

Cheektowaga, New York  
April 5th, 1943.

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, April 5th, 1943 at 3 o'clock P.M. with the following members present:

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

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

The Town Clerk then proceeded to read the minutes of the meetings held March 15th, 1943, and on Motion of Councilman Ladwinker seconded by Councilman Sliwinski, these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

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

Carried, Ayes -5- Noes -0-

- A.J. Watson, to erect a hen house on 1 acre of ground on Como Park Blvd.
- Alois Stevens, to erect a one car garage on Lot 229 South Huxley Dr.
- Franklin Wagner, to erect a hen house on Lot 134 Ivanhoe Road.
- Mrs. S. Kowelski, to erect a two car garage on Lot 57 Hoerner Ave.

Supervisor Zalemski ordered the monthly reports from the Justice of the Peace and Town Clerk for the month of March, tabled until the next regular meeting.

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

WHEREAS, the Wooley Bus Lines Inc., has petitioned this Town Board for a consent to operate Motor Buses over certain highways in the Town of Cheektowaga, and

WHEREAS, a public hearing was duly held on the 15th day of March, 1943, by the Town Board of the Town of Cheektowaga.

NOW, T HEREFORRE, BE IT,

RESOLVED, that a consent be granted to the Wooley Bus Lines Inc., to operate Motor Buses over the following named streets and highways in the Town of Cheektowaga, New York, "Namely":

"BEGINNING at Ridge Road and Hamburg Turnpike; thence over Ridge Road to South Park Avenue, to Woodside Avenue to Potters Road, to Orchard Park Road, to Seneca Street; thence northerly from Seneca Street over Harlem Road to Genesee Street where it turns easterly to Sugg Road and the Curtiss Plant No. 2 and returning in the reverse direction."

Carried, Ayes -5- Noes -0-

A petition was presented and read, signed by Thirty residents from Woodridge Ave. protesting against an open cellar that was filled with stagnant water on Woodridge Ave. stating that this open cellar should be filled up as it is a breeding place for disease and a hazzard for children.

Supervisor Zalemski referred this petition to the Public Health Committee and Town Attorney for the necessary action.

A petition from the Chairman of the Victory Garden Group Pine Hill High School, for permission to use property known as Hutzler Road for victory gardens was read.

Supervisor Zalemski referred this petition to the Town Attorney for his legal opinion and recommendation.

Supervisor Zalemski referred the request from operators at Disposal Plant No. 5 for an increase in salary to the Town Board for study and recommendation.

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

WHEREAS, the Board of Assessors of this Town require certain plates setting forth subdivisions and other parcels of land, and

WHEREAS, Adolph J. Gaiser residing at 193 Fox St. Buffalo, New York has offered to draft the required plates for the sum of \$45.00 for each plate which plates are to measure 30 inches by 40 inches and to be drawn on materials furnished by the Town and the Town is to furnish all other required materials except drafting instruments, and

WHEREAS, said Adolph J. Gaiser has offered to complete at least 22 plates by the end of the calendar year 1943 and to do all work under the supervision of the Board of Assessors,

NOW, THEREFORE,

BE IT RESOLVED, that the offer of said Adolph J. Gaiser as above set forth be and the same hereby is accepted and the Supervisor is hereby authorized and directed to execute a contract on behalf of the Town of Cheektowaga containing the above provisions.

Seconded by Mr. Napieralski.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Pawlak, Elmer Mesner was authorized to transfer from his office one roll of Tracing cloth to the Board of Assessors.

Carried, Ayes -5- Noes -0-

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

WHEREAS, tax chargebacks were made against the Town of Cheektowaga by the County of Erie for the period February 1, 1941 to January 2, 1942 in the amount of \$31,028.89, and

WHEREAS, the County of Erie by resolution of the Erie County Board of Supervisors, duly adopted the 28th day of April, 1942, agreed that the Town of Cheektowaga be permitted to pay the said sum of \$31,028.89 as follows:

On May 1, 1943, the sum of \$11,524.63  
On May 1, 1944, the sum of \$ 9,752.13  
On May 1, 1945, the sum of \$ 9,752.13

together with interest from May 1, 1943 on all principal sums from time to time remaining unpaid, at the rate of 2.6 per centum per annum, interest to be paid at the time of payment of the said installments, and

WHEREAS, the sum of \$11,524.63 is required to be paid to the County of Erie on or before May 1, 1943,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized and directed to pay to the County of Erie, on or before May 1, 1943, the sum of \$11,524.63 in discharging the obligation of the Town of Cheektowaga to the County of Erie, which becomes due on May 1, 1943 as above set forth.

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

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

ABSENT: NONE

Mr. Sliwinski moved the adoption of the following resolution:

WHEREAS, the Town Attorney, Kenneth W. Kitzinger has informed the Town Board that he has been notified to report for a physical by his Selective Service Board which indicates that if he is found physically fit his induction into the armed forces is imminent, and

WHEREAS, the administration of the government of the Town is directly connected with the war effort because of the location within the Town of such war plants as that of the Curtiss-Wright Corp., the Spencer Lens Co. and the Buffalo Arms Corp. and of the residence of thousands of war Workers, and,

WHEREAS, there are now several improvement projects in the process of construction or contemplated such as the U-Crest Ditch Project FWA Docket No. 30-136; the improvement of the Delavan Ave. and Roycroft Blvd. pump Station, FWA Docket No. 30-137; the second addition to the Sewage Treatment Plant of Sewer District No. 5, FWA Project No. 30-216; the improvement of the Sewage Treatment Plant of Sewer District No. 3, in connection with which projects the Town Board requires the specialized legal services and advice of the said Kenneth W. Kitzinger, and

WHEREAS, the newly adopted Zoning Ordinance, Building Code and Plumbing and Drainage Ordinance are about to become effective so that unique knowledge and legal information which the present Town Attorney has are required, and

WHEREAS, the negotiation with representatives of the United States of America with respect to the payment in lieu of taxes for the Ti-o-run-da Housing Project will be seriously jeopardized if the Town Attorney is now inducted, and

WHEREAS, the Town Attorney is now engaged in readying for trial or completing briefs in several cases to which the Town is a party, most important of which are the certiorari proceedings brought by the City of Buffalo attacking the Buffalo Municipal Airport assessment and the certiorari proceedings brought by the Lehigh Valley Railroad to obtain reductions in the assessments of its property, and

WHEREAS, the Town Attorney is also specially versed in the law involved in the effort on the part of the Town to increase its share of the Franchise Tax under Article 9-A of the Tax Law, and

WHEREAS, as above set forth the loss of the services of the present Town Attorney would seriously impede the efficient administration of the Government of this Town and would thus adversely affect the war effort.

NOW, THEREFORE,

BE IT RESOLVED, that with full recognition of the statement of the Town Attorney that he seeks no deferment for personal reasons and desires to be given no special privilege, that the Supervisor be and he hereby is directed to request the local Selective Service Board to defer from induction the Town Attorney, Kenneth W. Kitzinger.

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

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

ABSENT: None

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

RESOLVED, that the Receiver of Taxes and Assessments, Edward H. Pfohl, is hereby authorized and directed to accept from the County of Erie, Taxes for County owned property for the year 1943, without fees,

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Sliwinski, 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-

CLIAIS

Frank Slade, Co. Treas.	-for contribution to Erie Co. Nursing Service.....	3,000.00
Matthew Stachowiak	-for transportation, Bd. of Asses.	41.82
Matthew Pfohl	-for rental Garbage site, March...	100.00
Herbert Schilling	-for emergency cleanup.....	6.00
Phillip Schultz	-for emergency cleanup.....	5.50
Adam Deryngowski	-for emergency cleanup.....	5.50
Michael Lembicz	-for emergency cleanup.....	5.50
Michael Duchanski	-for emergency cleanup.....	6.00
Legn Janowski	-for emergency cleanup.....	5.50
Charles Fechter	-for emergency cleanup.....	5.50
Andrew Piacente	-for emergency cleanup.....	6.00
Pine Hill Free Library	-for contribution library as set aside in budget.....	200.00
American Flag Co.	-for supplies, Town Hall.....	29.90
N.Y. Telephone Co.	-for telephone service.....	280.01
N.Y. Telephone Co.	-for directory advertising.....	2.50
Merco Nordstrom Valve Co.	-for supplies, Disp. #5.....	6.82
Kenneth W. Kitzinger	-for photostats.....	3.58
Edward J. Wertz	-for repair, Police Car Radio....	9.00
Niagara Lubricant Co. Inc.	-for supplies, disp. #5.....	97.60
Niagara Lubricant Co. Inc.	-for oil, Union Rd. Pump Station.	3.60
Niagara Lubricant Co. Inc.	-for oil, Garbage Dept.....	12.45
Dorothy Gusman	-for service as court stenographer	5.00
Millington Lockwood Inc.	-for supplies, Disp. #5.....	1.25
Millington Lockwood Inc.	-for supplies, Town Clerk.....	1.00
Kellogg Petroleum Products	-for gasoline, Disp. #5.....	100.80
Stanley Kwiatkowski	-for supplies, Town Hall.....	31.50
Stanley Kwiatkowski	-for supplies, Police Dept.....	6.35
Stanley Kwiatkowski	-for supplies, Disp. #3.....	.23
Stanley Kwiatkowski	-for supplies, Disp. #5.....	3.69
Burroughs Adding Machine	-for maintenance, Tax Office Mach.	8.80
G. E. Holloway	-for accounting service, March...	85.00
Hooker Electrochemical	-for chloride, Disp. #5.....	32.21

The Elmco Corp.	-for supplies, Sewer Treatment Plant #5.....	207.00
Beals, McCarthy & Rogers	-for supplies, Disp. #5.....	2.92
Joseph Davis	-for work at Alpine Pump Station..	71.65
Joseph Davis	-for work, Janitor's Cottage.....	15.19
Robertson Electric Const.	-for repairs, Alpine Pump Sta.....	4.25
Robertson Electric Const.	-for work at Disp. #5.....	94.45
H. L. Peters Inc.	-for supplies, Town Hall.....	9.50
Reynders Electric	-for work, signal Harlem & Wm.....	161.44
John J. Sly	-for stenographic service.....	112.50
Ray Racinowski	-for coal, Disp. #5...../	26.08
Ryan & Williams	-for supplies, Tax Dept.....	6.25
Ryan & Williams	-for desk lamp, Town Clerk's Of..	14.95
Kellogg Petroleum Products	-for gas, Disp. #5.....	156.80
Herald & News	-for publishing bond sale.....	13.44
Herald & News	-for supplies, Town Clerk.....	33.55
Herald & News	-for envelopes.....	3.50
Herald & News	-for tags, Police Dept.....	4.25
Herald & News	-for publishing notice.....	2.31
Herald & News	-for publishing notice.....	2.24
Herald & News	-for publishing notice, Tax.....	24.68
Herald & News	-for copies, Supervisor's report.	15.90
N.Y. State Elec. & Gas	-for electric service, Tool House	28.74
N.Y. State Elec. & Gas	-for electric service, Town Hall.	60.62
N.Y. State Elec. & Gas	-for electric service, Pump Sta. Harlem.....	62.76
N.Y. State Elec. & Gas	-for lighting Janitor's residence	3.91
N.Y. State Elec. & Gas	-for street, lighting, March....	3,189.19
N.Y. State Elec. & Gas	-for electric service, Disp. #5..	488.50
The Mathieson Alkali Wks.	-for chlorine, Disp. #5.....	419.00
The Mathieson Alkali Wks.	-for chlorine, Disp. #3.....	108.75
Cheektowaga Lumber Co.	-for supplies, Disp. #3 & #5....	3.10
Cheektowaga Lumber Co.	-for supplies, Town Hall.....	15.46
Iroquois Gas Co.	-for gas pumping station.....	25.95

Western N.Y. Water Co.	-for water supplied,.....	4.40
Western N.Y. Water Co.	-for water supplied, Harlem Pump Station.....	9.00
Western N.Y. Water Co.	-for water supplied, Disp. Plant	128.40
Western N.Y. Water Co.	--for water supplied, Disp. Plant	18.20
Fleming Motor Parts Inc.	-for supplies, Garbage Dept.....	20.64
Fleming Motor Parts Inc	-for supplies, Police Dept.....	42.08
Earl W. Hadsall	-for gasoline Dept.....	352.80
Earl W. Hadsall	-for kerosene, Disp. #5.....	12.19
Lyth Chevrolet Inc.	-for supplies, Police.....	117.57
Newell L. Nussbaumer	-for Engineering service, Proj. 30-137.....	1,750.00
Nussbaumer & Clarke	-for engineering, Proj. F.W.A. 30-136.....	225.15
Peter Hettrich	-for supplies, Police.....	115.03
M. A. Bongiovanni	-for construction, Proj. F.W.A. 30-136.....	7,438.36
Niagara Heil Body Co.	-for unit for truck (General)...	1,799.00
Niagara Heil Body Co.	-for extras, 3 units, garbage Dept.....	72.00
Niagara Heil Body Co.	-for unit garbage collection....	1,775.00
Niagara Heil Body Co.	-for unit garbage collection....	1,775.00
Niagara Heil Body Co.	-for unit, garbage collection... 1,775.00	1,775.00

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
TOWN CLERK

April 19th, 1943.

A regular meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall, Monday, April 19th, 1943, at 8 o'clock P.M. Eastern War Time, there were:

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 April 5th, 1943, and on motion of Councilman Ladwinker seconded by Councilman Napieralski these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

The monthly reports from the Justice of the Peace and Town Clerk for the month of March, 1943, were presented to the Board, Supervisor Zalemski ordered these reports 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.

Carried, Ayes -5- Noes -0-

- Thomas Cardina, to erect a storage shed on Lot 44, Unionvale Road.
- Kenneth W. Kitzinger, to erect a hen house on Lot 53, Andrew St.
- Henry J. Hemlock, to erect a hen house on Lot 233, Chapel Ave.
- Eva Schlewth, to erect a brick bldg. on lot #34, Andrew St.
- Theodore Jankowski, to erect a tool shed on Lot 150, Unionvale Road.
- Urban Blvd. Homes Inc., to erect 2 family homes on Lots, 82,78,70,86, 106,102,98,94,90,110, Geo. Urban Blvd., and also on Lots 263, Harlem Ave., and Lots 272,274,279,278,276, on Kaufman Rd.
- Walden Terrace Bldg. Corp. to erect homes on Lots 109,89 and 86 Harlem Rd. and on Lot 121, Krakus Blvd.

Supervisor Zalemski ordered the invitation from the Rescue Hose Co. No. 1 to the members of the Town Board to attend their 40th annual Card Party and Dance, Saturday May 1st, 1943, received, filed and accepted.

Communication from the Central Council of Taxpayers Ass'n. was read, stating that they recommend that the Rt. Rev. Peter J. Adamski, Monsignor and Pastor of St. John Gualbertus Parish be appointed to the Cheektowaga Housing Authority.

Supervisor Zalemski referred this request to the Town Board for consideration.

Communication and complaint from residences on Broadway against the Auto repair yard operated by Mr. on Broadway was referred to the Public Health Committee, Health Officer and Chief of Police, for investigation and recommendation.

Supervisor Zaleski referred the petition from property owners on Southern Parkway for street lights to the Town Board for study.

The Daigler Sand & Gravel Co. Inc. present an offer to the Town Board to use their sand and gravel pit located at South Cayuga Road and Cleveland Drive for the disposal of ashes and refuse in the Town of Cheektowaga.

Supervisor Zaleski referred this communication to the Town Board and Mr. Eberl for study and consideration.

A complaint was presented by Mr. relative to an open cellar next to his property at stating that in his opinion this was dangerous to school children.

This complaint was referred to the Public Health Committee and Town Attorney for the necessary action, by Supervisor Zaleski.

Communication from the Huth Construction was presented and read, stating that a certain area of the Orchard Hill Subdivision on Huth Road had been set aside for park purposes, and that they had persuaded the Orchard Hill land owners to set up an Orchard Hill Home Owners Association for the purpose of supervision and maintenance of this park, and were of the opinion that this property should be free from taxation, and petitioned the Town Board to exempt same and remove all outstanding and future liability.

On motion of Councilman Ladwinker seconded by Councilman Napieralski, this petition was denied.

Carried, Ayes -5- Noes -0-

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

WHEREAS, the Board of Assessors has informed this Town Board that the Erie County Highway Department has constructed a new Ellicott Creek Road from Rein Road to Transit Road which resulted in two Ellicott Creek Roads next to each other in the Town of Cheektowaga, and

WHEREAS, the said Board of Assessors recommend that the so-called Old Ellicott Creek Road running east from Rein Road to Transit Road be named Pfohl Road.

NOW, THEREFORE, BE IT,

RESOLVED, that the so-called Old Ellicott Creek Road running east from Rein Road to Transit Road be named "Pfohl Road" as per recommendation of the Board of Assessors of the Town of Cheektowaga, New York.

Carried, Ayes -5- Noes -0-

On motion of Councilman Ladwinker seconded by Councilman Napieralski, the resignation of William E. Tadio as Attendance Officer of the Town of Cheektowaga, New York, was accepted, and ordered placed on file.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that the week of May 10th, 1943, be and it hereby is designated as Clean-up week, in the Town of Cheektowaga, and be it further,

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

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

Carried, Ayes -5- Noes -0-

On motion of Councilman Pawlak seconded by Councilman Ladwinker, Supervisor Zaleski was authorized to employ an extra clerk in the Board of Assessors Office for the purpose of preparing the School Tax rolls for the year 1943.

Carried, Ayes -5- Noes -0-

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

RESOLVED, that J. Ernest Wilson, Erie County Deputy Director for Civilian Protection be and he hereby is authorized to purchase one hundred Air Raid Warden Helmets, and

BE IT FURTHER,

RESOLVED, that he be authorized to purchase one revolving blackboard for instruction purposes, cost of same to be a direct charge against the Town of Cheektowaga, New York.

Carried, Ayes -5- Noes -0-

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

WHEREAS, this Town Board adopted a zoning ordinance on December 21, 1942 by the provisions of which a Board of Appeals is required to be appointed in accordance with the provisions of Article 16 of the Town Law,

NOW, THEREFORE,

BE IT RESOLVED, that George Mulligan be and he hereby is, appointed a member of said Board of Appeals and Chairman thereof to serve a term of five (5) years; and that Michael Henfling be and he hereby is, appointed a member thereof to serve a term of four (4) years; and that Edgar Denk be and he hereby is, appointed a member thereof to serve a term of three (3) years; and that John Piniewski be and he hereby is, appointed a member thereof to serve a term of two (2) years; and that Anthony Rollek be and he hereby is, appointed a member thereof to serve a term of one (1) years, and

BE IT FURTHER RESOLVED, that the appointments herein made shall take effect immediately.

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

Carried, Ayes -5- Noes -0-

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

WHEREAS, this Town Board adopted a Plumbing and Drainage Ordinance on December 21, 1942, by the terms of which Ordinance, a Board of Plumbing and Draining Examiners is established, to consist of seven (7) members: to wit, the Health Physician of the Town, the Superintendent of Public Works, three (3) members of the Town Board and two (2) persons who have actively engaged in the plumbing business for at least ten years preceding their membership on such Board,

NOW, THEREFORE,

BE IT RESOLVED, that Chester J. Nadolny, M.D. Health Physician of the Town, be and he hereby is, appointed a member of the Board of Plumbing and Draining Examiners; and that Elmer Mesner, Superintendent of Public Works, be and he hereby is, appointed a member thereof; and that Henry Ladwinker, Councilman, be and he hereby is, appointed a member thereof; and that Nicholas Napieralski, Councilman, be and he hereby is, appointed a member thereof; and that Frank Sliwinski, Councilman, be and he hereby is, appointed a member thereof; and that Paul Muenzenmaier be and he hereby is, appointed a member thereof; and that Theodore Wachowiak be and he hereby is, appointed a member thereof, and

BE IT FURTHER RESOLVED, that the five (5) members first above named, shall serve for the term to which each has been elected or appointed, except that the term of Elmer Mesner, Superintendent of Public Works, shall expire on December 31, 1943; and the terms of the last two members as named above, shall expire at the end of two years from the time of their appointment, and

BE IT FURTHER RESOLVED, that the appointments herein made, shall take effect immediately.

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

Carried, Ayes -5- Noes -0-

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

WHEREAS, this Town Board on December 21, 1942 adopted a Building Code, a Plumbing and Drainage Ordinance, and a Zoning Ordinance wherein it is provided that the Town Board shall appoint a building inspector who is also referred to therein as a building and plumbing inspector, and

WHEREAS, it is necessary at this time to make such appointment,

NOW, THEREFORE,

BE IT RESOLVED, that William Tadio be and he hereby is appointed building inspector of the Town of Cheektowaga and shall have all the powers, duties and responsibilities as are provided for in the said Building Code, Plumbing and Drainage Ordinance and Zoning Ordinance, whether such office be designated as that of building inspector or building and plumbing inspector, and

BE IT FURTHER RESOLVED, that said William Tadio shall be paid the annual salary of Nineteen hundred and 00/100 Dollars, and

BE IT FURTHER RESOLVED, that the appointment made herein shall take effect May 1, 1943.

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

Carried, Ayes -5- Noes -0-

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

WHEREAS, there has been created by the Act of the Legislature of the State of New York, the Cheektowaga Housing Authority, by which act and the provisions of Article 3 of the Public Housing Law, this Town Board has the authority to appoint three (3) members to constitute the Cheektowaga Housing Authority, to designate their terms of office and to name the chairman thereof, and

WHEREAS, it is in the best interests of the Town of Cheektowaga that the membership of this Authority be appointed,

NOW, THEREFORE,

BE IT RESOLVED, that Joseph Owczarczak be and he hereby is, appointed a member of the said Cheektowaga Housing Authority and Chairman thereof to serve a term of three (3) years; and that the RT. Rev. Peter J. Adamski be and he hereby is appointed a member thereof to serve a term of two (2) years and that Albert Sturm, Town Clerk be and he hereby is appointed a member thereof to serve a term expiring on December 31, 1943, and

BE IT FURTHER RESOLVED, that the appointments herein made shall take effect immediately.

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

Carried, Ayes -5- Noes -0-

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

WHEREAS, pursuant to a resolution duly adopted by this Town Board on the first day of February, 1943, a contract was entered into between the Town of Cheektowaga and Newell L. Nussbaumer and Irving Clarke, consulting engineers of this Town, doing business as Nussbaumer and Clarke, which contract provided for the rendering of certain engineering services in connection with the improvement of the facilities of Sewer District No. 5 consisting of an enlargement of the sewage treatment plant and its facilities which project is known as Federal Works Agency #NY 30-216 and which contract provided for the payment to the said Nussbaumer and Clarke of the sum of \$5,190.00 in consideration of the services to be rendered, and

WHEREAS, the Federal Works Agency of the United States of America has refused to approve of this contract for the reason that the consideration to be paid to the said Nussbaumer and Clarke is greater than the rules and regulations of the said Federal Works Agency permit, and

WHEREAS, a new contract is necessary to be entered into with the said Nussbaumer and Clarke in which the consideration shall be the sum of \$4,620.00 which sum meets with the approval of the said Federal Works Agency,

NOW, THEREFORE,

BE IT RESOLVED, that a majority of the members of the Town Board of the Town of Cheektowaga be and they hereby are, directed to enter into and execute on behalf of the Town of Cheektowaga and Sewer District No. 5, a contract with the said Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, which contract shall provide for the cancellation and voidance of all other contracts heretofore

entered into with the said Nussbaumer and Clarke for engineering services in connection with Federal Works Agency Project #NY 30-216 and shall provide for the rendering of such engineering services in consideration of the payment of \$4620.00 therefor.

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

C. CHASE ZALEMSKI	voting	Yes
NICHOLAS NAPIERALSKI	voting	Yes
HENRY LADWINKER	voting	Yes
FRANK SLIWINSKI	voting	Yes
STANLEY PAWLAK	voting	Yes

ABSENT NONE

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-

Andrew Piacente	-for moving equipment, Union Pump Station.....	7.50
Irving Foster	-for emergency cleanup.....	5.50
Adam Wycech	-for moving equipment, Union Rd. Pump Station.....	6.87
Leo Janowski	-for moving equipment, Union Rd. Pump Station.....	6.87
Charles Fechter	-for moving equipment, Union Rd. Pump Station.....	6.87
Michael Duchanski	-for moving equipment, Union Pump Station.....	6.87
Helen P. Piatek	-for cleaning & repairing flags	15.00
Thorne Morrison Inc.	-for supplies, Town Hall.....	49.50
Thorne Morrison Inc.	-for supplies, Disp. #5.....	39.36
Zapfel Bros.	-for supplies, Police Dept.....	12.30
H.D. Taylor Co.	-for supplies, Town Hall.....	75.19
Bflo. Auto Spring Co. Inc.	-for supplies, Garbage Dept....	53.69
Wolff Machine Co. Inc.	-for supplies, Roycroft Pump Str.	424.15
Ray Racinowski	-for coal, Disp. #3.....	26.08
Ray Racinowski	-for coal, Janitor's cottage...	13.04
Kenneth W. Kitzinger	-for telephone call RE: T1-0-Run-Da Project.....	3.00
Kenneth W. Kitzinger	-for county clerk's certificate Proj. N.Y. 30-216.....	.35
Fleming Motor Parts Inc.	-for supplies, Garbage Dept....	63.75

Holloway & Co.	-for services, re: securing adjustment of N.Y. State Franchise Tax Apportionment.....	11,933.06
Robertson Elec. Const. Co.	-for supplies, Disp. #5.....	16.79
Amherst Plumbing & Heating	-for plumbing, Town Hall & Town garage.....	49.45
Niagara Lubricant Co. Inc.	-for oil, Garbage Dept.....	36.00
International Harvester	-for supplies, Garbage Dept.....	6.11
C. Chase Zalemski	-for postage, Sup. Office.....	10.00
Genesee Sand & Gravel Corp.	-for gravel, Project. 56750.....	853.36
D. J. Mead & Sons, Inc.	-for supplies, Disp. #5.....	5.60
Bison Lumber Co. Inc.	-for supplies, Disp. #5.....	9.60
Nussbaumer & Clarke Inc.	-for engineering service.....	127.50
H.D. Taylor Co.	-for supplies, Town Hall.....	26.90
Reynders Electric	-for work, Flood lights, Town Hall	4.70
Reynders Electric	-for work, Roycroft Pump Sta.....	8.25
Vandewater, Sykes & Galloway	-for professional services, Drainage bonds, & Sewer Dist. #5 bonds	282.37
Bankers Trust Co.	-for services as agents, bonds....	16.00
Millington Lockwood Inc.	-for supplies, Police Dept.....	4.00
Millington Lockwood Inc.	-for supplies, Supervisor's Office	1.85
Millington Lockwood Inc.	-for supplies, Tax Dept.....	3.25
Jeremiah J. Donovan	-for Vol. Firemen's Indemnity Policy	187.71
Dorothy Gusmann	-for service, Judge Stachowski....	5.00
Dorothy Gusmann	-for service, Judge Franzek.....	5.00
Western N.Y. Water Co.	-for hydrant service, April.....	1,820.83
N.Y. State Elec. & Gas Corp.	for electric service, Disp. #3...	78.22
Iroquois Gas Co.	-for gas, Sewer Dist.....	198.87
Iroquois Gas Co.	-for gas.....	30.90
Bflo. Niagara Elec. Corp.	-for elec. current, March.....	1,823.57
Bflo. Niagara Elec. Corp.	-for electric current.....	173.91
Edward J. Wertz	-for new radio Police Car #125....	90.00

On motion of Councilman Pawlak seconded by Councilman Sliwinski the board adjourned until Thursday evening, April 29th, 1943, at 7:30 o'clock P.M.

Carried, Ayes -5- Noes -0-

*Robert Sturm*  
ROBERT STURM  
Town Clerk

Cheektowaga, New York  
April 29th, 1943.

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 29th day of April, 1943, at 7:30 o'clock P.M., Eastern War Time, there were:

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

ABSENT: NONE

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

WHEREAS, a contract has heretofore been let by this Town Board for the improvement of the sewage facilities of Sewer District No. 5 including particularly additions to and improvement of the Delavan Pumping station and the Roycroft Pumping Station, which project is designated as FWA Docket #NY 30-137, to M.A. Bongiovanni of Syracuse, New York, in the performance of which contract the said M. A. Bongiovanni is now engaged, and

WHEREAS, Nussbaumer and Clarke, consulting engineers for the Town on this improvement, have informed the Town Board that it is necessary that a certain amount of sheeting be left in place in the trench excavated in Delavan Avenue, the exact amount of which cannot now be determined, but the cost thereof shall be computed on the basis of the unit price provided for in the said contract; namely, the sum of \$40.00 per thousand board feet, and

WHEREAS, the said Nussbaumer and Clarke have also informed this Town Board that the project would be improved if the pipe provided to be installed in Delavan Avenue from station 0+00 to station 6+00 were increased from a 12-inch diameter pipe to a 15-inch pipe, and that the said M. A. Bongiovanni has offered to make the change for about \$240.00, and

WHEREAS, the said Nussbaumer and Clarke have informed this Town Board that because of the increased costs above set forth, the elimination of the man-hole originally provided for in the contract specifications, being the first man-hole west of the Delavan Avenue pumping station at station 0+13 and the elimination of the special connection to the Delavan Avenue Station pumping structure involving the cutting of a hole through the station wall, will result in a reduction of \$1,600.00 in the cost of the project, and

WHEREAS, the said M. A. Bongiovanni has agreed to the changed above set forth,

NOW, THEREFORE,

BE IT RESOLVED, that the offer of the said M. A. Bongiovanni to leave in place sheeting in the trench in the Delavan Avenue excavation as directed by Nussbaumer and Clarke in consideration of the payment to him of \$40.00 per thousand board feet of sheeting left in place, be accepted, and

BE IT FURTHER RESOLVED, that the offer of the said M. A. Bongiovanni to install a 15-inch diameter pipe from station 0/00 to Station 6/00 in place of the 12-inch pipe originally specified, in consideration of the payment to him of about \$240.00 be accepted, and

BE IT FURTHER RESOLVED, that the offer of the said M. A. Bongiovanni to eliminate the man-hole originally provided for, being the first man-hole west of the Delavan Avenue pumping station at station 0/13 and to omit special connection to the Delavan Avenue pumping station structure involving the cutting of a hole through the structure wall and to reduce the contract price by the sum of \$1,600.00 because of these eliminations, be accepted.

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

C. CHASE ZALEMSKI	voting	Yes
HENRY LADWINKER	voting	Yes
NICHOLAS NAPIERALSKI	voting	Yes
FRANK SLIWINSKI	voting	Yes
STANLEY PAWLAK	voting	Yes

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

WHEREAS, a contract has heretofore been let by this Town Board for the improvement of a certain drainage ditch in the Town of Cheektowaga, known as the U-Crest Ditch, which job is designated as FWA Docket #NY 30-136, to M. A. Bongiovanni of Syracuse, New York, in the performance of which contract the said M. A. Bongiovanni is now engaged, and,

WHEREAS, in connection with the execution of said contract the said M. A. Bongiovanni was required to construct a siphon in the sanitary sewer located in Mildred Avenue which construction required the opening of said Mildred Avenue, and

WHEREAS, Nussbaumer and Clarke, consulting engineers for the Town on this improvement, have informed the Town Board that in order to make certain that the pavement of Mildred Avenue when replaced will not deteriorate quickly, the filling in of the excavation with bank run gravel is necessary, and

WHEREAS, the use of such back fill was not provided for in the said contract with said M. A. Bongiovanni, and

WHEREAS, the said M. A. Bongiovanni has offered to provide at his own cost, 200 yards of bank run gravel, and

WHEREAS, an additional 100 yards of bank run gravel is required, and

WHEREAS, said M. A. Bongiovanni has offered to provide the additional 100 yards of bank run gravel for \$1.00 a ton or a total cost of \$150.00, and

WHEREAS, said Nussbaumer and Clarke have reported to this Town Board that in order to prevent the filling up of the excavation for this project between station 112 and station 116/88, one thousand yards of rip-rap must be installed between the stations, and

WHEREAS, the said M. A. Bongiovanni has offered to install the required rip-rap for \$3.00 a square yard or a total cost of \$3,000.00,

NOW, THEREFORE,

BE IT RESOLVED, that the offer of the said M. A. Bongiovanni to provide 100 yards of bank run gravel to be used for back fill in the excavation in Mildred Avenue, for \$150.00 and in addition to, provide at his own cost 200 yards of bank run gravel to be used as back fill in Mildred Avenue, be accepted, and

BE IT FURTHER RESOLVED, that the offer of the said M. A. Bongiovanni to install 1,000 square yards of rip-rap for the sum of \$3,000.00 between station 112 and station 116/88 as directed by said Nussbaumer and Clarke, be accepted, and

BE IT FURTHER RESOLVED, that the construction work above provided for shall be undertaken as an addition to and part of the job known as FWA Docket #NY 30-136, and the sums provided to be paid to the said M. A. Bongiovanni shall be in addition to the amount heretofore agreed to be paid to him.

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

C. CHASE ZALEMSKI	voting	Yes
HENRY LADWINKER	voting	Yes
NICHOLAS NAPIERALSKI	voting	Yes
FRANK SLIWINSKI	voting	Yes
STANLEY PAWLAK	voting	Yes

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

WHEREAS, this Town Board has heretofore undertaken to improve the sewage facilities of Sewer District No. 5 involving improvements to the Delavan Avenue and Roycroft Blvd. Pumping Stations, which project is known as FWA Docket #NY 30-137, for which improvements a contract has been let to M. A. Bongiovanni of Syracuse, New York, and

WHEREAS, said M. A. Bongiovanni is now engaged in performing said contract, and

WHEREAS, the consulting engineers, Nussbaumer and Clarke have reported to this Town Board that it is necessary to provide water connections to said Delavan Avenue and Roycroft Blvd. Pumping Stations which connections were not provided for in said contract let to said M. A. Bongiovanni.

NOW, THEREFORE,

BE IT RESOLVED, that Elmer Messner, Superintendent of Disposal Plants and Pumping Stations, be and he hereby is authorized and directed to secure the necessary water connections to be made to the said Delavan Avenue and Roycroft Blvd. Pumping Stations and to make any contracts on behalf of the Town required therefore.

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

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

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

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

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

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

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

C. CHASE ZALEMSKI	Voting	Yes
HENRY LADWINKER	Voting	Yes
NICHOLAS NAPIERALSKI	Voting	Yes
FRANK SLIWINSKI	Voting	Yes
STANLEY PAWLAK	Voting	Yes

On motion of Councilman Napieralski seconded by Councilman Ladwinker, Supervisor Zalemski was authorized to sell and dispose at private sale all W.P.A. Buildings that are now the property of the Town of Cheektowaga, and he was further authorized to have erected a garage at Disposal Plant #5 by private contract, to house the Auto Truck at the said plant, cost of said garage to be a direct charge against Sewer District #5.

Carried, Ayes -5- Noes -0-

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*

ALBERT STURM  
Town Clerk

Cheektowaga, New York  
May 3rd, 1943.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 3rd day of May, 1943, at 3 o'clock P.M. Eastern War time, there were:

- PRESENT: C. CHASE ZALEMSKI , Supervisor  
 STANLEY E. PAWLAK , Councilman  
 FRANK SLIWINSKI , Councilman  
 NICHOLAS NAPIERALSKI , Councilman  
 HENRY LADWINKER , Councilman
- ABSENT: NONE

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 regular meeting held April 19th, 1943, and on motion of Councilman Ladwinker seconded by Councilman Napieralski, these minutes were approved as read and ordered placed on file.

Carried, Ayes -5- Noes -0-

A communication from Mrs. [redacted] was read, relative to an open cellar next to No. 34 Concord Dr. stating that this should be filled up as it was now full of stagnant water.

Supervisor Zalemski referred this complaint to the Public Health Committee and Town Attorney for the necessary action.

Mr. [redacted] also entered a complaint about Lot #17 on Woodbridge Drive that was full of water and should be filled in.

Supervisor Zalemski referred this matter to the Town Attorney and Supervisor for investigation.

Mr. [redacted] entered a complaint about sewage backing up in his cellar at [redacted] Blvd. and informed the Town Board that it was his intention to file a formal claim against the Town unless immediate action was taken by the Town to correct this condition.

Supervisor Zalemski referred this communication to the Town Attorney for the necessary action.

Supervisor Zalemski referred the request from the operators of Disposal Plant #3 for an increase in salary to, Elmer Mesner, Supt. of Disposal Plants and Pumping Stations.

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the Town Attorney was authorized and directed to prepare the proper deed for Longmeadow Subdivision No. 2 and 3 for the Town of Cheektowaga.

Carried, Ayes -5- Noes -0-

Supervisor Zalemski referred the communication from the Huth Construction Co. relative to park property to the Supervisor and Town Attorney for the necessary action.

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

WHEREAS, there has been a substantial increase in living costs in this locality which has adversely affected the welfare of the employees of this Town, and

WHEREAS, the salaries now paid to our employees are not commensurate with the salaries paid by other municipalities of Western New York for similar services,

NOW, THEREFORE,

BE IT RESOLVED, that for the purpose of alleviating the conditions above stated, the salary increases set forth in the following schedule be granted effective June 1, 1943.

SCHEDULE OF SALARY INCREASES

	Present Salary	INCREASE	Salary After increase
<u>OFFICE OF TOWN CLERK</u>			
Assistant to Town Clerk	\$1,320.00	\$120.00	\$1,440.00
Extra Clerk	1,200.00	120.00	1,320.00
<u>RECEIVER OF TAXES OFFICE</u>			
Receiver of Taxes	3,000.00	200.00	3,200.00
Clerk	1,260.00	120.00	1,380.00
2 Extra Clerks - per day each	5.00	.25	5.25
<u>BOARD OF ASSESSORS</u>			
Chairman	2,500.00	100.00	2,600.00
2 Assessors - Salary of each	2,000.00	100.00	2,100.00
Clerk	1,200.00	180.00	1,380.00
<u>JUSTICES</u>			
2 Judges - Salary of each	3,000.00	100.00	3,100.00
<u>POLICE DEPARTMENT</u>			
Chief	2,400.00	200.00	2,600.00
Lieutenant	2,160.00	120.00	2,280.00
19 Policemen - Salary of each	1,920.00	120.00	2,040.00
Matron	300.00	100.00	400.00
Mechanic	1,700.00	100.00	1,800.00
<u>TOWN ATTORNEY</u>	3,700.00	100.00	3,800.00
<u>OFFICE OF SUPERVISOR</u>			
Assistant to Supervisor	1,860.00	120.00	1,980.00
<u>TOWN HOUSE</u>			
3 telephone operators - salary of each	1,700.00	60.00	1,760.00

## SCHEDULE OF SALARY INCREASES-Cont.

	<u>Present salary</u>	<u>Increase</u>	<u>Salary after increases</u>
<u>HEALTH OFFICER</u>	\$2,000.00	\$100.00	\$2,100.00
<u>DOG WARDENS</u> - Salary of each -2-	1,200.00	100.00	1,300.00
<u>ATTENDANCE OFFICERS</u>			
3 Officers - Salary of Each	800.00	100.00	900.00
<u>PUBLIC WORKS</u>			
Supt. of Disposal Plants & Pumping Stations (Messer)	2,700.00	100.00	2,800.00
General Foreman (Eberl)	2,000.00	100.00	2,100.00
Principal Clerk (Platek)	1,900.00	100.00	2,000.00
Maintenance Men			
1 @	1,400.00	100.00	1,500.00
1 @	1,120.00	80.00	1,200.00
<u>GARBAGE DISTRICTS</u>			
12 Sanitation Helpers - Wages of each per day	5.50	.50	6.00
4 Drivers - Wages of each per day	6.00	.50	6.50
<u>DISPOSAL PLANT NO. 3</u>			
3 Men - Salary of each	1,380.00	90.00	1,470.00
<u>DISPOSAL PLANT NO. 5</u>			
4 Men - Salary of each	1,560.00	140.00	1,700.00
<u>MISCELLANEOUS</u>			
Sewer Inspector - per day	6.00	.50	6.50
Tax Roll Clerk (Margaret Graney)	1,560.00	90.00	1,650.00
Dorothy Gusmann - Senior Stenographer Wages per day	5.00	.25	5.25
Theresa Piciano - Charwoman Wages per day	4.00	.50	4.50
Extra Tax Roll Clerks - Wages per day (each)	5.00	.25	5.25
Building Inspector	1,900.00	200.00	2,100.00
Stenographer for Health Officer (Rita Malachowski)	900.00	200.00	1,100.00
Extra Day Laborers - Wages per day (each)	5.50	.50	6.00

and

BE IT FURTHER RESOLVED, that in addition to the above salary increases, the following schedules of annual bonuses be paid to Town employees in semi-annual installments, the first installment to be paid December 31, 1943, and thereafter on the 30th day of June and the 31st day of December of each year, and that this provision shall become effective July 1, 1943, and shall terminate and cease at the end of the present war.

SCHEDULE NO. 1 OF BONUS PAYMENTS

To apply to all employees except those listed in Schedule No. 2 (below)

If annual salary is \$1,500.00 or less, annual bonus shall be \$200.00.  
If annual salary is more than \$1,500.00 but less than \$2,401.00, annual bonus shall be \$150.00.  
If annual salary is more than \$2,401.00, the annual bonus shall be \$100.00.

To entitle an employee to receive one-half of the bonus provided for in this schedule, such employee must work for the Town at least five months of the calendar year and to entitle an employee to receive the full bonus, such employee must work for the Town at least eleven months of the calendar year. In computing the amount of time worked, authorized vacations and sick leaves shall be included.

SCHEDULE NO. 2 OF BONUS PAYMENTS

An annual bonus of \$50.00 shall be paid to the Police Matron, Attendance Officer, Dog Wardens, Stenographer for Health Officer, Extra Clerks in the Office of the Receiver of Taxes Office, Extra Tax Roll Clerks and Extra Day Laborers.

To entitle an employee to receive one-half of the bonus provided for in this schedule, such employee must work for the Town at least three months of the calendar year and to entitle an employee to receive the full bonus, such employee must work for the Town at least nine months of the calendar year. In computing the amount of time worked, authorized vacations and sick leaves shall be included,

and

BE IT FURTHER RESOLVED, that the provisions herein made for increases and bonus payments shall be conditioned upon receiving assurance from the Federal Government that they are not forbidden by President Roosevelt's wage order of April 8, 1943.

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

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

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

RESOLVED, that Edward H. Pfohl, Receiver of Taxes and Assessments of the Town of Cheektowaga, New York be and he hereby is authorized to accept payment of taxes from the Federal Public Housing Authority on the Ti-O-Run-Da project N.Y. 30037 for the period from January 1st, 1943 to December 31st, 1943, on State and County, Welfare and Relief, and County Highway, in the amount of \$459.82, without fees.

Carried, Ayes -5- Noes -0-

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 3rd day of May, 1943, at 3 o'clock P.M., Eastern War Time, there were:

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

ABSENT: None

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

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

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

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

Starting at the manhole in Ellen Drive where Ellen Drive turns from an east and west direction to a north and south direction, to construct a 10-inch vitrified tile sewer running southerly from said manhole a distance of about 330 feet; running thence westerly on a right of way provided for that purpose, a distance of about 810 feet to the easterly side of Beach Road; running thence northerly in the east side of Beach Road about 290 feet to a point where a lateral sewer from the west in a proposed street will join it; running thence northerly a distance of about 200 feet to the north line of the Town of Cheektowaga.

WHEREAS, the expense of the foregoing improvement is estimated by said engineers to be the sum of Fifteen thousand dollars (\$15,000.00)

NOW, THEREFORE,

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

BE IT FURTHER RESOLVED, that this Board meet at the Town Hall in said Town of Cheektowaga on the 24th day of May, 1943, 3 o'clock P.M. Eastern War Time for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the modifications of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, and

BE IT FURTHER RESOLVED AND ORDERED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town on or before the 12th day of May, 1943 and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

Seconded by Mr. Sliwinski 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 NAPIERALSKI	voting	Aye
HENRY LADWINKER	voting	Aye

This was published in the Depew Herald and Cheektowaga News on the 6th day of May, 1943.

Certified copy of publication is hereto attached

STATE OF NEW YORK  
 modification of the existing plans of sewerage of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, and  
 BE IT FURTHER RESOLVED and ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of said Town on or before the 12th day of May, 1943, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.  
 Seconded by Mr. Sliwinski 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 Napieralski voting aye.  
 Henry Ladwinker voting aye.  
 STATE OF NEW YORK,  
 COUNTY OF ERIE,  
 TOWN OF CHEEKTOWAGA,  
 Town Clerk  
 Paul Buryan in Wood

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

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 6th day of May, 1943 and the last insertion being on the ..... day of ....., 19...., and that not more than six days intervened between any two publications thereof.

*Frank A. Taber, Jr.*  
 CH

Sworn to before me this 17th day of

May, 1943  
*Arthur Sturmer*

Notary Public in and for Erie County.

And was posted in the following public places on the 7th day of May, 1943, in the Town of Cheektowaga.

- 1 on the bulletin board at the U-Crest Fire House, Union Road.
- 1 on the bulletin board at Zapfel Bros. Garage, Genesee & Harlem Rd.
- 1 on the bulletin board at the Cleveland Hill Fire House, Harlem Rd.
- 1 on the bulletin board at the Pine Hill Hose Co. Fire House, Genesee St.
- 1 on the bulletin board at the Post Office, Union Rd.

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

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

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

WHEREAS, said map and plan provide for the following addition to and alterations and modifications of the trunk sewer system of said sewer district #5, to wit; Starting at the manhole in Ellen Drive where Ellen Drive turns from an east and west direction to a north and south direction, to construct a 10 inch vitrified tile sewer running southerly from said manhole a distance of about 330 feet; running thence westerly on a right of way provided for that purpose, a distance of about 810 feet to the easterly side of Beach Road; running thence northerly in the east side of Beach Road about 290 feet to a point where a lateral sewer from the west in a proposed street will join it; running thence northerly a distance of about 200 feet to the north line of the Town of Cheektowaga, and

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

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

NOW, THEREFORE,

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

BE IT FURTHER RESOLVED, that the estimate for said improvement in the sum of Fifteen thousand dollars (\$15,000.00) be and hereby is approved, and

BE IT FURTHER RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of said improvements to the sewerage system of said sewer district, in accordance with said plans, specifications, estimate and proposed contract heretofore adopted, by the publication of notice thereof at least once in the Depew Herald and Cheektowaga News, the official paper of this Town, requiring each person who shall offer to do said work, to file a sealed proposal or offer to do the work with a

Certified copy of publication is hereto attached

STATE OF NEW YORK  
COUNTY OF ERIE

Resolved, that the following resolution be adopted: WHEREAS the Town Board of the Town of Cheektowaga, Erie County, New York, held its regular meeting on the 3rd day of May, 1943, at 3 o'clock P. M., Eastern War Time, there were Present: C. CHASE ZALEMSKI, Supervisor  
STANLEY E. PAWLAK, Councilman  
FRANK SIIWINSKI, Councilman  
NICHOLAS NAPIERALSKI, Councilman  
HENRY LEDWINKER, Councilman

WHEREAS the Supervisor offered the following resolution and moved its adoption:

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

WHEREAS this Town Board has heretofore directed Newell E. Nussbaumer and Irving Clark, doing business as Nussbaumer & Clark, Civil Engineers, to prepare a map and general plan for the improvement of such sewer system and the facilities thereof, and the same having been prepared and presented to the Town Board,

WHEREAS said map and plan provide for the following: the location, construction, and alterations and improvements of the trunk sewer system of sewer district No. 5 of this Town;

beginning at the manhole in Beach Road where Ellen Drive turns to the east and west direction to the south and south direction, to install a 30-inch vitrified tile sewer running southerly from said manhole a distance of about 330 feet, thence westerly on a line provided for that purpose a distance of about 150 feet to the westerly side of Beach Road; thence northerly in the center of Beach Road about 200 feet to a lateral sewer line; thence westerly a distance of about 200 feet to the north line of the Town of Cheektowaga.

WHEREAS the expense of the improvement is estimated to be the sum of one thousand dollars (\$1,000.00).

WHEREAS the Town Board has heretofore resolved that the map and plan prepared by Nussbaumer and Irving Clark, doing business as Nussbaumer & Clark, be filed in the office of the Town Clerk and that said map and plan be available for inspection of all interested persons during the usual business hours of the Town Clerk's office.

IT IS FURTHER RESOLVED that the Town Board meet at the Town Clerk's office on the 4th day of May, 1943, at 3 o'clock P. M., Eastern War Time.

Resolved, that the Town Board do hereby order the Supervisor of holding a public hearing on said map and plan and the same proposed sewer system for the further purpose of receiving suggestions and considering any objections which may be made to the location of the existing sewer system and the proposed sewer system proposed by said map and plan prepared by Newell E. Nussbaumer and Irving Clark, doing business as Nussbaumer & Clark.

IT IS FURTHER RESOLVED that the Town Board be and he hereby is ordered to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, the official paper of this Town on or before the 12th day of May, 1943, and that on or after said day he post conspicuously or cause to be posted conspicuously certified copies of this resolution in five (5) public places within said district.

Seconded by Mr. Sliwinski and carried by a vote which resulted as follows:  
C. Chase Zalemaki voting aye.  
Stanley E. Pawlak voting aye.  
Frank Sliwinski voting aye.  
Nicholas Napieralski voting aye.  
Henry Ledwinker voting aye.

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

I, ALBERT STURM, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the regular meeting of the Town Board of the said Town, held on the 3rd day of May, 1943, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF I have hereunto set my hand and the seal of said Town of Cheektowaga, this 4th day of May 1943.

ALBERT STURM,  
Town Clerk

(SEAL)

*Frank A. Tolson, Jr.*

being duly sworn, deposes and says that he is the

*Publisher* of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 6th day of May, 1943, 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. Tolson, Jr.*

certified check in a sum of \$750.00 which is 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 of \$750.00 which is 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 24th day of May, 1943, at 3:30 o'clock P.M., E.W.T., 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 24th day of May, 1943 at 3:30 o'clock P.M., E.W.T. 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 materials and equipment together with all labor for the construction of certain improvements to the sewer system of Sewer District #5 in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles drawings, instruction to bidders, specifications and estimates may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York.

Each proposal must be accompanied by a certified check in the sum of \$750.00 payable to the order of C. Chase Zalemski, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$750.00 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: May 3rd, 1943.

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

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

Certified copy of publication is hereto attached:

STATE OF NEW YORK  
COUNTY OF ERIE

**NOTICE IS HEREBY GIVEN** that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 24th day of May, 1943 at 3:30 o'clock P. M. E. W. T. 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 Maxwell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file at the Town Hall, Cheektowaga, Erie County, New York.

SWAN JUAN: Expenditures on U. S. naval installations in Puerto Rico, submersibles, will total more than \$100,000,000 by the end of this year. According to Vice Admiral John H. Moore, Caribbean area commander in chief in a statement issued here, Moore has three-fourths of the tonnage that already been spent in the San Juan area.

*Frank A. Tahan*

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

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for  
17th week, the first insertion being on the  
13th day of April, 1943, and  
the last insertion being on the 1st day of  
May, 1943, and that not  
more than six days intervened between any two publications thereof.

*Frank A. Tahan, Jr.*

Sworn to before me this 17th day of  
April May 19 43  
*Albert Sturm*  
Notary Public in and for Erie County.

certified check in a sum of \$750.00 which is 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 of \$750.00 which is 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 24th day of May, 1943, at 3:30 o'clock P.M., E.W.T., 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 24th day of May, 1943 at 3:30 o'clock P.M., E.W.T. 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 materials and equipment together with all labor for the construction of certain improvements to the sewer system of Sewer District #5 in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles drawings, instruction to bidders, specifications and estimates may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York.

Each proposal must be accompanied by a certified check in the sum of \$750.00 payable to the order of C. Chase Zaleski, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$750.00 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: May 3rd, 1943.

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

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

Certified copy of publication is hereto attached:

STATE OF NEW YORK  
COUNTY OF ERIE

Resolved, that the Town Board of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 24th day of May, 1943 at 3:30 o'clock P. M. E. W. T. 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 and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, drawings, instructions to bidders, specifications and estimate may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers 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 \$750.00 payable to the order of C. Chase Zalemaki, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$750.00 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: May 3rd, 1943

*Frank A. Tabor*

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

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy.

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

WHEREAS, this Town Board on the 2nd day of November, 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:

Additions to remodelling of Sewage Treatment Plant facilities for Sewer District No. 5, including;

Construction of two new sludge digesters, new sludge pump, sludge and gas piping and appurtenances, remodel existing sludge bed including brick wall facing, sludge loading facilities, overflow sewage pumping unit in Harlem Road Station, site grading, roadways, paint fence and brick facing on old sprinkling filters; and the modification of the existing plans of sewerage of such District accordingly, 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, the assistance of the Town Attorney, a proposed contract or contracts for the execution of the work, and to file the same with the Town Clerk, and

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

NOW, THEREFORE,

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

BE IT FURTHER RESOLVED, that the estimate for said improvement, in the sum of One hundred and sixty Thousand Dollars (\$160,000.00) be and hereby is approved, and

BE IT FURTHER RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of said improvements to the sewerage system of said sewer 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 twice in the *Du-pew Herald* and *Cheektowaga News*, the official paper of this Town, and in the *New York State Journal* and the *Engineering News-Record*, 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 Eight thousand Dollars (\$8,000.00) which is 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 Eight thousand Dollars (\$8,000.00) which is 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 24th day of May, 1943, at 4 o'clock P.M. Eastern War Time, and

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

NOTICE TO CONTRACTORS

FEDERAL WORKS AGENCY PROJECT NO. N.Y. 30-216  
TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

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 24th day of May, at 4 o'clock P.M. Eastern War Time, at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of additions to the existing sewage treatment plant, sanitary sewer district No. 5 in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, consulting Engineers 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 Eight thousand Dollars (\$8,000.00), payable to the order of C. Chase Zalemski, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of Eight thousand Dollars (\$8,000.00) 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.

Copies of the plans and specifications may be obtained at the office of Nussbaumer and Clarke upon payment of \$15.00 for each set. Any bidder, upon returning such set within ten (10) days of the taken of bids and in good condition, will be refunded his payment, and any non-bidder upon so returning such a set will be refunded \$5.00.

The Town of Cheektowaga, Erie County, New York, reserves, the right to waive any <sup>ies</sup>informality in, or to reject any or all bids.

Attention of bidders is particularly called to the requirements, as to conditions of employment to be observed, and minimum wage rates to be paid under the contract

No bidder may withdraw his bid within thirty (30) days after the actual date of the opening thereof.

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

ALBERT STURM  
Town Clerk

Dated: May 3rd, 1943.

Seconded by Mr. Sliwinski 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 NAPIERALSKI	voting	Aye
HENRY LADWINKER	voting	Aye

Ayes 5

NOES 0

Absent 0

Notice of publication is hereto attached:

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 3rd day of May, 1943, at 3:00 o'clock P.M. Eastern War Time, there were:

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

ABSENT: None

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

WHEREAS, a communication addressed to the Supervisor under date of April 9, 1943, from the Buffalo Niagara Electric Corporation indicates that this Corporation can no longer obtain 1500 lumen street lamps for replacement purposes in conformity with its obligation under a contract providing for street lighting within the lighting district of the Town, because of manufacturing limitations of the War Production Board, and

WHEREAS, the said Corporation has offered to alter the said contract by substituting 2500 lumen street lamps in the place of the 1500 lumen ones and to charge therefor the same price as was charged for the 1500 type and to adjust its other charges to conform to the table marked "2" on Exhibit "A" hereto attached in place of the present charge set forth in said Exhibit "A" in the table marked "1", which changes will result in a net yearly saving to the lighting district of \$30.00,

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board accept the offer of the said Buffalo Niagara Electric Corporation to make the changes in lights and charges as shown in the said Exhibit "A", and the Supervisor is authorized to execute any amended contract if so required by the said Buffalo Niagara Electric Corporation.

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

C. CHASE ZALEMSKI	voting	Yes
HENRY LADWINKER	voting	Yes
NICHOLAS NAPIERALSKI	voting	Yes
FRANK SLIWINSKI	voting	Yes
STANLEY PAWLAK	voting	Yes

EXHIBIT "A"

STREET LIGHTING  
TOWN OF CHEEKTOWAGA

TABLE 1

Present Billing

<u>No.</u>	<u>Lumen</u>	<u>Type</u>	<u>Rate</u>	<u>Amount</u>
243	1500	Ornamental Standards	\$36.00	\$8,748.00
15	2500	Ornamental Standards	39.00	585.00
19	4000	Ornamental Standards	50.00	950.00
148	2500	Overhead Brackets	35.00	5,180.00
84	2500	Overhead Mast Arms	40.00	3,360.00
7	4000	Overhead Mast Arms	50.00	350.00
36	6000	Overhead Mast Arms	55.00	1,980.00
10	10000	Sodium Vapor	73.00	730.00
			TOTAL	\$21,883.00

TABLE 2

Billing for remainder  
of present contract

<u>No.</u>	<u>Lumen</u>	<u>Type</u>	<u>Rate</u>	<u>Amount</u>
258	2500	Ornamental Standards	\$36.00	\$9,288.00
19	4000	Ornamental Standards	50.00	950.00
145	2500	Overhead Brackets	35.00	5,075.00
87	2500	Overhead Mast Arms	40.00	3,480.00
7	4000	Overhead Mast Arms	50.00	350.00
36	6000	Overhead Mast Arms	55.00	1,980.00
10	10000	Sodium Vapor	73.00	730.00
			TOTAL	\$21,853.00

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

Carried, Ayes -5- Noes -0-

CLAIMS

Matthew Pfohl	-for rent, garbage site, April....	100.00
Matthew Stachowiak	-for transportation, Bd. of Asses.	44.70
Cheektowaga Lumber Co.	-for supplies, Town Hall.....	70.40
Bflo. Niagara Elec. Co.	-for repairing light standard.....	7.83
Western N.Y. Water Co.	-for water service, March 25, to April 26, Disp. Plant.....	123.65
Western N.Y. Water Co.	-for water service, March 23 to April 23, Town Hall.....	6.15

Mary G. Lutz and William J. Lutz, as executors of the last Will and Testament of Joseph C. Lutz Dec'd.

-for executors deed to Parcel being part of Lot 17, Township 11, Range 7, U-Crest Ditch, Proj. N.Y. 30-136 6,000.00

Mathieson Alkalie Works	-for chlorine, Disp. #5.....	419.00
Edward J. Wertz	-for repair radio, Car #123.....	11.00
Millington Lockwood Inc.	-for supplies, Town Clerk.....	3.30
Millington Lockwood Inc.	-for supplies, Supervisor.....	6.73
Millington Lockwood Inc.	-for supplies, Assessors.....	.50
Millington Lockwood Inc.	-for supplies, Dept. of Public Wks.	1.50
N.Y. State Elec. & Gas	-for electric service, Town Hall...	60.22
N.Y. State Elec. & Gas	-for lighting Janitor's residence..	3.19
N.Y. State Elec. & Gas	-for street lighting, April.....	3,102.97
J. C. Cozad	-for painting flag pole, Town Hall.	10.00
J. C. Cozad	-for painting flag poles, Disp. #3 and #5.....	10.00
Mastercraft Tire Corp.	-for recap tires, etc. Garbage Dept.	130.50
Weed & Co.	-for supplies, Disp. #5.....	10.65
Yeomans Brothers Co.	-for freight, Disp. #5.....	8.12
International Harvester	-for supplies, Garbage Dept.....	2.85
Niagara Lubricant Co.	-for supplies, Disp. #5.....	14.50
Edward H. Pfohl, Rec. of Taxes & Assessments.	-for 1943 Co. Taxes, M/C 812.....	.54
Nussbaumer & Clarke	-for engineering Proj. N.Y. 30-137.	351.59
Nussbaumer & Clarke	-for engineering Proj. N.Y. 30-136.	119.94
Stanley Kwiatkowski	-for supplies, Disp. #3.....	5.62
Stanley Kwiatkowski	-for supplies, Disp. #5.....	2.65
Stanley Kwiatkowski	-for supplies, Police Dept.....	.48
Stanley Kwiatkowski	-for supplies, Alpine Pump Sta.....	11.45
Stanley Kwiatkowski	-for supplies, Town Hall.....	15.70
Vandewater, Sykes & Gallo- way	-for professional service, RE- Cert. of indebtedness.....	35.00
Earl. W. Hadsall	-for gasoline, Police Dept.....	382.20
Merco Nordstrom Valve Co.	-for lubricant, Disp. #5.....	22.82
N.Y. Central R. R. Co.	-for grease, Disp. #5.....	.30

Wolff Machine Co. Inc.	-for supplies, Disp. #5.....	508.50
G. E. Holloway Co.	-for accounting service, April...	85.00
Beals McCarthy & Rogers	-for supplies, Disp. #5.....	6.29
Thorne Morrison Inc.	-for supplies, Police Dept.....	17.34
D. J. Mead & Sons Inc.	-for supplies, Town Hall.....	31.56
Buffalo Sewer Authority	-for service, charge, Jan. 1, to April 30th.....	568.32
N.Y. Telephone Co.	-for directory advertising.....	2.50
N.Y. Telephone Co.	-for telephone service.....	290.28
H. S. Nielson Inc.	-for supplies, Garbage Dept.....	5.10
Genesee Sand & Gravel Corp.	-for gravel, Proj. #56750.....	187.40
Bflo. Harley Davidson	-for supplies, Police.....	30.22
H. S. Nielsen Inc.	-for supplies, Police.....	5.10
M. A. Bongivanni	-for construction, Proj. N.Y. 30-136.....	3,997.99
M. A. Bongivanni	-for construction, Proj. N.Y. 30-137.....	11,719.80

On motion of Councilman Pawlak seconded by Councilman Napier-alski, the board adjourned.

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
Town Clerk

Cheektowaga, New York  
May 17th, 1943.

A regular meeting of the Town Board of the Town of Cheektowaga New York, held at the Town Hall, Monday, May 17th, 1943, at 8 o'clock P.M., Eastern Standard War Time, there were 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 and special meetings held, April 29th, and May 3rd, 1943, 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-

On motion of Councilman Sliwinski seconded by Councilman Napieralski, the monthly reports from the Justice of the Peace and Town Clerk for the month of April were ordered received and filed.

Carried, Ayes -5-   Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Ladwinker, permission was granted to the United States War Department, "Engineers Office" to jack a 1 1/2" water service line under Eggert Road, approximately 500 feet north of Sugar Road to provide water supply for military installation now under construction on Eggert Road.

Carried, Ayes -5-   Noes -0-

Supervisor Zalemski ordered the invitation from the Central Council of Firemen to the Town Board to attend their annual Memorial Services on Sunday May 23rd, received, filed, and accepted.

Supervisor Zalemski referred the complaint from Mrs. relative to an unsanitary sewer at \_\_\_\_\_ to the Health Officer Mr. Sberl and the Town Attorney for the necessary action.

A petition from property owners on Liberty Terrace entered a complaint about a lot at \_\_\_\_\_ Terrace that was filled with stagnant water and other debris and should be filled in. Supervisor Zalemski, referred this petition and complaint to the Town Attorney and Board of Assessors for the necessary action.

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

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to notify the New York State Electric and Gas Corp. to move a street light pole at 20 Orchard Place in the Town of Cheektowaga as this pole is directly in front of a driveway.

Carried, Ayes -5- Noes -0-

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

WHEREAS, the Walden Terrace Building Corp. has notified this Board that a street light at #44 Krakus Blvd. should be moved by the Buffalo Niagara Electric Co., eight feet either north or south, so that a driveway at this property can be completed to the street.

NOW, THEREFORE, BE IT,

RESOLVED, that the Town Clerk notify the Buffalo Niagara Electric Co. to move this street light as per request from the Walden Terrace Bldg. Corp.

Carried, Ayes -5- Noes -0-

On motion of Councilman Sliwinski seconded by Councilman Pawlak, Superintendent of Highways, Mr. John J. Zablony, was authorized to purchase any small tools and implements that he may need for his department and in accordance with Section 142 of the Highway Law and in an amount not to exceed \$300.00 for the year 1943.

Carried, Ayes -5- Noes -0-

Councilman Sliwinski offered the following resolution and moved its adoption:

WHEREAS, this Town Board has received several complaints from residences of this Town relative to open cellars full of stagnant water and,

WHEREAS, the names and addresses of the owners of open cellars are not available to the members of the Town Board to properly notify the owners of this condition.

NOW, THEREFORE, BE IT,

RESOLVED, that the Board of Assessors of the Town of Cheektowaga furnish to this Board and Town Attorney the names and addresses of all owners of property who have open cellars full of stagnant water or other refuse in the Town of Cheektowaga.

Seconded by Councilman Napieralski.

Carried, Ayes -5- Noes -0-

entered a complaint about surface water running over their property on Zurbrick Road and wanted to know if something could be done to correct this condition, Supervisor Zaleski referred this complaint to the Supt. of Highways, Mr. Zablony for investigation.

On motion of Councilman Ladwinker seconded by Councilman Pawlak, the Town Clerk was authorized to write to the New York State Traffic Commission and petition them for permission to have the traffic signal at Alpine and Genesee Street turned on at 7 o'clock A.M. in order that traffic may proceed in and out of Alpine Street with the said signal.

Carried, Ayes -5- Noes -0-

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

WHEREAS, the Village of Sloan desires to continue to discharge sewage from the southeasterly section of the said Village into the William Street and Harlem Avenue trunk sewers of Sewer District No. 3 of the Town of Cheektowaga, and

WHEREAS, the Village of Sloan and the Town of Cheektowaga desire to continue to have Broadway, Harlem Avenue, and William Street where said highways bound the Village of Sloan, illuminated by street lights, and

WHEREAS, there is now owing by the Village of Sloan to Sewer District No. 3 of the Town of Cheektowaga, the sum of \$482.92 for Sewer rentals including interest for the years 1939, 1940, 1941 and 1942, and there is now owing by the Village of Sloan to the Lighting District of the Town of Cheektowaga, the sum of \$1024.40, including interest, which represents the annual lighting payments for the years 1939, 1940, 1941, and 1942, and

WHEREAS, the Village of Sloan has offered to pay the sum of \$443.26 being the net amount owed for sewer rentals for the years 1939, 1940, 1941, and 1942, and the sum of \$960.00 being the net amount owed for street lighting for the years 1939, 1940, 1941, and 1942, and

WHEREAS, the Village of Sloan has offered to pay the sum of \$108.05 for sewer rental for the year 1943, and the sum of \$240.00 for street lighting for the year 1943, and

WHEREAS, the Village of Sloan has offered to pay an annual sewer rental charge of \$300.00 for the years 1944 to 1953, inclusive, and to pay an annual street lighting charge of \$300.00 for the years 1944 to 1953, inclusive,

NOW, THEREFORE,

BE IT RESOLVED, that there be accepted from the Village of Sloan the sum of \$443.26 in full discharge of past indebtedness for sewer rentals for the years 1939, 1940, 1941, and 1942, on behalf of Sewer District No. 3 of the Town of Cheektowaga, and the sum of \$960.00 in full discharge of its past indebtedness for street lighting service for the years 1939, 1940, 1941, and 1942, on behalf of the Lighting District of the Town of Cheektowaga, on condition that these payments be made on or before June 1, 1943, and

BE IT FURTHER RESOLVED, that there be accepted from the Village of Sloan the sum of \$108.05 in payment of Sewer rental for the year 1943 on behalf of Sewer District No. 3 of the Town of Cheektowaga, and the sum of \$240.00 in payment of street lighting service for the year 1943 on behalf of the Lighting District of the Town of Cheektowaga, on condition that these payments be made on or before June 1, 1943, and

BE IT FURTHER RESOLVED, that a majority of this Town Board execute on behalf of Sewer District No. 3 of the Town of Cheektowaga and on behalf of the Lighting District of the Town of Cheektowaga a contract with the Village of Sloan to provide sewer service and street lighting service to the Village of Sloan for the years 1944 to 1953 inclusive as therein provided, copy of which contract is hereto attached, marked Exhibit "A", and made a part hereof.

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

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

**EXHIBIT "A"**

**THIS AGREEMENT**

MADE this \_\_\_\_\_ day of May, 1943, between the Lighting District of the Town of Cheektowaga, Sewer District No. 3 of the Town of Cheektowaga, and the Village of Sloan,

**WITNESSETH:**

WHEREAS, the Town Board of the Town of Cheektowaga did on the \_\_\_\_\_ day of May, 1943, adopt a resolution authorizing the execution of this contract, and

WHEREAS, the Board of Trustees of the Village of Sloan did on the \_\_\_\_\_ day of May, 1943, adopt a resolution authorizing the execution of this contract, and

NOW, for the purpose of carrying out the provisions of said resolutions.

IT IS HEREBY AGREED BETWEEN THE PARTIES HERETO AS FOLLOWS:

FIRST: the Lighting District of the Town of Cheektowaga shall maintain and light at their present locations, twenty-six 2500 lumen street lights on Harlem Avenue between Broadway and William Street; Thirteen - 2500 lumen street lights on William Street between Harlem Avenue and the City line of Buffalo; Twenty - 4000 lumen street lights on Broadway between Harlem Avenue and the City line of Buffalo and one 6000 lumen street light on William Street at eastern end of the railroad viaduct at the City line of Buffalo. The maintenance and lighting shall be uniform with that of other street lights in the Lighting District and shall be for the period from June 1, 1944 to May 31, 1954.

SECOND: The Village of Sloan shall be permitted to continue to discharge sewage from the southeasterly section of the said Village into the William Street and Harlem Avenue trunk sewers of Sewer District No. 3 of the Town of Cheektowaga in the manner now provided. The sewage service shall be rendered for the period of June 1, 1944 to May 31, 1954.

THIRD: The Village of Sloan shall annually pay to the Supervisor of the Town of Cheektowaga for the account of the Lighting District of the Town of Cheektowaga, the sum of Three hundred (\$300.00) Dollars on or before June 1, 1944, and on or before June 1, of each and every year thereafter until and including June 1, 1953.

FOURTH: The Village of Sloan shall annually pay to the Supervisor of the Town of Cheektowaga for the account of Sewer District No. 3 of the Town of Cheektowaga, the sum of Three hundred (\$300.00) Dollars on or before June 1, 1944 and on or before June 1, of each and every year thereafter until and including June 1, 1953.

IN WITNESS WHEREOF, the parties hereto have severally caused their names to be signed to this agreement, each by the officers thereof duly authorized thereto, and the corporate seal of the Village of Sloan to be hereunto affixed, the day and year first above written.

LIGHTING District of the Town of Cheektowaga

BY

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Sewer District No. 3 of the Town of Cheektowaga

BY

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

VILLAGE OF SLOAN

BY

\_\_\_\_\_

Mayor

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

WHEREAS, the wooden poles on the rear of the Town Hall property which carry the electric service wires of the New York State Electric and Gas Corporation, hereinafter referred to as the "Corporation", to: The Town Hall require replacement because of their rotted condition, and

WHEREAS, the Corporation has offered to replace the said poles with new poles to be owned and maintained by the Corporation on condition that the title to the present poles be turned over to it, and that the Town Board grant to the Corporation a revocable license to place and maintain poles on the rear of the Town Hall property on which to carry electric service wires to the Town Hall,

NOW, THEREFORE,

BE IT RESOLVED, that the title to the present wooden poles at the rear of the Town Hall property carrying electric service wires to the Town Hall be and hereby is transferred to the Corporation and that a revocable license be and hereby is granted to the Corporation to place and maintain poles on the rear of the Town Hall property on which to carry its electric service wires to the Town Hall which license may be terminated at any time by the Town Board on giving reasonable notice thereof to the Corporation, all of which provisions are conditioned upon the Corporation replacing the present poles with new ones and maintaining all poles used in the future in good condition and that the number of said poles shall not exceed the minimum number required and that they shall be so placed as not to interfere with the use of the property by the Town of Cheektowaga.

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

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

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

WHEREAS, this Town Board is authorized by the provisions of Section 99 of the Public Housing Law to enter into a contract on behalf of the refuse and garbage districts of the Town of Cheektowaga for the purpose of providing for the collection of refuse and garbage from the Federal Housing Project located in the Town of Cheektowaga, known as T1-0-Run-Da, and

WHEREAS, the execution of such a contract is necessary and proper and in the best interests of the several refuse and garbage districts,

NOW, THEREFORE

BE IT RESOLVED, that a majority of the members of the Town Board be and they hereby are authorized to enter into a contract on behalf of refuse and garbage districts Nos. 1, 2, 3, 4, 5, 6, and 7 of the Town of Cheektowaga with the United States of America to provide for the collection of refuse and garbage from the T1-0-Run-Da housing project.

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

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

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

WHEREAS, a certain street in the Town of Cheektowaga, known as Ellen Drive, as shown on a map of Longmeadow Sub-Division, Part 2, was heretofore conveyed to the Town of Cheektowaga, and

WHEREAS, Tracco Homes of Buffalo, Inc., has requested a conveyance of it of this street in order to conform to the requirements of the Federal Housing Authority, with the understanding that the Tracco Homes of Buffalo, Inc., will re-convey the street to the Town of Cheektowaga on or before April 1, 1944, and

WHEREAS, It is in the best interests of the Town of Cheektowaga to make the conveyance requested,

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is, authorized to execute on behalf of the Town of Cheektowaga a conveyance to Tracco Homes of Buffalo, Inc., of Ellen Drive, which conveyance shall be conditioned that the premises are to be used solely for highway purposes and for the installation therein of sewer water and other utility services and on the further condition that the premises shall be re-conveyed to the Town of Cheektowaga on or before April 1, 1944.

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. PAWLAK</u>	voting	<u>Aye</u>
<u>FRANK SLIWINSKI</u>	voting	<u>Aye</u>
<u>NICHOLAS NAPIERALSKI</u>	voting	<u>Aye</u>
<u>HENRY LADWINKER</u>	voting	<u>Aye</u>

On motion of Councilman Sliwinski 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

Kellogg Petroleum Products	-for gasoline, Disp. #5.....	22.40
Kellogg Petroleum Products	-for gasoline, Sewer Dist. #5 Pumping Station.....	22.40
The Mathiesen Alkali Wks.	-for chlorine, Disp. #3.....	108.75
Jerge Sales Co. Inc.	-for supplies, Garbage Dept...	17.43
Sears, Roebuck & Co.	-for rope, Disp. #3 & #5.....	3.57
Iroquois Gas Co.	-for gas.....	19.90
Iroquois Gas Co.	-for gas, Sewer Dist.....	186.55
Iroquois Gas Co.	-for gas, Alpine Pumping Sta..	11.30
Bflo. Calculator Co.	-for maintenance Calculator, Dept. of Public Works.....	14.00
International Harvester Co.	-for supplies, Garbage Dept...	1.50
Millington Lockwood Inc.	-for ink, Police Dept.....	1.25
Millington Lockwood Inc.	-for supplies, Assessors.....	1.85
Herald & News	-for publishing ordinances....	133.35
Herald & News	-for publication, Building Code	300.93
Bflo. Office Furniture Ex.	-for supplies, Town Hall.....	38.50
Nussbaumer & Clarke	-for engineering Union Road Pump Station.....	408.68
Bflo. Niagara Elec. Corp.	-for electric current.....	145.08
Bflo. Niagara Elec. Corp.	-for electric current.....	1,820.37
Western N.Y. Water Co.	-for hydrant service, May.....	1,811.45
Western N.Y. Water Co.	-for repairing hydrant, Alpine & Herbert Pump Station.....	75.04
W. L. Lose	-for construction on Union Rd. Pump Station.....	11,676.53
Helen P. Piatek	-for cleaning flags, Town Hall	2.00
Joseph Barnhart	-for supplies, Town Hall.....	1.60
Robertson Elec. Const. Div.	-for work at Disp. #5.....	34.58
Mastercraft Tire Corp.	-for recapping tires, Garbage.	31.50
A.C. Gibson Co. Inc.	-for supplies, Bldg. Insp.....	28.98
Wm. F. Neureuter, Jr.	-for rent, Health Station, Feb. Mar., Apr., May.....	68.00
Kenneth W. Kitzinger	-for postage, etc.....	1.63
Plunkett Chemical Co.	-for supplies, Town Hall.....	23.38
Lyth Chevrolet Inc.	-for supplies, Police.....	10.00

Manufacturers & Traders Trust	-for printing bonds.....	278.50
Pine Hill Review	-for clean-up posters.....	13.50
Edward J. Wertz	-for installing radio, etc., Police Car.....	15.50
N.Y. State Elec. & Gas Corp.	-for electric service, Disp. #3	83.42
N.Y. State Elec. & Gas Corp.	-for electric service, Pump Station.....	62.50
N.Y. State Elec. & Gas Corp.	-for electric service, Disp. #5	434.40
N.Y. State Elec. & Gas Corp.	-for lighting tool house.....	28.34
Sloan Service Co. Inc.	-for renewal bond, Judge Sta- chowski, Jan. 1, 1942, to Dec. 31, 1943.....	5.00

On motion of Councilman Napieralski seconded by Councilman  
Ladwinker, the board adjourned until Monday, May 24th, 1943, at 3 o'clock  
P.M.

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
*Town clerk*

Cheektowaga, New York  
May 24th, 1943.

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 24th day of May, 1943, at 3 o'clock, P.M., Eastern War Time, there were:

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

ABSENT: NONE

This being the Time and place advertised for a public hearing on the proposed increase of the facilities and appurtenances of Sewer District No. 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. Ladwinker offered the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it necessary for the proper maintenance and service of the 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 and Irving Clarke d/b/a/ Nussbaumer & Clarke, Civil Engineers, 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:

Starting at the manhole in Ellen Drive where Ellen Drive turns from an east and west direction to a north and south direction, to construct a 10-inch vitrified tile sewer running southerly from said manhole a distance of about 330 feet; running thence westerly on a right of way provided for that purpose, a distance of about 810 feet to the easterly side of Beach Road; running thence northerly in the east side of Beach Road about 290 feet to a point where a lateral sewer from the west in a proposed street will join it; running thence northerly a distance of about 200 feet to the north line of the Town of Cheektowaga.

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 this resolution shall take effect immediately .

Seconded by Mr. Pawlak 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 NAPIERALSKI	voting	Aye
HENRY LADWINKER	voting	Aye

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

WHEREAS, Refuse and Garbage District No. 5 of the Town of Cheektowaga has heretofore been extended to include the following described property, to wit:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York and being part of Lot 19, Township 11 and Range 7 of the Holland Land Company's Survey and being more particularly bounded and described as follows:

BEGINNING at a point formed by the intersection of the north line of the Town of Cheektowaga and the center line of Union Road; thence southerly and along the center line of Union Road to the center line of Cleveland Drive; thence westerly and along the center line of Cleveland Drive to the center line of Beach Road; thence northerly and along the center line of Beach which line is also part of the east line of the existing Refuse and Garbage District No. 5 to the north line of the Town of Cheektowaga; thence easterly and along the north line of the Town of Cheektowaga to the center line of Union Road, this being also the point of beginning.

and,

WHEREAS, Tracco Homes of Buffalo, Inc., a domestic corporation, having its principal place of business at 415 Lexington Avenue, New York, New York, has requested that refuse and garbage collection service be rendered to residences within the above-described property for the balance of this calendar year,

NO NOW, THEREFORE, BE IT RESOLVED, that a majority of the members of this Town Board be and they hereby are authorized to enter into a contract for Refuse and Garbage District No. 5 of the Town of Cheektowaga with Tracco Homes of Buffalo, Inc., to provide for the collection of refuse and garbage from the above-described property which contract shall be dated as of May 24th, 1943, and shall be in accordance with the terms as provided for in such contract, copy of which is hereto attached and made a part hereof, and marked exhibit "A".

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

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

EXHIBIT "A"

CONTRACT BETWEEN

TRACCO HOMES OF BUFFALO, INC.

AND

REFUSE AND GARBAGE DISTRICT NO. 5  
of the TOWN OF CHEEKTOWAGA

THIS CONTRACT, made and entered into this 17th day of May, 1943 between the Tracco Homes of Buffalo, Inc., (hereinafter called "Corporation"), a domestic corporation duly organized under the laws of the State of New York and having its principal place of business at 415 Lexington Avenue, New York, New York, and Refuse and Garbage District No. 5 of the Town of Cheektowaga, (hereinafter called "Utility"), a municipal corporation duly organized under the laws of the State of New York.

WITNESSETH:

WHEREAS, Pursuant to a resolution of the Town Board of the Town of Cheektowaga duly adopted on the 24th day of May, 1943, a contract on behalf of the Utility was duly authorized to be executed to provide for refuse and garbage collection for the residences located within the following described premises:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York and being part of Lot 19, Township 11, and Range 7 of the Holland Land Company's Survey and being more particularly bounded and described as follows:

BEGINNING at a point formed by the intersection of the north line of the Town of Cheektowaga and the center line of Union Road; thence southerly and along the center line of Union Road to the center line of Cleveland Drive; thence westerly and along the center line of Cleveland Drive to the center line of Beach Road; thence northerly and along the center line of Beach Road which line is also part of the east line of the existing Refuse and Garbage District No. 5 to the north line of the Town of Cheektowaga; thence easterly and along the north line of the Town of Cheektowaga to the center line of Union Road, this being also the point of beginning.

NOW, THEREFORE, in consideration of the mutual covenants herein contained and for other good and valuable considerations, the parties hereto agree as follows:

1. Supply of Service: The Utility shall, on and after the date of this agreement, supply refuse and garbage collection to the residences located within the above-described premises.

2. Term of the Contract: This contract shall become effective upon the execution thereof and shall continue in effect to and including December 31, 1943.

3. Type of Service: The Corporation or the tenants or owners of the residences located within the above-described premises shall provide at each residence an appropriate receptacle or receptacles for the disposal of refuse and garbage and such receptacles shall be placed by such corporation, tenant or owner near the curb-line of the street upon which the residence abuts on the day agreed upon each week on which the collection of refuse and garbage shall be made by the Utility, but such receptacle shall not be placed within the paved or traveled portion of any such street. The Utility shall make a collection of refuse and garbage from each residence once a week upon a day to be mutually agreed upon between a duly authorized representative of the Utility and a duly authorized representative of the Corporation, and such collections shall be made only from such residences as are designated by the duly authorized representative of the Corporation. It is understood and agreed that the Utility shall not be required under this contract to render regular refuse and garbage collection to less than twenty (20) residences.

4. Charges for service: The Corporation shall pay to the Utility the sum of Forty-five Cents (\$.45) per month for each family whose refuse and garbage is collected weekly, pursuant to this contract.

5. Billing and Payment: On or about the 10th day of each calendar month, the Utility shall render a bill to the Corporation or its representative for services rendered during the immediate preceding calendar month. Payment of each such monthly bill shall be made on or before the 19th day following the date on which such bill is rendered by the Utility.

6. Penalty for Non-Payment: When any bill is not paid within thirty days after the ten days following the date of rendition it shall be considered in default and the Utility shall thereupon have the right to cancel this contract and suspend service.

7. Succession or Assignment: This contract shall be binding upon the successors or legal assigns of the Corporation and of the Utility.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be duly signed and executed and the day and year above written.

TRACCO HOMES OF BUFFALO, INC.

BY

REFUSE AND GARBAGE DISTRICT NO. 5  
of the TOWN OF CHEERTOWAGA

BY

SEAL

ATTEST

\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

WHEREAS, construction work under Federal Works Agency Project N.Y. 30-137 is in progress, and

WHEREAS, Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, have reported to the Town Board that the sewer in Delavan Avenue has been excavated at the deepest end adjacent to the Delavan Avenue Pump Station where fine sand and water has been encountered making the installation and maintenance of the sewer a difficult one, and

WHEREAS, The said engineers advise that the sewer pipe be entirely covered with concrete instead of the installation of a concrete cradle only, as provided for in the original specifications.

NOW, THEREFORE, BE IT RESOLVED,

That the sewer pipe to be installed in Delavan Avenue be covered entirely with concrete to the extent determined upon by said Nussbaumer and Clarke not to exceed 35 cubic yards of additional concrete which work shall be done as an addition to the construction originally provided for under the contract heretofore awarded to M. A. Bongiovanni and that the said M. A. Bongiovanni shall be paid for this additional work at the unit price of \$15.00 per cubic yard of concrete as provided for in said contract.

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

C. CHASE ZALEMSKI	voting	Yes
HENRY LADWINKER	voting	Yes
NICHOLAS NAPIERALSKI	voting	Yes
FRANK SLIWINSKI	voting	Yes
STANLEY PAWLAK	voting	Yes

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 24th day of May, 1943, at 3:30 o'clock P.M. Eastern War Time, there were:

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

ABSENT: NONE

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

WHEREAS, this is the time and place fixed by the resolution of this Town Board adopted on the 3rd day of May, 1943, and the notice to contractors published in the Depew-Herald and Cheektowaga News on the 13th day of May, 1943, for the receipt of sealed proposals for the construction of the following described improvement for sewer District No. 5 of this Town:

Starting at the manhole in Ellen Drive where Ellen Drive turns from an east and west direction to a north and south direction, to construct a 10-inch vitrified tile sewer running southerly from said manhole a distance of about 330 feet; running thence westerly on a right of way provided for that purpose, a distance of about 810 feet to the easterly side of Beach Road; running thence northerly in the east side of Beach Road about 290 feet to a point where a lateral sewer from the west in a proposed street will join it; running thence northerly a distance of about 200 feet to the north line of the Town of Cheektowaga.

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

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

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

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

<u>Name of Contractor</u>	<u>Amount of Bid</u>
C.E. Knowles Co., Inc.	\$ 9,943.50
W.L. Lose	11,842.00

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

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

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

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

WHEREAS, on the 24th day of May, 1945, this Town Board duly received sealed proposals for the furnishing of labor and materials necessary for the construction of the following improvements to the sewerage system of Sewer District No. 5 of this Town:

Starting at the manhole in Ellen Drive where Ellen Drive turns from an east and west direction to a north and south direction, to construct a 10-inch vitrified tile sewer running southerly from said manhole a distance of about 330 feet; running thence westerly on a right of way provided for that purpose, a distance of about 810 feet to the easterly side of Beach Road; running thence northerly in the east side of Beach Road about 290 feet to a point where a lateral sewer from the west in a proposed street will join it; running thence northerly a distance of about 200 feet to the north line of the Town of Cheektowaga.

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

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

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

BE IT FURTHER RESOLVED, that one contract for the entire work be awarded to said C. E. Knowles Co., Inc. accordingly, and that such contract shall be in the form heretofore approved by this Board and shall be executed on behalf of said Sewer District No. 5 by signatures of a majority of the members elected to this Town Board, and

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

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

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

Hussbaumer and Clarke  
Consulting Engineers

Bids Received  
May 24, 1945  
5:50 P.M.

SUMMARY OF BIDS  
SEWER CONSTRUCTION IN LONGMEADOW SUBDIVISION  
SEWER DISTRICT NO. 5  
TOWN OF CHEEKTOWAGA, NEW YORK

Quantity	Unit	Description	W. L. Loss		C. E. Knowles Co.	
			Unit Price	Total	Unit Price	Total
150	lin. ft.	10" V.T. Sewer, 8 - 10' deep	\$ 3.00	\$ 450.00	\$ 2.50	\$ 345.00
735	lin. ft.	10" V.T. Sewer, 10 - 12' deep	5.00	3,675.00	3.50	2,425.50
130	lin. ft.	10" V.T. Sewer, 12 - 14' deep	6.00	780.00	4.50	585.00
540	lin. ft.	10" V.T. Sewer, 14 - 16' deep	6.50	3,510.00	7.00	3,780.00
1	each	Manhole, 8 - 10' deep	150.00	150.00	110.00	110.00
2	each	Manhole, 10 - 12' deep	200.00	400.00	130.00	260.00
2	each	Manhole, 12 - 14' deep	250.00	500.00	160.00	320.00
2	each	Manhole, 14 - 16' deep	300.00	600.00	200.00	400.00
9	each	House Connections, including cap	3.00	27.00	2.00	18.00
50	lin. ft.	Riser Pipe on House Connections	2.50	125.00	2.00	100.00
155	cu. yds.	Concrete Cradle, Class D 1800 lb.	10.00	1,550.00	10.00	1,550.00
5	cu. yds.	Rock Excavation	15.00	75.00	10.00	50.00
TOTAL FOR ALL BID ITEMS				\$11,842.00		\$9,945.50

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

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

- (1) on the bulletin board at the U-Crest Fire House, Union Road
- (1) on the bulletin board at Zapfel Bros. Garage, Genesee St. & Harlem Ave.
- (1) on the bulletin board at Cleveland Hill Fire House, Harlem Ave.
- (1) on the bulletin board at the Pine Hill Hose Co. Fire House, Genesee Street.
- (1) on the bulletin board at the Post Office, Union Road.

ALBERT STURM

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_ 1943.

Notary Public, Erie County, New York

NOTICE

At a regular meeting of the Town Board of the Town of Cheek County, held at the County Jail, in the Town of Cheektown, on the 3rd day of May, 1943, at 3 o'clock P. M., Eastern War Time, there were:  
 Present: C. CHASE ZALZMANN,  
 STANLEY E. PAWLAK,  
 FRANK BLUMINKEL,  
 NICHOLAS NAPIERALSKI,  
 HENRY LADWINIKER,  
 Councillors  
 Councillors  
 Councillors  
 Councillors

Absent: None.  
 Mr. Ladwiniker offered the following resolution and moved its adoption:  
 WHEREAS, the Town Board has heretofore determined it necessary for the proper maintenance and service of the existing trunk sewer system of sewer district No. 5 of this Town to increase and improve the facilities thereof and the expenditures thereon; and

WHEREAS, the Town Board has heretofore directed Council L. Nussbaum to prepare a map and general plan for the improvement of such trunk sewer system and the increase thereof and such map and plan having been duly prepared and presented to this Town Board, and  
 WHEREAS, said map and plan provide for the following additions to, and alterations and modifications of the trunk sewer system of said sewer district No. 5, to wit:

Starting at the manhole in Egan Drive where Egan Drive turns from an east and west direction to a north and south direction, to construct a 10-inch vitrified clay sewer running northward and westward a distance of about 300 feet; running thence westerly on a right of way provided for that purpose, a distance of about 810 feet to the easterly side of Beach Road; running thence northward in the east side of Beach Road about 200 feet to a point where a lateral sewer from the west in a proposed street will join it; running thence northward a distance of about 200 feet to the south line of the Town of Cheektown.

WHEREAS the expense of the foregoing improvement is estimated by said engineers to be the sum of fifteen thousand dollars (\$15,000.00)

NOW, THEREFORE  
 BE IT RESOLVED that the aforesaid map and plan prepared by Newell L. Nussbaum and Irving Clark, doing business as Nus-

summer & Clark, be and forthwith in the office of the Town Clerk of this Town and that said map and plan shall be available for inspection by all interested persons during the usual business hours of the day and

BE IT FURTHER RESOLVED that the Board meet at the Town Hall in said Town of Cheektown on the 24th day of May, 1943 at 3 o'clock P. M., Eastern War Time for the purpose of holding a public hearing on such map and plan and the improvements proposed thereby and for the further purpose of hearing and considering any objections which may be made to the proposed map and plan and the improvements of the aforesaid district as proposed by said map and plan prepared by Newell L. Nussbaum and Irving Clark, doing business as Nussbaum & Clark, and

BE IT FURTHER RESOLVED and ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the Evening Herald and Cheektown News, both of which are published in this Town, on the 12th day of May, 1943, and that on or before said day he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within said district.

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

C. Chase Zalzman voting aye,  
 Stanley E. Pawlak voting aye,  
 Frank Bluminkel voting aye,  
 Nicholas Napieralski voting aye,  
 Henry Ladwiniker voting aye.

STATE OF NEW YORK,  
 COUNTY OF CHEEK,  
 TOWN OF CHEEKTOWN, } ss

I, ALBERT STURUM, Town Clerk of the Town of Cheektown, Cheek County, New York, DO HEREBY certify that the foregoing is a true and correct transcript of the minutes of the regular meeting of the Town Board of the said Town, held on the 3rd day of May, 1943, and that the foregoing is a true and correct transcript of the whole original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY that all members of the said Board had due notice of said meeting and have signed their names to the same before me at the Town of Cheektown, this 4th day of May 1943.

ALBERT STURUM,  
 Town Clerk

(SEAL)

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, on the 24th day of May, 1943, at 4 o'clock P.M. Eastern War Time, there were:

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

ABSENT: NONE

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

WHEREAS, this is the time and place fixed by the resolution of this Town Board adopted on the 3rd day of May, 1943, and the Notice to Contractors published in the Engineering News Record on the 13th day of May, 1943, and on the 20th day of May, 1943, and in the New York State Journal on the 10th day of May, 1943, and on the 17th day of May 1943, and in the Depew Herald and Cheektowaga News on the 6th day of May, 1943, and the 13th day of May, 1943, for the receipt of sealed proposals for the construction of the following described improvement of the Town:

Construction of two new sludge digesters, new sludge pump, sludge and gas piping and appurtenances, remodel existing sludge bed including brick wall facing, sludge loading facilities, overflow sewage pumping unit in Harlem Road Station, site grading, roadways, paint fence and brick facing on old sprinkling filters; and the modification of the existing plans of sewerage of such District accordingly,

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

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 NAPIERALSKI	voting	Aye
HENRY LADWINKER	voting	Aye

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

<u>NAME OF CONTRACTOR</u>	<u>AMOUNT OF BID</u>
The W.F. Hendrich Co. Inc.	\$ 89,552.00
C. E. Knowles Co. Inc.	111,843.00
W.L. Lose	98,816.00
McLain Construction Co.	82,800.00
Stiefried Construction Co.	89,275.00

Mr. Pawlak moved that the bids for the construction of improvements to the sewerage system of Sewer District No. 5 in the Town of Cheektowaga be referred to Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of this Town, for analysis and tabulation, and that said Newell L. Nussbaumer and Irving Clarke, be and hereby are directed to submit a report thereon at an adjourned regular meeting of the Town Board.

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 NAPIERALSKI	voting	Aye
HENRY LADWINKER	voting	Aye

Carried ———

On motion of Councilman Pawlak seconded by Councilman Sliwinski the board adjourned until May 27th, 1943, at 7:30 P.M.

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
 Albert Sturm  
 Town Clerk

Cheektowaga, New York

May 27th, 1943

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 27th day of May, 1943 at 7:30 o'clock P. M., Eastern War Time, there were:

**PRESENT:**

C. Chase Zaleski,	Supervisor
Stanley E. Pawlak,	Councilman
Frank Sliwinski,	Councilman
Nicholas Napieralski,	Councilman
Henry Ladwinker,	Councilman

**ABSENT:** None

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

WHEREAS, on the 24th day of May, 1943, this Town Board duly received sealed proposals for the furnishing of labor and materials necessary for the construction of the following improvements to the sewerage system of Sewer District No. 5 of this Town:

Construction of two new sludge digesters, new sludge pump, sludge and gas piping and appurtenances, remodel existing sludge bed including brick wall facing, sludge loading facilities, overflow sewage pumping unit in Harlem Road Station, site grading, roadways, paint fence and brick facing on old sprinkling filters; and the modification of the existing plans of sewerage of such District accordingly, and

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

WHEREAS, it appears that the bidder hereinafter designated is the lowest qualified responsible bidder whose bid and check or bond have been made and filed in conformity with the Notice to Contractors as published,

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board does hereby determine that McLain Construction Corp. is the lowest responsible bidder whose bid and check or bond have been made and filed in conformity with Section 197 of the Town Law and with the Notice to Contractors as published, and

BE IT FURTHER RESOLVED, that one contract for the entire work be awarded to said McLain Construction Corp. accordingly, provided, however, that this award shall not become effective until said bidder shall have been notified thereof in writing by the Supervisor of the Town of Cheektowaga, subject also to the approval of the Federal Works Agency of the United States of America, and that such contract shall be in the form heretofore approved by this Board

and shall be in the sum of \$82,800.00 and shall be executed on behalf of said Sewer District No. 5 by the signatures of a majority of the members elected to this Town Board, which signatures shall be affixed to said contract upon the receipt of approval from the Federal Works Agency, and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Cheektowaga, is hereby instructed to prepare three (3) certified copies of this resolution and three (3) certified copies of the tabulation of all bids in accordance with the instructions of the Federal Works Agency, Defense Public Works Division, and submit the same immediately to the Regional Director together with the name of the proposed surety company for the performance bond for the bidder hereinbefore awarded a contract by this resolution, and

BE IT FURTHER RESOLVED, that upon receipt of information that the Regional Director has concurred in this award, the Supervisor is hereby directed to notify said bidder in writing, of said award and to arrange for the immediate execution of said contract and the furnishings of the necessary bonds to accompany such contract.

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 NAPIERAJSKI	voting	Aye
HENRY LADWINKER	voting	Aye

Nussbaumer and Clarke  
- Consulting Engineers

Bids Received  
May 24, 1943  
4:00 P.M.

S U M M A R Y O F B I D S  
CONSTRUCTING ADDITIONS TO SEWAGE TREATMENT PLANT  
REMODELLING AND SUPPLYING MISCELLANEOUS EQUIPMENT FOR SEWER IN STRICT NO. 5  
TOWN OF CHEEKTOWAGA, NEW YORK  
FEDERAL WORKS AGENCY PROJECT N.Y. 30-216

Item No.	Description	The W. F. Hendrich Co., Inc.	C. E. Knowles Co., Inc.	W. L. Lose	Melain Construc. Co.	Siegfried Const. Co.
1	Two digesters, connecting machinery building, pipe tunnel connecting with old building, including all excavation, underdrainage, concrete and masonry work, and miscellaneous trades not otherwise designated as a bid item for the lump sum of	\$37,900	\$42,580	\$46,000	\$34,500	\$40,235
2	Two digester covers, with all appurtenances for the lump sum of	17,000	21,635	15,530	14,000	14,100
3	All heating work, including a complete heating system for both digesters, and the machinery building, and including such ventilating work and gas collection equipment as is required, for the lump sum of	12,250	17,016	14,146	12,500	12,695
4	All plumbing work, including piping less than 4 in. in diameter, all service connections and supply lines, for the lump sum of	1,590	1,980	1,800	1,600	1,600
5	All electric work, including lighting, power service lines for all new or revised equipment requiring motors, starters, etc., except that required for the sludge bed and sludge loader, for the lump sum of	1,675	2,580	2,000	2,000	2,100
5-a	Electric lighting service, fixtures, and power supply to sludge loader motor, all in sludge bed, for the lump sum of	495	762	600	600	645
6	Construction in place of all piping 4 in. in diameter and over, including outside work, with the exception of the sludge line to the sludge beds, for lump sum of	7,300	8,890	7,560	7,000	7,000

Item No.	Description	The W. F. Hendrich Co., Inc.	G. E. Knowles Co., Inc.	W. L. Loss	McLain Construc. Co.	Siegfried Const. Co.
7	Remodelling sludge beds, including reconstruction of beds, changes in piping, installation of new baffles, splash plates, etc. for lump sum of	\$4,000	\$5,340	\$5,140	\$3,000	\$3,150
8	Sludge loader furnished complete with motor drive and starting equipment, and 50 ft. of cable for lump sum of	990	1,540	1,250	1,000	1,000
9	All miscellaneous work in existing sludge pump station, including changes in piping, installation of new sludge pump, and new sump pump, any cutting or fitting not included in Item No. 1 for the lump sum of	965	2,834	1,490	2,000	2,050
10	All miscellaneous work in the existing booster pump station, including changes to shafting, braces, ladders, drains, etc., for the lump sum of	600	1,914	2,000	700	750
11	All ground improvements, including walks, driveways, grading, seeding, etc., for the lump sum of	1,880	1,800	800	700	750
12	All painting required in new digesters, machinery building, old machinery building, pipe tunnel, all piping and equipment, for the lump sum of	1,411	972	1,500	1,600	1,600
2-a	All painting of steel framing, roof trusses, window frames, and other woodwork in the sludge beds, for lump sum of	1,496	2,000	1,000	1,600	1,600
	TOTAL FOR ITEMS 1 - 12-a INCLUSIVE	\$89,552	\$111,843	\$96,816	\$82,800	\$89,275
	Type of Surety or Name of Bonding Company	Hartford Accident & Indemnity Co.	Fidelity & Deposit Co. of Maryland	Fidelity & Deposit Co. of Maryland	New Amsterdam Casualty Co.	Fidelity & Casualty Co. of New York

This is to certify that the above is a true and correct summary of the bids submitted on the above project.

*Albert Sturm*  
Town Clerk, Town of Cheektowaga

Item No.	Description	The W. F. Hendrich Co., Inc.	C. E. Knowles Co., Inc.	W. L. Loss	McLain Construc. Co.	Siegfried Const. Co.
7	Remodelling sludge beds, including reconstruction of beds, changes in piping, installation of new baffles, splash plates, etc. for lump sum of	\$4,000	\$5,340	\$3,140	\$3,000	\$3,150
8	Sludge loader furnished complete with motor drive and starting equipment, and 50 ft. of cable for lump sum of	990	1,540	1,250	1,000	1,000
9	All miscellaneous work in existing sludge pump station, including changes in piping, installation of new sludge pump, and new sump pump, any cutting or fitting not included in Item No. 1 for the lump sum of	965	2,834	1,490	2,000	2,050
10	All miscellaneous work in the existing booster pump station, including changes to shafting, braces, ladders, drains, etc., for the lump sum of	600	1,914	2,000	700	750
11	All ground improvements, including walks, driveways, grading, seeding, etc., for the lump sum of	1,880	1,800	800	700	750
12	All painting required in new digesters, machinery building, old machinery building, pipe tunnel, all piping and equipment, for the lump sum of	1,411	972	1,500	1,600	1,600
12-a	All painting of steel framing, roof trusses, window frames, and other woodwork in the sludge beds, for lump sum of	1,496	2,000	1,000	1,600	1,600
TOTAL FOR ITEMS 1 - 12-a INCLUSIVE		\$89,552	\$111,843	\$98,816	\$82,800	\$89,275
Type of Surety or Name of Bonding Company		Hartford Accident & Indemnity Co.	Fidelity & Deposit Co. of Maryland	Fidelity & Deposit Co. of Maryland	New Amsterdam Casualty Co.	Fidelity & Casualty Co. of New York

This is to certify that the above is a true and correct summary of the bids submitted on the above project.

*Albert Stum*

Town Clerk, Town of Cheektowaga

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*  
ALBERT STURM  
Town Clerk

Cheektowaga, New York  
June 7th, 1943.

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 7th day of June, 1943, at 3 o'clock P.M. Eastern War Time, there:

- PRESENT: C. CHASE ZALEMSKI , Supervisor  
 HENRY LADWINKER , Councilman  
 NICHOLAS NAPIERALSKI , Councilman  
 FRANK SLIWINSKI , Councilman  
 STANLEY PAWLAK , Councilman
- ABSENT: NONE

The meeting was called to order by the Supervisor and on roll call, the above members answered present. Mr. Pawlak moved that in the absence of Albert Sturm, Town Clerk, the Town Attorney act in his stead. Seconded by Mr. Ladwinker.

Carried.

Ayes - 5 Noes - 0

Mr. Ladwinker moved that the Supervisor be authorized to execute a contract on behalf of the Town of Cheektowaga with the Mathieson Alkali Works, Inc. to supply chlorine for the use of the sewage treatment Plants of Sewer District Nos. 3 and 5, from June 1, 1943, to May 1, 1944. Seconded by Mr. Napieralski.

Carried,

Ayes - 5 Noes - 0

Mr. Ladwinker moved that the bond of the Highway Superintendent issued by the New York Casualty Co. be approved and that the Town Board affix its signatures to it. Seconded by Mr. Sliwinski.

Carried,

Ayes - 5 Noes - 0

Mr. Pawlak moved the Elmer Messner, Superintendent of Disposal Plants and Pumping Stations, be authorized to contract with the De Spirt Mosaic and Marble Co. Inc., for the laying of a floor in the Alpine Pumping Station, for the sum of \$240, in accordance with the offer of the said corporation made under date of March 23, 1943. Seconded by Mr. Napieralski.

Carried,

Ayes - 5 Noes - 0

Mr. Ladwinker moved that Elmer Messner, Superintendent of Disposal Plants and Pumping Stations, be directed to obtain estimates of the cost of landscaping the Alpine Street Station grounds. Seconded by Mr. Napieralski.

Carried,

Ayes - 5

Noes - 0

Mr. Pawlak moved that a leave of absence for six months be granted to Michael, effective as of May 14, 1943. Seconded by Mr. Ladwinker.

Carried,

Ayes - 5

Noes - 0

Mr. Ladwinker moved that authority be granted to Isidore Mazurowski, Supervising Assessor and to Matthew Stachowiak, Assessor to attend the conference of the New York State Assessors Association to be held at Albany, N.Y., commencing June 9, 1943, for the purpose of participating in the discussions of the question of economic depreciation and also to take up with the State Tax Commission particular problems involving the special franchise assessments. That the expense of the trip be paid out of the general fund. Seconded by Mr. Sliwinski.

Carried,

Ayes - 5

Noes - 0

Moved by Mr. Ladwinker, that

WHEREAS, Supervisor C. Chase Zalemski has submitted a communication to this Town Board pointing out the necessity of preparing for the time when the war is over and has suggested that the work of post war planning be undertaken by a committee to be appointed by him, and

WHEREAS, the appointment of such a committee would be in the best interests of the Town,

NOW, THEREFORE

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to appoint a committee whose duties it shall be to investigate and determine on post war projects for the Town of Cheektowaga and shall from time to time, if it deems it necessary, report and consult with this Town Board on the results of its investigations and deliberations, and

BE IT FURTHER RESOLVED, that such committee shall consist of the Town Attorney, Kenneth W. Kitzinger; the Town Superintendent of Public Works, Elmer Messner; the Supervisor, C. Chase Zalemski, and two members of the Town Board to be named by the Supervisor. Seconded by Mr. Napieralski.

Carried,

Ayes - 5

Noes - 0

The Supervisor, pursuant to the authority granted named Councilman Ladwinker and Sliwinski to the post war planning committee and to serve on said committee with the Town Attorney, the Town Superintendent of Public Works, and himself.

Moved by Mr. Sliwinski, that

WHEREAS, Public transportation facilities in the Town of Cheektowaga have been inadequate to serve the needs of war workers in getting to and from war plants located within the Town and the City of Buffalo before any curtailment in such facilities was made, and

WHEREAS, Order No. 39 of the Office of Defense Transportation, decreasing the bus service of public transportation companies by 20% below the already inadequate facilities has resulted in unnecessary hardship to employees and in absenteeism and tardiness at war plants causing a serious injury to war production in area plants,

NOW, THEREFORE, BE IT RESOLVED, That the aforementioned order of the Office of Defense Transportation be condemned as damaging to the welfare and morale of the war workers as causing reduced production by tardiness and absenteeism at war plants as inimical to the whole war program of this area and as unnecessary and,

BE IT FURTHER RESOLVED, that any reduction in service which may be required should be made by reducing the number of trips or vehicles serving a particular locality, but should not be met by eliminating any service to a locality entirely, and

BE IT FURTHER RESOLVED, that the through service of the Buffalo Transit Corp. into the City of Buffalo be restored to its former status, and

BE IT FURTHER RESOLVED, that some service be offered on all routes formerly operated within the Town, and

BE IT FURTHER RESOLVED, that the Town Clerk be and he hereby is directed to send certified copies of this resolution to the Office of Defense Transportation, the Buffalo Transit Company, the International Railway Company, Congressman Joseph Mruk, Walter G. Andrews, John Butler and United States Senator James Mead. Seconded by Mr. Ladwinker

Carried,

Ayes - 5        Noes - 0

WHEREAS, this Town Board has been informed by R.H. Coulson, construction engineer of the Federal Works Agency, that the plumbing contract covering the plumbing installations in the two schools now being constructed by the Federal Government in Common School District No. 3 of the Town of Cheektowaga, was executed on December 14, 1942, which was prior to the effective date of the Plumbing and Drainage Ordinance of the Town of Cheektowaga, and

WHEREAS, the waiving of the provisions of the Plumbing and Drainage Ordinance of the Town of Cheektowaga as regards the collection of inspection fees, is fair and proper under the circumstances of this case,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does waive the collection of the fees provided for under the Plumbing and Drainage Ordinance of the Town of Cheektowaga, in the case of the Plumbing work being done on the two schools under construction by the Federal Government in Common School District No. 3 in the Town of Cheektowaga, and hereby directs the Building Inspector not to collect the same.

Seconded by Mr. Sliwinski.

Carried,

Ayes - 5        Noes - 0

Mr. Ladwinker moved that,

WHEREAS, Elmer Messner, Superintendent of Disposal Plants and Pumping Stations, who was heretofore authorized to contract for painting of the Alpine Street Station for a sum not to exceed \$300, has reported that this work has been done by Walter Wisniewski, who was the only one who would undertake the work, and that he demands payment in the sum of \$365, and

WHEREAS, it appears that the reasonable value of such painting work is the sum of \$365,

NOW, THEREFORE BE IT RESOLVED, that the sum of \$365 be paid to said Walter Wisniewski to cover the cost of painting of the Alpine Street Station. Seconded by Mr. Sliwinski

Carried,

Ayes - 5                      Noes - 0

Mr. Ladwinker moved that,

WHEREAS, Elmer Messner, Superintendent of Disposal Plants and Pumping Stations, has reported to this Town Board that all of the work provided for in the contract heretofore awarded by this Town Board To C. E. Knowles Co. Inc. for the improvement of the sewage Treatment plant of Sewer District No. 5 has been completed and is ready for final inspection and acceptance, and

WHEREAS, certain changes in this work will be made under the contract awarded on May 27 to McLain Construction Corp. so that the final inspection and approval of the work done by the said C. E. Knowles Co. Inc., should first be made.

NOW, THEREFORE,

BE IT RESOLVED, that Nussbaumer and Clarke, consulting engineers of the Town of Cheektowaga, be directed to make at once a final inspection of the work done by said C. E. Knowles Co. Inc., on the sewage treatment plant of Sewer District No. 5 and to make a report of same promptly to this Town Board.

Seconded by Mr. Napieralski.

Carried,

Ayes - 5                      Noes - 0

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

WHEREAS, there is now pending in the Supreme Court of Erie County, an action against the Town of Cheektowaga, demanding judgment in the sum of \$4,456.25 together with interest, costs and disbursements of the action, which action is entitled:

SUPREME COURT: ERIE COUNTY

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JOSEPH E. FRONCZAK and JAMES S. WHITMAN  
a Co-Partnership Doing Business Under the  
Firm Name and Style of FRONCZAK & WHITMAN,  
Plaintiff

vs.

THE TOWN OF CHEEKTOWAGA

Defendant

---

and,

WHEREAS, the Finance Committee of the Town Board to which Committee the question of settlement of this law-suit was referred for investigation and report recommends that it is in the best interests of the Town that the said action be compromised and settled by paying to the plaintiffs the sum of \$2,673.75, in consideration of which payment the Town shall be given full title and interest to the plans, specifications, drawings and contract documents prepared by the plaintiffs covering the construction of a proposed incinerator for the Town,

NOW, THEREFORE, BE IT RESOLVED, that the said action be compromised and settled for the sum of \$2,673.75 and that the Supervisor be and he hereby is directed to pay this sum out of the General Fund, and that the Town Attorney be and he hereby is directed to handle the settlement of this action to the end that the said action be discontinued on the merits that the Town be released from any further claim and that the Town obtain the right and title to all plans, specifications, drawings, and contract documents covering the construction of the proposed incinerator prepared by the plaintiffs.

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

C. CHASE ZALEMSKI	voting	Yes
HENRY LADWINKER	voting	Yes
NICHOLAS NAPIERALSKI	voting	Yes
FRANK SLIWINSKI	voting	Yes
STANLEY PAWLAK	voting	Yes

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

WHEREAS, contract has heretofore been awarded to the McLain Construction Corp. for Federal Works Agency Project N.Y. 30-216 in the sum of \$82,800.00, and

WHEREAS, the present breakdown of funds for the improvement is as follows:

Approved Breakdown

Preliminary	\$ 750.00
Construction Costs	77,000.00
Engineering	9,500.00
Legal	2,250.00
Miscellaneous	9,500.00
	<u>\$99,000.00</u>

and,

WHEREAS, a reallocation of funds is necessary,

NOW, THEREFORE, BE IT RESOLVED,

That the Federal Works Agency be and it hereby is requested to approve of the following breakdown of funds which breakdown will provide sufficient moneys to cover the contract as awarded and will also provide for a small contingent item.

Proposed Breakdown of Which Approval is Requested

Preliminary	\$ 750.00
Construction Costs	85,000.00
Engineering	9,500.00
Legal	2,250.00
Miscellaneous	1,500.00
	<u>\$99,000.00</u>

and

BE IT FURTHER RESOLVED, that the Town Attorney be and he hereby is directed to forward two certified copies of this resolution to the Regional Office of the Federal Works Agency.

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

C. CHASE ZALEMSKI	voting	Yes
HENRY LADWINKER	voting	Yes
NICHOLAS NAPIERALSKI	voting	Yes
FRANK SLIWINSKI	voting	Yes
STANLEY PAWLAK	voting	Yes

Mr. Ladwinker moved, that,

WHEREAS, Paul Tishman, representative of Tracco Homes of Buffalo, Inc., has notified this Town Board that his corporation had made arrangements for the installation of plumbing in new homes which are being built in the subdivision being developed by said Corporation prior to the effective date of the Plumbing and Drainage Ordinance, and,

WHEREAS, it is fair and proper that the fees required to be collected under said Ordinance by the Building Inspector be waived as to the plumbing work to be installed in the new homes being built by said Tracco Homes of Buffalo, Inc.,

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board does hereby waive the collection of the fees provided for in the plumbing and Drainage Ordinance of the Town of Cheektowaga in the case of the Plumbing installations made in the new homes being constructed by Tracco Homes of Buffalo, Inc., in the Town of Cheektowaga and the Plumbing Inspector is hereby directed not to make collection of the same. Seconded by Mr. Napieralski.

Carried,

Ayes -5                      Noes -0

Mr. Pawlak moved that warrants be drawn and bills be paid and that the meeting stand adjourned. Seconded by Mr. Napieralski.

Carried,

Ayes -5                      Noes -0

Kenneth W. Kitzinger  
Acting Town Clerk

Attached hereto is a list of claims audited and allowed for payment.

CLAIMS

Matthew Pfohl	-for rental, Garbage site, May,...	100.00
Matthew Stachowiak	-for transportation, Bd. of Assessors, May.....	48.78
Adeline Skoczylas	-for postage, Assessor's Office...	5.00
Dorothy Gusman	-for court stenographer, Judge Stachowski.....	10.00
Herald & News	-for publication, Zoning Ordinance	499.68
Herald & News	-for publishing notices.....	33.85
H. D. Taylor Co.	-for supplies, Town Hall.....	8.17
Millington Lockwood Inc.	-for supplies, Town Board.....	1.00
Millington Lockwood Inc.	-for supplies, Dept. of Public Wks.	4.00
Millington Lockwood Inc.	-for supplies, Town Hall.....	6.00
Edward J. Wertz	-for work, Police Car Radio.....	6.00
The Todd Company	-for supplies, Supervisor's Of....	108.28
Buffalo Sewer Authority	-for service charge, May 1 to June 30th,.....	21.66
Walter J. Przepiora	-for Expenses, bringing in prisoner	18.50
American Allsafe Co. Inc.	-for supplies.....	516.25
Burroughs Adding Machine	-for supplies, Tax Office.....	1.20
N.Y. State Elec. & Gas	-for street lighting, May.....	3,190.53
N.Y. State Elec. & Gas	-for lighting, Town Hall.....	50.81
N.Y. State Elec. & Gas	-for lighting, Disp. #5.....	513.54
N.Y. State Elec. & Gas	-for electric service, Harlem Pump Station.....	86.76
N.Y. State Elec. & Gas	-for lighting, Janitor's residence	1.89
N.Y. State Elec. & Gas	-for electric service, Tool House.	19.32
Fleming Motor Parts Inc.	-for supplies, Police Dept.....	31.96
S. & S. Service Inc.	-for supplies, Disp. #5.....	7.70
The Mathieson Alkali Wks.	-for chlorine, Disp. #5.....	108.75
Niagara Window Cleaning	-for cleaning windows, Town Hall..	36.00
Fred D. Newland	-for insurance, Police Cars, cycles dump trucks.....	476.50
Fred D. Newland	-for motor vehicle fleet policy...	1,427.01
Fred D. Newland	-for fire, lightening, & Transportation policies.....	228.05
Fred D. Newland	-for public official bonds, Town Hall, Garage, etc.....	253.46

Sanborn Map Company	-for corrections to map, Assess.	39.50
Kenneth W. Kitzinger	-for search charge, RE: F.W.A. 30-136.....	5.00
Schafer Bros. Trucking	-for work, Proj. 56750.....	354.50
Niagara Heil Body Co.	-for work, on Garbage Trucks....	144.00
Buffalo Auto Glass Co.	-for supplies, Police Dept.....	5.85
Nussbaumer and Clarke	-for engineering Proj. N.Y. 30-136.....	53.37
Nussbaumer and Clarke	-for engineering, N.Y. 30-137...	241.38
Lyth Chevrolet Inc.	-for supplies, Police.....	6.95
Bacon & Vincent Co. Inc.	-for supplies, Town Hall.....	28.92
Engineering News-Record	-for supplies, F.W.A. 30216.....	83.00
Allen Eddy Publishing Co.	-for publishing, F.W.A. N.Y. 30-216.....	30.70
Roto-Rooter Sewer Cleaning	-for cleaning Sewer Dist. #5....	38.50
Brost Bros. Inc.	-for 1942 Special Delux, Chev. T. Sedan, Police Car.....	975.95
Brost Bros. Inc.	-for 1942 Special Delux, Chev. T. Sedan, Police. Car.....	1151.95
G.E. Holloway	-for accounting service, May....	85.00
N.Y. Telephone Co.	-for telephone service.....	292.16
N.Y. Telephone Co.	-for directory advertising.....	2.50
Western N.Y. WaterCo.	-for water service, Town Hall..	6.15
Western N.Y. Water Co.	-for water service, Disp. Plant..	169.90
Western N.Y. Water Co.	-for water supplies, Town Garage	4.50
Earl W. Hadsall	-for gasoline, Police Dept.....	323.40
Root, Neal & Company	-for pump, Disp. #5.....	3.00
The Mathieson Alkali Wks.	-for chlorine, Disp. #5.....	419.00
Universal Metal Welding Co.	-for work, Alpine Pump Station..	25.50
Wolff Machine Co. Inc.	-for material & Labor, Harlem Pump Station.....	74.00
Iroquois Gas Co.	-for gas, Alpine Pump Station..	14.30
Bartley Marchewka	-for work, Police Dept.....	12.00
M. A. Bongiovanni	-for construction on Delavan Ave. & Roycroft Blvd. Pumping Sta...	8046.00
M. A. Bongiovanni	-for construction, F.W.A. N.Y. 30-136.....	1779.07

City Mattress Company	-for supplies, Town Hall.....	30.00
C. Chase Zalemski	-for postage, Supervisor's Of..	10.00
Walter Dombrowski	-for express charges, Disp. #5.	1.75
Andrew Piacente	-for hauling, Top soil, Town Hall.....	12.00
Bflo. Blue Print Co.	-for supplies, Assessors Office	7.96
Walter Wisniewski	-for painting, Alpine Pump Sta.	365.00
Sidnew Nadolny	-for coal, Town Hall.....	373.97

Cheektowaga, New York  
June 21st, 1943

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 21st, day of June, 1943 at 8:00 o'clock P. M. Eastern War Time, there were:

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

Absent -0-

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

The Town Clerk then proceeded to read the minutes of the meetings held, May 17, May 24, May 27th, and June 7th. On motion of Councilman Pawlak, seconded by Councilman Napieralski these minutes were approved as read 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 May and there being no objections the Supervisor ordered them received and filed.

Supervisor Zalemski ordered the invitations from Our Lady of Czestochowa Parish and the Doyle Hose Co. No. 2, Inc. to the members of the Town Board to attend their Lawn Fete and Field Day, received, filed and accepted.

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

WHEREAS, the Board of Fire Commissioners from the Cleveland Hill Fire District No. 6 in the Town of Cheektowaga has petitioned the Town Board for the installation of a fire hydrant on Woodridge Avenue.

NOW, THEREFORE, BE IT

RESOLVED, that the Western New York Water Company be and they hereby are authorized to install a fire hydrant on Woodridge Avenue, 1000 feet south of the present fire hydrant.

Carried, Ayes -5- Noes -0-

( Note this resolution was corrected by a resolution of the Town Board at a meeting held July 19th, 1943)

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

RESOLVED, that Supervisor Zalemski, be and he hereby is authorized to have the necessary painting and repairs made to the exterior and interior of the Town Hall and the Janitor's Cottage, at a price not to exceed the sum of \$2,475.00.

Carried, Ayes -5- Noes -0-

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

WHEREAS, this Town Board, by resolution duly adopted on June 7, 1943, authorized Supervising Assessor Isidore Mazurowski and Assessor Matthew Stachowiak to make a trip to Albany, New York for the purpose of attending a conference of the New York State Assessors Association, and to consult with the State Tax Commission, and

WHEREAS, subsequent to the time of this meeting, and prior to the time the said Assessors left for Albany, it was learned that the New York State Court of Appeals held that the telephones and telephonic equipment of the New York Telephone Company to be real property assessable as such in the municipalities where located, so that it was desirable that the said Assessors should continue after completing their work at Albany, to go to New York City for the purpose of taking the question of assessing the telephone equipment of the New York Telephone Company located within the Town of Cheektowaga up with the officials of the New York Telephone Company in New York City, and

WHEREAS, the said Assessors have presented a report covering the conference of the New York State Assessors Association, the conference with the State Tax Commission regarding particular problems involving the special franchise assessments and covering discussions had with the officials of the New York Telephone Company,

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board ratify and it hereby does ratify the action of the said Assessors in going from Albany to New York, and authorizes the payment of all the expenses of the said Assessors in connection with the trip made to New York as well as the expenses in connection with the trip to Albany.

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

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

Ayes -5- Noes -0-

Supervisor Zaleski, ordered the communication received from Boleslaw J. Miller for permission to erect a concrete block garage on property at 43 Rec Street be referred to the Town Board and Building Inspector for the necessary action.

On motion of Councilman Pawlak, seconded by Councilman Ladwinker, Elmer Mesner, Supt. of Disposal Plants was authorized to have the necessary grading and seeding done at the pumping station on Alpine Street at a price not to exceed \$198.50.

Carried, Ayes -5- Noes -0-

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

WHEREAS, Construction work under Federal Works Agency Project N. Y. 30-137 is in progress, and

WHEREAS, Nussbaumer and Clarke, consulting engineers for the Town of Cheektowaga, have reported to the Town Board by letter dated June 9, 1943, that very unsatisfactory conditions have been encountered in the construction of the sewer work in Delavan Avenue because of running sand and water and recommend that nearly all sheeting be left in the trench as protection to the sewer and to adjacent property, the cost of which will amount to about \$4,600 which will exceed the fund available for this project by about \$2,000

NOW, THEREFORE,

BE IT RESOLVED, that the recommendation of the said Nussbaumer and Clarke be followed and that the said Nussbaumer & Clarke be and they hereby are authorized to direct the contractor, M. A. Bongiovanni to leave in all sheeting which in their opinion should be left in place in the sewer construction work in Delavan Avenue which is a part of F.W.A. Project N. Y. 30-137, and that the over-run of costs be met by means of a transfer of funds from other moneys of Sewer District No. 5, whose use at this time will not be necessary.

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

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

Ayes -5- Noes -0-

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

WHEREAS, construction work under Federal Works Agency Project N.Y. 30-136 is in progress, and

WHEREAS, Nussbaumer and Clarke, consulting engineers of the Town of Cheektowaga, have reported to this Town Board by letter dated June 9, 1943, that in the prosecution of the work there was discovered a private sewer leading from the house at the southwest corner of the intersection of Union Road and George Urban Boulevard, which sewer enters a sewer located on the north side of George Urban Boulevard, and that said private sewer is in the path of the concrete flume now being constructed at this point so that it is necessary to drop the private sewer so that it passes underneath the flume, and that M.A. Bongiovanni the contractor on this project has estimated that it will cost \$90.00 to do this work,

NOW, THEREFORE,

BE IT RESOLVED, that Nussbaumer and Clarke be and they hereby are authorized and directed to instruct the said M. A. Bongiovanni to lower the private sewer so that it passes under the flume on condition that the said M. A. Bongiovanni is not to be paid more than \$90.00 for doing this work.

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

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

Carried, Ayes -5- Noes -0-

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

WHEREAS, contract was heretofore awarded to C.E. Knowles Co. Inc. for the construction of certain sewer work in Alpine and Genesee Streets in the Town of Cheektowaga, for the sum of \$12,000, and to install 85 feet of sewer at \$19 a foot additional, and

WHEREAS, this Town Board, on the recommendation of Nussbaumer and Clarke, consulting engineers of this Town, authorized an addition to the contract in the nature of the installation of eleven feet of sewer in Alpine Street at \$19.00 a foot, and

WHEREAS, said Nussbaumer and Clarke have informed this Town Board by letter dated June 10, 1943, that in connection with the discontinuance of service with the Buffalo Sewer Authority, it became necessary to change the sewer lines from the houses within the Town which had formerly emptied into sewers of the City of Buffalo so that the flow would hereafter be into the Town Sewers, for which C.E. Knowles Co. Inc., has submitted a bill for \$415.00, and

WHEREAS, the said Nussbaumer and Clarke have also in this letter stated that the manhole located on the City Line in Genesee Street had to be re-built so that the Sewer Authority could rod their sewer lines, for which work C.E. Knowles Co., Inc. has submitted a bill for \$185.00, and

WHEREAS, said Nussbaumer and Clarke in said letter have stated the final estimate for this project to be as follows:

85 Linear Feet, 24 Inch C. I. Pipe at \$19	\$ 1,615.00
11 " " " " C. I. " " 19	209.00
Lump Sum Contract	12,000.00
Total	13,824.00
Previously Paid	8,473.50
Balance Due	\$ 5,350.50
Extra for special connections not included in contract	415.00
Changing manhole construction on City Line in Genesee Street	185.00
Total Balance Due	\$ 5,950.50

NOW, THEREFORE,

BE IT RESOLVED, that the above final estimate be approved and that the Supervisor be authorized to pay out of the funds on deposit for this project to C. E. Knowles Co., Inc., the balance due of \$5,950.50 upon the said C. E. Knowles Co. Inc., submitting and furnishing the one year maintenance bond as required in the contract.

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

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

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

WHEREAS, a certiorari proceeding was heretofore brought by the City of Buffalo as R lator against Isidore J. Mazurowski, et al, As Assessors of the Town of Cheektowaga, County of Erie, and State of New York, defendants, for the purpose of having the Buffalo Municipal Airport located within the Town of Cheektowaga declared exempt from taxation, and

WHEREAS, said proceeding was duly heard before Honorable Harry L. Taylor, official referree, who under date of June 16, 1943, has rendered an opinion to the effect that the assessment of said Buffalo Airport should be cancelled with costs and disbursements of the action against Town of Cheektowaga, and

WHEREAS, it appears to be in the best interests of the Town of Cheektowaga that the decision of the said Honorable Harry L. Taylor should be appealed to the Appellate Division of the Supreme Court,

NOW, THEREFORE,

BE IT RESOLVED, that Kenneth W. Kitzinger, Town Attorney, be and he is hereby directed to take all necessary proceedings to the end that the decision of the said Honorable Harry L. Taylor, in the case of the certiorari proceeding of the City of Buffalo against Isidore J. Mazurowski, et al, as assessors of the Town of Cheektowaga, is appealed to the Appellate Division of the Supreme Court.

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

Carried, Ayes -5- Noes -0-

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

Carried, Ayes -5- Noes -0-

CLAIMS

Iroquois Gas Corp.	-for gas, Sewer Dist.....	157.40
Iroquois Gas Corp.	-for gas.....	8.90
Bflo. Niagara Elec. Corp.	-for electric current, Dist. #5.....	192.48
Bflo. Niagara Elec. Corp.	-for street lighting.....	1,821.07
Isidore J. Mazurowski	-for attending Assessors' Conference	49.79
Matthew Stachowiak	-for attending Assessors' Conference	49.97
N.Y. State Elec. & Gas	-for electric service, Disp. #3.....	75.42
Western N.Y. Water Co.	-for hydrant service, June.....	1,816.67
Western N.Y. Water Co.	-for water supplied, Disp. #3.....	153.50
Dorothy Gusmann	-for service, court stenographer, Judge Stachowski.....	10.00

Edward O. Winegar	-for supplies, Town Hall.....	7.64
Edward O. Winegar	-for supplies, Sewer Dist. #5.....	2.75
Mastercraft Tire Corp.	-for supplies, Garbage Dept.....	2.95
Elmer C. Mesner	-for mower sharpened, Disp. #5....	2.00
Millington Lockwood Inc.	-for supplies, Supervisor.....	2.50
Millington Lockwood Inc.	-for supplies, Town Clerk.....	3.00
Pine Hill Review	-for supplies. Bldg. Inspector....	21.50
A. C. Gibson	-for badge, Bldg. Inspector.....	4.85
Kellogg Petroleum Products	-for gasoline, Disp. #5.....	44.80
Kellogg Petroleum Products	-for gasoline, Harlem Pump Sta....	11.20
Reynders Electric	-for work at Town Hall.....	2.48
Reynders Electric	-for work at Disp. #3 & #5.....	11.55
Reynders Electric	-for work at Disp. #5.....	3.30
Jerge Sales Co. Inc.	-for supplies, Police.....	5.10
Pine Hill Drug Store	-for first aid kits, Garbage Dept.	7.05
Cheektowaga Lumber Co. Inc.	-for supplies, Police.....	6.00
Niagara Lubricant Co. Inc.	-for supplies, Garbage Dept.....	101.96
Edward J. Wertz	-for supplies, Police Dept.....	22.50
Nussbaumer & Clarke Inc.	-for engineering, Sewer Siphon....	197.75
C. E. Knowles Co. Inc.	-for sewer connections, David Ave. and Pine Ridge Road.....	1,355.00
C. E. Knowles Co. Inc.	-for work, sewage treatment plant #5.....	2,792.29

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

Carried, Ayes -5- Noes -0-

*Albert Sturm*

ALBERT STURM  
TOWN CLERK