the payment of money and also to receive the same for deposit to the credit of, or in payment from any holder (including checks drawn to "Cash" to "Bearer" or other individual order of the officer signing same).

When so signed or accepted or endorsed, without inquiry of any kind, whether payable to or tendered for deposit to the credit of, or in payment of the obligations of any officer or officers of the corporation, or otherwise, and be it further,

RESOLVED, that such officer of the Town is authorized to assent to and sign and deliver to said bank a memorandum of terms of deposit.

Seconded by Councilman Napieralski. The roll call resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Facsimile signature hereto attached:



Councilman Sliwinski, moved the following resolution:

RESOLVED, that the action taken by the previous Town Board at their meeting of December 15, 1941, with reference to setting the amounts and approving of the various surety bonds submitted by the officers of the Town be and the same hereby is ratified in all respects, and said bonds are approved as to amount and form and ordered filed with the County Clerk of Erie County.

Seconded by Councilman Pawlak. The roll call resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following

RESOLVED, that as provided in the budget heretofore duly adopted the salaries of the various elected and appointed officials and employees of the Town for the year beginning January 1st, 1942 remain at the same rate of compensation as for the year of 1941, except as changed by resolutions of this board duly approved this day.

Seconded by Councilman Napieralski, the roll call resulted as follows:  
Councilman Ladwinker, voted Aye  
Councilman Napieralski, voted Aye  
Councilman Pawlak, voted Aye  
Councilman Sliwinski, voted Aye  
Supervisor Zalemski, voted Aye.

Carried, Ayes -5- Noes -0-

The Chairman then appointed the following committees:

FINANCE AND AUDITING

Zalemski, Ladwinker, Pawlak

PUBLIC WORKS AND PETITIONS

Ladwinker, Napieralski, Sliwinski

PUBLIC IMPROVEMENTS, SPECIAL DISTRICTS AND HIGHWAYS

Pawlak, Ladwinker, Napieralski

TOWN HALL AND LICENSES

Ladwinker, Pawlak, Sliwinski

JUDICIAL AND PUBLIC HEALTH

Napieralski, Pawlak, Sliwinski

\* Note: First name denotes chairman.

There being no more business to come before the board, On motion of Councilman Pawlak, seconded by Councilman Napieralski the Board adjourned to Monday, January 5th, 1942 at 3 oclock P. M.

Carried, Ayes -5- Noes -0-



ALBERT STURM,  
Town Clerk.

Cheektowaga, New York  
January 5th, 1942

A regular meeting of the Town Board of the Town of Cheektowaga, New York held at the Town Hall, Monday, January 5th, 1942 at 3 oclock P. M. with the following members present:

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

Present-5- Absent -0-

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

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

Carried, Ayes -5- Noes -0-

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

RESOLVED, that Michael Lembitz, be and he hereby is appointed a laborer in the Garbage Division at a per diem rate of \$5.00, effective, January 5th, and

WHEREAS, on January 1, 1942 this board did appoint Andrew Piacenti, as a laborer in the Garbage Division at a per diem rate of \$5.00 and a vacancy now exists in that department of a Truck Driver,

NOW, THEREFORE, BE IT

RESOLVED, that Andrew Piacenti be and he hereby is appointed as a Truck Driver in the Garbage Division at a per diem rate of \$5.50 effective January 5th, 1942.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski ordered the invitation from the Square Deal Club of Sloan, to the Town Board to attend their Dance on January 24th, at St. Andrews Parish Hall, received, filed and accepted.

No objections, Supervisor Zalemski ordered the copy of petition from The Home Owner's Ass'n. Cleveland Hill to Weber Bros. contractors for street lights on Roswell Road, received and filed and referred to the Public Improvement Committee and Town Attorney for necessary action.

No objections, the Supervisor ordered the communication from Charles H. Wing Co. Contractors and Engineers, relative to Union-Beach Sub-division #456, Cheektowaga, New York, Subject; Electric Lights and Distribution, referred to the Public Improvement Committee and Elmer Mesner, Superintendent of Public Works for the necessary action.

The Supervisor, also referred the communication from the same company, relative to Union-Beach, Subdivision #456, Cheektowaga, New York, Subject; acceptance of 24 ft. pavement, to the Supt. of Highways Mr. Zablotny and Town Attorney for the necessary action on this request.

No objections, Supervisor Zaleski ordered the communication from Rann, Brown, Sturtevant and Kelly, Attorneys relative to Certiorari proceedings to review N.Y.C.R.R. assessments in the Town of Cheektowaga for years 1935 and 1936 tabled for further study and consideration.

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

RESOLVED, the Sub-Division Map known as Wingdale Section one (1) part of lot 19, township 11, range 7, Town of Cheektowaga Erie County, New York be and it hereby is approved and accepted and the Twn Clerk is hereby authorized and directed to sign same as approved.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski, seconded by Councilman Pawlak the Supervisor was duly authorized to purchase a used typewriter for the Justice of the Peace Department at a price not to exceed \$50.00.

Carried, Ayes -5- Noes -0-

Communication from the Board of Fire Commissioners Walden Fire District No. 2 was read, stating that a fire hydrant should be installed in the vicinity of 88 Woodell Street in said district and on motion of Councilman Ladwinker, seconded by Councilman Pawlak this request was granted and the Supervisor was authorized to petition the Western NewYork Water Co. for the installation of same.

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following resolution;

WHEREAS, the Town Clerk has notified this Town Board that he has appointed, Gladys Sturm, as Deputy Town Clerk and at a salary of \$1200.00 per annum as provided for in the budget for the fiscal year 1942,

NOW, THEREFORE BE IT

RESOLVED, that the Deputy Town Clerk be vested with all the powers of the Town Clerk and to act as such only in the absence of the Town Clerk or as may be designated by the Town Clerk during her term of office.

Seconded by Councilman Ladwinker.

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following resolution;

WHEREAS, under Section 64, of the Town Law it is provided that the Town Board shall designate by written resolution the banks or trust companies in which certain town officers shall deposit the moneys coming into their hands by virtue of their offices.

NOW, THEREFORE, BE IT

RESOLVED, that the M. & T. Trust Company of Buffalo be and they are hereby designated as depositories in which the Supervisor, and the Tax Receiver of this town shall deposit all moneys coming into their hands by virtue of their offices.

BE IT FURTHER,

RESOLVED, that this resolution be entered in the minutes of this Board.

Seconded by Councilman Napieralski.

Carried, Ayes -5- Noes -0-

Councilman Sliwinski, moved the following resolution,

WHEREAS, Carlton A. Fisher, Town Attorney, had applied for a leave of absence while he is on active duty with the United States Marine Corps,

NOW, THEREFORE

BE IT RESOLVED, that the said leave of absence be and the same hereby is granted.

Seconded by Councilman Ladwinker.

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following resolution;

WHEREAS, a leave of absence has been granted to Carlton A. Fisher, Town Attorney during the time he is serving on active duty with the United States Marine Corps, and it is necessary during that interim to have someone act as Town Attorney,

NOW, THEREFORE

BE IT RESOLVED, that Kenneth Kitzinger, be and he hereby is designated and appointed to act as Town Attorney during the leave of absence of Carlton A. Fisher, at a salary of a per annum rate of \$3500.00, effective as of January 16th, 1942,

Seconded by Councilman Ladwinker.

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following resolution;

WHEREAS, it is necessary for the proper collection of garbage and refuse that the Town, purchase for the aforesaid purpose for the garbage collection districts three trucks;

2½ to 3 ton dump with hoist

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor after receiving proper specifications from the Superintendent of Sanitations be and he hereby is authorized to advertise for bids for the purchase of the aforesaid trucks and to purchase same.

Seconded by Councilman Ladwinker.

Carried, Ayes -5- Noes -0-

Councilman Pawlak, moved the following resolution;

WHEREAS, Victor Archangle is the proprietor of a restaurant located in the Administration Building of the Buffalo Airport, and has applied to this Board as Commissioners of the garbage and refuse collection districts to grant him a contract for the collection of his garbage and refuse from his restaurant and has offered to pay the sum of Two Hundred (\$200.00) Dollars per annum as consideration therefore, and

WHEREAS, this Board has duly investigated the application and finds that the garbage trucks run on the highway upon which Victor Archangle has his restaurant and it will not be inconvenient to pick up said garbage and refuse,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to enter into a contract on behalf of the garbage and refuse districts in the Town of Cheektowaga, for the collection of garbage and refuse of Victor Archangel's restaurant which is located in the Administration Building of the Buffalo Municipal Airport, the consideration being the sum of Two Hundred (\$200) Dollars per annum and the contract to run for a period of one year, subject to notice of cancellation of sixty days by either party.

Seconded by Councilman Sliwinski.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker, seconded by Councilman Napieralski, the Supervisor was duly authorized to hire the necessary help in the Receiver of Taxes and Assessment Office during the collection of Town and County Taxes, for the fiscal year 1942.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker, seconded by Councilman Napieralski, the petition from the New York Telephone Co. to erect poles on Rosewood Terrace in the Pine Ridge Heights, sub-division was denied.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak, seconded by Councilman Ladwinker, the Depew Herald and Cheektowaga News was designated as the official newspaper of the Town of Cheektowaga, New York.

Carried, Ayes -5- Noes -0-

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

Carried, Ayes -5- Noes -0-

Frank Wieszczeinski	-for services as sewer inspector	\$ 16.50
Theodore Zakrzewski	-for preparing Town Map for Zoning Board.....	96.00
Andrew Napieralski	-for services as Truant Officer	60.00
Carl J. Stellrecht	-for service as Attendance Officer	60.00
Henry Herman	-for Xmas Trees, Town Hall.....	8.00
J. Buettner	-for Xmas wreaths, etc. Town Hall	3.53
Bingham & Taylor Corp.	-for supplies Project 55550.....	15.00
Western New York Water Co.	-for water supplied, Town Hall	17.65
Western New York Water Co.	-for water supplied, Disp. plant	113.15
Earl W. Hadsall	-for gasoline, Police Dept.....	344.14
Eagle Stationery Corp.	-for supplies, Police Dept.....	6.00
N. Y. Telephone Co.	-for telephone service.....	178.76
N. Y. Telephone Co.	-for Directory Advertising.....	2.50
Bflo. Niagara Elec. Corp.	-for connections to temporary Election booths.....	13.50
Genesee Sand & Gravel	-for concrete, Project 53822.....	22.00
Genesee Sand & Gravel	-for gravel, Project 54720.....	15.80
Henry R. Duch	-for cement, project 55550.....	10.60
Henry R. Duch	-for supplies, project 56453.....	81.41
Gravel Products Corp.	-for cement, project 53822.....	991.80
Millington Lockwood Inc.	-for supplies, Supervisor's Office	4.40
Millington Lockwood Inc.	-for supplies, Tax Dept.....	11.05
C. E. Knowles & Co.	-for estimate #7, Sewage Plant #5 14,	114.82
Joseph Wojtaszek	-for coal, Janitor's cottage.....	12.40
Downtown Auto Glass	-for Glass, Police Car #124.....	7.50
Downtown Auto Glass	-for Glass, Garbage Dept.....	31.50
The Gleasner Corp.	-for repairs to pump, proj. 56453	3.50
Newell L. Nussbaumer	-for Engineering, Est. #7, Sewage #5.....	494.02
Fidelity & Deposit Co.	-for Bond, Receiver of Taxes.....	400.00
Edmund J. Stachowski	-for stamps and misc. Office supplies	15.00
Walter J. Marynowski	-for stamps, Police Dept.....	27.00
Burroughs Adding Mch. Co.	-for supplies, Rec. of Taxes & Assessments.....	3.30
Cayuga Hose Co.	-for rental, Fire House, Election purposes.....	30.00
Overhead Door Sales Co.	-for repairs, ect., Highway Garage	10.00
Henry P. Nevins, Jr.	-for stenographic service, Judge Stachowski.....	5.00
Bflo Evening News	-for display, 560 lines.....	196.00
J. S. Minikowski	-for Maps mounted, Advertising Gen.)	13.60
Graf & Dellwardt, Inc.	-for supplies, Project 55550.....	48.20
Fleming Motor Parts	-for supplies, Garbage Dept.....	14.70
H. S. Nielson, Inc.	-for supplies, Police Dept.....	7.80
G. E. Holloway	-for accounting service, Dec.....	85.00
Ryan & Williams	-for supplies, Public works.....	2.50
D. J. Mead & Sons Inc.	-for supplies, Town Hall.....	10.95
Bison Lumber Co. Inc.	-for supplies, Project 55550.....	135.27

At a regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, in said Town, on the 5th, day of January, 1942, at 4:00 o'clock P. M., there were:

Present: C. CHASE ZALEMSKI, Supervisor  
Stanley E. Pawlak, Councilman  
Frank Sliwinski, Councilman  
Nicholas Napieralski, Councilman  
Henry Ladwinker, Councilman

Absent: -0-

This being the time and place advertised for a public hearing on the proposed increase of the facilities and appurtenances of Sewer District #5 of this Town, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of

hearing. The Town Clerk presented proof that such notice has been duly published and posted and, upon the order of the Supervisor, such proof was duly filed.

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

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

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

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

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

and,

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

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

BE IT FURTHER RESOLVED, that Newell L. Nussbaumer, Civil Engineer, be and he hereby is directed to prepare definite plans and specifications and to make a careful estimate of the expense, and with the assistance of the Town Attorney, to prepare a



proposed contract for the execution of the work and, upon completion thereof, to present such plans, specifications, estimates and proposed contract to this Board for its examination, and

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

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

C. Chase Zalemski, voting Aye  
Stanley E. Pawlak, voting Aye  
Frank Sliwinski, Voting Aye  
Nicholas Npaieralski, Voting Aye  
Henry Ladwinker, Voting Aye

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, 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 5th day of January, 1942, and that the foregoing is a true and correct transcript from said original minutes and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 8th, day of January, 1942.

\_\_\_\_\_  
Town Clerk. X

(Seal)

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM,  
Town Clerk.

Cheektowaga, New York  
January 19th, 1942

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, January 19th, 1942 at 8 oclock P. M. with the following members present:

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

Present -5- Absent -0-

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

The Town Clerk then proceeded to read the minutes of the regular meeting held, January 5th, 1942 and on motion of Councilman Pawlak, seconded by Councilman Sliwinski these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

The Town Board took up the claim of the Delaware, Lackawanna and Western Railroad Company, relative to the economic depreciation for the years, 1938, 1939, 1940 and 1941 on their assessments in the Town of Cheektowaga. After some discussion by the members of the Board, this matter was tabled until a later meeting.

On motion of Councilman Ladwinker, seconded by Councilman Sliwinski the amended map of Unionvale Extension, subdivision map cover 1629, lot 18, township 11, range 7, was accepted and approved and the Town Clerk was authorized to sign same as approved and accepted.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski, seconded by Councilman Pawlak the sub-division map known as Kenview No. 6, being part of lot 36, township 11, range 7, Town of Cheektowaga and consisting of 32 lots on Highview Road, south of Cleveland Drive was approved and accepted and the Town Clerk was authorized to sign same as approved.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski, seconded by Councilman Napieralski, the Town Clerk was authorized to issue permits to Alois Peinkofer to erect 162 new homes in the sub-division known as Unionvale Extension in the Town of Cheektowaga.

Carried, Ayes 5 Noes 0

On motion of Councilman Ladwinker, seconded by Councilman Napieralski the Supervisor was designated to act as a representative from the Town of Cheektowaga and to attend the Association of Towns meeting at Albany, New York to be held on February 18th, 19th, and 20th, 1942.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker, seconded by Councilman Napieralski the following were authorized to attend the Association of Towns meeting to be held at Albany, New York on the 18th, 19th, and 20th, day of February, 1942.

Town Councilmen, Town Clerk, Town Attorney, Justice of the Peace, Assessors, Supt. of Public Works, Supt. of Sanitation, Supt. of Highways and Receiver of Taxes.

Carried, Ayes -5- Noes -0-

No objections the Supervisor referred the petition from O. H. Giesecke, for garbage collection on Burke Drive and Kenview Blvd, north of Kensington Avenue, high Kensington #3 and map cover 1630 to the Supt. of Public Works and Supt. of Sanitation for study and recommendation.

Communication from the Village Clerk of Slean, New York was read, stating that the certified copy of resolution of the Town Board of Cheektowaga, relative to the extension of the Town Police force to include the Village Police force was presented to the Village Board of Trustees at their regular meeting January 12th, 1942 and the Village Board ordered same received and filed.

No objections the Supervisor ordered this communication received and filed.

The Board of Assessors reported that they had re-elected Isidore J. Mazurowski, Chairman of the Board. There being no objections the Supervisor ordered this communication, received, filed and accepted.

Supt. of Highway, John J. Zabletny, petitioned the Board to appoint Percy J. Myers as Deputy Superintendent of Highways for the Town of Cheektowaga and on motion of Councilman Pawlak, seconded by Councilman Ladwinker, this request was ordered tabled for further study and consideration.

Carried, Ayes -4- Noes -1-  
Councilman Sliwinski, voted No

On motion of Councilman Pawlak, seconded by Councilman Ladwinker, the Cheektowaga Police Club was granted permission to hold their Annual Police Ball, sometime in April, 1942.

On motion of Councilman Sliwinski, seconded by Councilman Pawlak, permission was granted to Bernard Kistowski, for a leave of absence from his duties for the duration of the War, due to the fact of his being called back for Military Service.

Carried, Ayes -5- Noes -0-

No objections the Supervisor ordered the report from the Public Service Commission and being case No. 4786 received and filed.

On motion of Councilman Ladwinker, seconded by Councilman Pawlak the Supervisor was authorized to write to the Civil Service Board of New York State for a list of men who are qualified for appointment to the Cheektowaga Police force, and to appoint four (4) men from said list to the Town Police force effective as of February 1st, 1942.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak, seconded by Councilman Sliwinski the Supt of Public Works was authorized to have street light at the south west corner of Concord and Kensington Avenue repaired and placed back in service.

Carried, Ayes -5- Noes -0-

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

WHEREAS, a judgement for cost on confirmation of referee's report in a certain certiorari proceeding brought by the New York Central Railroad against the Town of Cheektowaga, was entered in the Erie County Clerk's Office on April 16th, 1940 in the sum of \$2579.80, and

WHEREAS, a Judgment for cost in the Appellate Division was entered in the aforementioned proceeding in the Erie County Clerk's Office on March 14th, 1941, in the sum of \$114.59, and

WHEREAS, judgment for the costs in the Court of Appeals in the aforementioned proceeding was entered in the Erie County Clerk's Office on January 24th, 1941, in the sum of \$22.75, and

WHEREAS, the New York Central Railroad through its attorneys Rann, Brown, Sturtevant & Kelly have offered to settle these judgments upon payment of the net amount, namely \$2717.14 without any amount in addition thereto for interest.

NOW, THEREFORE, BE IT

RESOLVED, that Supervisor C. Chase Zalemski be and he hereby is authorized and directed to make payment of these cost in the sum of \$2717.14 to the said New York Central Railroad Company and its attorneys, Rann, Brown, Sturtevant & Kelly and to charge such payment to the unbudgeted expense account.

Carried, Ayes -5- Noes -0-

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

WHEREAS, Walter J. Marynowski, Chief of Police, having appeared in person before this Board to notify it of the immediate need for three new police cars, two of which would replace cars now being used but whose condition is such that they can no longer be operated economically and the third being required in addition thereto, and

WHEREAS, the said Walter J. Marynowski gave oral testimony in support of his request to the satisfaction of the Board as to the necessity for the purchase of the aforementioned cars,

NOW, THEREFORE,

BE IT RESOLVED, that Supervisor C. Chase Zalemski, be and he hereby is authorized to solicit proposals for the furnishing of these police cars to be of a light price class and similarly equipped to those now owned by the Town and also for the trading in of the two cars no longer serviceable; such proposals to be submitted to this Board at its next regular meeting or as soon thereafter as possible.

Carried, Ayes -5- Noes -0-

The following resolution was moved by Mr. Ladwinker and seconded by Mr. Napieralski:

WHEREAS, it is reported that a certain building situated on Rupp Avenue in the Town of Cheektowaga, County of Erie and State of New York is in a condition dangerous and unsafe to the Public,

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED that such building be forthwith inspected as to its condition by Walter J. Marynowski, Chief of Police of the Town of Cheektowaga and Edward Fath Chairman of the Board of Fire Commissioners - U Crest Fire District #4 of the Town of Cheektowaga, New York, who are hereby appointed officers of this Board for that purpose and that they report back to this Board with all convenient speed their findings with regards to the said building.

The foregoing resolution upon being duly put to a vote was adopted as follows:

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

Resolution by.....Mr..Pawlak.....

Seconded by.....Mr..Sliwinski.....

The Town Superintendent of Highways is hereby authorized to purchase under Section 142 of the Highway Law from Dow & Company, Inc. with approval of the County Superintendent of Highways:

One (1) Model FBS Walter Snow Fighter, 150 H.P., 8-Ton capacity, 6 speed transmission, 11,00-24 balloon tires, dual rear, one CV-15 V-Plow, One 12 ft. right Hand Wing, Hydraulic control inner end of wing, 1 Heater Defroster, 1 Roof light, 1 pr. Wheel Spacers, Extra 100 gal. gas tank, 1 set of Tire Chains

for a total price of Thirteen thousand eight hundred fifty and no/100 (\$13,850.00), f.o.b. Cheektowaga, New York

The terms of Payment are as follows:

Trade-in allowance on .....\$.....

Check for.....\$.....

The balance or net price in amount of \$13,850.00 to be paid by four (4)

Certificated of Indebtedness as listed below:

First:	\$ 3462.50	Payable	March 15	1943
Second:	\$ 3462.50	Payable	March 15	1944
Third:	\$ 3462.50	Payable	March 15	1945
Fourth:	\$ 3462.50	Payable	March 15	1946

Certificated to bear interest at Three per cent (3%) interest to be payable annually.

Certificates and interest payable at MANUFACTURERS & TRADERS TRUST CO., BUFFALO, N.Y. and the Supervisor and Town Clerk are hereby authorized and directed to issue the above Certificates of Indebtedness in accordance with Section 266 of the Highway Law.

Vote of Town Board G. CHASE ZALEMSKI, VOTED AYE Supervisor  
STANLEY E. PAWLAK, VOTED AYE Councilman  
NICHOLAS NAPIERALSKI, VOTED AYE Councilman  
HENRY LADWINKER, VOTED AYE Councilman  
FRANK SLIWINSKI, VOTED AYE Councilman

I HEREBY CERTIFY THAT the above is a true copy of resolutions passed by the Town Board of the Town of Cheektowaga at a meeting held January 19, 1942.

ALBERT STURM TOWN CLERK

TOWN OF CHEEKTOWAGA

COUNTY OF ERIE

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

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

Carried, Ayes -5- Noes -0-

CLAIMS

Frank Wieszczecinski	-for services as Sewer Inspector.....	66.00
Frances Bednarek	-for services as Police Matron.....	15.00
Iroquois Gas Corp.	-for Harlem Pumping Station.....	4.68
N.Y. State Employee's Ret. System	-for Normal & Deficiency Contributions.....	5587.12
N.Y. State Elec. & Gas Corp.	-for Street lighting, December.....	3085.35
N.Y. State Elec. & Gas Corp.	-for Electric Service, Disp. #3, Dec.2 to Jan 2.	52.12
N.Y. State Elec. & Gas Corp.	-for Electric Service, Town Hall & Garage.....	85.78
N.Y. State Elec. & Gas Corp.	-for lighting Janitor's res.....	3.19
N.Y. State Elec. & Gas Corp.	-for Electric Service, Harlem Pump Station.....	29.50
N.Y. State Elec. & Gas Corp.	-for Electric Service, Disp. #5.....	187.26
Bison Lumber Co. Inc.	-for Supplies, Alpine Pumping Station.....	35.00
Reiber Roofing & Sheet Metal	-for Supplies, Proj.55550.	822.62
Genesee Sand & Gravel Corp.	-for Supplies, Proj.55550.	28.99
Genesee Sand & Gravel Corp.	-for Supplies, Proj.53822.	22.35
Genesee Sand & Gravel Corp.	-for Supplies, Proj.56453.	24.75
Reynders Electric	-for work at Disp. #3.....	5.00
Reynders Electric	-for changing lights, Police Garage.....	21.06
Niagara Lubricant Co. Inc.	-for Alcohol, Police Dept.	3.00
Pine Hill Review	-for Letterheads & Env., Dept. of Sanitation & Bldgs.....	8.50
Pine Hill Review	-for Stationery Public Works Dept.....	8.50

Millington Lockwood, Inc.	-for Supplies, Assessors Office....	10.00
Millington Lockwood, Inc.	-for Supplies, Town Clerk's Office....	5.75
Millington Lockwood, Inc.	-for Supplies, Supervisor's Office.	7.50
Robertson Elec. Const. Div.	-for requisition #4 Sewage Plant #5...	3899.70
Nussbaumer & Clarke	-for Engineering Service, Sewage #5	116.99
Fred D. Newland	-for Public Official Bond.....	143.40
Western N. Y. Water Co.	-for Hydrant Service January 1942.....	1758.33
Thorne Morrison Inc.	-for Wiping Cloths, Town Hall.....	16.50
Thorne Morrison Inc.	-for wiping cloths, Police Dept.....	8.50
Bflo. Niagara Elec. Corp.	-for Electric current, December....	1820.57
Bflo. Niagara Elec. Corp.	-for Electric current, December 1941	67.91
Philip Gliszczynski	-for Coal, Town Hall	146.10
Bflo. Sewer Authority	-for Genesee St. Clinton St. Connection, 10/1/41/- 12/31/41..	1082.49
Williams & Alexander	-for filing deed re: Orchard Hill Sub....	1.25
Fred J. Koester	-for Court Stenographer, Service Judge Stachowski.....	10.00
C. Chase Zaleski	-for filing Official Bond, County Clerk..	1.80
Depew Herald & Cheektowaga News	-for publishing Notices.....	22.35
Joseph Barnhardt	-for Supplies, Town Hall.....	1.20
The Mathieson Alkali Works	-for Chlorine, Disp. #3 & #5.....	196.88
Kellogg Petroleum Products	-for Gasoline, Proj. 55550 & 56453.....	30.50
Burroughs Adding Machine	-for Maintenance, Supervisor Machine....	53.30
Burroughs Adding Machine	-for Ribbon, Tax Office Machine.....	1.05
Bflo. Sign Company	-for lettering sign, Police Car.....	6.50
Edward J. Weitz	-for repairing Police Car Radio.....	18.00



International Harvester Co.	-for Supplies, Garbage Dept.	33.59
Fleming Motor Parts, Inc.	-for Supplies, Garbage Dept.	38.39
Ryan & Williams Inc.	-for Supplies, Dept of Public Works.....	3.00
Joseph Davis	-for Repairing Boiler, Town Hall.....	15.90
Joseph Davis	-for Supplies, Proj. 55550..	60.15
Monroe Calculating Machine Co.	-for rental machine, Public Works Dept.....	15.00

On motion of Councilman Pawlak seconded by Councilman Ladwinker the Board adjourned until Saturday January 31st, 1942 at 11:30 A.M.

Carried, Ayes -5- Noes -0-

*Albert Sturm*

ALBERT STURM

TOWN CLERK

January 31st, 1942

At an adjourned regular meeting of the Town Board of Cheektowaga, Erie County, New York, at the Council Chambers, in the said Town on the 31st day of January 1942, at 11:30 A.M. there were:

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

The following resolution was moved by Pawlak and seconded by Napieralski.

WHEREAS, there are now pending certain certiorari proceedings brought against the Assessors of the Town of Cheektowaga for the purpose of obtaining a reduction in the assessed valuation of properties located in the Town of Cheektowaga and owned by the Delaware, Lackawanna & Western Railroad Company, and by the New York, Lackawanna & Western Railroad Company, and,

WHEREAS, the aforementioned proceedings are based on the contention that the Assessors of the Town of Cheektowaga failed to take account of and properly evaluate the factor of earnings, otherwise known as the factor of economic depreciation in determining the assessed valuations of the properties of the said railroads, and

WHEREAS, The courts of New York have decided that the factor of economic depreciation must be considered in arriving at a proper evaluation of properties, and

WHEREAS, the said railroads have offered to compromise the controversies and to stipulate the discontinuance of all and any certiorari proceedings now pending, providing that the assessments of the properties of the said railroads located in the Town of Cheektowaga for the year 1938 be reduced in the sum of \$401,687.50 and for the year 1939 in the amount of \$396,337.50, and for the year 1940 in the amount of \$389,912.50 and for the year 1941 in the amount of \$381,411.25, a total of \$1,569,348.75 and that this amount of assessed valuation be deducted from the assessed valuations of the properties of the said railroads to the extent of \$523,116.25 for the year 1942 and \$523,116.25 for the year 1943 and \$523,116.25 for the year 1944, and

WHEREAS, the Town Board, in consideration of the decisions of the courts of New York State, the testimony of the Board of Assessors, the arguments of counsel for the railroads, computations and other statements of the State Tax Commission and advice of its own counsel and accountants,

NOW, THEREFORE,

BE IT RESOLVED, that the Board of Assessors of the Town of Cheektowaga be and it hereby is authorized and directed to reduce the assessed valuation of the properties of the said railroads for the year 1942 in the amount of \$523,116.25 and for the year 1943 by the amount of \$523,116.25, and for the year 1944 by the amount of \$523,116.25, it being specifically understood and agreed upon that such reductions are for the purpose of taking necessary account of the factor of economic depreciation for the years 1938, 1939, 1940, and 1941 and are not to be construed as in any way agreeing, admitting, stipulating or otherwise showing the taxable values of the properties of said railroads and,

BE IT FURTHER RESOLVED, that this direction and authorization is conditioned upon the said railroads discontinuing any and all certiorari proceedings now pending and agreeing further to the limitation of this agreement as set forth in the paragraph next preceeding, and that the stipulation of discontinuance be delivered to the Town of Cheektowaga, upon the carrying out by the Board of Assessors the aforementioned directions.

and

BE IT FURTHER RESOLVED, that the Chairman of the Board of Assessors of the Town of Cheektowaga be and he hereby is directed to make a proposal to the other railroads owning properties in the Town of Cheektowaga and which have various certiorari proceedings now pending against the said Board of Assessors for the entering into of a similar agreement with them as is herein provided for with the Delaware, Lackawanna & Western Railroad and New York, Lackawanna & Western Railroad.

The foregoing resolution was duly put to a vote which resulted as follows:

Supervisor	<u>C. CHASE ZALEMSKI</u>	voting	<u>Aye</u>
Councilman	<u>STANLEY E. PAWLAK</u>	voting	<u>"</u>
Councilman	<u>NICHOLAS NAPIERALSKI</u>	voting	<u>"</u>
Councilman	<u>FRANK SLIWINSKI</u>	voting	<u>"</u>
Councilman	<u>HENRY LADWINKER</u>	<del>voting</del>	<u>absent</u>

Carried, Ayes -4- Noes -0-

One Absent

On motion of Councilman Pawlak seconded by Councilman Napieralski the Supervisor was authorized to expend the sum of \$250.00 for advertisement of the Town of Cheektowaga, upon the proper presentation of Town Vouchers submitted to this board for audit,

Carried, Ayes -4- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Napieralski the Supervisor was authorized to employ a clerk for special district work at a per deine rate of \$5.00.

Carried, Ayes -4- Noes -0-

On motion of Councilman Napieralski seconded by Councilman Sliwinski the Board adjourned.

Carried, Ayes -4- Noes -0-

*Albert Sturm*

ALBERT STURM

Town clerk

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Cheektowaga, New York  
February 2nd, 1942.

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday February 2nd, 1942 at 3:00 o'clock P.M. with the following members present:

C. CHASE ZALEMSKI	Supervisor
STANLEY E. PAWLAK	Councilman
FRANK SLIWINSKI	"
HENRY LADWINKER	"
ABSENT: NICHOLAS NAPIFRALSKI	"
PRESENT -4-	ABSENT -1-

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

The Town Clerk then proceeded to read the minutes of the meeting held January 19th, 1942, and on motion of Councilman Pawlak seconded by Councilman Ladwinker these minutes were approved as read and ordered placed on file.

Carried, Ayes -4- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Sliwinski, building permits were granted to the Weber Housing Corp. to erect 39 new homes on Southgate Road, Kensington Ave. and Allendale Street and the Town Clerk was authorized to issue permits for same.

Carried, Ayes -4- Noes -0-

No objections, Supervisor Zalemski ordered the communication from the International Railway Co. relative to the operation of buses on William, Clinton, Porter Best or Sycamore routes received and filed.

No objections, the Supervisor, referred the petition from the Tax Payers and Residents in and along Cayuga Creek Rd. relative to unsanitary conditions caused by burning of garbage in that territory, to the Public Health Committee, Town Atty., Chief of Police and Health Officer for investigation.

On motion of Councilman Sliwinski the following resolution was adopted.

WHEREAS, this Town Board believes that the exclusion from the definition of the term "special franchise" as provided for in Section 2, sub-division 7 of the Tax Law reading as follows:

"The Term 'special franchise' shall not be deemed to include the crossing of a street, highway or public place outside the limits of city or incorporated village where such crossing is less than two hundred and fifty feet in length, unless such crossing be the continuation of an occupancy of another street, highway or public place. This sub-division shall not apply to any elevated railroad."

is unfair to the Towns,

NOW, THEREFORE,

BE IT RESOLVED, that the following resolution be submitted to the Committee on Resolutions of the Association of Towns, to be acted upon by the meeting of the Association of Towns to be held at Albany, New York, the week of February 15th, 1942.

"Whereas, the Association of Towns is of the opinion that the exclusion from the definition of the term "special franchise" as provided for in Section 2, sub-division 7 of the Tax Law reading as follows:

'The term 'special franchise' shall not be deemed to include the crossing of a street, highway or public place outside the limits of city or incorporated village where such crossing is less than two hundred and fifty feet in length, unless such crossing be the continuation of an occupancy of another street, highway or public place. This sub-division shall not apply to any elevated railroad.'

should be abolished as being unfair to Towns, of the first class,

NOW, THEREFORE,

BE IT RESOLVED, that the legislature of the State of New York should amend said section of the Tax Law, by eliminating such sub-division."

Seconded by Councilman Ladwinker.

Carried, Ayes -4- Noes -0-

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

WHEREAS, the Town of Cheektowaga has had in the past several years, certiorari proceedings brought by the various railroads owning properties in the Town, for the purpose of having the assessed valuations of those properties reduced on the theory that the assessors of the Town, in making such assessments failed to consider the factor of earnings of the railroads or as it has been otherwise called, factor of economic depreciation, and

WHEREAS, it is the thought of this board that such factor should not properly be considered in the making of such valuation,

NOW, THEREFORE,

BE IT RESOLVED, that the following resolution be submitted to the Committee on Resolutions of the Association of Towns to be presented by it for action at the meeting of the Association of Towns, to be held in Albany, New York the week of February 15th, 1942,

"WHEREAS, the various towns of the state, having within their limits railroad properties, have been faced in the past several years with attacks made upon the assessed valuations of the railroad properties on the grounds that the assessors have not considered the factor of earnings, otherwise known as the factor of economic depreciation in making such valuations, and

WHEREAS, the courts have declared that such factor, under the present law, must be taken into consideration, and

WHEREAS, the method of evaluating this factor is very indefinite and speculative and gives rise to possibilities of substantial controversies, and

WHEREAS, the necessity for considering this factor makes for great difficulty with regard to anticipation of revenue and other budgetary problems, and

WHEREAS, the railroads are the only taxpayers in a position to take advantage of this factor,

NOW, THEREFORE,

BE IT RESOLVED, that the legislature of the State of New York should make a part of the tax law a provision to the effect that the factor of earnings, also called economic depreciation is not a factor to be considered in the valuation of properties for assessment purposes."

Seconded by Councilman Sliwinski.

Carried, Ayes -4- Noes -0-

Councilman Pawlak offered the following resolution and moved its adoption:

WHEREAS, an increase in the number of patrolmen on the Police Force of the Town of Cheektowaga is necessary, be it therefore

RESOLVED, that Frank A. Enser, Jr., Martin J. Pick, Raymond R. Franzek and Benedict L. Kostrzewski be and they hereby are appointed patrolmen of the Town of Cheektowaga on the following terms and conditions, viz:

The terms of service shall begin on February 16th, 1942.

Salaries for the first six months of service shall be at the rate of \$1600.00 per annum, at the end of which time the salaries shall be increased by a rate of increment of \$100.00 per annum, increases to continue at the rate of \$100.00 of annual salary for each further period of service of six months until the said appointees' salaries shall be at the annual rate now provided for patrolmen, namely, \$1800.00 per annum and further, if any increase in salary is made, then such increase is to apply to these appointees only after they have served periods of six months in addition for each increment in salary of \$100.00 per annum or fraction thereof, and

BE IT FURTHER RESOLVED, THAT A LEAVE OF absence is hereby granted to the said Benedict L. Kostrzewski effective as of February 16th, 1942, and until such time as he returns from service with the armed forces of the United States and is able to assume active duty, and

BE IT FURTHER RESOLVED, that Supervisor C. Chase Zalemski is hereby authorized and directed to notify the said Frank A. Enser, Jr., Martin J. Pick, Raymond R. Franzek and Benedict L. Kostrzewski of their appointments as patrolmen.

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

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

carried, \_\_\_\_\_

Councilman Pawlak offered the following resolution and moved its adoption:

WHEREAS, the Town Of Cheektowaga entered a contract with Victor Archangle for the collection of garbage at his restaurant in the Administration Building at the Buffalo Airport and

WHEREAS, the said Victor Archangle has returned this contract to the Town of Cheektowaga and asked to be released from same.

NOW, THEREFORE BE IT,

RESOLVED, that the contract between Victor Archangle and the Town of Cheektowaga be and it hereby is cancelled effective as of February 2nd, 1942.

Seconded by Councilman Sliwinski.

Carried, Ayes -4- Noes -0-

On motion of Councilman Ladwinker, seconded by Councilman Sliwinski, Edward H. Pfohl, Receiver of Taxes and Assessments for the Town of Cheektowaga, New York was duly authorized to make the necessary arrangements with the Manufacturers and Traders Trust Company of Buffalo, New York for night depository safe, bags and keys for the collection of taxes and during his term of office.

Carried, Ayes -4- Noes -0-

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

RESOLVED, that the Receiver of Taxes, Edward H. Pfohl, be and he hereby is authorized to open a Special Tax Account in the Manufacturers & Traders Trust Company of Buffalo, New York, Broadway Branch, for the deposit of all tax monies collected by his office and that he be authorized and empowered to sign checks payable to the Treasurer of the County of Erie or the Town of Cheektowaga and then only for the withdrawal of said Tax monies.

and FURTHER BE IT

RESOLVED, that the said Receiver of Taxes is authorized to open an account known as the Receiver of Taxes and Assessments account and to deposit in this account all fines, fees, license money, etc., and to draw checks payable to the order of the Supervisor and the Town Clerk.

Carried, Ayes -4- Noes -0-

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

WHEREAS, the Justices of the Peace of the Town of Cheektowaga have been filing monthly reports of cases tried and fines collected, and no receipt has been attached to these reports showing that these fines have been deposited with the Receiver of Taxes and Assessments,

NOW, THEREFORE, BE IT,



RESOLVED, that this Town Board will not approve or receive monthly reports from the Justice of the Peace unless a receipt is attached thereto from the Receiver of Taxes and Assessments showing that Town Fines or Town Monies have been properly deposited with the Receiver of Taxes and Assessments for the month of said report.

Carried, Ayes -4- Noes -0-

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

WHEREAS, Pasquale Saggese was duly appointed to the office of Dog Warden on January 1st, 1942 by this Town Board, and

WHEREAS, the said Pasquale Saggese did not report for duty from January 1st, 1942 to February 2nd, 1942, and has not qualified for this office.

NOW, THEREFORE, BE IT

RESOLVED, that the office of Dog Warden be and it hereby is declared vacant effective as of February 2nd, 1942.

Carried, Ayes -4- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Ladwinker, Frank F. Hoy was duly appointed Dog Warden in and for the Town of Cheektowaga effective as of February 2nd, 1942 at a salary as provided for in the Budget.

Carried, Ayes -4- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Ladwinker the estimate furnished by Chester Cochrane, Inc. for the insulation of the Town Hall, with Rock Wool was referred to the Supt. of Public Works and the Committee on Town Hall and Licenses.

Carried, Ayes -4- Noes -0-

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

RESOLVED: That the Manufacturers and Traders Trust Company as a designated depository of this corporation be and it is hereby requested, authorized and directed to honor checks, drafts or other orders for the payment of money drawn in this corporation's name, including those payable to the individual order of any person or persons whose name or names appear thereon as signer or signers thereof, when bearing or purporting to bear the facsimile signature(s) of any..... of the following:

.....  
C. CHASE ZALEMSKI  
.....  
SUPERVISOR  
.....

and the Manufacturers and Traders Trust Company shall be entitled to honor and to charge this corporation for such checks, drafts or other orders, regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the facsimile specimens duly certified to or filed with the Manufacturers and Traders Trust Company by the Secretary or other officer of this corporation.

Carried, Ayes -4- Noes -0-

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

Carried, Ayes -4- Noes -0-

CLAIMS

Frank Wieszcicinski	-for service as sewer inspector.....	64.55
Matthew Stachowiak	-for transportation, Board of Assessors, Jan. 1942.....	30.90
Andrew Napieralski	-for service, Attendance Officer.....	60.00
Walter Wisniewski	-for truck driving, Project.....	60.00
Chester J. Nadolny	-for Service, Health Officer, Jan. 1942..	150.00
Edna Zakrzewski as Executor for Theodore Zakrzewski	-for working on Zoning Maps.....	48.00
Matthew Pfohl	-for rental garbage site, Jan. 1942.....	91.00
Earl W. Hadsall	-for gasoline, Police Dept.....	296.43
Joseph M. Wojtaszek	-for wood, Town Hall.	5.50
Joseph M. Wojtaszek	-for coal, Janitor's cottage.....	24.80
N.Y. State Assessor's Ass'n.	-for membership dues 1942.....	3.00
L. Goszewski	-for coal, Town Hall.	145.00
Western N.Y. Water Co.	-for Water supplied, Disposal Plant.....	146.65
Western N.Y. Water Co.	-for Water supplied, Town Hall.....	19.65

Manufacturers & Trader Trust	-for rental 2 night depository bags.....	1.00
Firestone Auto Supply	-for Top treads tires, Police.....	17.92
City Typewriter Service	-for Typewriter, Judges...	50.00
Edward H. Pfohl	-for 1942 County Taxes, Property assessed to Town of Cheektowaga.....	94.78
W.H. Werschin, Rec. of Taxes & Assessment	-for Taxes, Clinton Street State, County, Town Tax, 1942.....	1,228.65
Pine Hill Review	-for 4 tax books, Tax Office.....	36.00
Ryan & Williams, Inc.	-for supplies, Dept. of Public Works.....	18.45
Ryan & Williams, Inc.	-for supplies, Town Hall..	46.00
Stanley Kwiatkowski	-for supplies, Disp. #5...	2.98
Stanley Kwiatkowski	-for supplies, Proj. 56453.	23.24
Stanley Kwiatkowski	-for supplies, Disp. #3...	1.59
Stanley Kwiatkowski	-for supplies, Sanitation & Bldg. Dept.....	18.95
Stanley Kwiatkowski	-for supplies, Town Hall..	22.84
Stanley Kwiatkowski	-for supplies, Proj. 55550	29.18
Millington Lockwood, Inc.	-for supplies, Town Clerk's Office.....	3.55
Millington Lockwood, Inc.	-for supplies, Tax Office..	14.10
Millington Lockwood, Inc.	-for supplies, Supervisor's Office.....	91.00
Millington Lockwood, Inc.	-for supplies, Assessor's office.....	14.50
Millington Lockwood, Inc.	-for supplies, Dept. of Public Works.....	6.50
Star Products Co.	-for staples, Police Dept.	1.50
Star Products Co.	-for staples, Tax Office..	1.00
International Harvester Co.	-for supplies, Garbage Dept.	24.66
Reynders Electric	-for repairs to signal, Harlem & Cleveland.....	6.90
Reynders Electric	-for repairs to switches, Town Hall.....	6.67
Remington Rand Inc.	-for supplies, Tax office.	.75
N.Y.State Electric & Gas Corp.	-for street lighting, Jan. 1942.....	3106.89
N.Y.State Electric & Gas Corp.	-for Electric service, Pump Station.....	35.50

N.Y.State Electric & Gas Corp.	-for Electric service, Town Hall.....	53.22
N.Y.State Electric & Gas Corp.	-for lighting Janitor's residence.....	4.17
Bflo. Niagara Elec. Corp.	-for moving light Stan- dard.....	16.87
United Office Machine	-for supplies, Supervi- sor.....	7.00
Fleming Motor Patts, Inc.	-for supplies, Police Dept.....	20.40
Joseph Strauss Co. Inc.	-for supplies, Police Dept.....	4.26
Dennis & Co. Inc.	-for supplies, Town Clerk.....	6.10
Tillie Durringer	-for meals to Prisoners	120.35
N.Y. Telephone Co.	-for directory Advertis- ing.....	2.50
N.Y. Telephone Co.	-for Telephone Service..	199.83
Ryan & Williams, Inc.	-for supplies, Tax Of- fice.....	2.00
Lillian Warren	-for stenographic Service Judge Franzek.....	5.00
G.E. Holloway	-for accounting service, January 1942.....	85.00
Henry R. Duch	-for supplies, Project #56750.....	306.49
Ray Racinowski	-for coal, Disp. Plant..	24.80
C. E. Knowles & Co.	-for estimate #8 Con- struction Disp. #5....	23,378.12
Newell L. Nussbaumer	-for engineering Sewer Plant #5, Est. #8.....	818.23
Edward J. Rose	-for supplies, Basket- ball league.....	59.20

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

Carried, Ayes -4- Noes -0-

*Albert Sturm*  
ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
February 16th, 1942

A regular meeting of the Town Board of the Town of Cheektowaga, New York held at the Town Hall, Monday, February 16th, 1942 at 8:00 o'clock P.M. with the following members present:

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

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

The Town Clerk then proceeded to read the minutes of the meeting held February 2nd, 1942 and on motion of Councilman Pawlak seconded by Councilman Napieralski these minutes were approved as read by the Town Clerk and ordered placed on file,

Carried, Ayes -5- Noes -0-

The Town Clerk then presented the monthly reports from the Justice of the Peace and Town Clerk for the month of January 1942 and there being no objections the Supervisor ordered them received and placed on file.

The Town Clerk then read the order from the Public Service Commission and being Case No. 6582, No objections, the Supervisor ordered this order received and filed.

Communication from the New York Telephone Co. was read. Stating that nothing could be done relative to changing the rates in the U-Crest District as per request from Mrs. Edward Fisher, during the War Emergency, but they would be glad to study the situation after the war to see what can be done to help the matter in question, No objections, Supervisor Zalemski ordered this communication tabled for further consideration.

The William Street Citizens And Taxpayers Protective Ass'n., entered a complaint about snow and ice on the sidewalks on South side of William Street between Medina and Wagner Streets. No objections, Supervisor Zalemski referred this complaint to the Supt. of Highways, Mr. Zablony.

The Secretary of the Rescue Volunteer Hose Co. No. 1- Inc., presented a letter to the members of the Town Board thanking them in behalf of the Company for the appointment of one of their members to the Police Department, Supervisor Zalemski ordered this letter received and filed, No. objections.

Communication from the Hoffeld Estates Inc., requesting extension of Garbage District No. 5 to include parts of Century Rd., Allendale Road, Burke Drive, and Kenview Blvd., Cleveland Drive, Highview Road and Exter Court was presented and read. The Town Clerk was directed to notify Mr. Bame, President of the Hoffeld Estates Inc., that a proper petition must be filed before the necessary action can be taken.

On motion of Councilman Pawlak seconded by Councilman Napieralski the petition from the residents and members of the Roycroft Harlem Taxpayers Ass'n protesting against the erection of a restaurant on Cleveland Drive between Lindeair and Gehman Blvd. was referred to the Public Improvement Committee and Supt. of Public Works.

Carried, Ayes -5- Noes -0-

The Hoffeld Estates Inc. presented a sub-division map prepared by Nussbaumer and Clarke Inc. and known as High Kensington No. 4 for approval.

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

Resolved, that the Sub-Division map known as High Kensington No. 4 being part of Lot 37, Township 11, Range 7 and comprising of 15 Lots situated on the north side of Kensington Ave. in the Town of Cheektowaga be and it hereby is approved and ordered placed on file, and the Town Clerk is authorized to sign same as approved.

Carried, Ayes -5- Noes -0-

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

WHEREAS, a certain map known as Orchard-Hill Sub-Division map has heretofore been approved by the Town Board of Cheektowaga and duly filed, in which the width of certain streets is indicated as 40 feet, and

WHEREAS, the Huth Constructions Company has requested that it be authorized to file an amended map increasing the width of said forty foot streets (40ft.) to a width of fifty feet (50')

NOW, THEREFORE, BE IT

RESOLVED, that the Huth Construction Company be and it hereby is authorized to file an amended map of said sub-division providing for streets no less than fifty feet (50 feet) in width and,

BE IT FURTHER,

RESOLVED, that the Town Board will accept, Willow Court and Cherry Lane, subject to the approval of the Highway Superintendent and the filing of the proper deeds.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that a survey be made of all sewage discharge into the Towns sewers and disposal plants by the Curtiss Wright Corp., The Buffalo Arms Corporation and the Spencer Lens Corp. and be it further,

RESOLVED, that Nussbaumer and Clarke Inc., Elmer Mesner Supt. of Public Works and G.E. Holloway Co. be and they hereby are authorized and directed to make this survey and to report back to this board on or before June 15th, 1942 on their findings.

Carried, Ayes -5- Noes -0-

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

WHEREAS, the International Railway Company has petitioned this Town Board for consent to operate Motor Buses in Delavan Ave. between the Westerly Town line of the Town of Cheektowaga and Pine Ridge Road; in Pine Ridge Road between Delavan Ave. and Genesee Street; and in Genesee Street between Pine Ridge Road and a loop on private property west of Pine Ridge Road.

NOW, THEREFORE, BE IT,

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish a notice of public hearing pursuant to section 66 of the Transportation Corporation Law, said public hearing to be held at the Town Hall, on the 16th day of March 1942 at 8:00 o'clock P.M.

Carried, Ayes -5- Noes -0-

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

WHEREAS, Civilian Defense Authorities have requested that the Town of Cheektowaga, maintain a separate telephone for the receipt and transmission of Defense information from the Defense Headquarters to the Town Hall and from there to the various Fire Houses in the Town of Cheektowaga.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to write the New York Telephone Company to arrange for the installation of a telephone in the Town Hall for the exclusive receipt and transmission of Defense information and for the installation of Police Call Boxes outside each fire house, together with a telephone extension inside each Fire House, and to pay the installation charge of \$21.00, together with the monthly charge of \$47.50. This arrangement and agreement to be made by the Supervisor when and if the Fire Commissioners of each Fire District enter into contracts with the Town of Cheektowaga by which each District shall pay to the Town of Cheektowaga the sum of \$5.50 each month, which sum shall then be paid over by the Supervisor to the New York Telephone Company, except Doyle Fire District which shall pay the sum of \$11.00.

Carried, Ayes -5- Noes -0-

Supervisor Zalemski stated that this was the time and place to open advertised bids for Trucks for the Garbage department and cars for the Police Department and as advertised in the Depew Herald and Cheektowaga News.

The Town Clerk then read notice to Bidders, copy of same is hereto attached.

Notice is hereby given that sealed proposals for the purchase of certain equipment to be used by the Town of Cheektowaga, namely three (3) police cars in which case two (2) police cars now owned by the Town of Cheektowaga are to be traded in and three (3) 2 1/2- to 3-ton garbage trucks with dump body. Copy of the specifications for the cars and trucks can be obtained at the office of the Supervisor of the Town of Cheektowaga on or after February 20, 1942.

The sealed proposal will be received by the Town Board at the office of the Supervisor of the Town of Cheektowaga in the Town of Cheektowaga, New York, until 5 P. M., Monday, February 23, 1942, and will be publicly opened in the Church Chamber at Cheektowaga on or as soon as possible and at a conveniently appointed place.

The Town Board reserves the right to reject any and all bids and to accept the lowest responsible bidder or to accept any and all contracts in accordance with their proposal. This notice is published in accordance with certain resolutions passed by the Town Board of the Town of Cheektowaga, February 3rd, 1942.

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

of  
**THE DEPEW HERALD**  
 and  
**CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for *one week* the first insertion being on the *5th* day of *February* 19*42* and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Frank A. Taber, Jr.*

Sworn to before me this *16th* day of  
*February* 19*42*  
*Arthur Sturtevant*  
 Notary Public in and for Erie County.

(41604)

The Town Clerk then read the following proposals received for Garbage trucks;

General Motors, Brost Bros. Inc.	\$10,446.00
Mack Trucks	11,291.49
Auto Car	11,319.99
International Trucks \$11,130.63 plus \$447.00=	11,577.63

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



RESOLVED, that this Board find and determine and it does hereby find and determine that the proposal of Brost Bros. Inc. to supply the Town of Cheektowaga with three (3) garbage Trucks in accordance with the plans and specifications therefor is the Lowest responsible proposal for the furnishing of this equipment and be it further,

RESOLVED, that the said proposal of said Brost Bros. Inc. be and the same is hereby accepted, and be it further,

RESOLVED, that this Board enter into an agreement with the said Brost Bros. Inc., for the furnishing of said garbage trucks in accordance with the aforesaid plans and specifications at the prices mentioned in said proposal of the said Brost Bros. Inc. which said contract shall be in a form satisfactory to the Town Attorney.

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

Ayes - 5

Noes - None

STATE OF NEW YORK :  
COUNTY OF ERIE : SS  
CITY OF BUFFALO :

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution and determination adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 16th day of February 1942, and that the foregoing is a true and correct transcript from said original and the whole thereof, and that said original resolution and determination is on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 16th day of February 1942.

ALBERT STURM  
Town Clerk

(SEAL)

The Town Clerk then read the following proposal received from Brost Bros. Inc., for (3) three police cars

3 Chevrolet Police Cars as per notice published \$2360.00

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

RESOLVED, that this Board find and determine and it does hereby find and determine that the proposal of Brost Bros. Inc. to supply the Town of Cheektowaga with three (3) Police Cars in accordance with the plans and specifications therefor is the lowest responsible proposal for the furnishing of this equipment and be it further,

RESOLVED, that the said proposal of said Brost Bros. Inc. be and the same is hereby accepted, and be it further,

RESOLVED, that this Board enter into an agreement with the said Brost Bros. Inc. for the furnishing of said Police Cars in accordance with the aforesaid plans and specifications at the prices mentioned in said proposal of the said Brost Bros. Inc. which said contract shall be in a form satisfactorily to the Town Attorney.

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

Ayes - 5

Noes - None

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York DO HEREBY CERTIFY that I have compared the foregoing with the original resolution and determination adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 16th day of February 1942, and that the foregoing is a true and correct transcript from said original and the whole thereof, and that said original resolution and determination is on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 16th day of February 1942.

ALBERT STURM  
Town Clerk

(SEAL)

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

CLAIMS

Frank Wieszczeinski	-for service as sewer inspector.....	66.00
Albert Sturm	-for Postage, Office use.	16.60
Charles R. Hadley Company	-for supplies, to Holloway & Co.....	6.36
Star Products Co.	-for supplies, Tax office	1.00
Fred D. Newland	-for Workman's compensation Policy.....	3329.85
Carl J. Stellrecht	-for Attendance Officer, Jan.....	60.00

CLAIMS Cont'd

Boleslaw J. Miller	-for Stationery, Basket- ball league.....	18.25
International Harvester Co.	-for supplies, Garbage Dept...	36.18
Sands Auto Glass	-for supplies, Town Hall.....	20.94
Polk Clement Directory	-for city directory, Supervi- sor's office.....	25.00
Bflo. Niagara Elec. Corp.	-for Electric current, Jan....	1821.75
Bflo. Niagara Elec. Corp.	-for Electric current, Jan....	99.50
Niagara Lubricant Co.	-for oil, Police Dept.....	12.00
Niagara Lubricant Co.	-for oil, Police Dept.....	43.20
N.Y.State Elec. & Gas Corp.	-for Elec. service, Town Ga- rage.....	36.08
Frank Przybylski	-for Basketball league, Offi- ciating.....	16.00
Alfred Niemczyk	-for Basketball league, Offi- ciating.....	16.00
Rudolph A. Zawierucha	-for sec'y. Expenses, Basket- ball league.....	14.11
Genesee Sand & Gravel Co.	-for Gravel, Proj. 56750.....	34.65
Herald & News	-for Publishing Supervisor's report.....	69.16
Herald & News	-for envelopes, Supervisor....	9.00
Herald & News	-for Bldg. Permits, Env. Town Clerk.....	33.00
Herald & News	-for publication, notice to bidders.....	2.73
Herald & News	-for parking tags, etc. Police	8.88
Herald & News	-for supplies, Tax Office.....	55.23
Kellogg Petroleum Products	-for Gasoline, Proj 56750 & 56751.....	39.60
Henry R. Duch	-for Supplies, Proj. 56750....	685.45
John T. Witmer	-for making, Assessor's Map...	28.00
Millington Lockwood, Inc.	-for supplies, Town Clerk.....	3.00
Millington Lockwood, Inc.	-for supplies, Assessor's.....	1.40
Millington Lockwood, Inc.	-for supplies, Tax Office.....	5.00
Wallace & Tiernan Co. Inc.	-for supplies, Disp. #3.....	2.19
Fleming Motor Parts	-for supplies, Police Dept....	89.24
Fleming Motor Parts	-for supplies, Garbage Dept...	13.00

Western N.Y. Water Co.	-for Hydrant service, Hydrant.....	1758.33
Walter Wisniewski	-for driving truck, Proj. 56750.....	90.00
Cheektowaga Lumber Co. Inc.	-for supplies, Police Dept.	1.75
Cheektowaga Lumber Co. Inc.	-for supplies, Town Hall..	12.55
Cheektowaga Lumber Co. Inc.	-for supplies, Proj.56750.	97.54
Cheektowaga Lumber Co. Inc.	-for supplies, Proj.56751.	23.76
United States Pipe & Foundary	-for supplies, Proj.56750.	86.28
Wolff Machine Co. Inc.	-for supplies, Disp. #3...	347.20
Eagle Stationery Corp.	-for supplies, Supervisor office.....	15.05
Thorne Morrison Inc.	-for supplies, Disp. #5...	10.03
Ryan & Williams, Inc.	-for supplies, Dept. of Sanitation & Buildings...	1.70
Ryan & Willaims, Inc.	-for supplies, Dept. of Public Works.....	.90
H.L. Peters, Inc.	-for supplies, Dept. of Sanitation & Buildings...	10.25
Victor A. Zapfel	-for supplies, Proj.56751.	11.65
Bankers Trust Co.	-for services as Coupon Agent.....	22.28
Wm. C. Culleton	-for rental machine, Proj. 56750.....	600.00
Robert Wilhelm	-for printing for civil advertising.....	62.50
N.Y. State Elec. & Gas Corp.	-for Electric Service, Disp. #5.....	168.64

On motion of Councilman Pawlak seconded by Councilman Napieralski the Board adjourned to February 24th, 1942 at 2:00 o'clock P.M.

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
 ALBERT STURM  
 Town Clerk

27

Cheektowaga, New York  
February 24th, 1942.

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, in said Town of Cheektowaga, on the 24th day of February 1942, at 2:00 o'clock P.M. Eastern War Time, there were present:

STANLEY E. PAWLAK	Councilman
FRANK SLIWINSKI	Councilman
NICHOLAS NAPIERALSKI.	Councilman

Absent: C. CHASE ZALEMSKI	Supervisor
HENRY LADWINKER	Councilman

PRESENT - 3 -

ABSENT - 2 -

Due to the absence of Supervisor Zalemski, Councilman Pawlak acted as Chairman of this meeting.

A petition for the creation of a drainage district in the Town of Cheektowaga, Erie County, New York, pursuant to provisions of Article 12 of the Town Law of the State of New York was presented and read.

On motion of Councilman Sliwinski seconded by Councilman Napieralski this petition was ordered received and filed.

Carried, Ayes -3- Noes -0-  
Absent - 2 -

Councilman Sliwinski offered the following resolution and moved its adoption:

WHEREAS, a petition for the creation of a drainage district, in the Town of Cheektowaga, Erie County, New York, pursuant to the Town Law, was presented to this Town Board on the 24th day of February 1942, and,

WHEREAS, ISADORE J. MAZUROWSKI, FRANK LAUER, AND MATTHEW STACPOWIAK, 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 owner of all the taxable real property situate in the proposed district and that said proposed district includes no taxable real property owned by resident owners,

WHEREAS, said petition is accompanied by a map and plan prepared by Newell L. Nussbaumer, a competent engineer duly licensed by the State of New York, License No. 3431, and who is the president of Nussbaumer & Clarke, Inc., engineers, showing the boundaries of the proposed district and a general plan of the proposed drainage system including all outlets and a terminus, course, and a profile of each proposed main sewer or drain together with the location and a general description of all other public works and such other matters as may be required by Section 192 of the Town Law, and

WHEREAS, the petition proposes the acquisition by purchase, wholly at the expense of such district, of the existing drainage system, rights of way and appurtenances shown upon the map and plan which accompanies this petition, subject to the terms and conditions

of two certain agreements for the rights of way or easements respectively, one of which agreements was entered into between MARY LORENZ and KATTIE FRIES as executors of the Last Will and Testament of GEORGE LORENZ, deceased and MARGRATE LORENZ, widow of said GEORGE LORENZ, deceased and CURTISS-WRIGHT CORPORATION, dated January 13, 1941, which agreement, was recorded in the Erie County Clerk's Office, January 13, 1941, in Liber 3068 at Page 65 and the other of which agreements was entered into between the NEW YORK CENTRAL COMPANY and CURTISS-WRIGHT CORPORATION, dated February 26, 1941 and which agreement was recorded in the Erie County Clerk's Office March 20, 1941 in Liber 3084 of Deeds at Page 103, and the maximum amount proposed to be expended for the acquisition of such improvement as stated in such petition is One Hundred Ten Thousand Dollars (\$110,000.00).

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

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

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

WHEREAS, the territory hereinbefore described is 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 9th day of March 1942, at 11:00 o'clock A.M. Eastern War 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, the official 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 within the proposed sewer district not less than (10) nor more than twenty (20) days before said day designated for the hearing, and,

IT IS FURTHER ORDERED THAT, a copy of this order be mailed on or before the day of the first publication thereof to all public service corporations, the names of which appear on the latest completed assessment roll of said Town; that such notices shall be mailed to the principal office of each such corporation unless such corporation shall have filed with the Town Clerk a written request designating some other address for that purpose in which event such notice shall be mailed to the address so designated.

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

<u>STANLEY E. PAWLAK</u>	Voting	<u>Aye</u>
<u>FRANK SLIWINSKI</u>	Voting	<u>Aye</u>
<u>NICHOLAS NAPIERALSKI</u>	Voting	<u>Aye</u>
<u>C. CHASE ZALEMSKI</u>	Voting	<u>Absent</u>
<u>HENRY LADWINKER</u>	Voting	<u>Absent</u>
AYES -3-		Noes -0-

ABSENT -2-

STATE OF NEW YORK )  
 ) SS:  
 COUNTY OF ERIE )

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 24th day of February 1942, 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.

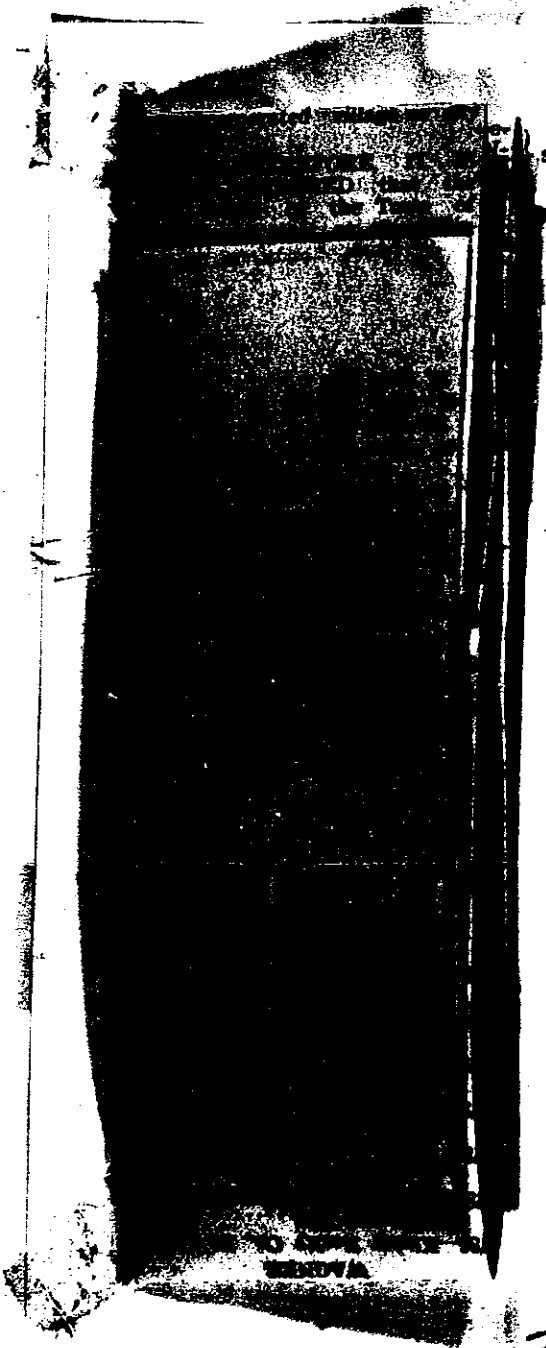
IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 24th day of February 1942.

( SEAL )

ALBERT STURM  
 TOWN CLERK

This resolution was published in the Depew Herald and Cheektowaga News.

(Notice is hereto attached)



.....*Frank A. Gaber, Jr.*.....

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

of

**THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for *one week*....the first insertion being on the *26th* day of *February*....19*42* and the last insertion being on the...*26th*...day of *February*...19*42* and that not more than six days intervened between any two publications thereof.

.....*Frank A. Gaber, Jr.*.....

Sworn to before me this...*3*... day of

*Mar* 19*42*

*Arthur Sturman*

Notary Public in and for Erie County.

(41604)

And posted according to law. (Proof of posting is hereby attached.)

And all Public Service Corporations Were duly notified by mail on the 26th day of February 1942.



The following claim was presented to the Town Board.

In the matter of the  
  against  
Town of Cheektowaga

for damages to his car when driving on  
on February 6th, 1942, at 7:30 A.M. caused by a de-  
pression in the Street.

This claim was referred to the Town Attorney for the ne-  
cessary action.

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

WHEREAS, an application for a grant of Federal Aid has  
heretofore been made by the Town of Cheektowaga to the Federal  
Government for the purpose of construction additional drainage fa-  
cilities in the U-Crest District of the Town, and,

WHEREAS, the Federal Government by Regional Director  
J. A. McConnell, Region No. 1, New York has indicated by Telegram  
the willingness of the Federal Government to make an offer to the  
Town in the sum of \$50,500.00 for the construction of these drain-  
age facilities, the Town to contribute an additional sum of  
\$50,500.00, Docket Number of this case being N.Y. 30-136.

NOW, THEREFORE,

BE IT RESOLVED, That the Town of Cheektowaga through its  
attorney, K. W. Kitzinger, indicate its willingness to accept such  
an offer, and,

BE IT FURTHER RESOLVED, that said K. W. Kitzinger be and  
he hereby is directed to communicate by telegraph with said J. A.  
McConnell indicating the action taken by the Town Board, Herein.

Carried, Ayes -3- Noes -0-  
Absent - 2 -

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

WHEREAS, the Superintendent of Highways, John J. Zablotny  
has advised this Board that he had inspected Willow Court, and  
Cherry Lane in the Orchard Hill Sub-Division, and found that they  
meet with all the requirements and specifications as set forth by  
the Town of Cheektowaga as Town Highways and recommended that the  
Town Board accept same as Town Highways.

NOW, THEREFORE, BE IT

RESOLVED, that Willow Court and Cherry Lane be and they  
hereby are accepted as Town Highways by the Town of Cheektowaga,  
New Yor, and are to be maintained by the Town of Cheektowaga as such,  
subject, however, to the filing of a proper deed, and an amended map  
showing that these streets have been changed in width from 40 to 50  
feet.

Carried, Ayes -3- Noes -0-

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

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

of  
**THE DEPEW HERALD**  
and  
**CHEEKTOWAGA NEWS**

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 24th day of February, 1942, at 2 o'clock P. M. Eastern War Time, there were:

- Present: **STANLEY E. PAWLAK**, Councilman  
**FRANK SLAWIAK**, Councilman  
**NICHOLAS NAPIERALSKI**, Councilman  
Absent: **C. CHASE ZALEMSKI**, Supervisor  
**HENRY LADWINKER**, Councilman

Councilman Sitwinski offered the following resolution and moved its adoption:

WHEREAS, a petition for the location of a drainage district in the Town of Cheektowaga, Erie County, New York, pursuant to Town Law, was presented to the Town Board on the 24th day of February, 1942, and

WHEREAS, said petition is accompanied by a map and plan prepared by Nevell L. Nussbaum, competent engineer duly licensed by the State of New York, License No. 442, and who is the architect of Nussbaum & Clark, showing the boundaries of the proposed district and including all other lots and parcels of land within the proposed course and a description of the same, together with the names of the owners and such other information as may be required by the Town Law,

and WHEREAS, said petition is accompanied by purchase receipts of such drainage system and apparatus, and the same are in accordance with the provisions of the Town Law, and the same are in accordance with the provisions of the Town Law, and the same are in accordance with the provisions of the Town Law,

and WHEREAS, said petition is accompanied by purchase receipts of such drainage system and apparatus, and the same are in accordance with the provisions of the Town Law, and the same are in accordance with the provisions of the Town Law,

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and WHEREAS, said petition is accompanied by purchase receipts of such drainage system and apparatus, and the same are in accordance with the provisions of the Town Law, and the same are in accordance with the provisions of the Town Law,

and WHEREAS, said petition is accompanied by purchase receipts of such drainage system and apparatus, and the same are in accordance with the provisions of the Town Law, and the same are in accordance with the provisions of the Town Law,

**ALL THAT TRACT OR PART OF LAND**, situate in the Town of Cheektowaga, County of Erie and State of New York, being parts of Lots No. 5 and 6, Township 11, Range 7 of the Buffalo Land Company's Survey, bounded and described as follows:

**BEGINNING** at a point in the center line of Cassius Street, at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1928 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1928; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the City of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 85 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of land conveyed to the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co., Inc. by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the south line of said Lot No. 5); thence northerly along the east line of lands conveyed to the City of Buffalo by last above mentioned deed (said point being also in the west line of Lot No. 76); thence northerly along the east line of the lands conveyed to the City of Buffalo by last above mentioned deed, being also along the west line of said

BEGINNING at a point in the center line of Genesee Street at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the city of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of lands conveyed to the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co., Inc. by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also the east line of said Lot No. 5); thence easterly sixty-one and two hundredths (61.02) feet, more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above men-

tioned deed (said point being also in the west line of Lot No. 76); thence northerly along the east line of the lands conveyed to the City of Buffalo by last above mentioned deed, being along the west line of said Lot No. 76, eighteen hundred seventy and forty-one hundredths (1870.41) feet, more or less, to the southwest line of the lands of the Lehigh Valley Railroad Company; thence southerly along the southwest line of said Railroad Company's lands twenty-four hundred eight and five hundredths (2408.05) feet, more or less, to the east line of said Lot No. 76, being also the center line of the Sugg Road; thence southerly, along the east line of said Lot No. 76, one thousand three hundred thirty-two and twenty-two hundredths (1332.22) feet, more or less, to the center line of Genesee Street; thence southerly along the center line of Genesee Street, two thousand hundred eighty-two and four hundredths (2582.44) feet, more or less, to the point of beginning.

WHEREAS, the territory heretofore described is situated entirely in said Town outside of any incorporated village or city

THEREFORE, IT IS HEREBY ORDERED that the Board of the Town of Cheektowaga meet at the Town Clerk's Office in said Town of Cheektowaga on the 9th day of March, 1942, at ten o'clock, A. M., East of Buffalo, N. Y., to consider the petition and to hear all persons interested in the subject matter herein, and to determine the same, and to make such order as may be deemed proper. FURTHER ORDERED that a copy of this Order, certified to by the Town Clerk, be published once in the Depeew News, a weekly newspaper of the Town of Cheektowaga, and also in ten (10) other newspapers, not less than twenty (20) days before the date set herein for the hearing, and that a copy of this order be posted conspicuously in two public places, one of which shall be a place where proposed sewer districts are being held, not less than ten (10) nor more than

ten (10) days before said day set herein for the hearing, and a copy of this Order be mailed to the day of the first publication thereof to all public corporations, the names of which shall appear on the latest assessment roll of said Town, and that such notices shall be mailed to the principal office of each such corporation unless such corporation shall have filed with the Town Clerk a written request designating some other address for the purpose in which event such notices shall be mailed to the address so designated.

Recorded by Councilman Napierlak, and duly put to a vote which was as follows:

- Wesley E. Pawlak, voting aye.
- Frank Sliwinski, voting aye.
- Nicholas Napierlak, voting aye.
- Chase Zalemaki, absent.
- Henry Ladwinker, absent.
- Ayes: 3, Noes: 0.
- 3 Absent.

STATE OF NEW YORK SS. COUNTY OF ERIE

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie

County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 24th day of February, 1942, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 24th day of February, 1942.

ALBERT STURM, (SEAL) Town Clerk.

*Grant A. Albert, Jr.*  
being duly sworn, deposes and says that he is the publisher  
of  
THE DEPEW HERALD  
and

RESOLVED, that the Town Attorney, Kenneth Kitzinger be and he hereby is authorized to go to Albany, New York to confer with Mr. Frank C. Moore, relative to special legislation on the issue of Bonds for the purchase of Garbage Trucks and such other matters as may be necessary for the Town of Cheektowaga.

Carried, Ayes -3- Noes -0-

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

George Saltarelli, to erect new dwellings on Lots # 9, 8 & 9, 5, 6 on Cedar Road and on Lots # 73, 79 and 209 Mapleview Rd.

Carried, Ayes -3- Noes -0-

On motion of Councilman Napieralski seconded by Councilman Sliwinski the Board adjourned.

Carried, Ayes -3- Noes -0-



ALBERT STURM  
TOWN CLERK

27

Cheektowaga, New York  
March 2nd, 1942

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday March 2nd, 1942 at 3 o'clock P.M. with the following members present:

STANLEY E. PAWLAK	Councilman
FRANK SLIWINSKI	"
NICHOLAS NAPIERALSKI	"
HENRY LADWINKER	"

ABSENT: C. CHASE ZALEMSKI Supervisor

PRESENT -4- ABSENT -1-

A quorum being present the meeting was called to order by Councilman Pawlak who acted as Chairman due to the absence of Supervisor Zalemski.

The Town Clerk then proceeded to read the minutes of the meetings held February 16th, and February 24th, 1942 and on motion of Councilman Sliwinski seconded by Councilman Ladwinker these minutes were approved as read and ordered placed on file.

Carried, Ayes -4- Noes -0-

Rev. F. X. Quzy, addressed the board in reference to a Stop and Go signal at the intersection of Clinton Street and Willowlawn stating that in his opinion a signal should be installed at this intersection for the safety of school children and pedestrians.

After some discussion by the members of the Board it was moved by Councilman Sliwinski and seconded by Councilman Napieralski that full authority be given Supervisor Zalemski to make the necessary arrangements for the installation of a Stop and Go signal at this intersection.

Carried, Ayes -4- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the monthly report from the Town Clerk for the month of February 1942 was ordered received and filed.

Carried, Ayes -4- Noes -0-

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

Danitz Construction Co. Inc., to erect new homes on Lots 1, 2, and 3 on Kensington Avenue and on Lot 12 on Century Road.

James Jarvis, to erect a home and garage on Lot 13 Genesee St.  
Harry Schill, to add an addition to his present dwelling on Lot 12, Hemenway Road.

Carried, Ayes -4- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Ladwinker permission was granted to the Village Board of Sloan to use two voting machines for the village election to be held on the 17th day of March 1942.

Carried, Ayes -4- Noes -0-

Mrs. Mrs. entered a complaint  
against Mr. relative to the dumping of Garbage and the  
burning of same on his property on the Road and on motion

of Councilman Sliwinski seconded by Councilman Napieralski this complaint was referred to the Town Attorney with power to act,

Carried, Ayes -4- Noes -0-

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

Carried, Ayes -4- Noes -0-

CLAIMS

Frank Wieszczeinski	-for services as sewer inspector.....	64.55
Matthew Pfohl	-for rental Garbage Site.....	91.00
Frances Bednarek	-for service as Police Matron....	15.00
Andrew Piacenti	-for trucking, Disp. #5.....	2.06
Walter Wisniewski	-for trucking, Proj. 56750.....	70.00
Wm. F. Neureuter, Jr.	-for rent, Health Station, Jan. Feb., March.....	51.00
Chester J. Nadolny	-for service as Health Officer...	150.00
Andrew Napieralski	-for service as Truant Officer, February.....	60.00
Albert Sturm	-for Expense, Ass'n of Towns, Albany and return.....	44.84
Stanley E. Pawlak	-for Expense, Ass'n of Towns Albany and return.....	44.44
Frank Lauer	-for Expense, Ass'n of Towns Albany and return.....	46.24
Matthew Stachowiak	-for Expense, Ass'n of Towns. Albany and return.....	44.19
Matthew Stachowiak	-for Transportation, Board of Assessors, Feb.....	31.50
Nicholas Napieralski	-for Expense, Ass'n of Towns, Albany and return.....	44.24
Isidore J. Mazurowski	-for Expense, Ass'n of Towns, Albany and return.....	44.09
Kenneth W. Kitzinger	-for attending conference, Albany February 25.....	19.19
Kenneth W. Kitzinger	-for expense, Ass'n of Towns, Albany and return.....	24.95

CLAIMS - Cont'd

Adeline Skoczylas	-for postage, Assessor's office.....	5.00
Millington Lockwood, Inc.	-for Supplies, Town Clerk's Office.....	8.90
Millington Lockwood, Inc.	-for Supplies, Assessor's Office.....	1.00
Millington Lockwood, Inc.	-for Supplies, Supervisor's Office.....	3.15
N.Y. State Elec. & Gas Corp.	-for Electric, Town Hall.....	58.72
N.Y. State Elec. & Gas Corp.	-for Electric Service, Disp. #3.....	59.62
N.Y. State Elec. & Gas Corp.	-for lighting Janitor's Res..	3.43
Earl W. Hadsall	-for gasoline, Police Dept...	301.12
Western N.Y. Water Co.	-for Water supplied, Town Hall.....	20.15
Western N.Y. Water Co.	-for Water Supplied, Disp. Plant.....	150.90
Ray Racinowski	-for coal, Town Hall.....	71.50
Ray Racinowski	-for Coal, Disp. Plant.....	24.80
N.Y. Telephone Co.	-for Telephone Service.....	188.98
N.Y. Telephone Co.	-for Directory Advertising...	2.50
International Harvester Co.	-for supplies, Garbage Dept..	2.30
Gar Wood Industries	-for supplies, Police Dept...	1.73
Burroughs Adding Machine	-for maintenance service, Supervisor.....	8.80
Underwood Elliott Fisher	-for adjusting adding machine	3.54
John T. Witmer	-for work on Assessor's maps.	60.00
Yawman & Erbe Mfg. Co.	-for supplies, Tax Office....	32.80
City Typewriter Service	-for work on Police Typewriter	16.80
Iroquois Gas Corp.	-for Harlem Pump Station, Jan.	25.40
Iroquois Gas Corp.	-for Harlem Pump Station, Feb.	32.55
Iroquois Gas Corp.	-for Sewer Dist. Central Blvd.	89.86
Schafer Bros. Trucking	-for Working with Bulldozer, Alpine Force Drain.....	70.00
Joseph M. Wojtaszek	-for coal, Janitor's cottage..	12.40

Ryan & Williams Inc.	-for supplies, Supervisor's Office	2.50
Fleming Motor Parts	-for Garbage Dept. supplies...	39.83
Henry R. Duch	-for supplies, Proj. 56750....	181.78
Newell L. Nussbaumer	-for engineering Sewer Plant #5, Feb. Est. #9.....	430.40
Joseph Davis	-for installing vents, Town Hall.....	21.80
C. E. Knowles & Co.	-for rental Machinery Proj. 56750.....	9440.00
Ryan & Williams, Inc.	-for supplies, Dept. of Public Works.....	7.70
Charles Ulrich, County Treas.	-for contribution to Erie Coun- ty Nursing Services, as per 1942 County of Erie Budget.....	3000.00
Wm. C. Culleton	-for rental machinery, Proj. 56750.....	480.00

On motion of Councilman Ladwinker seconded by Councilman Sliwinski the Board adjourned until March 9th, 1942 at 11:00 o'clock A.M.

Carried, Ayes -4- Noes -0-

*Albert Sturm*  
 ALBERT STURM  
 TOWN CLERK



Cheektowaga, New York  
March 9th, 1942.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held in the Town Hall, in said Town of Cheektowaga, on the 9th day of March 1942, at 11:00 o'clock A.M. Eastern War Time, there were:

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

PRESENT -3-

ABSENT -2-

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

WHEREAS, a petition was duly presented to this Town Board on the 24th day of February 1942, for the establishment, as a drainage district, of certain territory wholly situate in this Town outside of any incorporated city or village, and,

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

WHEREAS, the maximum amount proposed to be expended for such improvement, as stated in said petition, is One Hundred and Ten Thousand Dollars (\$110,000.00), and

WHEREAS, this Town Board, on the 24th day of February, 1942 duly adopted an order specifying that this Board would meet at the Town Hall in the Town of Cheektowaga, on the 9th day of March 1942, at 11:00 o'clock A.M., Eastern War Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same and,

WHEREAS, the Town Clerk has presented to this Board proof of due publication of a certified copy of said order, and posting and mailing of copies thereof pursuant to Section 193 of the Town Law, and,

WHEREAS, this Town Board pursuant to such order, has met at the time and place specified in such order and considered such petition and heard all persons interested in the subject thereof desiring to be heard concerning the same.

NOW, THEREFORE, after due deliberation thereon, it is hereby resolved, and determined:

FIRST: That said petition is signed and acknowledged as required by law, and is otherwise sufficient;

SECOND: That all the property and property owners within the proposed district are benefited thereby;

THIRD: That all the property and property owners benefited are included within the limits of the proposed district;

FOURTH: That it is in the public interest to grant in whole the relief sought in said petition; and

BE IT FURTHER RESOLVED, that this Town Board does hereby approve the establishment of a drainage district to include the following described area within the Town of Cheektowaga, Erie County, New York:

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

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

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

BE IT FURTHER RESOLVED, that within ten days after the adoption of this resolution, the Town Clerk of this Town shall file in the office of the State Department of Audit and Control at Albany, New York, a certified copy of this resolution, in duplicate, together with an application, in duplicate, for permission to establish said drainage district, and

BE IT FURTHER RESOLVED, that such application shall be executed by C. CHASE ZALEWSKI, SUPERVISOR, of this Town in the form prescribed by Subdivision 3-a of Section 194 of the Town Law.

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

Supervisor	<u>C. CHASE ZALEWSKI</u>	Voting	<u>AYE</u>
Councilman	<u>FRANK SLIWINSKI</u>	Voting	<u>"</u>
Councilman	<u>NICHOLAS NAPIERALSKI</u>	Voting	<u>"</u>
AYES	<u>3</u>	NOES	<u>0</u>
		ABSENT	<u>2</u>

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 9th day of March 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I Have hereto set my hand and the seal of said Town of Cheektowaga, this 9th day of March 1942.

ALBERT STURM  
Town Clerk

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

ALBERT STURM, being duly sworn, deposes and says that he is the Town Clerk of the Town of Cheektowaga, Erie County, New York; that on the 26th day of February, 1942, he mailed copies of the attached order of the Town Board for a meeting to consider the petition for the establishment of a drainage district to the following named public service corporations, viz:

Iroquois Gas Corporation; Buffalo Niagara Electric Corp.; Niagara Lockport & Ontario Power Co.; Western New York Water Co.; New York State Electric & Gas Corp.; New York Telephone Co.; American Telephone & Telegraph Co.; International Electric Railway Co.; Delaware Lackawanna & Western R. R. Co.; Erie Railroad Company; New York Central Railroad Co.; and Lehigh Valley Railroad Co.; Postal Telegraph Cable Co.; and the Western Union Telegraph Co.; said pub-

lic service corporations being all of the public service corporations the name of which appear on the latest completed assessment roll of said Town of Cheektowaga and such notices were addressed, directed and mailed to the said public service corporations as follows:

Iroquois Gas Corporation, 45 Church Street, Buffalo, N.Y.

Buffalo Niagara Electric Corp., 413 Electric Bldg. Buffalo, N.Y.

Niagara Lockport & Ontario Power Co., 413 Electric Bldg. Buffalo, N.Y.

Western New York Water Co., 11 Niagara Street, Buffalo, N.Y.

New York State Electric & Gas Corp. Ithaca, New York

New York Telephone Co., 140 West Street, New York, N.Y.

Postal Telegraph-Cable Co., 67 Broad St. New York City

The Western Union Telegraph Co., 60 Hudson St. New York City

American Telephone & Telegraph Co., 195 Broadway, New York City

International Electric Railway Co., Walbridge Bldg. Buffalo, N.Y.

Delaware, Lackawanna & Western R. R. Co., Elmira, N. Y.

Erie Railroad Company, 903 Chamber of Commerce, Buffalo, N.Y.

New York Central Railroad Co., Terminal Bldg. Buffalo, N.Y.

Lehigh Valley Railroad Co., Geneva, N.Y.

the respective addresses being the principal office of each of such public service corporations or the designated address to which the respective public service corporation has requested notices to be mailed; that said notices were mailed to each of said respective public service corporations by depositing true copies of the same properly enclosed in a postpaid wrapper in a postoffice box regularly maintained by the Government of the United States; that at the time of said mailing, deponent was upwards of twenty-one years of age.

ALBERT STURM

Subscribed and sworn to before

me this 9th day of March, 1942.

KENNETH W. KITZINGER  
Notary Public, Erie County, N.Y.

Agnes, his wife, to the City of Buffalo by deed dated June 20, 1928 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1928; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the city of Buffalo by deed dated April 30, 1926 and recorded in Erie County

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

Stanley E. Pawlak, voting aye.  
Frank Sliwinski, voting aye.  
Nicholas Napieralski, voting aye.  
C. Chase Zaleski, absent.  
Henry Ladwinker, absent.  
Ayes: 3, Noes: 0.  
2 Absent.

STATE OF NEW YORK SS.  
COUNTY OF ERIE

I ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie

County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 24th day of February, 1942, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 24th day of February, 1942.

ALBERT STURM,  
(SEAL) Town Clerk.

131-Ohio I, Latr, HL, J, lot No. 12  
132-Ohio I, Latr, HL, J, lot No. 12  
133-Ohio I, Latr, HL, J, lot No. 12  
134-Ohio I, Latr, HL, J, lot No. 12  
135-Ohio I, Latr, HL, J, lot No. 12  
136-Ohio I, Latr, HL, J, lot No. 12  
137-Ohio I, Latr, HL, J, lot No. 12  
138-Ohio I, Latr, HL, J, lot No. 12  
139-Ohio I, Latr, HL, J, lot No. 12  
140-Ohio I, Latr, HL, J, lot No. 12

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

of  
**THE DEPEW HERALD**  
and  
**CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week the first insertion being on the 26th day of February, 1942 and the last insertion being on the 26th day of February, 1942, and that not more than six days intervened between any two public insertions thereof

*Frank A. Baker, Jr.*

Sworn to before me this 3 day of March 1942  
*Albert Sturm*

Notary Public in and for Erie County.

**PUBLIC NOTICE**

AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 24th day of February, 1942, at 2 o'clock P. M. Eastern War Time, there were:

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

Councilman Sliwinski offered the following resolution and moved its adoption:

WHEREAS, a petition for the creation of a drainage district in the Town of Cheektowaga, Erie County, New York, pursuant to the Town Law, was presented to this Town Board on the 24th day of February, 1942, and

WHEREAS, MADORE J. MAZUROWSKI, FRANK LAUER and MATTHEW STANHOPE, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition was duly signed and acknowledged in the same manner as a deed to the taxable real property within the proposed district and that said proposed district does not include taxable real property owned by resident owners,

WHEREAS, said petition is accompanied by a map and plan prepared by Newell L. Numbaumer, a competent engineer duly licensed by the State of New York, License No. 3431, and who is the President of Numbaumer & Clark, Inc., engineers, showing the boundaries of the proposed district and a general plan of the proposed drainage system including all outlets and a terminus, course, and a profile of each proposed main sewer or drain together with the location and a general description of all other public works and such other matters as may be required by Section 122 of the Town Law,

WHEREAS, the petition proposes the acquisition by purchase, wholly at the expense of such district, of the existing drainage system, rights of way and appurtenances shown upon the map and plan accompanying this petition, and two certain agreements, the rights of way or easements respectively, one of which was entered into between MARY LORENZ and KATIE ERLEN as Executors of the Last Will and Testament of GEORGE LORENZ, deceased, and MARGARET LORENZ, widow of said GEORGE LORENZ, deceased, and CURTISS - WRIGHT CORPORATION, dated January 13, 1941, which agreement was recorded in the Erie County Clerk's Office January 13, 1941, in Liber 3089 at Page 6, and the other of which agreements was entered into between the NEW YORK CENTRAL COMPANY and CURTISS - WRIGHT CORPORATION, dated February 28, 1941, and which agreement was recorded in the Erie County Clerk's Office March 20, 1941 in Liber 3084 of Deeds at Page 103, and the maximum amount proposed to be expended for the acquisition of such improvement as stated in such petition is One Hundred Ten Thousand Dollars (\$110,000.00), and

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

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

BEGINNING at a point in the center line of Genesee Street, at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the city of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of land conveyed to the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co., Inc. by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the north line of said Lot No. 5); six hundred sixty-one and thirty-two hundredths (661.32) feet, more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above mentioned deed (said point being also in the west line of Lot No.

*Frank Sliwinski*

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

of

**THE DEPEW HERALD**  
and  
**CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once

Clerk's Office in Liber 1778 of Deeds at Page 203 April 30 1926 (being also along the north line of said Lot No. 5), six hundred sixty-one and thirty-two hundredths (661.32) feet, more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above mentioned deed (said point being also in the west line of Lot No. 76); thence northerly along the east line of the lands conveyed to the City of Buffalo by last above mentioned deed, being also along the west line of said Lot No. 78, eighteen hundred seventy and forty-one hundredths (1870.41) feet, more or less, to the southwest line of the lands of the Lehigh Valley Railroad Company; thence southeasterly along the southwest line of said Railroad Company's lands twenty-four hundred eight and five hundredths (2408.05) feet, more or less, to the east line of said Lot No. 78, being also the center line of the Suggs Road; thence southerly, along the east line of said Lot No. 78 and the center line of the Suggs Road one thousand three hundred eighty-two and twenty-two hundredths (1382.22) feet, more or less, to the center line of Genesee Street; thence southwesterly, along the center line of Genesee Street, two thousand five hundred eighty-two and forty-four hundredths (2582.44) feet, more or less, to the point or place of beginning.

WHEREAS, the territory hereinbefore described is 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 9th day of March, 1942, at 11 o'clock A. M. Eastern War 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, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing and that copies of the same be posted conspicuously in five public places within the proposed sewer district not less than ten (10) nor more than

twenty (20) days before said day designated for the hearing, and

IT IS FURTHER ORDERED that a copy of this Order be mailed out or before the day of the first publication thereof to all public service corporations, the names of which appear on the latest completed assessment roll of said Town; that such notices shall be mailed to the principal office of such corporation unless such corporation shall have filed with the Town Clerk a written request designating some other address for that purpose in which event such notice shall be mailed to the address so designated.

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

Stanley E. Pawlak, voting aye.  
Frank Silwinski, voting aye.  
Nicholas Napieralski, voting aye.  
C. Chase Zaleski, absent.  
Henry Ladwinker, absent.  
Ayes: 3, Noes: 0.  
2 Absent.

STATE OF NEW YORK SS.  
COUNTY OF ERIE

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie

County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 24th day of February, 1942, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 24th day of February, 1942.

ALBERT STURM,  
Town Clerk.

(SEAL)

ss.:

*Frank A. Baker, Jr.*

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

of

THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS

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

*Feb. 28, 1942*

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

ALBERT STURM, being duly sworn, deposes and says that he is the Town Clerk of the Town of Cheektowaga, Erie County, New York; that he posted conspicuously in not less than five public places within the proposed district not less than ten days before the date designated for the hearing, copies of the attached order of the Town Board for a meeting to consider the petition for the establishment of a Drainage District; that eight copies of said notice were posted on February 26, 1942 and two additional copies of said notice were posted on February 27, 1942 and that the places where said notices were posted are as follows:

Five copies, one each on each of five telephone poles situate on the north side of Genesee Street outside the entrance to the Plant located within said proposed District.

One copy on the Bulletin Board erected and maintained for the posting of notices in the Flight Test Hangar of said Plant.

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

ALBERT STURM

Subscribed and sworn to before  
me this 9th day of March 1942.

KENNETH W. KITZINGER  
Notary Public, Erie County, New York



mailed to the principal office of each such corporation unless such corporation shall have filed with the Town Clerk a written request designating some other address for that purpose in which event such notice shall be mailed to the address so designated.

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

Stanley E. Pawlak, voting aye.  
 Frank Silwinaki, voting aye.  
 Nicholas Napieralaki, voting aye.  
 C. Chase Zalemaki, absent.  
 Henry Ladwinker, absent.  
 Ayes: 3, Noes: 0.  
 2 Absent.

STATE OF NEW YORK SS.  
 COUNTY OF ERIE

J. ALBERT STURM, Town Clerk  
 of the Town of Cheektowaga, Erie

County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 24th day of February, 1942, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 24th day of February, 1942.

ALBERT STURM,  
 Town Clerk.

(SEAL)

67- Kinney Realty Co. HI. I. 101  
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 100- Kinney Realty Co. HI. I. 101

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

of  
**THE DEPEW HERALD**  
 and  
**CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week the first insertion being on the 26th day of February 1942 and the last insertion being on the 26th day of February 1942 and that not more than six days intervened between any two publications thereof.

*Frank A. G. Shaw Jr.*

Witness my hand and seal this 3 day of March 1942  
*Albert Sturm*  
 Notary Public in and for Erie County.

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 in  
 day

ALBERT STURM, being duly sworn, deposes and says that he is the Town Clerk of the Town of Cheektowa, Erie County, New York; that he posted conspicuously in not less than five public places within the proposed district not less than ten days before the date designated for the hearing, copies of the attached order of the Town Board for a meeting to consider the petition for the establishment of a Drainage District; that eight copies of said notice were posted on February 26, 1942 and two additional copies of said notice were posted on February 27, 1942 and that the places where said notices were posted are as follows:

Five copies, one each on each of five telephone poles situated on the north side of Genesee Street outside the entrance to the Plant located within said proposed District.

One copy on the Bulletin Board erected and maintained for the posting of notices in the Flight Test Hangar of said Plant.

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

ALBERT STURM

Subscribed and sworn to before  
me this 9th day of March 1942.

KENNETH W. KITZINGER  
Notary Public, Erie County, New York

**PUBLIC NOTICE**

AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 24th day of February, 1942, at 2 o'clock P. M. Eastern War Time, there were:

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

Councilman Sliwinski offered the following resolution and moved its adoption:

WHEREAS, a petition for the creation of a drainage district in the Town of Cheektowaga, Erie County, New York, pursuant to the Town Law, was presented to this Town Board on the 24th day of February, 1942, and

WHEREAS, ISADORE J. MAZUROWSKI, FRANK LAUER and MATTHEW STACHOWIAK, 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 owner of all the taxable real property situate in the proposed district and that said proposed district includes no taxable real property owned by resident owners,

WHEREAS, said petition is accompanied by a map and plan prepared by Newell L. Nusbaumer, a competent engineer duly licensed by the State of New York, License No. 3431, and who is the President of Nusbaumer & Clark, Inc., engineers, showing the boundaries of the proposed district and a general plan of the proposed drainage system including all outfalls and a terminus, course, and a profile of each proposed main sewer or drain together with the location and a general description of all other public works and such other matters as may be required by Section 132 of the Town Law, and

WHEREAS, the petition proposes the acquisition, by purchase, wholly at the expense of such district, of the existing drainage system, rights of way and appurtenances shown upon the map and plan which accompanies this petition, subject to the terms and conditions of two certain agreements for the rights of way or easements respectively, one of which agreements was entered into between MARY LORENZ and KATIE FRIES as Executors of the Last Will and Testament of GEORGE LORENZ deceased, and MARGARET LORENZ, widow of said GEORGE LORENZ, deceased, and CURTISS - WRIGHT CORPORATION, dated January 13, 1941, which agreement was recorded in the Erie County Clerk's Office January 13, 1941, in Liber 3068 at Page 65, and the other of which agreements was entered into between the NEW YORK CENTRAL COMPANY and CURTISS - WRIGHT CORPORATION, dated February 26, 1941, and which agreement was recorded in the Erie County Clerk's Office March 20, 1941 in Liber 3084 of Deeds at Page 103, and the maximum amount proposed to be expended for the acquisition of such improvement as stated in such petition is One Hundred Ten Thousand Dollars (\$110,000.00), and

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

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

BEGINNING at a point in the center line of Genesee Street, at the southeast corner of lands conveyed by Teddy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the city of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of lands conveyed to the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co., Inc., by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the north line of said Lot No. 5), six hundred sixty-one and thirty-two hundredths (661.32) feet, more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above mentioned deed (said point being so in the west line of Lot No. 76); thence northerly along the east line of the lands conveyed to the City of Buffalo by last

*D. Frank A. Gaber, Jr.*

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

of

**THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for *one week*... the first insertion being on the *26th* day of *February*... *1942* and the last insertion being on the *26th* day of *February*... *1942* and that not more than six days intervened between any two publications thereof.

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

ALBERT STURM, being duly sworn, deposes and says that he is the Town Clerk of the Town of Cheektowaga, Erie County, New York; that he posted conspicuously in not less than five public places within the proposed district not less than ten days before the date designated for the hearing, copies of the attached order of the Town Board for a meeting to consider the petition for the establishment of a Drainage District; that eight copies of said notice were posted on February 26, 1942 and two additional copies of said notice were posted on February 27, 1942 and that the places where said notices were posted are as follows:

Five copies, one each on each of five telephone poles situated on the north side of Genesee Street outside the entrance to the Plant located within said proposed District.

One copy on the Bulletin Board erected and maintained for the posting of notices in the Flight Test Hangar of said Plant.

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

ALBERT STURM

Subscribed and sworn to before  
me this 9th day of March 1942.

KENNETH W. KITZINGER  
Notary Public, Erie County, New York

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BEGINNING at a point in the center line of Genesee Street at the southeast corner of lands conveyed by Tedy Kubera and Agnes, his wife, to the City of Buffalo by deed dated June 20, 1929 and recorded in Erie County Clerk's Office in Liber 2043 of Deeds at Page 184 June 20, 1929; running thence northerly, along the east line of lands conveyed to the City of Buffalo by deed aforesaid, sixteen hundred sixty-eight and two hundredths (1668.02) feet, more or less, to the south line of lands conveyed by Hiram D. Baker, widower, to the city of Buffalo by deed dated April 30, 1926 and recorded in Erie County Clerk's Office in Liber 1891 of Deeds at Page 86 April 30, 1926 (being also the north line of said Lot No. 5); thence easterly along the south line of lands conveyed to the City of Buffalo by deed aforesaid and continuing along the south line of lands conveyed to the City of Buffalo by Zent Park Co., Inc., by deed dated April 30, 1926 and recorded in the Erie County Clerk's Office in Liber 1778 of Deeds at Page 203 April 30, 1926 (being also along the north line of said Lot No. 5), six hundred sixty-one and thirty-two hundredths (661.32) feet, more or less, to the southeast corner of lands conveyed to the City of Buffalo by last above men-

tioned deed, said point being so in the west line of Lot No. 76; thence northerly along the east line of the lands conveyed to the City of Buffalo by last above mentioned deed, being also along the west line of said Lot No. 78, eighteen hundred seventy and forty-one hundredths (1870.41) feet, more or less, to the southwest line of the lands of the Lehigh Valley Railroad Company; thence southeasterly along the southwest line of said Railroad Company's lands twenty-four hundred eight and five hundredths (2408.05) feet, more or less, to the east line of said Lot No. 78, being also the center line of the Sugg Road; thence southerly, along the east line of said Lot No. 78 and the center line of the Sugg Road, one thousand three hundred eighty-two and twenty-two hundredths (1382.22) feet, more or less, to the center line of Genesee Street; thence southerly, along the center line of Genesee Street, two thousand five hundred eighty-two and forty-four hundredths (2582.44) feet, more or less, to the place or place of beginning.

WHEREAS, the territory hereinbefore described is 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 9th day of March, 1942, at 11 o'clock A. M. Eastern War 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 *Daily Herald* and *Cheektowaga News*, the official 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 within the proposed sewer district not less than ten (10) nor more than

twenty (20) days before said day designated for the hearing, and

IT IS FURTHER ORDERED that a copy of this Order be mailed on or before the day of the first publication thereof to all public service corporations, the names of which appear on the latest completed assessment roll of said Town; that such notices shall be mailed to the principal office of each such corporation unless such corporation shall have filed with the Town Clerk a written request designating some other address for that purpose in which event such notice shall be mailed to the address so designated.

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

- Stanley E. Pawlak, voting aye.
  - Frank Sitwinski, voting aye.
  - Nicholas Napieralski, voting aye.
  - C. Chase Zaleski, absent.
  - Henry Ladwinker, absent.
- Ayes: 3, Noes: 0.  
2 Absent.

STATE OF NEW YORK SS.  
COUNTY OF ERIE

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 24th day of February, 1942, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 24th day of February, 1942.

ALBERT STURM,  
Town Clerk.

(SEAL)

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

RESOLVED, that C. Chase Zalemski, Supervisor; Elmer Mesner, Supt. of Public Works; Kenneth Kitzinger, Town Attorney; and Nussbauer and Clarke, Engineers; be and they hereby are authorized to negotiate with the owners of property along Scajaquada Creek for the right of way, easements, or purchase of lands for a drainage ditch from Dick Road to the property of Disposal Plant No. 5.

Carried, Ayes -3- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Napieralski the Supervisor, Town Attorney, Elmer Mesner, and Nussbauer and Clarke, Engineers; were duly authorized to consult with Mr. Frank C. Moore, at Albany, New York, on various legislation pertaining to the Town of Cheektowaga.

Carried, Ayes -3- Noes -0-

On motion of Councilman Napieralski seconded by Councilman Sliwinski the Board adjourned.

Carried, Ayes -3- Noes -0-

*Albert Sturm*

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ALBERT STURM  
Town Clerk

Cheektowaga, New York  
March 16th, 1942.

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, March 16th, 1942, at 8:00 o'clock P.M. with the following members present:

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

PRESENT - 5 - -

ABSENT - 0 -

A quorum being present, Supervisor Zalemski called the meeting to order to transact all business that may come before the Board.

The Town Clerk then proceeded to read the minutes of the meetings held on March 2nd and March 9th, and on motion of Councilman Ladwinker seconded by Councilman Sliwinski these minutes were approved as read by the Town Clerk and ordered placed on file.

Carried, Ayes -5- Noes -0-

Supervisor stated that the public hearing was now open upon the application of the International Railway Company for consent to operate motor buses as per notice published,

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

Copy is hereto attached:

**PUBLIC NOTICE**  
**PUBLIC NOTICE OF HEARING**  
**UPON APPLICATION OF INTERNATIONAL RAILWAY COMPANY FOR CONSENT TO OPERATE MOTOR BUS LINES**

Notice is hereby given that an application has been made to the Town Board of Cheektowaga by the International Railway Company for a consent to operate a motor bus line on or in certain streets and highways in the Town of Cheektowaga as follows:

In Delavan Avenue, between the westerly Town Line of the Town of Cheektowaga and Pine Ridge Road; in Pine Ridge Road between Delavan Avenue and Genesee Street; and in Genesee Street between Pine Ridge Road and a loop on private property west of Pine Ridge Road,

and that pursuant to section 66 of the Transportation Corporation Law and a resolution duly passed by said Board on the 16th day of February, 1942, a public hearing will be held upon such application at the Town Hall of the Town of Cheektowaga in the Council Chambers in said hall on the

16th DAY OF MARCH, 1942

at 8 o'clock P. M. at which time and place all persons interested in such application will be heard.

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

Dated: February 16, 1942.

ALBERT STURM,

Town Clerk,  
in and for the Town of Cheektowaga, New York. m5-12

Supervisor Zalemski then asked if anyone was present who wished to speak in favor of this grant.

No one was heard.

The Supervisor then asked if anyone was present who wished to speak against this grant.

No one was heard.

Supervisor Zalemski then declared the hearing closed.

Councilman Pawlak moved the following resolutions, and it was seconded by Councilman Napieralski.

Resolved, that the application from the International Railway Company for consent to operate Motor Buses in Delavan Avenue, between the westerly Town line of the Town of Cheektowaga and Pine Ridge Road; in Pine Ridge Road between Delavan Avenue and Genesee Street; and in Genesee between Pine Ridge Road and a loop on private property west of Pine Ridge Road, be and it is hereby granted.

Carried, Ayes -5- Noes -0-

No objections, the Supervisor ordered the monthly reports from the Justice of the Peace for the month of February 1942, received and filed.

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

Rose Pietrzyski, to erect a dwelling on Como Park Blvd.  
Ida Vandermark, to erect a garage and dwelling on David St.  
Rudolph Weber, to erect a dwelling on Beechwood Rd.  
Huth Construction Co., to erect a dwelling on Peachrow Lane  
Virginia Schmitt, to erect a dwelling on Genesee Street.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Ladwinker, permission was granted to Louis Kozlowski, Policeman, for a leave of absence from his duties due to sickness for an indefinite period with pay.

Carried, Ayes -5- Noes -0-

No objections, the Supervisor referred the communication from the Erie County Board of Supervisors relative to a public hearing to be held on March 24th, 1942, on Civil Service to the Town Board and Town Attorney to attend this hearing.

On motion of Councilman Ladwinker seconded by Councilman Pawlak, the new sub-division map known as Orchard Hill, Extension No. 1 Town of Cheektowaga, New York Lot 27, Township 11, Range 7, Erie County, and consisting of 27 Lots was approved and ordered placed on file, and the Town Clerk was authorized to sign same as approved.

Carried, Ayes -5- Noes -0-

No objections, Supervisor Zalemski referred the communication from the Pine Hill Library Ass'n, for a request that an item be placed in the 1942-1943 budget for the benefit of the Pine Hill Free Library, to the Town Board and Town Attorney for investigation and study.



No objections, the Supervisor ordered the petition from the Board of Fire Commissioners, Doyle Fire District No. 1 for additional fire hydrants in their respective fire district referred to the Public Improvement Committee to hold a conference with the said fire Commissioners on this request, and to report back to this board at a later date.

No objections, Supervisor Zalemski referred the request from the Board of Trustees, Village of Sloan, relative to flooded conditions at Harlem Ave. and Broadway to the Public Improvement Committee and Town Attorney for study.

No objections, the Supervisor ordered the report from Nussbaumer and Clarke, Engineers, relative to the Union Road Pump station referred to the Town Board as a whole.

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

Resolved, that Supervisor Zalemski, Town Attorney, Kenneth Kitzinger, G. E. Holloway and Company, and Nussbaumer and Clarke, Engineers, be and they hereby are authorized to make application with the P. W. A. for grants to add further additions to sewer Treatment Plant, Sewer District No. 5.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Napieralski the following deeds were ordered filed. Frederick C. Backus, to Town of Cheektowaga, Liber 3215, Page 30. County of Erie to Town of Cheektowaga, Liber 3215, Page 25 and filed in the Erie County Clerks office on the 25th of February 1942.

Carried, Ayes -5- Noes -0-

entered a complaint against a smoke nuisance caused by a laundry on No objections, Supervisor Zalemski referred this complaint to the Town Attorney for the necessary action.

Mr. W. C. Fimpell, petitioned the Town Board for permission to park an auto trailer on South Union Road and on motion of Councilman Ladwinker seconded by Councilman Napieralski, Mr. Fimpell was directed to furnish proof of ownership of land or a lease before a permit would be considered by this board, and submit same to this board for investigation and approval.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that the rate of compensation to be paid for labor on special District work be at the rate of \$5.00 per day, effective as of this date, namely, March 16th, 1942, and that the Supervisor, be and he hereby is authorized to employ the necessary help for this work.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that all money received by the Receiver of Taxes and Assessments for sewer permits from January 1st, 1942 and thereafter shall be turned over to the Supervisor of the Town of Cheektowaga, New York.

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Sliwinski, the Supervisor was authorized and directed to have a telephone installed at Disposal Plant No. 3.

Carried, Ayes -5- Noes -0-

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

WHEREAS, this Town Board, on the 5th day of January, 1942, duly adopted a resolution deciding, after a public hearing and upon the evidence given thereat, that it is in the public interest to increase and improve the facilities of Sewer District No. 5 of the Town of Cheektowaga, by the construction of the following improvements thereto:

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

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

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

WHEREAS, said plans, specifications, estimates and proposed contract have been filed as directed, and the same have been carefully examined by this Board,

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

BE IT FURTHER RESOLVED, that the estimate for said improvement in the sum of Forty Thousand Dollars (\$40,000), be and hereby is approved, and,

BE IT FURTHER RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of said improvements to the sewerage system of said sewer district, in accordance with said plans, specifications estimate, and proposed contract heretofore adopted, by the publication of notice thereof at least once in the Depew Herald and Cheektowaga News, the official paper of this Town, requiring each person who shall offer to do said work, to file a sealed proposal or offer to do the work with a certified check in a sum equal to five per centum (5%) of the estimated expense of the improvement, payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Town Attorney, in a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal shall be accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract, and

BE IT FURTHER RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board of the Town of Cheektowaga at the Town Hall in said Town of Cheektowaga on the 6th day of April 1942, at 3:00 P. M., Eastern Standard Time (War Time), and

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

#### NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 6th day of April 1942, 3:00 o'clock P.M., Eastern Standard Time (War Time), at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of certain improvements to the sewer system of Sewer District No. 5, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer, Consulting engineer of the Town of Cheektowaga, and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Newell L. Nussbaumer, Consulting Engineer of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York.

Each proposal must be accompanied by a certified check in the sum of five per centum (5%) of the estimated expense of the improvement, payable to the order to C. Chase Zalemski, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of five per centum (5%) of the estimated expense of the improvement conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town so to do.

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

ALBERT STURM  
TOWN CLERK

Dated: March 16th, 1942.

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

<u>C. CHASE ZALEMSKI</u>	voting <u>AYE</u>
<u>STANLEY E. PAWALK</u>	voting <u>AYE</u>
<u>FRANK SLIWINSKI</u>	voting <u>AYE</u>
<u>NICHOLAS NAPIRALSKI</u>	voting <u>AYE</u>
<u>HENRY LADWINKER</u>	voting <u>AYE</u>

AYES: 5

NOES: 0

ABSENT: 0

STATE OF NEW YORK )

COUNTY OF ERIE : SS.

TOWN OF CHEEKTOWAGA )

I, ALBERT STURM Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 16th day of March 1942, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

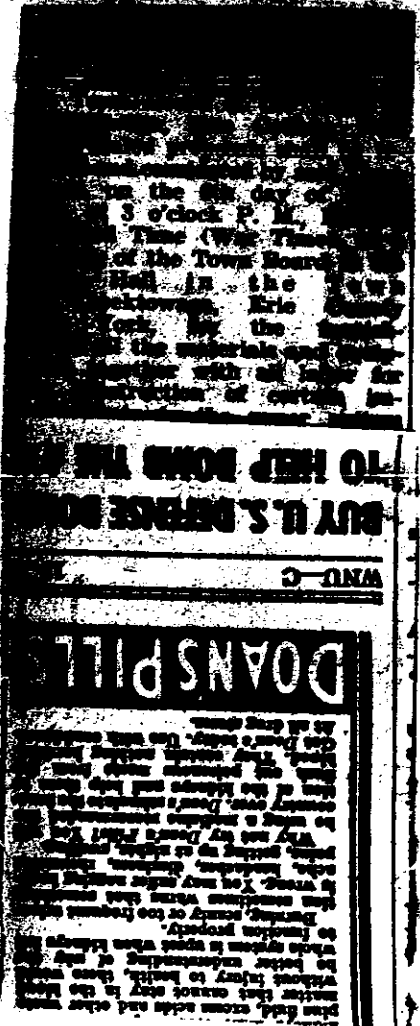
IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 17th day of March 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

Hereto is attached a certified copy of notice to contractors published in the Depew Herald and Cheektowaga News.

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



*Frank A. Taber, Jr.*

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

of  
**THE DEPEW HERALD**  
and  
**CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for *two weeks*... the first insertion being on the *26th*... day of *March*... 19 *42* and the last insertion being on the *2nd*... day of *April*... 19 *42*, and that not more than six days intervened between any two publications thereof

*Frank A. Taber, Jr.*

Sworn to before me this *6* day of

*April* 19 *42*

*Albert Sturm*

Notary Public in and for Erie County.

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

WHEREAS a certain drainage ditch in the Town of Cheektowaga, known as the U-Crest Ditch, originating at a point 500 feet west of Dick Road on the right of way of the New York Central Railroad flows in a westerly direction to Sajaquada Creek, which drainage ditch is hereinafter called the "drainage ditch", and

WHEREAS, the said drainage ditch, by periodic flooding, has caused and continues to cause great damage to the highways, bridges, homes and other property of the Town its residents, and

WHEREAS, the said floods are caused or increased by accumulations of earth, sand, mud, stone, trees, bushes and other obstructions in the bed of the said drainage ditch, and by erosion of the banks of the said drainage ditch and by such additional water as may be brought to the said drainage ditch by other public improvements in the Town,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board, for the purpose of drainage and to protect the property within the Town from floods, freshets, and high waters, does hereby determine to construct drains, culverts, ditches, sluices, and other channels for the passage of water, and to deepen, straighten, alter, pipe, and otherwise improve said drainage ditch within the Town of Cheektowaga in order to prevent the same from overflowing, and to provide that the said drainage ditch may carry off such additional water as may be brought to it by other public improvements in the Town, and for such purposes to acquire such real property or interests therein as may be required, by purchase, dedication, gift, devise, or by condemnation, and

BE IT FURTHER RESOLVED, that the period of probable usefulness of said drainage system, as determined by or pursuant to the General Municipal Law, is twenty years, and

BE IT FURTHER RESOLVED, that the cost of the said improvement is hereby estimated to be the sum of One Hundred One thousand (\$101,000.00) dollars, of which the sum of Fifty Thousand five hundred (\$50,500.00) dollars is to be paid by means of a grant of the Federal Works Agency, Defense Public Works Division of the United States of America and the remaining sum of Fifty thousand five hundred (\$50,500.00) dollars is hereby appropriated to pay that portion of the cost of said improvement which must be paid by the Town of Cheektowaga, and

BE IT FURTHER RESOLVED, that the sum of Fifty thousand five hundred (\$50,500.00) dollars or so much thereof as may be necessary, be raised by the issuance of the bonds of the Town of Cheektowaga, such bonds to be paid in annual installments, the first of which shall be paid not more than eighteen months after the date of such bonds or not more than two years after the date of the first obligation issued in anticipation of the sale of such bonds whichever is the earlier, and the last of which shall be paid not more than twenty years from the date of the first borrowing therefor whether temporary or permanent and no installment shall be more than fifty per centum in excess of the smallest prior installment, and

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

BE IT FURTHER RESOLVED, that, pending the issuance and sale of said bonds of the Town of Cheektowaga, the cost of such improvements be temporarily financed by the issuance of certificates or other evidences of indebtedness of the Town, and,

STATE OF NEW YORK )

COUNTY OF ERIE : SS.

TOWN OF CHEEKTOWAGA )

I, ALBERT STURM Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 16th day of March 1942, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 17th day of March 1942.

ALBERT STURM  
TOWN CLERK

( S E A L )

Hereto is attached a certified copy of notice to contractors published in the Depew Herald and Cheektowaga News.

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

... on the 16th day of March 1942 at 3 o'clock P. M. ...  
... of the Town Board ...  
... in the ...  
... the ...  
... the ...  
... with ...  
... of ...  
... to the power system ...  
... District No. 5, in ...  
... with proposed contract ...  
... profiles, drawings, instruct ...  
... specifications and ...  
... prepared by ...  
... Consulting Engineer ...  
... Town of Cheektowaga, and ...  
... by the Town Board of ...  
... all of which are on file ...  
... Town Clerk at his office ...  
... Town Hall of said Town. ...  
... the same may be examined ...  
... the usual business hours ...  
... of the proposed contract ...  
... profiles, drawings, instruct ...  
... to bidders, specifications ...  
... estimates may also be exam ...  
... the office of ...  
... Consulting Engineer ...  
... Town of Cheektowaga, at ...  
... Franklin Street, Buffalo, New ...  
... proposal must be accom ...  
... by a certified check in the ...  
... of five per centum (5%) of ...  
... estimated expense of the im ...  
... payment, payable to the order of ...  
... Zaleski, Supervisor of ...  
... Town of Cheektowaga, or a ...  
... with sufficient sureties to be ...  
... approved by the Supervisor in a ...  
... sum of five per centum (5%) ...  
... the estimated expense of the im ...  
... payment conditioned that if his ...  
... proposal is accepted, he will enter ...  
... a contract for the same and ...  
... that he will execute such further ...  
... security as may be required for ...  
... the faithful performance of the ...  
... contract. The Town Board reserves ...  
... the right to reject any and all bids ...  
... and proposals and to advertise ...  
... anew and to award one contract ...  
... for the entire work or separate ...  
... contracts for portions thereof, if ...  
... in its judgment it shall deem it to ...  
... be for the best interests of the ...  
... Town to do so.  
By order of the Town Board of  
the Town of Cheektowaga.  
ALBERT STURM  
Town Clerk.  
Dated: March 16th, 1942.

Frank A. Taber, Jr.

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

of  
THE DEPEW HERALD  
and  
CHEEKTOWAGA NEWS

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks... the first insertion being on the 26th day of March 1942 and the last insertion being on the 2nd day of April 1942, and that not more than six days intervened between any two publications thereof

Frank A. Taber, Jr.

6 day of

1942

Albert Sturm

ary Public in and for Erie County.

BE IT FURTHER RESOLVED, that within ten days after the adoption of this resolution, the Town Clerk shall cause a notice thereof to be published in Depew Herald and Cheektowaga News and newspaper published in this Town, and shall post copies of such notice, or cause the same to be posted, in five conspicuous places in said Town, and

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

NOTICE OF ADOPTION OF RESOLUTION  
SUBJECT TO A PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, Erie County, New York, at an adjourned regular meeting thereof held on the 16th day of March 1942, adopted a resolution subject to a permissive referendum, determining, for the purpose of drainage and to protect the property within the Town from floods, freshets, and high waters, to construct drains, culverts, ditches, sluices, and other channels for the passage of water, and to deepen, straighten, alter, pipe, and otherwise improve a certain drainage ditch in the Town of Cheektowaga, known as the U-Crest Ditch, beginning at a point 500 feet west of Dick Road on the right of way of the New York Central Railroad, which flows in a westerly direction to Scajaquada Creek, which drainage ditch is hereinafter called the "drainage ditch" at a total cost not to exceed \$101,000.00 in order to prevent the same from overflowing, and to provide that the said drainage ditch may carry off such additional water as may be brought to it by other public improvements in the Town, and to acquire such real property or interests therein as may be required therefor, by purchase, dedication, gift, devise, or by condemnation, and further determining that the period of probable usefulness of such improvements is twenty years, and appropriating the total sum of \$101,000.00, of which sum of \$50,500.00 shall be paid by means of a grant of the Federal Works Agency, Defense Public Works Division of the United States of America, and determining to raise the Town's share of the cost of such improvement by the issuance of the bonds of said town in the amount of \$50,500.00 or so much thereof as may be necessary and directing the levy and collection of a tax upon all the taxable property in said town to pay the principal and interest of said bonds as the same respectively become due and payable and authorizing the issuance of the certificates of indebtedness of said town to temporarily finance such improvements pending the issuance of said bonds.

DATED: March 16th, 1942.

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

ALBERT STURM  
TOWN CLERK

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

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

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 16th day of March 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 16th day of March 1942.

ALBERT STURM  
TOWN CLERK

( SEAL )

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

Carried, Ayes -5- Noes -0-

CLAIMS

Frank Wieszczecinski	-for service as Sewer inspector..	77.00
John T. Witmer	-for work on Assessor's maps.....	56.00
Walter Wisniewski	-for trucking, Proj. 56750.....	85.00
Carl J. Stellrecht	-for attendance Officer, Feb. 1942	60.00
Fleming Motor Parts Inc.	-for supplies, Garbage Dept.....	18.20
Fleming Motor Parts Inc.	-for supplies, Police Dept.....	30.97
Ed. F. Slominski	-for vulcanizing tire, Police....	4.50
Wall Chemicals Div. of the Liquid Carbonic Corp.	-for supplies, Police Dept.....	7.00
Sidney Nadolny	-for coal, Janitor's cottage.....	24.80
Sidney Nadolny	-for coal, Town Hall.....	72.50
C. Chase Zalemski	-for attending Ass'n of Towns Meeting, Feb. 18. & 19th.....	49.34
C. Chase Zalemski	-for Albany & Return, March 11th RE: Town Legislation.....	30.09
Sidney Nadolny	-for coal, Disposal #5.....	37.20
Sidney Nadolny	-for coal, Project 56750.....	22.70



N.Y. State Elec. & Gas Corp.	-for street lighting, Feb.	3084.62
N.Y. State Elec. & Gas Corp.	-for electric service, Harlem pump Station.....	74.76
N.Y. State Elec. & Gas Corp.	-for lighting Tool House..	33.62
N.Y. State Elec. & Gas Corp.	-for Elect. Service, Disp. #5.....	370.10
N.Y. State Elec. & Gas Corp.	-for Electric Service, Disp. #3.....	62.12
Eagle Stationery Corp.	-for supplies, Supervisor's office.....	15.00
Fred D. Newland	-for Robbery Policys, Tax Collector.....	39.75
Fred D. Newland	-for Public Official Bonds	87.60
G. E. Holloway	-for accounting service, Feb.....	85.00
Eaton Office Supply	-for supplies, Assessor's.	2.70
Western N.Y. Water Co.	-for water Disposal Plant.	159.10
Western N.Y. Water Co.	-for water, Town Garage...	4.50
Kellogg Petroleum Products	-for gasoline, WPA.....	43.78
Genesee Sand & Gravel Corp.	-for sand, gravel & Concrete Proj. 56750.....	247.05
Millington Lockwood Inc.	-for supplies, Supervisor.	5.10
Millington Lockwood Inc.	-for supplies, Supervisor.	30.00
Iroquois Gas Corp.	-for sewer Dist. #5.....	149.80
Wm. C. Culleton	-for rental rental Machine, Proj. 56750.....	670.00
Kenneth W. Kitzinger	-for Albany & Return, March 11th, Re: conference.....	30.44
Buffalo Sewer Authority	-for service Charge, Jan. 1, 1942, at Mar. 31, 1942.....	1082.49
Buffalo Electric Co., Inc.	-for furnishing materials, etc. Alping pumping sta. 2nd, partial request.....	3150.00
Buffalo Electric Co., Inc.	-for furnishing materials, etc. Alping Pumping sta. 3rd request.....	2500.00
Henry R. Duch	-for supplies, W.P.A. Proj. 56750.....	325.28
Western N.Y. Water Co.	-for hydrant Service, March	1758.33
Lance W. Sanders	-for fine returned, Judge Stachowski, Date of Fine, 6/27/41.....	25.00

Ed. F. Slominski	-for supplies, Garbage Dept..	6.00
Bflo. Niagara Electric Co.	-for electric current, Feb. 1942.....	1823.57

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

Whereas, Almighty God has removed from our midst our esteemed Citizen and Friend, MARY A. PAWLAK, and

WHEREAS, during her life she was a good citizen of the Town of Cheektowaga with credit and distinction and was honored and respected by all who knew her.

NOW, THEREFORE, BE IT,

RESOLVED, That we, as members of the Town Board of the Town of Cheektowaga in session assembled, desire to record our deep appreciation to her character and splendid services, our sorrow for her death and our sympathy and condolences to her family and be it further,

RESOLVED, That as a tribute of respect to her memory, the foregoing preamble and resolution be entered in the minutes of the Town Board and that copies of same be presented to her family.

<u>C. CHASE ZALEMSKI</u>	Supervisor
<u>HENRY LADWINKER</u>	Councilman
<u>NICHOLAS NAPIERALSKI</u>	Councilman
<u>FRANK SLIWINSKI</u>	Councilman

ATTEST:

ALBERT STURM  
TOWN CLERK.

The Town Board then adjourned to Monday March 23, 1942, at 8:00 P.M.

  
ALBERT STURM  
TOWN CLERK

Cheektowaga, New York  
March 23rd, 1942.

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 23rd day of March 1942, at 8:00 o'clock P.M. there were:

PRESENT: C. CHASE ZALEMSKI, Supervisor  
NICK NAPIERALSKI, Councilman  
HENRY LADWINKER, Councilman

ABSENT: STANLEY PAWLAK, Councilman  
FRANK SLIWINSKI, Councilman

Supervisor Zalemski stated this meeting was for the purpose of discussing the matter of completing the Zoning map for the Town of Cheektowaga and such other business that may come before the Board.

The following were present to take part in the discussion on the Zoning Map.

Joseph Owczarczak; Michael Henfling; George Mulligan; Cy Fields; Town Attorney, Kenneth Kitzinger; Elmer Mesner, and Dr. Victor Reinstein.

After a discussion by the various persons present on the subject matter, it was moved by Councilman Ladwinker, seconded by Councilman Napieralski that Supervisor Zalemski be authorized to negotiate and enter into an agreement with Mr. C.H. Fields, Engineer, to complete the Zoning Map, and such other work as may be required in order to properly adopt a Zoning Ordinance and map for the Town of Cheektowaga.

Carried, Ayes -5- Noes -0-

On motion of Councilman Napieralski seconded by Councilman Ladwinker, Elmer Mesner, Supt. of Public Works was authorized to hire the necessary help and machinery to repair broken sewer on Delavan Ave.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, Supervisor Zalemski was authorized to employ two chore women to work in the Town Hall at a compensation of \$4.00 per day.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the following resolution was adopted and carried.

RESOLVED, that the resolution adopted by this Board on the 16th day of March, 1942, relative to a drainage ditch in the Town and known as the U-Crest Ditch beginning at a point 500 feet west of Dick Road on the right of way of the New York Central Railroad and further known as Scajaquada Creek be and it hereby is rescinded and declared void.

Carried, Ayes -5- Noes -0-

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

WHEREAS, a certain drainage ditch in the Town of Cheektowaga, known as the U-Crest Ditch, beginning at a point 500 feet west of Dick Road on the right of way of the New York Central Railroad, flows in a westerly direction to Scajaquada Creek, which drainage ditch is herein after called the "drainage ditch", and

WHEREAS, the said drainage ditch, by periodic flooding, has caused and continues to cause great damage to the highways, bridges, homes and other property of the Town and its residents, and

WHEREAS, the said floods are caused or increased by accumulations of earth, sand, mud, stone, trees, bushes and other obstructions in the bed of the said drainage ditch, and by erosion of the banks of the said drainage ditch and by such additional water as may be brought to the said drainage ditch by other public improvements in the Town,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board, for the purpose of drainage and to protect the property within the Town from floods, freshets, and high waters, does hereby determine to construct drains, culverts, ditches, sluices, and other channels for the passage of water, and to deepen, straighten, alter, pipe, and otherwise improve said drainage ditch within the Town of Cheektowaga, in order to prevent the same from overflowing, and to provide that the said drainage ditch may carry off such additional water as may be brought to it by other public improvements in the Town, and for such purposes to acquire such real property or interests therein as may be required, by purchase, dedication, gift, devise, or by condemnation, and

BE IT FURTHER RESOLVED, that the period of probable usefulness of said drainage system, as determined by or pursuant to the General Municipal Law, is twenty years, and

BE IT FURTHER RESOLVED, that the cost of the said improvement is hereby estimated to be the sum of One Hundred Fifty thousand (\$150,000) dollars, of which the sum of Fifty Thousand five hundred (\$50,500.00) dollars is to be paid by means of a grant of the Federal Works Agency Defense Public Works Division of the United States of America and the remaining sum of Ninety-nine thousand five hundred (\$99,500.00) dollars is hereby appropriated to pay that portion of the cost of said improvement which must be paid by the Town of Cheektowaga, and

BE IT FURTHER RESOLVED, that the sum of Ninety-nine thousand five hundred (\$99,500.00) dollars or so much thereof as may be necessary be raised by the issuance of the bonds of the Town of Cheektowaga, such bonds to be paid in annual installments, the first of which shall be paid not more than eighteen months after the date of such bonds or not more than two years after the date of the first obligation issued in anticipation of the sale of such bonds whichever is the earlier, and the last of which shall be paid not more than twenty years from the date of the first borrowing therefore whether temporary or permanent and no installment shall be more than fifty per centum in excess of the smallest prior installment, and

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

BE IT FURTHER RESOLVED, that, pending the issuance and sale of said bonds of the Town of Cheektowaga, the cost of such improvements be temporarily financed by the issuance of certificates or other evidences of indebtedness of the Town, and,

BE IT FURTHER RESOLVED, that, within ten days after the adoption of this resolution, the Town Clerk shall cause a notice thereof to be published in Depew Herald & Cheektowaga News, a newspaper published in this Town, and shall post copies of such notice, or cause the same to be posted, in five conspicuous places in said town, and

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

NOTICE OF ADOPTION OF RESOLUTION  
SUBJECT TO A PERMISSIVE REFERENDUM

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Cheektowaga, Erie County, New York, at an adjourned regular meeting thereof held on the 23rd day of March 1942, adopted a resolution subject to a permissive referendum, determining, for the purpose of drainage and to protect the property within the Town from floods, freshets, and high water, to construct drains, culverts, ditches, sluices, and other channels for the passage of water, and to deepen, straighten, alter, pipe, and otherwise improve a certain drainage ditch in the Town of Cheektowaga, known as the U-Crest Ditch, beginning at a point 500 feet west of Dick Road on the right of way of the New York Central Railroad, which flows in a westerly direction to Scajaquada Creek, which drainage ditch is hereinafter called the "drainage Ditch", at a total cost not to exceed \$150,000.00) in order to prevent the same from overflowing, and to provide that the said drainage ditch may carry off such additional water as may be brought to it by other public improvements in the Town, and to acquire such real property or interests therein as may be required therefor, by purchase, dedication, gift, devise, or by condemnation, and further determining that the period of probable usefulness of such improvements is twenty years, and appropriating the total sum of \$150,000.00, of which the sum of \$50,500.00 shall be paid by means of a grant of the Federal Works Agency, Defense Public Works Division of the United States of America, and determining to raise the Town's share of the cost of such improvement by the issuance of the bonds of said Town in the amount of \$99,500.00 or so much thereof as may be necessary and directing the levy and collection of a tax upon all the taxable property in said town to pay the principal and interest of said bonds as the same respectively become due and payable and authorizing the issuance of the certificates of indebtedness of said Town to temporarily finance such improvements pending the issuance of said bonds.

Dated: March 23rd, 1942

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

ALBERT STURM  
TOWN CLERK

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

C. CHASE ZALEMSKI	voting	<u>Yes</u>
Nick Napieralski	voting	<u>Yes</u>
Henry Ladwinker	voting	<u>Yes</u>

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 23rd day of March 1942, and that the foregoing is a true and correct transcript from said original resolution is on file in my office.

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

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

ALBERT STURM  
TOWN CLERK

(SEAL)

Notice of adoption of Resolution subject to a permissive referendum is hereto attached.

STATE OF NEW YORK } ss.  
COUNTY OF ERIE }

*[Faded and mirrored text from the reverse side of the page, including fragments of a newspaper article about a plane crash.]*

*Frank A. Taber, Jr.*

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

of  
**THE DEPEW HERALD**  
and  
**CHEEKTOWAGA NEWS**

a public newspaper published at Depew, N. Y., that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week the first insertion being on the 2nd day of April 1942 and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Frank A. Taber, Jr.*

Sworn to before me this 9th day of April 1942

*Albert Sturm*

Notary Public in and for Erie County.

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

ALBERT STURM, being duly sworn, says he is the Town Clerk of the Town of Cheektowaga; and that he did on the 2nd day of April 1942, post copies of the annexed Notice of Adoption of Resolution at each of the following public places in the Town of Cheektowaga by securely fastening a true copy thereof at each of the respective places indicated:

On the bulletin board, of the Doyle Fire House, NO. 1, William St.  
On the bulletin board, of the Doyle Fire House, No. 2, Willowlawn St.  
On the bulletin board, Rescue Hose Co., Fire House, Pine Ridge Rd.  
On the bulletin board, Pine Hill Hose Co. Fire House, Genesee St.  
On the bulletin board, Cleveland Hill Hose Co., Fire House Harlem Rd.  
On the bulletin board, U-Crest Hose Co., Fire House, UNION Road & Clover Place.  
On the bulletin board, Town Hall, Broadway and Union Roads.  
On the bulletin board, Zapfel Bros. Garage, Genesee St. and Harlem Rd.

ALBERT STURM

Sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_ 1942.

Notary Public, County of Erie, N.Y.

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

Carried, Ayes -3- Noes -0-

*Albert Sturm*

ALBERT STURM  
Town Clerk

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY, that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 23rd day of March 1942, and that the foregoing is a true and correct transcript from said original resolution is on file in my office.

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

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

ALBERT STURM  
TOWN CLERK

(SEAL)

Notice of adoption of  
resolution is hereto attached.

STATE OF NEW YORK  
COUNTY OF ERIE

ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 23rd day of March, 1942, and that the foregoing is a true and correct transcript from said original resolution is on file in my office.

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

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

BY ORDER OF THE TOWN  
BOARD, TOWN OF CHEEKTOWAGA,  
NEW YORK.  
ALBERT STURM,  
Town Clerk.



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

ALBERT STURM, being duly sworn, says he is the Town Clerk of the Town of Cheektowaga; and that he did on the 2nd day of April 1942, post copies of the annexed Notice of Adoption of Resolution at each of the following public places in the Town of Cheektowaga by securely fastening a true copy thereof at each of the respective places indicated:

- On the bulletin board, of the Doyle Fire House, NO. 1, William St.
- On the bulletin board, of the Doyle Fire House, No. 2, Willowlawn St.
- On the bulletin board, Rescue Hose Co., Fire House, Pine Ridge Rd.
- On the bulletin board, Pine Hill Hose Co. Fire House, Genesee St.
- On the bulletin board, Cleveland Hill Hose Co., Fire House Harlem Rd.
- On the bulletin board, U-Crest Hose Co., Fire House, UNION Road & Clover Place.
- On the bulletin board, Town Hall, Broadway and Union Roads.
- On the bulletin board, Zapfel Bros. Garage, Genesee St. and Harlem Rd.

ALBERT STURM

Sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_ 1942.

\_\_\_\_\_  
ary Public, County of Erie, N.Y.

On motion of Councilman Madwinker seconded by Councilman Bieralski, the board adjourned.

Carried, Ayes -3- Noes -0-

*Albert Sturm*

ALBERT STURM  
Town Clerk

Cheektowaga, New York  
March 30th, 1942.

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 30th day of March 1942, at 3:30 o'clock P.M., there were:

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

ABSENT: NONE

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

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

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

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

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

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

Dated: March 30th, 1942

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

ALBERT STURM  
TOWN CLERK

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

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

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

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution adopted by the Town Board of the Town of Cheektowaga at a meeting of said Board held on the 30th day of March, 1942, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that said original resolution is on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 30th day of March 1942.

ALBERT STURM  
TOWN CLERK

(SEAL)

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

1. That the attached "Resolution accepting the Offer of the United States of America" has been compared by me with, and is a true and correct copy of, the whole of such Resolution as finally adopted at a meeting of the Town Board held on the 30th day of March, 1942, and as duly deposited and filed in my office and recorded on said date:

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

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

IN WITNESS WHEREOF, I hereunto set my hand and affix the official seal of said Owner this 30th day of March, 1942.

ALBERT STURM  
TOWN CLERK

(SEAL)  
ALBERT STURM

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

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

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

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

4. That in my opinion said Offer of the United States of America has been legally and properly accepted by said Owner, and there is now in full force and effect a binding agreement resulting from such between the United States of America and said Owner effective as of the 30th day of March, 1942.

WITNESS my hand this 30th day of March 1942.

KENNETH W. KITZINGER  
TOWN ATTORNEY

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

F.W.A. 9234-85

UNITED STATES OF AMERICA  
FEDERAL WORKS AGENCY  
DEFENSE PUBLIC WORKS DIVISION

OFFER

Washington, D.C.

Docket No. N.Y. 30-136

Dated Mar - 3 1942

Town of Cheektowaga, Erie County, New York

Cheektowaga, New York

Subject to the Terms and conditions (DPW Form No. 100, dated September 15, 1941) attached hereto and made a part hereof, the United States of America hereby offers to make a grant of \$50,500 to the Town of Cheektowaga in order to aid in financing the construction of defense public works, presently estimated to cost \$101,000, consisting of drainage facilities, including necessary equipment and the acquiring of necessary land (herein called the "Project"): Provided, however, that the grant payable hereunder in no event shall exceed the actual cost of the Project upon completion as determined by the Director of the Defense Public Works Division of the Federal Works Agency.

UNITED STATES OF AMERICA  
Federal Works Administrator

By \_\_\_\_\_  
Director of the Defense Public Works Division

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

RESOLVED, that the Sub-division Map known as Century Meadows Sub-division and being part of Lot 36, Township 11 and Range 7 and consisting of eleven lots, be and it hereby is approved and ordered placed on file, and the Town Clerk is hereby authorized to sign same as approved.

Carried, Ayes -5- Noes -0-

Complaint from  
by the on

relative to smoke nuisance caused  
was read.

No objections, this complaint was referred to the Public Health Committee, Dr. Chester J. Nadolny, Health Officer and Town Attorney, Kenneth Kitzinger, by Supervisor Zaleski.

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

Carried, Ayes -5- Noes -0-

  
ALBERT STURM  
TOWN CLERK