

MEETING NO. 19

CHEEKTOWAGA, NEW YORK  
July 11, 1960

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 11th day of July, 1960, at 2:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Joseph Kornecki	Councilman
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Town Engineer Kamm, and Building & Plumbing Inspector Trafalski.

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

Item No. 3 Referred to the Town Attorney for a resolution to adopt the Air-Guns and Rifles Ordinance.

Item No. 4 At the request of Councilman Trojanoski, the Town Clerk was authorized and directed to request the Erie County Highway Department to make Walden Avenue from Harlem Road to City Line, and William Street from Harlem Road to City Line a three-lane highway, and that appropriate stripes be painted on the highway, and that signs be erected notifying motorists that the middle lane be for passing only.

Item No. 5 Ordered received and filed statement of the Receiver of Taxes and Assessments covering County Tax Collection for the Year 1960.

Item No. 6 Ordered referred to the Assessors for a property check the petition for street lighting equipment in Tudor Road from SL 35 to SL 177/178, inclusive.

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

BE IT RESOLVED, that permission is herewith given to the Chief of Police to purchase one (1) Model 5101 Tracktester from the Tracktest Equipment Company, at a price not to exceed \$800.00.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 8 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the request of the Highway Superintendent to purchase a FE 53 JA 6 30 watt Transistor TPL Mobile Radio, be approved.

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, emergency sewer repairs were required on Huxley Drive in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$546.81.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$546.81, to do the work and furnish the materials, be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 10 Moved by Councilman Fath, seconded by Councilman Wroblewski, that the hereto attached request be granted:

AYES: -6-

NOES: -0-

ABSENT: -1-

"I have received requests from the following organizations to close certain streets, as follows:

The U-Crest Hose Company, Inc., requests to close Clover Place, on August 6th and 7th, 1960, for their Annual Field Days. They also request to close Evergreen Place at the same time.

The Forks Hose Company #2, requests to close Ellicott Road on July 15th, 16th, 17th and 18th, for their Annual Field Days.

The Most Holy Redeemer Roman Catholic Church requests to close Alpine Street on July 29th, 30th and 31st.

I recommend that the permission to close these streets be granted, but with the compliances to the following safety regulations:

1. That lighted barricades be provided by the organization that will cross the street. Wherever the crossing of the street is only a portion of the street, barricades be provided with proper markings, at the principle intersections approaching the crossing.
2. That the organization provide liability insurance for the time of the crossing.
3. Wherever the crossing of the street is through the night, that a night-watchman be provided to patrol the barricades.

When and if the crossing of the streets for these organizations is granted, I will inspect the crossings to comply with my request.

Respectfully submitted,

/s/ John F. Mersmann  
Chief of Police"

Item No. 11 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the hereto attached request of the Chief of Police be granted.

AYES: -6-

NOES: -0-

ABSENT: -1-

"The following traffic regulatory signs are needed to control traffic in the area surrounding the streets involved.

Southeast corner	Vincent Ave. & Abeles Ave.
Southwest "	Abeles Ave. & Tillotson Ave.
Northwest "	Tillotson Ave. & Abeles Ave.
Southwest "	Freda Ave. & Tillotson Ave.
Northeast "	Freda Ave. & Tillotson Ave.
Southwest "	Daniel Ave. & Tillotson Ave.
Southwest "	McParlin Ave. & Tillotson Ave.
Northeast "	McParlin Ave. & Tillotson Ave.
Southwest "	Lyman Ave. & Tillotson Ave.
Northeast "	Kemp Ave. & Tillotson Ave.
Southwest "	Kemp Ave. & The Ave.
Southeast "	Cathedral Lane & McNaughton Ave.
Northeast "	Ruth Ave. & Cathedral Lane
Northwest "	Ruth Ave. & Cathedral Lane
Southeast "	Cathedral Lane & McNaughton Ave.
Cathedral Lane starts and ends	at McNaughton Avenue.
Northeast "	St. Boniface Rd. & McNaughton Ave.
Northeast "	St. Boniface Rd. & McNaughton Ave.
St. Boniface Road starts and ends	at McNaughton Avenue
Northeast "	Patton Lane & McNaughton Ave.

Therefore, I request a resolution to permit the construction of these signs.

Respectfully submitted,

/s/ John F. Mersmann  
Chief of Police

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

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers, be and they are hereby retained to prepare a map and general plan for the construction of a trunk sewer to be located in Sewer District No. 3, on the south side of Broadway, running from Kennedy Road easterly to approximately the Thruway, together with an estimate of the expense thereof, and to present such map, plan and estimate to this Town Board.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

BE IT RESOLVED, that the Town Attorney is hereby directed to appeal to the Appellate Division of the Supreme Court from the order of the Supreme Court of Erie County made the 8th day of July, 1960, in the Article 78 proceeding of Frank Ziolkowski against the Town Board of the Town of Cheektowaga, involving the building permit for a car wash on the property at Parker Avenue and Glidden Street, and from the intermediate order entered therein, and to take such other and necessary action to uphold the revocation of said permit as is lawful.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Cheektowaga Town Board deems it necessary to erect a traffic signal on Walden Avenue, east of Union Road, at the entrance and exit of F. N. Burt Co., to operate only between the hours of 4 and 5 P.M. in order to facilitate the discharge of traffic from the plant.

NOW, THEREFORE,

BE IT RESOLVED, that permission for this installation be requested from the Erie County Highway Department.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Cheektowaga Town Board recently adopted a resolution for the installation of a traffic control signal at Cleveland Drive and Harlem Road for the primary purpose of enabling fire apparatus to successfully pass this intersection, and

WHEREAS, certain changes have been recommended concerning the installation of this signal.

NOW, THEREFORE,

BE IT RESOLVED, that the prior resolution be rescinded and that the signal be erected as follows: "Signal erected at Harlem and Cleveland Drive is to be synchronized with the signal at the Fire Hall - when actuated, the signal at Harlem and Cleveland to be red on the north, south and west with green on the east face, for the purpose of clearing the intersections at Merrymount and Harlem and to allow fire apparatus right-of-way to make right or left hand turns on Harlem."

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 16

TO THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK:

You requested us to prepare revised specifications for the construction of highways in the Town of Cheektowaga, New York, for your consideration:

Item No. 16-Cont'd

## MINIMUM SPECIFICATIONS FOR STREET OR HIGHWAY CONSTRUCTION

1. No street or highway will be accepted as an improved Town Highway by the Town Board or Town Superintendent of Highways of the Town of Cheektowaga, New York, unless the following minimum specifications are complied with:

Legal References: Highways by Dedication - See Section 171, Highway Law  
 Requirements as to width - See Sections 171 and 180  
 (No highways shall be laid out less than 3 rods in width)  
 Zoning Ordinance - Section 12, minimum 60 feet

## SUBGRADE

2. The subgrade on all types of road shall be properly prepared after proper drainage has been provided. All boulders, muck, quicksand, soft clay, spongy material and any other objectionable material shall be removed as directed by the Town Engineer and Town Superintendent of Highways. All spaces from which objectionable materials have been removed shall be refilled with acceptable materials, such as stone, slag or gravel, as directed.

## FOUNDATION COURSE

3. After all drains have been satisfactorily completed and the subgrade has been properly shaped, it shall be thoroughly rolled and compacted with an approved self-propelled three wheel roller weighing not less than ten tons. Care shall be taken not to roll clay foundations enough to develop a plastic condition. All hollows and depressions which develop shall be filled with acceptable materials and the subgrade shall again be rolled. This process of filling and rolling shall be repeated until no depressions develop. In places where the character of the material make the use of such a roller impracticable, a lighter one may be permitted. The subgrade shall not be muddy, or otherwise unsatisfactory when the pavement is placed upon it. All necessary drainage to effectively drain the roadway must be completed before the placing of any pavement will be permitted thereon.

## EMBANKMENT

4. Embankments shall be formed of suitable materials, graded and rolled to the property lines, and approximately true to lines and grades. All stones larger than 3 inches in diameter or any other objectionable material shall be removed from the surface.

## INTERSECTING HIGHWAYS

5. At all intersecting public highways a smooth riding and satisfactory junction must be produced.

## MATERIALS

6. Bottom Courses: Highways must be constructed of slag or stone and sufficient filler shall be added so that the material will compact in a dense mass. The owner shall get the approval of the Town Superintendent and Town Engineer of the material that he proposes to use before placing each of not more than 6 inches loose and thoroughly compacted with a 10-ton three wheel roller.

Top Courses: The top course shall be ITEM 51M Option No. 3 Hot Process Asphalt Concrete-Steam Dispersion Process of the New York State Public Works Specifications. A course of binder with a compacted thickness of two (2) inches shall be laid, followed with a course of top (fine) with a compacted thickness of one (1) inch. An eight to ten ton tandem roller shall be used to compact the asphalt concrete.

Item No. 16-Cont'd

## HIGHWAYS USED BY TRAFFIC BEFORE COMPLETION

7. Foundation Courses laid by Contractors, Sub-dividers, etc., and then used as haul roads without placing top courses must be scarified and the foundation material removed from the site. After inspection of the subgrade by the Town Superintendent of Highways and/or the Town Engineer, the Contractor shall lay a completely new foundation course with all new materials and immediately follow this work with the specified top courses without opening the highway to traffic. Failure to follow these instructions will be sufficient cause for the non-acceptance of the highway by the Superintendent of Highways and the Town Board.

## CAST IN-PLACE-CONCRETE CURB

8. Curb shall conform to the sections as shown in the Specifications, or of such sections as approved by the Engineer, and shall be required only in sections where adequate storm sewers are available and adequate. Cast in place curb under these specifications shall be composed of Lake Erie Sand, Lake Erie Gravel, Crushed Stone or Crushed Blast Furnace Slag. Blast Furnace Slag shall be as produced by the Buffalo Slag Company.

Fine Aggregate: The fine aggregate shall be washed and graded in compliance with A.S.T.M. Specifications C33-40. It shall pass the 10 cycle Sodium Sulphate test with loss not greater than 8%.

Coarse Aggregate: The coarse aggregate shall be clean and graded in compliance with A.S.T.M. Specification C33-49, for nominal size 3/4" to #4. It shall pass the 10 cycle Sodium Sulphate Test with loss not greater than 5%.

Concrete Strength Requirement: Minimum compressive strength on Standard 6" x 12" concrete cylinders shall not be less than 3500 lbs. per square inch at 28 days.

At least two test cylinders shall be made on each day that concrete is poured, one for 7 days and one for 28 days. Tests to be made by a recognized testing laboratory satisfactory to the Town Engineer. Cost of such testing is to be paid by the contractor and included in his bid.

Concrete Mix Proportions (Per Cubic Yard)Crushed Stone or Gravel Concrete

Portland Cement (Minimum)	6.0 Sacks per yard
Fine Aggregate	42.0%
Coarse Aggregate	58.0%

Blast Furnace Slag Concrete

Portland Cement (Minimum)	6.0 Sacks per yard
Fine Aggregate	46.0%
Coarse Aggregate	54.0%

Maximum slump for any of the three types of concrete shall be six (6) inches.

Cold weather concrete: All concrete placed in cold or freezing weather, must have both mixing water and aggregates heated. The concrete when deposited in the forms shall have a temperature of at least 70 degrees, maximum temperature 110 degrees F. After placing concrete in the forms, it shall be fully protected from the elements by being covered with straw or other suitable material for at least 10 days.

No concrete shall be placed on frozen ground.

Item No. 14-Cont'd

Mixing and Placing of Concrete: Concrete may be either transit mix or job mix. In either case, the mix proportions must be held rigidly to those outlined under concrete mix proportions of this specification.

Care must be exercised in placing concrete in the forms. After placing, it shall be rodded or spaded, so that the finished concrete shall be smooth and represent a workmanlike job.

If after removal of the forms, any open or rough spots are noted, they shall be immediately repaired with a cement sand mix of 1:2 by the cement finisher.

Curbing shall be covered, immediately after finishing, with burlap or other material acceptable to the Engineer which shall be kept wet for a period of 3 days.

The contractor shall protect the curbing and keep it in first class condition and alignment until the completion of the contract. Any curbing which is damaged at any time previous to the final acceptance of the work shall be removed and replaced with satisfactory curbing at the contractor's expense.

All backfilling behind curb must be tamped in layers not more than 6 inches in depth to a height of not less than 6 inches below the top of the curb. Each earth layer shall be thoroughly and uniformly compacted by solidly tamping with appropriate tools in such a manner as not to injure or disturb the completed curb.

All backfilling on the front, or pavement side, of the curb shall be filled with crushed stone, slag, or other suitable porous material and properly compacted. No earth fill will be allowed.

## SEASONAL AND WEATHER LIMITATION

9. No material shall be placed from October 15th to May 15th, except by written permission of the Engineer, nor when the air temperature in the shade is below 50 degrees F.

## 10. PUBLIC IMPROVEMENT PERMIT

Application to install a highway, curbing, storm and Sanitary Sewers, water lines, sidewalks and any other public improvement must be made to the Town Engineer. Application must be accompanied by five (5) complete sets of plans for the project. After approval of the plans by the Town Engineer, Town Highway Superintendent and/or any other jurisdictional body that may be necessary, a public improvement permit will be issued, at which time work on the improvement may begin in accordance with the terms specified on the permit.

If the improvement to be installed or constructed shall be upon real property, the title to which has been acquired by the Town of Cheektowaga, the holder of the Public Improvement permit before commencing any work in connection therewith shall deliver to the Town of Cheektowaga a bond executed by a solvent surety corporation as surety, and authorized to do business in the State of New York, in a sum equal to the cost of the work to be performed, which bond shall be approved by the Town of Cheektowaga guaranteeing the faithful performance of all work in accordance with the specifications and requirements of the Town of Cheektowaga.

Such bond shall remain in full force and effect until the certificate of completion and said compliance with this ordinance shall have been issued by the Town Engineer and/or Superintendent of Highways.

In the event that the holder of such permit shall fail or refuse to comply with the provisions of this ordinance, the above described bond shall be forfeited to the Town of Cheektowaga.

Upon the issuance of the certificate of completion, a maintenance bond for one year following the date of issuance of the certificate of completion must be filed with the Superintendent of Highways or the certificate of completion will be rescinded.

Item No. 16-Cont'd

## REMARKS:

The foregoing restrictions are not intended to prevent any person, firm, or corporation from constructing at his own expense a road or a highway on private property, to be deeded later to the Town upon completion, so long as he complies with the foregoing requirements. He must, however, before commencing work, file with the Town Engineer an application for permit to construct a public improvement which must be accompanied by written specifications and plans which shall in every respect comply with the foregoing specifications. All work on said highway shall be done under the supervision of the Town Engineer and the Town Highway Superintendent and such other person or persons as either of them designate to inspect the work. We further wish to call to the Town Board's attention the fact that the present specifications in force require the builder or developer to construct an 8-inch base of slag, or stone. When such work meets the approval of the Town Highway Superintendent, the Contractor then places a penetration surface on the compacted base. The penetration surface constructed by the Contractor consists of 2 inches of No. 2 stone, rolled and shaped with a 10-ton three wheel roller. The Contractor then applies one and one-half gallon of 64P asphalt per square yard by pressure to the rolled surface. This coating is then covered with No. 1 stone and again rolled. This is followed by an application of one-half gallon of asphalt per square yard and then a cover of 1-A stone applied and rolled by the 10-ton three wheel roller.

Hereafter, the Contractor must furnish 2" of hot plant mix and 1½" of finish fine plant mix. The Contractor must maintain the highway for one (1) year after the date of acceptance. It is recommended that curbs be required on all new subdivision highways.

Respectfully submitted,

John Zablotny, Sup't of Highways

Albert J. Kamm, Town Engineer

JZ:AJK:tb

Item No. 17 This being the time and the place advertised for the receiving of sealed proposals for the purchase of three (3) Highway Trucks equipped with snowplows.

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

Hereto is a summary of the bids received and opened:

International Harvester Company....	\$27,137.94
Mernan Chevrolet, Inc.....	28,395.00

The bids were referred to the Highway Superintendent for analysis and tabulation.

Item No. 18 This being the time and the place advertised for the receiving of sealed proposals for the construction and erection of a Comfort Station at the Dingens Street Town Park.

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

Hereto is a summary of the bids received and opened:

Joseph Beszczynski.....	\$13,656.00
J.E. Straubinger Construction Co.....	13,921.00
Frank T. Moore.....	21,155.00

The bids were referred to the Town Engineer for analysis and tabulation.



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

WHEREAS, a written petition was duly filed with this Town Board, requesting the improvement of both sides of Vern Lane, from William Street north approximately 1700 feet to the north property lines of the premises of #46 and #47 Vern Lane, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is paved for its entire length), and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway, as stated in said petition, is the sum of Twenty-One Thousand Dollars (\$21,000.00); NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road, in said Town, on the 1st day of August, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

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

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 18th day of July, 1960:

- 1 - Light Pole No. 12 on Vern Lane;
- 2 - Light Pole No. 10 on Vern Lane;
- 3 - Light Pole No. 6 on Vern Lane;
- 4 - Light Pole No. 2 on Vern Lane;
- 5 - Telephone Pole at the corner of Vern Lane and William Street.

Hereto attached is a copy of the notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**EXTRACTS FROM MINUTES  
OF TOWN BOARD**

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

**PRESENT:**

Benedict T. Holtz, Supervisor  
Felix T. Wroblewski, Councilman

Stanley R. Bystrak, Councilman  
Alancin Fath, Councilman  
Joseph Trojanoski, Councilman  
Michael J. Kaczmarek, Councilman

**ABSENT:**

Joseph Kornecki, Councilman  
Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Town Board, requesting the improvement of both sides of Vern Lane,

from William Street north approximately 1700 feet to the north property lines of the premises of No. 46 and No. 47 Vern Lane, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is paved for its entire length) and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway, as stated in said petition, is the sum of Twenty-One Thousand Dollars (\$21,000.00); NOW, THEREFORE,

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

**ORDERED**, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 1st day of August, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

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

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

Voting Aye  
Councilman Bystrak, Voting Aye  
Councilman Fath, Voting Aye  
Councilman Trojanoski,

Voting Aye  
Councilman Kaczmarek,

Voting Aye  
AYES: 6; NOES: 0; ABSENT: 1

State of New York )  
County of Erie )

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

1. An adjourned regular meeting of the Town Board of the Town of

Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 11, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-28, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 11th day of July, 1960.

KENNETH T. HANLEY  
Town Clerk

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Item No. 20 This being the time and the place advertised for a public hearing for the purpose of considering the increased estimate from the amount of \$17,484.09 to \$20,000.00 for the installation of curbs, together with underground drains, in Buffalo Depew Boulevard (now known as Claudette Drive).

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the following resolution was offered and adopted:

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Buffalo Depew Boulevard (now known as Claudette Court), from Dick Road west 1331.76 feet to the property line of the Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard (now known as Claudette Court), and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard (now known as Claudette Court), by the construction of curbs, together with the installation of necessary underground drains, and said highway being a Town highway and being paved for its entire length, and

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

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

WHEREAS, at a meeting of said Town Board duly called and held on the 25th day of June, 1960, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the estimate of the cost thereof, as prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to be the sum of Twenty Thousand Dollars (\$20,000.00) and that the improvement cannot be constructed within the maximum amount of \$17,484.09 proposed to be expended therefor, as stated in said petition and specifying that said Board would meet to further consider said petition and improvement, and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk, was duly published and posted as required by law, and a copy thereof was sent by regular mail to the last known address of each person who signed said petition, and

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

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

RESOLVED, that this Board hereby determines that it is in the public interest to make, within the cost estimated by said engineers, the improvement petitioned for, to wit: the improvement of both sides of Buffalo Depew Boulevard (now known as Claudette Court) from Dick Road west 1331.76 feet to the property line of the Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard (now known as Claudette Court), and a distance of 1358.10 feet on the south side of Buffalo Depew Boulevard (now known as Claudette Court) by the construction of curbs, together with the installation of necessary underground drains.

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

Supervisor Holtz

Voting AYE

Item No. 20-Cont'd.

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

BOND RESOLUTION, DATED JULY 11, 1960, AUTHORIZING THE ISSUANCE OF \$20,000.00 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON BUFFALO DEPEW BOULEVARD (NOW KNOWN AS CLAUDETTE COURT)

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard (now known as Claudette Court), from Dick Road west 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard (now known as Claudette Court), and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard (now known as Claudette Court), and such purpose is a special improvement authorized by Article 12 of the Town Law of New York, NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty Thousand Dollars (\$20,000.00), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard (now known as Claudette Court), from Dick Road west, 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard (now known as Claudette Court), and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard (now known as Claudette Court), in accordance with resolution adopted by the Town Board of said Town on July 11, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000.00, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Item No. 21-Cont'd.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Councilman Trojanoski presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11, 1960, AUTHORIZING THE ISSUANCE OF \$20,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Twenty Thousand Dollars (\$20,000.00), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Twenty Thousand Dollars (\$20,000) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated July 11, 1960, Authorizing the Issuance of \$20,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Buffalo Depew Boulevard (now known as Claudette Court.)"

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard (now known as Claudette Court), from Dick Road west, 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard (now known as Claudette Court), and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard (now known as Claudette Court), in accordance with resolution adopted by the Town Board of said Town on July 11, 1960.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue, and (d) the notes authorized by this resolution are not issued in anticipation of bonds for an assessable improvement.

Item No. 21-Cont'd.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

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29A

Item No. 21-Cont'd.

(Affidavit)

undersigned to sell beer at retail under the Alcoholic Beverage Control Law at 6340 Transit Rd., Depew, Erie County, State of New York, for off-premises consumption. FUDOLI'S SUPER MARKET, INC., 6340 Transit Rd., Depew, N.Y. j77-14 RK

ss.:

NOTICE IS HEREBY GIVEN that License No. 48-A-9346 has been issued to the undersigned to sell beer at retail under the Alcoholic Beverage Control Law at 5790 Transit Rd., Depew, Erie County, State of New York, for off-premises consumption. BERNARD THOMAS POWERS, dba JANS FOOD, 5790 Transit, Depew, N.Y. j77-14

NOTICE IS HEREBY GIVEN that License No. 48-A-5988 has been issued to the undersigned to sell beer at retail under the Alcoholic Beverage Control Law at 324 Olmstead, Depew, Erie County, State of New York, for off-premises consumption. IRENE M. SZUNIEWICZ, 324 Olmstead, Depew, N.Y. j77-14

NOTICE IS HEREBY GIVEN that License No. 48-A-5238 has been issued to the undersigned to sell beer at retail under the Alcoholic Beverage Control Law at 453 Penora St., Depew, Erie County, State of New York, for off-premises consumption. JOHN BALCERZAK, dba PENORA DELICATESSEN, 453 Penora St., Depew, N.Y. j77-14

NOTICE IS HEREBY GIVEN that License No. 48-A-6639 has been issued to the undersigned to sell beer at retail under the Alcoholic Beverage Control Law at 5067 Broadway, Depew, Erie County, State of New York, for off-premises consumption. CHARLES MOLNAR, dba DEPEW FOOD SHOP, 5067 Broadway, Depew, N.Y. j77-14



RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 14th day of July, 1960, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sworn to before me this 18 day of

July, 1960  
*Wm. T. Hanley*  
Notary Public in and for Erie County



STATE OF NEW YORK  
COUNTY OF ERIE

## LEGAL NOTICE

BOND RESOLUTION, DATED JULY 11, 1960, AUTHORIZING THE ISSUANCE OF \$20,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON BUFFALO DEPEW BOULEVARD (NOW KNOWN AS CLAUDETTE COURT).

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard (now known as Claudette Court), from Dick Road west 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard (now known as Claudette Court), and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard (now known as Claudette Court), and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheek-

towaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty Thousand Dollars (\$20,000), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Buffalo Depew Boulevard (now known as Claudette Court), from Dick Road west, 1331.76 feet to the property line of Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard (now known as Claudette Court), and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard (now known as Claudette Court), in accordance with resolution adopted by the Town Board of said Town on July 11, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk of the Town of  
Cheektowaga, New York

jy14

Item No. 22 This being the time and the place advertised for a public hearing for the purpose of considering the increased estimate from the amount of \$20,000.00 to \$25,000.00 for the installation of curbs, together with the installation of receivers, and necessary underground drains in Cunard Avenue, commencing at Genesee Atreet and running north to Winston Avenue,

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing and no person appearing in opposition thereto, the following resolution was offered and adopted:

Contd'

Item No. 22 / Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and said highway being a Town highway, and being paved for its entire length, and

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

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

WHEREAS, at a meeting of said Town Board duly called and held on the 25th day of June, 1960, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the estimate of the cost thereof, as prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to be the sum of Twenty-Five Thousand Dollars (\$25,000.00) and that the improvement cannot be constructed within the maximum amount of \$20,000.00 proposed to be expended therefor, as stated in said petition, and specifying that said Board would meet to further consider said petition and improvement, and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk, was duly published and posted as required by law, and a copy thereof was sent by regular mail to the last known address of each person who signed said petition, and

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

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

RESOLVED, that this Board hereby determines that it is in the public interest to make, within the cost estimated by said engineers, the improvement petitioned for, to wit: the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains.

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

Supervisor Holtz		Voting AYE
Councilman Wroblewski	=	Voting AYE
Councilman Bystrak		Voting AYE
Councilman Fath		Voting AYE
Councilman Trojanoski		Voting AYE
Councilman Kaczmarek		Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 23 Councilman Fath presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED JULY 11, 1960, AUTHORIZING THE ISSUANCE OF \$25,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CUNARD AVENUE.

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WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty-Five Thousand Dollars (\$25,000), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, in accordance with the resolution adopted by the Town Board of said Town on July 11, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$25,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that such purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Item No. 23-Cont'd

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Councilman Fath presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 11, 1960,  
AUTHORIZING THE ISSUANCE OF \$25,000 BOND ANTICIPATION NOTES OF THE TOWN OF  
CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Twenty-Five Thousand Dollars (\$25,000), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Twenty-Five Thousand Dollars (\$25,000) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated July 11, 1960, Authorizing the Issuance of \$25,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Cunard Avenue."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, in accordance with the resolution adopted by the Town Board of said Town on July 11, 1960.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue, and (d) the notes authorized by this resolution are not issued in anticipation of bonds for an assessable improvement.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Item No. 23-Cont'd

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

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13

Item No. 23-Cont'd

(Affidavit)

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

MUSIC HALL  
Following local veterans ar  
BOND JULY 11 tients at the VA Hospital: J p  
THE ISSU E. Uster, 5873 Genesee St., La  
IAL BON ter; Theodore Rydzak, Free  
CHEEKTC Ave., Depew; Clayton P. Wh  
TY OF 10 Hart St., Akron.  
LOCAL Yours in Comrades  
NANCE Leon J. J. Pawlak  
CURB  
WHERE  
undertakes  
curbs and  
ceivers and  
drains  
sales and servi  
and are among  
company's sale  
m

Little League

National

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7  
5  
5  
2  
0

Braves

Giants

Cubs

Cardinals

Dodge

CASTED

Includes Wash, Set and Cut  
Cream Perm.  
\$6  
Depew, New York  
NG TERRACE, off French Rd.  
L-JOSEPH HAIR FASHIONS

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy.  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
..... day of ..... 1960 and  
the last insertion being on the ..... day of  
..... 19..... and that not  
more than six days intervened between any two publi-  
cations thereof.

Richard G. Bennett

Sworn to before me this 18 day of

July 1960  
Notary Public in and for Erie County

STATE OF NEW YORK } ss.  
COUNTY OF ERIE }

## LEGAL NOTICE

BOND RESOLUTION, DATED JULY 11, 1960, AUTHORIZING THE ISSUANCE OF \$25,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CUNARD AVENUE.

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty-Five Thousand Dollars (\$25,000), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, in accordance with the resolution adopted by the Town Board of said

Town on July 11, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$25,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds

may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk of the Town of Cheektowaga, New York

jy14

Notary Public in and for Erie



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

BOND RESOLUTION, DATED JULY 11, 1960, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, FOR PARK AND PLAYGROUND IMPROVEMENTS.

-----

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the improvement of the public park or playground which is located on Dingens Street near Harlem Road in the Town of Cheektowaga and is maintained by said Town as a public park or playground, by constructing thereon a Class "B" (fire-resistant) building, as defined in Section 11.00 of the Local Finance Law, for use as a comfort station, and installing therein the equipment needed for its use, and the grading or other improvement of its site.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose prior to the issuance of said bonds or of any bond anticipation notes issued in anticipation of the issuance of said Bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (d) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and by the use of said current funds.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 11 (b) of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEFEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the Constitution of New York.

Section 7. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 81 of the Town Law.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEFEW HERALD AND CHEEKTOWAGA NEWS:

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STATE OF NEW YORK  
COUNTY OF ERIE

**TOP SOIL**  
**Rich Nursery SOIL**

Full and Half Loads  
Also Crushed Stone, Gravel  
and Fill

**REgent 7982**  
**BILL ZAK**

TOP GRADE TOP SOIL, load or  
1/2 load. Stone, sand and gravel.  
John Monin Dump Truck Ser-  
vice, 872 S. France Rd., Cheek-  
towaga. HO 6778. 18-27

TOP SOIL, crushed stone, fill and  
gravel. Large or small loads.  
BA 7894 and PL 8660. 22tf

TOP SOIL, dirt fill and stone.  
Richardson, RE 7526. 23tf

IMMEDIATE DELIVERY on rich  
top soil, fill and bank run gravel.

JUNIOR OLYMPICS

**Cheek'waga**

Rowley Rd., Depew, has left on a  
tour of Europe. She will visit Po-  
land, where she will attend a wed-  
ding of a cousin. She will also tour  
Italy, France, Portugal and Den-  
mark. Mrs. Lukowski will return  
home August 20th via jet airliner

ss.:

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
14th day of July, 1960 and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

Sworn to before me this 18 day of

July 1960  
*Wm. D. Hanley*  
Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

## PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, State of New York, has, on the 11th day of July, 1960, adopted pursuant to the Local Finance Law of New York, a bond resolution which

(1) authorizes the issuance of \$19,000 Serial Bonds and \$1,000 Capital Notes to finance the following specific object or purpose: the improvement of the public park or playground which is located on Dingens Street near Harlem Road in the Town of Cheektowaga and is maintained by said Town as a public park or playground, by constructing thereon a Class "B" (fire-resistant) building, as defined in Section 11.00 of the Local Finance Law, for use as a comfort station, and installing therein the equipment needed for its use, and the grading or other improvement of its site, and

(2) states the estimated cost of such specific object or purpose to be \$20,000, and that current funds amounting to \$1,000 will be provided for the financing of such purpose by the issuance of the Capital Notes authorized by the said resolution, and that the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and Capital Notes, and

(3) determines the period of probable usefulness of said purpose to be ten years, and

(4) determines that the maturity of said bonds will be in excess of five years, and

(5) states that the validity of said Serial Bonds and Capital Notes or of any bond anticipation notes issued in anticipation

of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Said resolution was adopted subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions protesting against such resolution and requesting that it be submitted to the qualified electors of the Town of Cheektowaga for their approval or disapproval, may be filed with the Town Clerk at any time within thirty days after the date of the adoption of said resolution.

BY ORDER OF THE TOWN  
BOARD OF THE TOWN OF  
CHEEKTOWAGA.

Dated: July 11, 1960

KENNETH T. HANLEY  
Town Clerk of the Town of  
Cheektowaga, New York

jy14

G. RENNETT

Item No. 25      This being the time and the place advertised for a public hearing for the improvement of both sides of Greenway Boulevard extending from Fairhaven Drive, northwesterly, approximately 915 feet to Farmingdale Road, by the construction of a permanent pavement, together with the installation of receivers and all necessary underground drains.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the following resolution was offered and adopted:

Contd'

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

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Greenway Boulevard extending from Fairhaven Drive, northwesterly, approximately 915 feet to Farmingdale Road, by the construction of a permanent pavement, together with the installation of receivers and all necessary underground drains; and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and that there are no resident owners residing along said portion of said highway to be improved; and

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

WHEREAS, at a meeting of said Town Board duly called and held on the 20th day of June, 1960, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Fifteen Thousand Dollars (\$15,000.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time; and

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

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

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

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Greenway Boulevard extending from Fairhaven Drive, northwesterly, approximately 915 feet to Farmingdale Road, by the construction of a permanent pavement, together with the installation of receivers and all necessary underground drains; and it is further

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

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

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Votting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 26      This being the time and the place advertised for a public hearing for the improvement of that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of sub lots 124 and 295, as shown on Map Cover 1628, by the construction of a lateral sewer in said portion of said highway, to serve properties on both sides of said portion of Greenway Boulevard to be so improved.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the following resolution was offered and adopted:

Contd'

Item No. 26/ Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board, requesting the improvement of that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of Sub Lots 124 and 295, as shown on Map Cover No. 1628, by the construction of a lateral sewer in said portion of said highway, to serve properties on both sides of said portion of Greenway Boulevard to be so improved, and

WHEREAS, said petition was duly signed by owners of real estate fronting or abutting on both sides of said portion of Greenway Boulevard to be improved as aforesaid, owning at least one-half of the frontage on both sides of said portion of Greenway Boulevard to be improved as aforesaid, and that there are no resident owners residing along said portion of Greenway Boulevard to be so improved, and

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

WHEREAS, at a meeting of the Town Board duly held on June 20, 1960, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the maximum amount proposed to be expended for the improvement as stated in the petition, to wit: the sum of Ten Thousand Eight Hundred Dollars (\$10,800.00), and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and

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

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

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

RESOLVED, that this Board determine that it is in the public interest to make the improvement petitioned for, to wit: the construction of a lateral sewer in that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of Sub Lots 124 and 295, as shown on Map Cover No. 1628, to serve properties on both sides of said portion of Greenway Boulevard to be so improved, and it is further

RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers of the Town of Cheektowaga, shall survey said portion of said highway proposed to be improved, and establish the lines and grades thereof and file in the Town Clerk's Office a survey and profile of said portion of said highway, and it is further

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

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 27 Councilman Bystrak presented the following resolution and moved its adoption:

BE IT RESOLVED, that all full-time employees of the Town of Cheektowaga who have been employed by the Town for more than one year, shall be entitled to five working days paid vacation in each year thereafter; those who have been employed for three consecutive years or more, shall be entitled to eight working days paid vacation in each year thereafter; those who have been employed for five consecutive years or more, shall be entitled to ten working days paid vacation in each year thereafter; those who have been employed for seven and one-half consecutive years or more, shall be entitled to fifteen working days paid vacation in each year thereafter; and the heads of each department shall determine the time when such vacations shall be taken, in such fashion as to minimize interruption of the work and services of the departments and the need for extra help.

A "full-time" employee shall mean a person holding a salaried position, except elected or appointed officials, and who shall work more than seventy-five percent of the working days in any one year for such position, except for absence due to sickness or otherwise authorized.

This resolution shall take effect immediately.

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

AYES: -6- NOES: -0- ABSENT: -1- 3/

Item No. 28 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install one (1) 2500 lumen open type overhead light on existing Pole No. 17 situate in Dean Road in the Town of Cheektowaga.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1- 27

Item No. 29 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that a moratorium on the issuance of gasoline filling station building applications be declared for a period of ninety (90) days, effective July 11, 1960 and expiring on October 11, 1960.

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

Item No. 30 Councilman Fath presented the following resolution and moved its adoption:

RESOLVED, that the application of the Benderson Development Company to erect a gasoline filling station at the northeast corner of Union Road and George Urban Blvd., be denied.

Seconded by Councilman Kaczmarek.



Item No. 30-Cont'd

Councilman Wroblewski presented the following amendment to the foregoing resolution:

RESOLVED, that the application of the Benderson Development Company to erect a gasoline filling station at the northeast corner of Union Road and George Urban Blvd., be granted.

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

Councilman Wroblewski	Voting AYE
Councilman Fath	Voting NAYE
Councilman Kaczmarek	Voting NAYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting NAYE
Councilman Holtz	Voting NAYE

Amendment lost:

AYES: -2-

NOES: -4-

ABSENT: -1-

The vote on the original Resolution resulted as follows:

Councilman Wroblewski	Voting NAYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting NAYE
Councilman Bystrak	Voting AYE
Supervisor Holtz	Voting AYE

Original Resolution carried:

AYES: -4-

NOES: -2-

ABSENT: -1-

Item No. 31 Councilman Trojanoski presented the following resolution and moved its adoption:

BE IT RESOLVED, that Leo Kurnick, Charles Hanson, Joseph Kubera, Lawrence Januszcak, and Peter Rybka be and they hereby are appointed as members of the Zoning Commission hereby established, pursuant to the provisions of Section 266 of the Town Law, with the powers, duties and responsibilities therein provided.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 32 Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers, be retained to prepare a map, plan and report for the creation of a drainage district as provided for in Article 12-A of the Town Law, in an area bounded approximately by Broadway, Harlem Road, the New York State Thruway, and the Erie Railroad right-of-way, and to submit the same to this Town Board.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 33 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that all residential building permit applications approved by the Building Inspector on July 11, 1960, be issued by the Town Clerk.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 34 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the following building permit applications be issued by the Town Clerk after same have been approved by the Building Inspector:

Michael Wagner - Genesee Street - Apartment and Office Building;  
Howard Wagner - Gasoline Tank;  
Charles Graziano - Apartment and Barber Shop;  
Russell Affrunti - Office Building.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 35 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the request of the Pine Hill Hose Company to close Normandy Avenue on August 13, 14, and 15, 1960, for their Annual Field Days, be granted.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 36 Moved by Councilman Trojanoski, seconded by Councilman Bystrak, that no Change Orders be issued relating to the construction of sidewalks in the Town of Cheektowaga.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 37 Moved by Councilman Trojanoski, seconded by Councilman Fath, that the Supervisor, Town Attorney, and the Assessors be authorized and directed to go to Albany, New York, in regard to equalization rates for the Town of Cheektowaga.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 38 This being the time and the place advertised for a public hearing for the improvement of Dellwood Place from Genesee Street, north to Greenwood Place, by the construction of curbs and necessary underground drains in said highway at an estimated cost of \$7,500.00 instead of \$6,600.00 as stated in the original petition.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law, and that the Notice of the Hearing was mailed to all persons who signed the original petition.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing, and no persons appearing in opposition thereof, the Board reserved decision on said improvement until July 18, 1960, at 7:30 P.M., E.D.S.T.

Item No. 39 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 6th day of June, 1960.

#### PUBLIC HIGHWAYS TO BE IMPROVED

Wallace Avenue from Broadway to Grunner Road

#### TYPE OF STREET LIGHTING INSTALLATION

9 Y 19 Standards - Underground Conduit

Item No. 39-Cont'd

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 1st day of August, 1960, at 2:30 P.M., to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the date designated for the hearing as aforesaid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 18th day of July, 1960:

- 1 - Telephone Pole corner of Wallace Avenue and Broadway;
- 2 - Telephone Pole No. 116 on Wallace Avenue;
- 3 - Telephone Pole No. 1 on Wallace Avenue;
- 4 - Post at the corner of Wallace Avenue and Grunner Road;
- 5 - Post in front of No. 157 Wallace Avenue.

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

Item No. 59-Cont'd

(Affidavit)



ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

..... week, the first insertion being on the  
14th day of July, 1960, and  
the last insertion being on the ..... day of

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

*Richard G. Bennett*

**GROUND BROKEN WEDNES**  
Wienckowski turned the first spad Hanwell Place, east of Transit. The as Hillview Acres. Taking part in and Mrs. Anthony Marrano and th Wargala. The 40-acre site will hou

foregoing copy of resolution with County of Erie, have compared the Town of Cheektowaga, in the said NEITH T. HANLEY, Clerk of the This is to certify that I, KEN- Town of Cheektowaga Office of the Clerk of the ss: Erie County State of New York

Councilman Bystak, Voting Aye  
AYES: 6; NOES: 0; ABSENT: 1

Sworn to before me this 14 day of

July, 1960

*Kenneth Hanley*  
Notary Public in and for Erie County

Item No. 39-Cont'd

STATE OF NEW YORK  
COUNTY OF ERIE

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 11th day of July, 1960, at 2:30 o'clock P.M., E.D.S.T., there were

PRESENT:

Benedict T. Holtz, Supervisor  
Felix T. Wroblewski, Councilman  
Alancin M. Fath, Councilman  
Michael J. Kaczmarek, Councilman  
Joseph M. Trojanoski, Councilman  
Stanley R. Bystrak, Councilman

ABSENT:

Joseph Kornecki, Councilman  
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment herein-after particularly described was presented to this Town Board on the 6th day of June, 1960.

PUBLIC HIGHWAYS TO BE IMPROVED  
Wallace Avenue from Broadway to Grunner Road  
TYPE OF STREET  
LIGHTING INSTALLATION  
9 Y 19 Standards—Underground Conduit

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of Said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 1st day of August, 1960, at 2:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED THAT a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Voting Aye  
Councilman Fath, Voting Aye  
Councilman Kaczmarek,  
Voting Aye  
Councilman Trojanoski,

Sworn to before me this 11 day of

July, 1960  
Kenneth T. Hanley  
Notary Public in and for Erie Co

the original resolution now on file at this office and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 11th day of July, 1960, and that the same is a correct and

true transcript of such original resolution and the whole thereof.  
In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 11th day of

day of July 1960.  
KENNETH T. HANLEY  
Clerk of the Town Board,  
Town of Cheektowaga, N. Y.

Item No. 40LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Russell J. Affrunti for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 17, Township Range No. 7 of the Holland Land Survey and further distinguished as Subdivision Lot No. 138 and 139, as shown on the Map File of the Erie County Clerk's Office under Cover No. 963. Further distinguished as 4048 Union Road, corner of Wellworth Place.

Dated: July 11, 1960

KENNETH T. HANLEY  
Town Clerk

The above Notice was posted on the Town Hall Bulletin Board on the 27th day of July, 1960.

Item No. 41 Referred to the Chief of Police the request of Councilman Trojanoski for a Boulevard Stop and Go Sign at the intersection of Walden Avenue and Dale Road and at the intersection of The Avenue and Walden Avenue.

Item No. 42 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos.	2585	to	2671	inclusive
Highway Fund		757		795	
Special Districts		940		966	
Part Town Fund		3261		3276	
C & I		172		174	

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 43 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn.

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

MEETING NO. 20

CHEEKTOWAGA, NEW YORK  
July 18, 1960

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 18th day of July, 1960, at 7:30 P.M., Eastern Daylight Saving Time, there were

PRESENTY	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzynger; Deputy Town Attorney Delahunt; Town Engineer Kamm, and Lieutenant Graham.

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

Item No. 3 Referred to the Highway Committee the complaint of the Town Park Home Owners Association relating to bad road conditions in the George Urban Town Park.

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

RESOLVED, that the Building Inspector and the Town Clerk be authorized and directed to issue a certificate of occupancy on the following described property, as a legal non conforming use.

#### TIORUNDA SHOPPING CENTER

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 26 Township 11, Range 7 of the Holland Land Company's Survey, and being:

Lot 338 which is set forth on sheet 4 of the map entitled "Subdivision of part of L 26 T 11, R7 Town of Cheektowaga, Erie County, New York," dated December 15, 1947, revised February 5, 1948, consisting of six sheets, prepared by New England Service, Inc., Civil Engineers and Surveyors, 73 Tremont Street, Boston, Massachusetts, and which maps have been filed in the Erie County Clerk's Office, December 29, 1947, and February 5, 1948, under covers 1681-86 incl. and with the Town Clerk February 5, 1948, being part of the property acquired by the United States of America under condemnation, United States of America vs. 151.62 acres, etc., Civil 1039 in the United States District Court for the Western District of New York for Project N. Y.-30037, and thereafter conveyed by the United States of America to Leo Rosner et al, by deed dated April 15, 1948, recorded in the Erie County Clerk's Office April 22, 1948 in Liber 4309 page 288, which premises according to the survey prepared by Herthe & Sonnenberger, dated October 15, 1949, are bounded and described:

BEGINNING at the corner formed by the intersection of the southerly side of Maryvale Road and the easterly side of Community Road, thence westerly 281 feet to a stake; thence southerly and parallel with Community Road 135.53 feet to a stake; thence westerly along a line drawn at right angles to Community Road 81 feet; thence again southerly parallel with Community Road 88 feet to a stake; thence westerly at right angles to Community Road 200 feet to a stake in the easterly side of Community Road; thence northerly along the easterly side of Community Road 225 feet to the point of beginning.

Seconded by Councilman Wroblewski.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, on July 11, 1960, bids were received for the construction of a Comfort Station in the Town Park on Dingens Street,

WHEREAS, Joseph Beszczynski was the low bidder in the amount of \$13,656.00, be it

RESOLVED, that said bid be awarded to Joseph Beszczynski in the amount of \$13,656.00.

Seconded by Councilman Trojanoski.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, sealed proposals were duly received by this Board on July 11, 1960, pursuant to advertisement therefor, for the furnishing of three (3) highway trucks, in accordance with specifications therefor, from Mernan Chevrolet of Buffalo, New York, in the amount of \$28,395.00, and from International Harvester Company of Chicago, Illinois, in the amount of \$27,137.94; and

WHEREAS, the Superintendent of Highways has recommended acceptance of the bid of International Harvester Company; NOW, THEREFORE,

BE IT RESOLVED, that the bid of International Harvester Company to furnish three (3) highway trucks, in accordance with the specifications therefor, at a price of \$27,137.94 be and the same hereby is accepted and due execution of contract authorized.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, bids were received on June 6, 1960 for the construction of curbs and storm drains in Cunard Avenue, Claudette Court, and Dellwood Place,

WHEREAS, Vinjames Builders, Inc., were the lowest bidders in the amount of \$44,778.35, be it

RESOLVED, that said bid be awarded to Vinjames Builders, Inc., in the amount of \$44,778.35.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 8 The Supervisor announced to the Town Board that the decision has been reserved until today on the public hearing for the proposed construction of curbs, together with the installation of underground drains in Dellwood Place from Genesee Street north to Greenwood Place, at an estimated cost of Seven Thousand Five Hundred Dollars (\$7,500.00) instead of original estimate in the amount of Six Thousand Six Hundred Dollars (\$6,600.00).

No one appearing in opposition to the proposed increase in the estimated amount for said project, the following resolution was offered and adopted:



Item No. 8-Cont'd

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of necessary underground drains, and said highway being a Town highway, and being paved for its entire length, and

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

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

WHEREAS, at a meeting of said Town Board duly called and held on the 25th day of June, 1960, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the estimate of the cost thereof, as prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to be the sum of Seven Thousand Five Hundred Dollars (\$7,500.00), and that the improvement cannot be constructed within the maximum amount of \$6,600.00 proposed to be expended therefor, as stated in said petition, and specifying that said Board would meet to further consider said petition and improvement, and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk, was duly published and posted as required by law, and a copy thereof was sent by regular mail to the last known address of each person who signed said petition, and

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

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

RESOLVED, that this Board hereby determines that it is in the public interest to make, within the cost estimated by said engineers, the improvement petitioned for, to wit: the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of necessary underground drains.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BOND RESOLUTION, DATED JULY 18, 1960, AUTHORIZING THE ISSUANCE OF \$7,500 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON DELLWOOD PLACE.

- - - - -

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$7,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, in accordance with the resolution adopted by the Town Board of said Town on July 18, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$7,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Item No. 9-Cont'd

Section 9. This resolution shall take effect immediately upon its adoption.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Fath presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 18, 1960, AUTHORIZING THE ISSUANCE OF \$7,500 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Seven Thousand Five Hundred Dollars (\$7,500), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Seven Thousand Five Hundred Dollars (\$7,500) Serial Bonds authorized by the bond resolution entitled, "Bond Resolution, Dated July 18, 1960, Authorizing the Issuance of \$7,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Dellwood Place."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, in accordance with the resolution adopted by the Town Board of said Town on July 18, 1960.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes and (d) the notes authorized by this resolution are not issued in anticipation of bonds for an assessable improvement, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

Item No. 9-Cont'd

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

## Personals

Mr. and Mrs. John Bordonaro of 345 French Rd. proudly announce the arrival of a 7½ lb. baby boy Dominick, born at the Millard Fillmore Hospital on July 5th.

Mr. and Mrs. Alan G. Hart and their sons Timothy and Robin from E. St. Louis, Ill. are spending the summer with Mr. Hart's parents, Mr. and Mrs. Harry Hart of 33 Donna Ct.

Clifford Butsch, son of Mr. and Mrs. William Butsch of 333 French Rd. has returned home from the Children's Hospital where he was confined because of a lacerated knee.

## LOOKING INTO THE PAST 50 YEARS AGO

July 21, 1910

Logan Studley was struck and killed by a D L & W train in Lancaster.

The barn of Sam Gloss on Rowley Rd. was totally destroyed by fire.

The Depew Industrial Baseball Club and a few friends assembled at the Buster House to make merry, the occasion being the 18th birthday of Charles McHugh, Depew's popular guardian of the first sack. Section 7. The vanity of said

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 21st day of July, 1960, and the last insertion being on the ..... day of ..... 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

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

JUL 23 1960

19.....

Notary Public in and for Erie County

Item No. 9-Cont'd

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

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

**LEGAL NOTICE**  
**BOND RESOLUTION, DATED**  
**JULY 18th, 1960, AUTHORIZING**  
**THE ISSUANCE OF \$7,500 SERIAL**  
**BONDS OF THE TOWN OF**  
**CHEEKTOWAGA, IN THE COUN-**  
**TY OF ERIE, PURSUANT TO THE**  
**LOCAL FINANCE LAW, TO FI-**  
**NANCE CONSTRUCTION OF**  
**CURBS ON DELLWOOD PLACE.**

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, and such purpose is a special im-

provement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$7,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, in accordance with the resolution adopted by the Town Board of said Town on July 18, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the

cations thereof.

principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$7,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of Paragraph (a) of Section 11:00 of the Local Finance Law, and that the period of probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall

take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 18th day of July, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk of the Town of  
Cheektowaga, New York

ly21

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

JUL 23 1960

19.....

Notary Public in and for Erie County

Item No. 9-Cont'd

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

STATE OF NEW YORK  
COUNTY OF ERIE

## Personals

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Clifford Butsch, son of Mr. and Mrs. William Butsch of 333 French Rd. has returned home from the Children's Hospital where he was confined because of a lacerated knee.

## LOOKING INTO THE PAST

50 YEARS AGO

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Section 7. The validity of said

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

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*Richard G. Bennett*

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

JUL 23 1960

, 19.....

Notary Public in and for Erie County

Item No. 10 TO: TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK AND  
JOHN J. ZABLOTNY, SUPERINTENDENT OF HIGHWAYS OF SAID TOWN.

The petition of JOHN W. BERRYMAN BUILDER, INC., a domestic corporation, organized and existing under and by virtue of the Laws of the State of New York, and having its principal place of business at No. 173 Cadman Drive, in the Village of Williamsville, County of Erie and State of New York, respectfully shows:

That JOHN W. BERRYMAN is the president of said JOHN W. BERRYMAN BUILDER, INC., residing at in the Village of Williamsville, New York.

That your petitioner, said corporation, is the owner of the land abutting on all three sides (Northerly, southerly and westerly) of that portion of Maplevue Avenue, commencing at the intersection of the west line of Lochland Drive and proceeding northwesterly approximately One Hundred and Thirty Eight (138) feet, as is shown on a Subdivision Map filed in the Office of the Clerk of the County of Erie under Cover No. 1465, and known and distinguished as that part of Maplevue Avenue lying west of the westerly line of Lochland Drive and east of the westerly line of lands shown on said map.

That there are no other abutting owners on that portion of said highway sought to be abandoned.

That said portion of said highway ought to be abandoned, has not been opened or worked as a highway within six (6) years from the time it was dedicated to the use of the public, if dedicated at all, and has never been opened and worked as a highway at any time.

That the abandonment of said highway does not interfere in any way with the right of ingress and egress of any property owners located on Lochland Drive or any other portion of Maplevue Avenue.

That no previous application has been made for the relief sought therein.

WHEREFORE, your petitioner respectfully prays that the Town Board of the Town of Cheektowaga and John J. Zablotny, Superintendent of Highways of said Town, abandon said portion of Maplevue Avenue, commencing at the intersection of the west line of Lochland Drive and proceeding westerly approximately One Hundred Thirty Eight (138) feet, as is shown on a subdivision map filed in the Office of the Clerk of the County of Erie under Cover No. 1465, known and distinguished as that part of Maplevue Avenue lying west of the westerly line of Lochland Drive and east of the westerly line of lands shown on said map, a total distance of approximately One Hundred and Thirty Eight (138) feet, in accordance with section 205 of the Highway Law of the State of New York.

JOHN W. BERRYMAN BUILDER, INC.

/s/ John W. Berryman, Pres.

STATE OF NEW YORK:  
COUNTY OF ERIE : SS

On this 15th day of July, 1960, before me personally came JOHN W. BERRYMAN, to me personally known, who, being by me duly sworn, did depose and say that he resides at No. 173 Cadman Drive in the Village of Williamsville, New York, that he is the president of JOHN W. BERRYMAN BUILDER, INC., the corporation described in and which executed the within instrument; that he knows the seal of said corporation; that the seal affixed to said petition is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation; and that he signed his name thereto by like order.

/s/ William H. Gorman, Jr.  
Notary Public-State of N. Y.  
Comm. Expires Mar. 30, 1962

Item No. 10-Cont'd

The following resolution was offered by Councilman Fath, who moved its adoption, seconded by Councilman Kaczmarek, to wit:

WHEREAS, John W. Berryman Builder, Inc., has petitioned this Town Board to abandon the portion of the highway contained within the boundaries of the property hereinafter described, and

WHEREAS, said portion of said highway has not been opened and worked within six (6) years from the time it was dedicated to the use of the public, if dedicated at all, and has never been so opened and worked at any time, and

WHEREAS, the said John W. Berryman Builder, Inc. is the owner of the lands abutting on the portion of said highway which is sought to be closed;

NOW, THEREFORE,

BE IT RESOLVED, that the portion of said highway contained within the boundaries of the following described property, to wit: that portion of Maplevue Avenue commencing at the intersection of the west line of Lochland Drive and proceeding northwesterly approximately one hundred and thirty-eight (138) feet, as is shown on a Subdivision Map filed in the office of the Clerk of the County of Erie under Cover No. 1465, and known and distinguished as that part of Maplevue Avenue lying west of the westerly line of Lochland Drive and east of the westerly line of lands shown on said map, be and the same hereby is abandoned in accordance with the provisions of Section 205 of the Highway Law, and this Town Board does hereby consent that the Town Superintendent of Highways shall execute, file and record in the Town Clerk's Office, a written description of said abandoned portion of said highway, signed by him and by this Town Board.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

IT IS HEREBY CERTIFIED by the persons whose names are hereunto subscribed, that that portion of the highway contained within the boundaries of the following described property, to wit: that portion of Maplevue Avenue, commencing at the intersection of the west line of Lochland Drive and proceeding northwesterly approximately one hundred and thirty-eight (138) feet, as is shown on a Subdivision Map filed in the Office of the Clerk of the County of Erie under Cover No. 1465, and known and distinguished as that part of Maplevue Avenue lying west of the westerly line of Lochland Drive and east of the westerly line of lands shown on said map, has been abandoned, and this certificate is executed in accordance with the provisions of a resolution of the Town Board of the Town of Cheektowaga duly adopted on the 18th day of July, 1960.

Dated: July 18, 1960

/s/	Superintendent of Highways
Benedict T. Holtz	Supervisor
Felix J. Wroblewski	Councilman
Joseph Kornecki	Councilman
Alancin M. Fath	Councilman
Michael J. Kaczmarek	Councilman
Joseph Trojanoski	Councilman
Stanley Bystrak	Councilman



Item No. 10-Cont'd

Councilman Fath presented the following resolution and moved its adoption:

BE IT RESOLVED, that there be accepted on behalf of the Town of Cheektowaga, deed from the County of Erie to that portion of Maplevue Avenue lying west of the westerly line of Lochland Drive as shown under Cover of Maps No. 1465 filed in the Erie County Clerk's Office, and that the same be conveyed to John W. Berryman Builder, Inc., this transaction being for the purpose of completing the closing of said portion of Maplevue Avenue, said interest involved being a technical interest, the substantial interest being now owned by John W. Berryman Builder, Inc., and the Supervisor is authorized to execute deed on behalf of the Town of Cheektowaga and affix thereto the corporate seal of the Town.

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

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

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

WHEREAS, the Recreation Department has notified the Town Board that they are in need of one Used Road Grader, be it

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

RESOLVED, that the Town Board meet on the 1st day of August, 1960 at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

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

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

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one Used Road Grader for use in the Recreation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M. Eastern Daylight Saving Time on August 1, 1960 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

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

Dated: Aug. 1, 1960

/s/ Kenneth T. Hanley  
Town Clerk

Item No. 11-Cont'dSPECIFICATIONS FOR ONE (1) USED ROAD GRADER  
ONE (1) REQUIRED - RECREATION DEPARTMENT

One (1) Used Galion 1951 Model MG road grader powered by an International 4 cyl. 1U4 Engine equipped as follows:

1. Transmission: International - speeds - five (5) Forward  
two (2) Reverse
2. Starting System: six (6) Volt
3. Controls: Hydraulic leaning Front wheels, Hydraulic Blade lift,  
Manual circle control, locking device
4. Scarifier: Hydraulic controlled, equipped with seven (7) teeth
5. Moldboard: Replaceable and reversible cutting edges and boots.  
Length - 10 ft.  
Width - 1 ft. 4 inches
6. Oil Filter: Reprocable Element type
7. Drawbar Hitch: Rear pin type
8. Cab: All weather cab, heater, electric windshield wiper, horn, lights -  
Two (2) forward and two (2) tail
9. Axle: Rear single
10. Tires: Front: 7:00 x 20  
Rear: 11:00 x 24

Trade-in: 1934 Huber Grader

The Town Board may accept or reject any or all bids or accept any bid that it desires.

Dated: July 18, 1960

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

Item No. 11-Cont'd

(Affidavit)

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

**NOTICE TO BIDDERS**

The Town of Cheektowaga hereby requires separate sealed bids for one Used Road Grader for use in the Recreation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M. Eastern Daylight Saving Time on August 1, 1960 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

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

Dated: August 1, 1960.

KENNETH T. HANLEY,  
ju21 Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... 1 ..... week, the first insertion being on the .. 21st day of .. July .., 1960, and the last insertion being on the ..... day of .., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

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

JUL 23 1960

, 19.....

Notary Public in and for Erie County

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

BE IT RESOLVED, that Tryon & Schwartz & Associates be and they hereby are retained to prepare preliminary plans, specifications, and detailed cost estimate for construction of an outdoor swimming pool at the Town Park, located on Harlem Road, and that such firm shall submit to this Town Board promptly such preliminary plans, specifications and detailed cost estimate.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BE IT RESOLVED, that the request of John F. Mersmann, Chief of Police, for permission to attend the New York State Association of Chiefs of Police at Buffalo, New York, on July 25 to July 28, inclusive, is herewith granted, and all necessary expenses in connection with such attendance are authorized to be paid.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that the Niagara Mohawk Corporation be authorized to remove the present 1348 lighting standard existing at the northeast corner of Peachtree Road and Pine Ridge Road, and install on an existing pole situate at the northeast corner of Pine Ridge and Peachtree Road, a 175 Watt Mercury Vapor lamp. The above mentioned 1348 lighting standard is presently out of service.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue all building permit applications approved by the Building Inspector on July 18, 1960.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 16 Moved by Councilman Fath, seconded by Councilman Kaczmarek, that the Building Permit Application submitted by Walter Sewryn to erect a building at No. 880 George Urban Boulevard to be used as a Chiropractor's Office, be denied.

AYES: -7-

NOES: -0-

Item No. 17 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 2674	to	2699	inclusive
Highway Fund	797		810	
Special Districts	968		986	
Part Town Fund	3278			
C & I	175			

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 18 Moved by Councilman Kaczmarek, seconded by Councilman Fath, to adjourn to July 23, 1960, at 11:30 A.M.

SEAL

*Kenneth T. Hanley*

KENNETH T. HANLEY  
Town Clerk

MEETING NO. 21CHEEKTOWAGA, NEW YORK  
JULY 23, 1960

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 23rd day of July, 1960, at 11:30 A.M., Eastern Daylight Saving Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Joseph M. Trojanoski	Councilman
	Michael J. Kaczmarek	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
	Stanley R. Bystrak	Councilman

Also present were: Town Clerk Hanley and Deputy Town Attorney Delahunt.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

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

Item No. 3 Ordered referred to the Chief of Police the request of the Pine Hill Hose Company to post two-hour parking signs on the north side of Peachtree Road from Pine Ridge Road to the driveway of Dr. A. Walters.

Item No. 4 Ordered received and filed communication from the Building Inspector dated July 20, 1960, relating to building permit applications approved by him.

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

RESOLVED, that John Cyronkowski be and hereby is appointed as a laborer in the Incinerator Plant or Sanitation Department.

Seconded by Councilman Kaczmarek.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 6 Councilman Kaczmarek moves that the following be and hereby are appointed to the Town Recreation Board:

Jack Kirisits  
Albert Zoilkonski  
Carl Oddo  
Robert Klinshaw  
Edward Piatkiewicz  
Walter Dominiak  
Joseph Gejewski

John Janus  
Dominic Catalano  
Leonard Kosubowski  
Matthew Szydlowski  
John Greenan  
Edward Simmons

Further that these appointments be effective as of April 1, 1960.

That Walter Dominiak be and hereby is appointed Secretary at \$1,200.00 per year. All other members to receive \$52.00 a year, or \$1.00 per meeting.

Seconded by Councilman Fath.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 7 Moved by Councilman Kornecki, seconded by Councilman Trojanoski,

RESOLVED, that the application of the Benderson Development Company dated May 21, 1960, to erect a gasoline filling station at the northeast corner of Union Road and George Urban Boulevard, be granted, and be it further

RESOLVED, that the resolution adopted on July 11, 1960, denying the said application be and the same is hereby rescinded as of this date.

AYES: -4-

VOTING PRESENT: -1-  
(Councilman Kaczmarek)

ABSENT: -2- 15

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

WHEREAS, this Town Board did on the 20th day of June, 1960, hold a public hearing to consider the advisability of adopting a Traffic Ordinance to control traffic on airports and airfields pursuant to the provisions of the Town Law of the State of New York,

WHEREAS, at such public hearing no one appeared in favor of said proposed Traffic Ordinance to control traffic on airports and airfields,

WHEREAS, persons did appear in opposition to the adoption of said ordinance claiming its adoption would be detrimental to individuals using the Greater Buffalo International Airport, be it

RESOLVED, that the said proposed ordinance to control traffic on airports and airfields be and the same is hereby denied.

Seconded by Councilman Kornecki.

AYES: -5-

NOES: -0-

ABSENT: -2- 16

Item No. 9 The Town Clerk advised the Town Board that he is concerned about the 64 voting machines that are stored in the warehouse on Lovejoy and Halstead Avenue, in a non-fire proof building, which also houses a paint shop.

The Town Clerk related to the Board the possibility of a fire destroying these voting machines, but advised the Board that they are partially insured.

Item No. 10 Moved by Councilman Fath, seconded by Councilman Kornecki, to adjourn. 17

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

MEETING NO. 22CHEEKTOWAGA, NEW YORK  
AUGUST 1, 1960

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 1st day of August, 1960, at 2:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Chief of Police Mersmann; General Foreman Banko, and Building & Plumbing Inspector Trafalski.

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

Item No. 3 Ordered referred to the Assessors for a property check the petition for the improvement of Binner Road from Beach Road to Wilshire Road by the installation of street lighting equipment.

Item No. 4 Ordered received and filed the resignation of Joseph Beszczynski as a member of the Plumbing Board of Examiners.

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

WHEREAS, emergency sewer repairs were required on 58, 70, and 76 Ceil Drive in Sanitary Sewer District No. 3, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$746.62.

BE IT RESOLVED, that the voucher of Yeager Plumbing and Heating Supply Co., Inc., in the amount of \$746.62 to do the work and furnish the materials, be approved and ordered paid.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-



Item No. 6 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one Used Road Grader for the Recreation Department.

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

The Clerk was authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids received:

Frontier Trucking Service.....	\$3,500.00
Syracuse Supply Company.....	5,200.00
Cameron Equipment Company.....	3,500.00

The bids were referred to the Town Engineer for tabulation and analysis.

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

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, be and they hereby are retained to prepare a map and general plan for the improvement of the sewer system of Sewer District No. 7, involving construction of a trunk sewer on the north side of Scajaquada Creek east of Union Road, and to prepare an estimate of the expense thereof, and submit the same to this Town Board.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 8 Councilman Fath offered the following resolution and moved its adoption:

WHEREAS, Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, have prepared final plans and specifications for the construction of the drainage system for Drainage District No. 7, and have submitted the same to this Town Board; NOW, THEREFORE,

BE IT RESOLVED as follows:

1. That said plans and specifications are hereby approved.
2. That sealed proposals for the construction of such drainage system shall be received by this Town Board in accordance with the following Notice to Contractors:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 15th day of August, 1960, at 7:30 P.M., EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,157 lineal feet of 72 inch, 853 lineal feet of 66 inch, 3,306 lineal feet of 60 inch, 2,777 lineal feet of 54 inch, 1,458 lineal feet of 48 inch, and 751 lineal feet of 36 inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in Storm Drainage District No. 7, Town of Cheektowaga, Erie County, New York, including manholes, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke, & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

STATE OF NEW YORK } ss.  
COUNTY OF ERIE }

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Published Thursday

# Go-Kar Must S Mayor

The noise emanating from  
way at Broadway and Border  
attorney Thaddeus J. Piusien  
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ained of the noise at the vil  
Armed with a petition bearing  
names Edward Keicher, et al.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
4th day of August, 1960, and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

*Richard G. Bennett*

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

AUG 11 1960

*Kenneth J. Aonley*

Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**NOTICE OF CONTRACTORS**

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 15th day of August, 1960 at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,157 lineal feet of 72 inch, 853 lineal feet of 66 inch, 3,306 lineal feet of 60 inch, 2,777 lineal feet of 54 inch, 1,458 lineal feet of 48 inch, and 751 lineal feet of 36 inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in Storm Drainage District No. 7, Town of Cheektowaga, Erie County, New York, including manholes, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke, & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications and instructions to bidders may also be examined at the office of Nussbaumer, Clarke and Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon

returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non bidders will similarly be refunded only one-half the deposit.

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

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

KENNETH T. HANLEY  
Town Clerk

Dated: August 1, 1960  
Published: August 4, 1960

S. BENNETT

Item No. 8-Cont'd

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

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

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

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

Dated: August 1, 1960  
Published: August 4, 1960

KENNETH T. HANLEY  
Town Clerk

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

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

Item No. 9                      Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector in his communication dated August 1, 1960.

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

Item No. 10                      Moved by Councilman Fath, seconded by Councilman Kaczmarek, that the Chief of Police be authorized and directed to place a school guard in front of Central School #1, on Union Road near Walden Avenue.

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

Item No. 11                      The following resolution was offered by Councilman Kornecki, who moved its adoption, seconded by Councilman Wroblewski, to wit:

CAPITAL NOTE RESOLUTION DATED AUGUST 1, 1960, AUTHORIZING THE ISSUANCE OF \$7,655 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE PURCHASE OF VOTING MACHINES.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$7,655, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Item No. 11-Cont'd

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase of voting machines at a maximum cost of \$7,655.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$7,655, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 31 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Capital Note resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note resolution; NOW, THEREFORE,

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

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$7,655 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated August 1, 1960, Authorizing the Issuance of \$7,655 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase of Voting Machines". Said Capital Notes shall be designated "Voting Machine Capital Notes, Series A of 1960". Said Capital Notes shall consist of two notes of the denominations of \$3,827.50 each, numbered 1 and 2, in order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1961 and 1962.

Item No. 11-Cont'd

(2) All of said Capital Notes shall be dated as of a date subsequent to August 1, 1960, and shall bear interest from their date at the rate of Three Percent (3%) per annum. The interest on the Capital Notes shall be payable annually on April 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, at private sale and shall bear an interest rate of Three Percent (3%) per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said Notes and the interest thereon as the same become due and payable.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

11  
12

Item No. 11-Cont'd

(Affidavit)

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

LEGAL NOTICE

CAPITAL NOTE RESOLUTION, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk of the Town of Cheektowaga, New York

Two Cheektowagas with more than 30 years' service in the Buffalo Postal Service, retired last week and were honored at ceremonies marking the occasion.

According to Kenneth Bitterman, who operates the station with James Weber, someone familiar with the layout must have looted the place. He told authorities that a watchdog on the premises would have kept strangers away.

RICHARD G. BENNETT  
being duly sworn, deposes and says that he is the  
PUBLISHER of the  
Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 4th day of August, 1960, and the last insertion being on the day of 19, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

1960  
Kenneth T. Hanley  
Notary Public in and for Erie County

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

## LEGAL NOTICE

CAPITAL NOTE RESOLUTION DATED AUGUST 1, 1960, AUTHORIZING THE ISSUANCE OF \$7,655 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE PURCHASE OF VOTING MACHINES.

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$7,655, pursuant to the Local Finance Law of New York, in order to finance the specific purpose herein-after described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase of voting machines at a maximum cost of \$7,655.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$7,655, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 31 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 1st day of August, 1960, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk of the Town of  
Cheektowaga, New York

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

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

annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

..... week, the first insertion being on the  
4th day of August, 1960, and  
the last insertion being on the ..... day of  
....., 19....., and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

day of

1 1960

19

*Hanley*  
do hereby certify that the foregoing is a true and correct copy of the resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, as the same appears from the minutes of said Board.



Item No. 12 The following resolution was offered by Councilman Kornecki, who moved its adoption, seconded by Councilman Trojanoski, to wit:

CAPITAL NOTE RESOLUTION DATED AUGUST 1, 1960, AUTHORIZING THE ISSUANCE OF \$27,137.94 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$27,137.94, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of three (3) highway trucks at a maximum cost of \$27,137.94, together with trade-in of three (3) used trucks.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$27,137.94, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes and said trade-in.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The resolution was duly adopted, the vote being as follows:

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12-Cont'd

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Capital Note resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note resolution; NOW, THEREFORE,

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

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$27,137.94 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated August 1, 1960, Authorizing the Issuance of \$27,137.94 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery". Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series B of 1960". Said Capital Notes shall consist of two notes of the denominations of \$13,568.97 each, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1961 and 1962.

(2) All of said Capital Notes shall be dated as of a date subsequent to August 1, 1960, and shall bear interest from their date at the rate of Three Percent (3%) per annum. The interest on the Capital Notes shall be payable annually on April 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, at private sale and shall bear an interest rate of Three Percent (3%) per annum.

(6) The faith and credit of the Town are hereby pledged to the payment of said Notes and the interest thereon as the same become due and payable.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

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

**LEGAL NOTICE****CAPITAL NOTE RESOLUTION**

cation; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall take effect immediately upon its adoption.

The Capital Note resolution published herewith has been adopted on the 1st day of August, 1960, and the validity of the obligations authorized by such Capital Note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY

Town Clerk of the Town of Cheektowaga, New York

Among those opposing the substitution of mechanical guards as a watchman were Acting Public Service Commission hearing in Buffalo this Thursday morning.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

1 week, the first insertion being on the 4th day of August, 1960, and the last insertion being on the day of

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

*Richard G. Bennett*

Sworn to before me this day of

AUG 11 1960

19

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

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

## LEGAL NOTICE

CAPITAL NOTE RESOLUTION  
DATED AUGUST 1, 1960, AUTH-  
ORIZING THE ISSUANCE OF \$27-  
137.94 CAPITAL NOTES OF THE  
TOWN OF CHEEKTOWAGA, IN  
THE COUNTY OF ERIE, PUR-  
SUANT TO THE LOCAL FINANCE  
LAW, TO FINANCE THE ACQUI-  
SITION OF HIGHWAY MACHIN-  
ERY.

BE IT RESOLVED by the Town  
Board of the Town of Cheektow-  
aga, in the County of Erie, as fol-  
lows:

Section 1. The Town of Cheek-  
towaga, in the County of Erie,  
shall issue its Capital Notes of the  
aggregate principal amount of  
\$27,137.94, pursuant to the Local  
Finance Law of New York, in or-  
der to finance the specific purpose  
hereinafter described.

Section 2. The specific purpose  
(hereinafter referred to as "pur-  
pose") to be financed by the issu-  
ance of such Capital Notes is the  
acquisition of machinery or appa-  
ratus for highway construction or  
maintenance, and consists of three  
(3) highway trucks at a maximum  
cost of \$27,137.94, together with  
trade-in of three (3) used trucks.

Section 3. It is hereby stated  
that (a) the maximum cost of said  
purpose as estimated by the Town  
Board is \$27,137.94, and (b) no  
money has heretofore been auth-  
orized to be applied to the pay-  
ment of the cost of such purpose,  
and (c) the Town Board plans to  
finance the cost of said purpose  
entirely from funds raised by the  
issuance of said Capital Notes and  
said trade-in.

Section 4. It is hereby deter-  
mined that said purpose is an ob-  
ject or purpose described in Subdi-  
vision 28 of Paragraph a of Sec-  
tion 11.00 of the Local Finance  
Law, and that the period of prob-  
able usefulness of said purpose is  
five years.

Section 5. It is hereby deter-  
mined that the proposed maturity  
of the obligations authorized by  
this resolution will not be in ex-  
cess of five years.

Section 6. This resolution shall  
be published in full by the Town  
Clerk of said Town, together with a  
notice in substantially the form  
prescribed by Section 81.00 of said  
Local Finance Law, and such pub-  
lication shall be in the DEPEW  
HERALD AND CHEEKTOWAGA  
NEWS, a newspaper published and  
having a general circulation in said  
Town. The validity of said Capital  
Notes may be contested only if  
such obligations are authorized for  
an object or purpose for which said  
Town is not authorized to expend  
money, or the provisions of law  
which should be complied with at  
the date of publication of this reso-  
lution were not substantially com-  
plied with, and an action, suit or  
proceeding contesting such valid-  
ity is commenced within twenty  
days after the date of such pub-  
lication; or if said obligations are  
authorized in violation of the pro-  
visions of the Constitution of New  
York.

Section 7. This resolution shall  
take effect immediately upon its  
adoption.

The Capital Note resolution pub-  
lished herewith has been adopted  
on the 1st day of August, 1960,  
and the validity of the obligations  
authorized by such Capital Note  
resolution may be hereafter con-  
tested only if such obligations  
were authorized for an object or  
purpose for which the Town of  
Cheektowaga, in the County of  
Erie, is not authorized to expend  
money or if the provisions of law  
which should have been complied  
with as of the date of publication  
of this notice were not substan-  
tially complied with, and an action,  
suit or proceeding contesting such  
validity is commenced within twenty  
days after the date of publica-  
tion of this notice; or such obliga-  
tions were authorized in violation  
of the provisions of the Constitu-  
tion of New York.

KENNETH T. HANLEY  
Town Clerk of the Town of  
Cheektowaga, New York

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheek-  
towaga, Erie County, New York, that notice of which the  
annexed printed slip taken from said newspaper, is a copy,  
was inserted and published therein once a week for  
..... week, the first insertion being on the  
..... day of August, 1960, and  
the last insertion being on the ..... day of  
....., 19....., and that not  
more than six days intervened between any two publi-  
cations thereof.

day of

1 1960

19.....

*Hanley*  
Public in and for Erie County

Item No. 13 This being the time and the place advertised for a public hearing for the improvement of Vern Lane from William Street north approximately 1700 feet to the north property lines of the premises of No. 46 and 47 Vern Lane, by the construction of curbs together with the installation of receivers and necessary underground drains.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the following resolution was presented and adopted:

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Vern Lane, from William Street north approximately 1700 feet to the north property lines of the premises of #46 and #47 Vern Lane, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along both sides of said highway to be improved, and

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

WHEREAS, at a meeting of said Town Board duly called and held on the 11th day of July, 1960, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Twenty-One Thousand Dollars (\$21,000.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall, in the Town of Cheektowaga, on the 1st day of August, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and

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

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

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

RESOLVED, that this Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the construction of curbs, together with the installation of receivers and necessary underground drains, on both sides of Vern Lane, from William Street north approximately 1700 feet to the north property lines of the premises of #46 and #47 Vern Lane, and it is

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

Item No. 13-Cont'd

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 14 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

Wallace Avenue                      FROM    Broadway                      TO    Grunner Road

TYPE OF STREET LIGHTING INSTALLATION

9 Y 19 Standards - Underground Conduit

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

Wallace Avenue                      FROM    Broadway                      TO    Grunner Road

TYPE OF STREET LIGHTING INSTALLATION

9 Y 19 Standards - Underground Conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,  
 (a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and  
 (b) that it is in the public interest to grant in whole the relief sought,  
 by the installation of street lighting equipment hereinabove particularly described along said streets, and

Item No. 14-Cont'd

BE IT FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15 Moved by Councilman Bystrak, seconded by Councilman Wroblewski, that the Supervisor be authorized and directed to purchase from the Westinghouse Manufacturing Corporation 9 Y 19 street lighting standards to be used in Wallace Avenue Special Street Lighting District.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 5th day of July, 1960.

PUBLIC HIGHWAYS TO BE IMPROVED

Tudor Road FROM SL 35 TO SL 177/178, inclusive

TYPE OF STREET LIGHTING INSTALLATION

4 Y 20 Standards - Underground Conduit

WHEREAS, Edward B. Jerzewski, Anthony H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

Item No. 16-Cont'd

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 15th day of August, 1960, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED THAT a copy of this order, certified by the Town Clerk, be published at least once in the CHEEKTOWAGA TIMES, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 5th day of August, 1960:

- 1 - Tree in front of No. 199 Tudor Road;
- 2 - Post at the corner of Tudor Road and Campbell Road;
- 3 - Post in front of No. 163 Tudor Road;
- 4 - Post in front of No. 159 Tudor Road;
- 5 - Post in front of No. 137 Tudor Road.

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



Item No. 16-Cont'd

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 22 weeks;  
 first publication AUG 4 1960;  
 last publication AUG 4 1960;  
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

AUG 24 1960  
 day of ..... 19.....

Eve J. Allis

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

EVE J. ALLIS  
 NOTARY PUBLIC, STATE OF NEW YORK  
 Qualified in Erie County  
 My Commission Expires March 30, 1961  
 Registered No. 5029

## (Affidavit)

**NOTICE OF MEETING**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 1st day of August, 1960, at 2:30 o'clock p.m., Eastern Daylight Time, there were:

**PRESENT:**

BENEDICT T. HOLTZ,

Supervisor.

FELIX T. WROBLEWSKI,

Councilman.

JOSEPH KORNECKI,

Councilman.

STANLEY R. BYSTRAK,

Councilman.

ALANCIN M. FATH,

Councilman.

MICHAEL J. KACZMAREK,

Councilman.

JOSEPH M. TROJANOSKI,

Councilman.

**ABSENT: -0-**

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 5th day of July, 1960.

**PUBLIC HIGHWAYS TO BE IMPROVED**

TUDOR ROAD from SL 35 to SL 177/178, inclusive.

**TYPE OF STREET LIGHTING INSTALLATION**

4 Y 20 Standards - Under Ground Conduit.

WHEREAS, Edward B. Jerzewski, Anthony H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 15th day of August, 1960, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED THAT a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz voting aye.  
Councilman Wroblewski voting

aye.

Councilman Kornecki voting

aye.

Councilman Fath voting aye.

Councilman Kaczmarek voting

aye.

Councilman Trojanoski voting

aye.

Councilman Bystrak voting aye.

Ayes: 7 - Noes: 0 - Absent: 0.

STATE OF NEW YORK )

ERIE COUNTY )

OFFICE OF THE CLERK ) ss:

OF THE TOWN OF )

CHEEKTOWAGA )

This is to certify that I, Ken-

neth T. Hanley, Clerk of the

Town of Cheektowaga, in the

said County of Erie, have com-

pared the foregoing copy of res-

olution now on file at this office,

and which was passed by the

Town Board of the Town of

Cheektowaga in said County of

Erie, on August 1, 1960, and that

the same is a correct and true

transcript of such original reso-

lution and the whole thereof.

In Witness Whereof, I have

hereunto set my hand and af-

fixed the seal of said Town this

1st day of August, 1960.

KENNETH T. HANLEY,

Clerk of the Town Board,

Town of Cheektowaga,

New York.

(Pub: Aug 4)

Item No. 17

## DECISION OF ZONING BOARD OF APPEALS

In the Matter of the Application of  
DOROTHEA STRIEWING

To rezone from a Residential Zone to a Business Zone the following described property: - ALL THAT TRACT or parcel of land situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 16, Township 11 and Range 7 of the Holland Land Company's Survey and being further bounded and described as follows: Commencing at a point in the west line of Union Road as now laid out distant 2,496.175 feet south as measured along said west line of said Union Road from its intersection with the north line of said Lot 16, thence southerly along said said west line of Union Road 63.59 feet, thence westerly on a line parallel with the north line of Lot 16, 760.95 feet to the east lines of lands conveyed to Central School District No. 1 of the Town of Cheektowaga, thence northeasterly and along said east line of the schools land 89.55 feet more or less to a line drawn parallel with the north line of Lot 16 and distant 2496.175 south therefrom, thence easterly on said line 698.28 feet to the point or place of beginning.

- - - - -

The Zoning Board of Appeals conducted a public hearing on July 6, 1960, after proper notice to all parties concerned.

The applicant intends to use the premises to conduct a general business of retail and wholesale selling of goods and merchandise, and for the necessary storage incidental thereto. A representative of School District No. 1 appeared in opposition to the rezoning but stated that the School Board would have no objections to the granting of a Variance to permit the operation of the proposed business.

The Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity, and in view of the proximity of the premises to the school, and recognizing that some more objectionable business might later occupy the property, recommend that the application be denied, but further recommend that a variance be granted to conduct a general business of retail and wholesale selling of goods and merchandise and for the necessary storage incidental thereto.

\_\_\_\_\_  
Chairman

/s/ Joseph P. Kubera  
/s/ Peter J. Rybka

/s/ C. G. Hanson  
/s/ Lawrence M. Januszczyk

Dated: July 23, 1960

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

That the following claims be approved as presented:

General Fund	Nos. 2701	to	2748	inclusive
Highway Fund	813		832	
Special Districts	987		1001	
C & I	178		180	
Part Town Fund	3280		3282	

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, this Town Board, at a meeting duly called and held on July 18, 1960, retained the firm of Tryon & Schwartz & Associates to prepare preliminary plans, specifications, and detailed cost estimate for construction of an outdoor swimming pool at the Town Park, located on Harlem Road, and

WHEREAS, A. Russell Tryon has formed a partnership with Theodore A. Krehbiel, said Theodore A. Krehbiel being a licensed civil engineer, and has requested that the swimming pool work be handled by himself and Mr. Krehbiel, rather than by the firm of Tryon & Schwartz & Associates; NOW, THEREFORE,

BE IT RESOLVED, that the aforementioned resolution adopted July 18, 1960 be and the same hereby is rescinded, and be it further

RESOLVED, that contract in the form hereto annexed, between the Town of Cheektowaga and A. Russell Tryon and Theodore A. Krehbiel, be authorized to be executed on behalf of the Town of Cheektowaga by the Supervisor with such amendment as to fees for additional pools to be added to contract upon negotiations with Tryon and Krehbiel by the Supervisor.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 20  
to adjourn.

Moved by Councilman Fath, seconded by Councilman Wroblewski,

SEAL

*Kenneth T. Hanley*  
KENNETH T. HANLEY  
Town Clerk

MEETING NO. 23

CHEEKTOWAGA, NEW YORK  
AUGUST 15, 1960

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 15th day of August, 1960, at 7:30 P.M., Eastern Daylight Savings Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
	Alancin M. Fath	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzing; Deputy Town Attorney Delahunt; General Foreman Banko; Town Engineer Kamm; Lieutenant Graham.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

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

Item No. 3 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,157 lineal feet of 72 inch, 853 lineal feet of 66 inch, 3,306 lineal feet of 60 inch, 2,777 lineal feet of 54 inch, 1,458 lineal feet of 48 inch, and 751 lineal feet of 36 inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in Storm Drainage District No. 7.

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

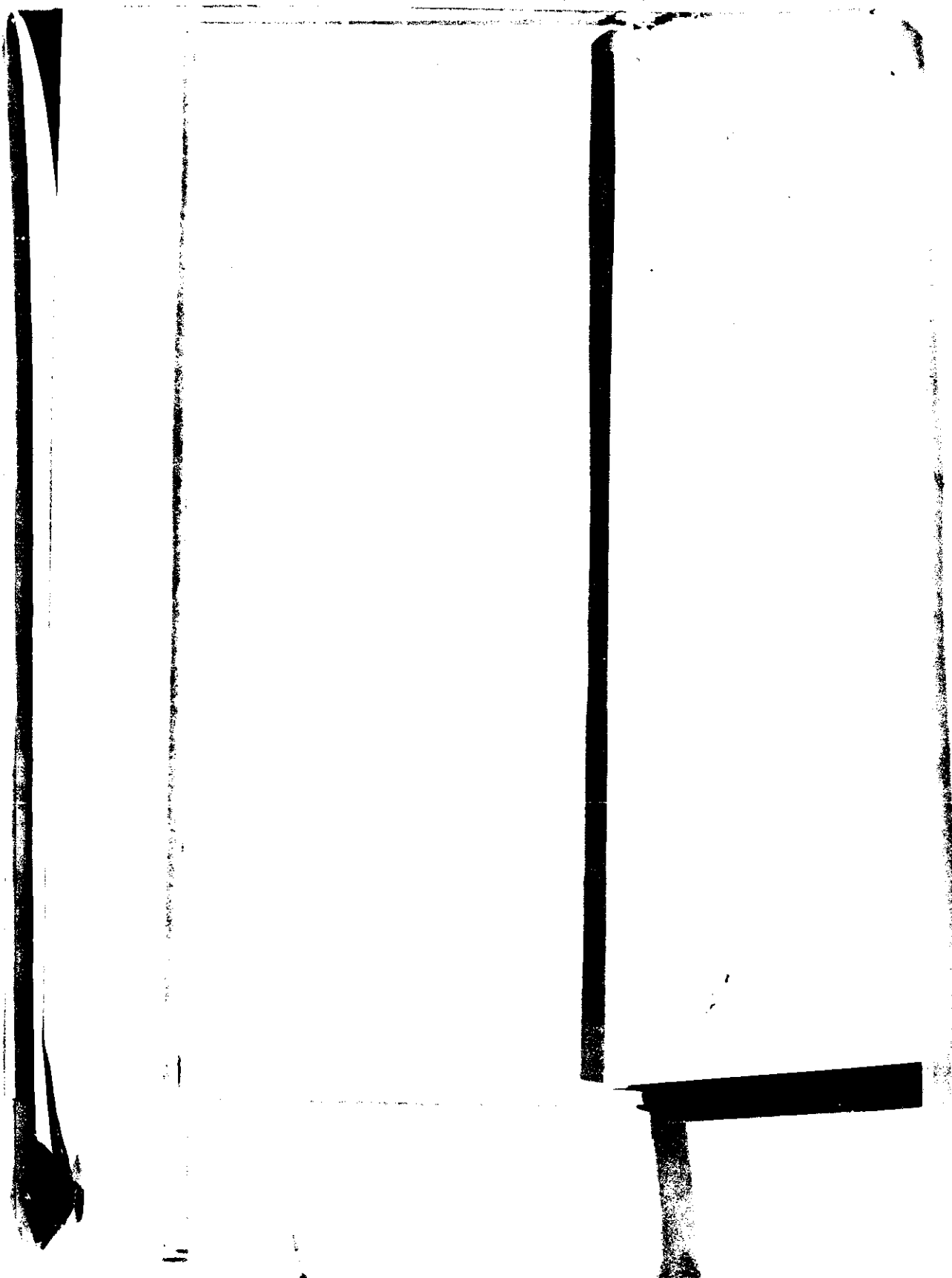
Moved by Councilman Bystrak, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to open and read aloud the sealed bids on hand.

The Chairman ordered the bids referred to the Town Engineer and to Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga for analysis and tabulation.

Hereto attached is a summary of the bids received:

Item No. 3-Cont'd.

(BIDS)



DESCRIPTION			QUANTITY	UNIT	DEBEN FAWCING Co.	R.L. VOGEL INC.	SERGI BROS INC.	SCHWAB & SONS	DRECHSEL & CARADORE CO.	
					UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
REINFORCED CONCRETE PIPE SEWER										
8" 8'-10"			170	L.F.	53"	9,010	47"	7,980	48"	8,160
12" 8'-10"			362	L.F.	54"	19,548	48"	17,919	50"	18,100
12" 12'-14"			230	L.F.	50"	15,400	52"	14,728	52"	15,400
12" 14'-16"			235	L.F.	54"	15,350	57"	18,445	54"	18,630
12" 16'-18"			275	L.F.	54"	12,925	43"	11,552	44"	12,100
12" 18'-20"			418	L.F.	42"	20,004	45"	19,311	45"	19,289
12" 20'-22"			257	L.F.	42"	10,817	37"	8,543	37"	8,543
12" 22'-24"			1,350	L.F.	42"	57,750	37"	58,350	45"	69,750
12" 24'-26"			1,350	L.F.	42"	57,750	37"	58,350	45"	69,750
12" 26'-28"			125	L.F.	42"	5,250	37"	4,850	45"	5,625
12" 28'-30"			120	L.F.	31"	3,720	25"	3,525	30"	3,600
12" 30'-32"			11	L.F.	32"	392	25"	325	35"	352
12" 32'-34"			629	L.F.	33"	20,737	31"	20,055	34"	21,866
12" 34'-36"			889	L.F.	33"	28,225	31"	28,675	36"	32,688
12" 36'-38"			1,065	L.F.	33"	34,245	37"	38,662	38"	40,394
12" 38'-40"			65	L.F.	36"	2,340	42"	2,736	40"	2,600
12" 40'-42"			451	L.F.	32"	14,432	26"	11,816	28"	12,628
12" 42'-44"			450	L.F.	33"	14,850	25"	12,870	30"	13,500
12" 44'-46"			557	L.F.	34"	18,938	31"	17,545	32"	17,624
12" 46'-48"			567	L.F.	27"	15,308	25"	14,175	27"	15,308
12" 48'-50"			41	L.F.	22"	902	16"	656	16"	736
12" 50'-52"			185	L.F.	23"	4,255	17"	3,145	20"	3,700
12" 52'-54"			295	L.F.	24"	7,020	19"	5,605	22"	6,480
12" 54'-56"			230	L.F.	25"	5,750	21"	4,830	23"	5,290
TOTAL AMOUNT ITEM NO. 1						420,162		385,572		405,381
ALTERNATE 12" 30" DIA. R.C. PIPE SEWER										
8" 8'-10"			170	L.F.	41"	7,000	37"	6,341	42"	7,140
12" 8'-10"			362	L.F.	48"	17,376	39"	14,335	44"	15,828
12" 12'-14"			280	L.F.	43"	13,760	42"	11,926	46"	12,660
12" 14'-16"			345	L.F.	55"	17,250	46"	16,160	50"	15,500
12" 16'-18"			160	L.F.	44"	7,920	35"	5,600	40"	6,400
12" 18'-20"			275	L.F.	45"	12,375	37"	10,285	42"	11,550
12" 20'-22"			418	L.F.	46"	19,228	40"	16,887	44"	18,992
12" 22'-24"			257	L.F.	40"	10,280	30"	7,766	35"	8,995
12" 24'-26"			1,350	L.F.	40"	54,675	30"	41,445	37"	48,950
12" 26'-28"			1,574	L.F.	41"	64,534	32"	51,312	39"	51,356
12" 28'-30"			125	L.F.	41"	5,167	35"	4,376	41"	5,125
12" 30'-32"			120	L.F.	30"	3,600	24"	2,964	26"	3,120
12" 32'-34"			11	L.F.	31"	341	25"	277	28"	308
12" 34'-36"			629	L.F.	32"	20,128	27"	17,045	30"	18,870
12" 36'-38"			889	L.F.	33"	28,337	29"	26,225	32"	28,448
12" 38'-40"			1,065	L.F.	34"	36,142	32"	34,441	34"	36,142
12" 40'-42"			65	L.F.	35"	2,275	36"	2,365	36"	2,340
12" 42'-44"			451	L.F.	26"	11,726	21"	9,471	21"	9,471
12" 44'-46"			450	L.F.	27"	12,150	23"	10,575	23"	10,350
12" 46'-48"			557	L.F.	28"	16,596	26"	14,704	25"	13,925
12" 48'-50"			567	L.F.	25"	14,175	22"	12,757	22"	12,474
12" 50'-52"			41	L.F.	20"	820	15"	631	14"	574
12" 52'-54"			185	L.F.	21"	3,885	15"	2,941	16"	2,960
12" 54'-56"			295	L.F.	22"	5,490	17"	5,251	18"	5,310
12" 56'-58"			230	L.F.	23"	5,280	20"	4,846	19"	4,370
TOTAL AMOUNT ITEM NO. 1A						591,610		530,773		562,968
2. STANDARD MANHOLE FOR PIPES FROM 30" TO 48" DIAM. FROM 0' TO 8' DEPTH										
			5	EA.	400	2,000	400	2,000	300	1,500
3. STANDARD MANHOLE FOR PIPES FROM 48" TO 72" DIAM. FROM 0' TO 8' DEPTH										
			29	EA.	750	21,750	700	20,300	400	11,600
4. ADDITIONAL DEPTH OF MANHOLE OVER 8 FT. IN DEPTH										
			84	L.F.	50	2,520	30	2,520	25	2,100
5. ADDITIONAL COMPENSATION FOR GEORGE URBAN BOULEVARD (COUNTY HIGHWAY) CROSSING AT NAGEL DRIVE										
				LUMP SUM		2,000		2,000		1,500
6. GEORGE URBAN BOULEVARD (COUNTY HIGHWAY) CROSSING ABOUT 400 FEET WEST OF DICK ROAD										
				LUMP SUM		5,000		15,000		1,500
6A. ALTERNATE - GEORGE BOULEVARD (COUNTY HIGHWAY) CROSSING ABOUT 400 FEET WEST OF DICK ROAD										
				LUMP SUM		5,000		15,000		1,500
CONNECTION OF EXISTING STORM DRAIN AND DITCHES TO PROPOSED STORM DRAIN OR MANHOLES										
24" @ NAGEL STA. 13+93				LUMP SUM		71		100		200
18" @ 16+56				LUMP SUM		45		62		100
15" @ 17+06				LUMP SUM		42		130		100
18" @ 17+06				LUMP SUM		48		62		100
15" @ 17+06				LUMP SUM		48		130		100
24" @ 19+31 E				LUMP SUM		71		100		100
24" @ 19+31 W				LUMP SUM		71		175		100
16" @ 19+58				LUMP SUM		98		170		100
16" @ 21+30				LUMP SUM		98		202		100
12" @ 21+30				LUMP SUM		56		155		100
12" @ 21+38				LUMP SUM		73		150		100
18" @ 22+07				LUMP SUM		45		260		300
27" @ NAGEL STA. 25+34				LUMP SUM		80		430		435
15" @ MEADOWLAWN STA. 29+96				LUMP SUM		30		225		100
12" @ 31+35				LUMP SUM		16		170		100
15" @ 32+50 N				LUMP SUM		48		82		100
18" @ 32+50 S				LUMP SUM		48		140		100
10" @ 34+70				LUMP SUM		35		85		100
36" @ 41+05 N				LUMP SUM		120		120		100
12" @ 41+05 S				LUMP SUM		7		160		100
15" @ 45+90 N				LUMP SUM		82		185		100
15" @ 45+90 S				LUMP SUM		82		185		100
24" @ 46+00 N				LUMP SUM		140		285		100
15" @ 53+74				LUMP SUM		48		385		250
42" @ MEADOWLAWN STA. 53+14				LUMP SUM		170		330		420
TOTAL LUMP SUM AMOUNT ITEM NO. 7						5,032		5,040		3,805
8. DITCH INLET CONNECTION @ STA. 31+15 (CLAUDETTE COURT)										
				LUMP SUM		1,000		1,000		1,000
9. CONCRETE CURB REPLACEMENT										
			50	L.F.	6	300	30	155	73	350
10. ROCK EXCAVATION										
			500	C.Y.	5	7,500	15	7,500	0	50
11. SELECT MATERIAL BACKFILL										
			9,500	C.Y.	15	22,500	3	58,500	3	58,500
12. ALUMINOUS MATERIAL PAVERMENT REPLACEMENT										
			3,000	S.Y.	15	3,000	3	11,400	7	13,600
13. LEAN CONCRETE BACKFILL										
			50	C.Y.	15	300	30	1,500	20	1,000
14. OUTFALL STRUCTURE										
				LUMP SUM		5,000		7,000		5,000
TOTAL PROJECT COSTS, EXCLUDING 14, BUT NOT INCLUDING 15						501,574		512,052		527,641
TOTAL PROJECT COSTS, INCLUDING 14, BUT NOT INCLUDING 15						473,022		457,253		485,226
TOTAL PROJECT COSTS, INCLUDING 14 AND 15										
TOTAL PROJECT COSTS, INCLUDING 14 AND 15, AND 16										
TOTAL PROJECT COSTS, INCLUDING 14 AND 15, AND 16, AND 17										
TOTAL PROJECT COSTS, INCLUDING 14 AND 15, AND 16, AND 17, AND 18										



LINE	BR.	DRAZIGHT CARBON (ONS)		FAGO PROD. CONST. CO.		W.J. IRWIN & SONS		STRACO INC.		R.D. YOUNG INC.		C.M.H. CO. INC.	
		UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
13,350	43	13,350	7,335.00	43	7,335.00	43	6,453.00	43	7,322.00	43	7,322.00	43	6,955.00
15,910	43	15,910	16,706.00	43	16,706.00	43	18,063.00	43	17,520.00	43	17,520.00	43	15,073.00
15,400	43	15,400	18,762.00	43	18,762.00	43	13,972.00	43	14,168.00	43	13,456.00	43	11,002.00
18,975	55	18,975	19,026.00	55	18,976.00	43	17,215.00	51	17,629.00	51	17,595.00	43	14,142.00
18,000	36	18,000	5,816.00	42	6,720.00	44	7,056.00	40	6,844.00	30	6,800.00	34	5,576.00
13,750	39	13,750	10,821.00	42	11,550.00	44	12,127.00	41	11,371.00	41	11,357.00	43	5,721.00
20,900	43	20,900	16,120.00	46	19,223.00	44	18,253.00	42	17,597.00	45	16,987.00	36	13,303.00
11,565	32	11,565	8,224.00	37	9,509.00	40	10,280.00	36	9,145.00	34	8,222.00	30	7,902.00
60,750	32	60,750	43,675.00	37	49,980.00	40	54,060.00	36	48,735.00	36	46,887.00	31	41,157.00
70,830	33	70,830	51,942.00	41	64,634.00	40	62,960.00	36	58,234.00	36	59,812.00	31	48,302.00
5,625	37	5,625	4,625.00	41	5,125.00	40	5,000.00	38	4,821.00	40	5,000.00	37	4,000.00
4,800	27	4,800	3,270.00	30	3,600.00	35	4,230.00	30	3,624.00	28	3,420.00	25	3,000.00
440	27	440	305.00	30	330.00	35	385.00	30	340.00	29	320.00	25	280.00
25,160	32	25,160	17,769.00	32	20,128.00	35	22,172.00	32	20,894.00	30	18,787.00	26	17,120.00
35,660	32	35,660	28,670.00	32	28,448.00	35	31,357.00	33	29,781.00	31	27,647.00	26	23,114.00
42,520	32	42,520	37,470.00	37	39,331.00	35	37,470.00	34	36,460.00	33	35,185.00	26	28,169.00
2,600	41	2,600	2,601.00	37	4,405.00	36	2,291.00	36	2,359.00	35	2,231.00	27	1,755.00
15,765	24	15,765	10,855.00	28	11,235.00	31	14,093.00	27	16,605.00	25	11,242.00	21	9,583.00
15,750	24	15,750	10,912.00	28	11,250.00	31	14,052.00	26	12,647.00	27	12,150.00	21	9,675.00
19,495	24	19,495	13,607.00	28	15,596.00	31	17,406.00	29	16,347.00	29	16,153.00	21	12,114.00
17,010	20	17,010	11,793.00	23	13,041.00	28	16,386.00	25	14,175.00	23	13,069.00	17	10,498.00
902	16	902	658.00	17	697.00	25	1,031.00	16	1,079.00	18	1,538.00	15	1,059.00
4,070	16	4,070	2,959.00	17	3,135.00	25	4,152.00	17	1,534.00	17	3,164.00	12	3,515.00
1,000	16	1,000	734.00	20	550.00	25	740.00	10	532.00	18	552.00	14	417.00
4,500	16	4,500	3,154.00	20	4,500.00	25	5,625.00	20	4,811.00	19	4,381.00	14	3,312.00
3,010	36	3,010	3,205.00	30	3,300.00	32	3,456.00	30	3,738.00	44	7,532.00	35	3,669.00
19,180	39	19,180	14,115.00	40	14,850.00	42	15,225.00	40	16,097.00	41	16,402.00	33	12,253.00
14,840	42	14,840	11,769.00	42	12,320.00	44	17,175.00	42	16,202.00	47	13,248.00	39	9,618.00
18,285	48	18,285	16,560.00	50	17,250.00	48	18,507.00	42	17,701.00	51	17,701.00	34	12,023.00
7,680	33	7,680	5,280.00	38	6,080.00	39	6,384.00	36	6,120.00	40	6,400.00	31	5,356.00
13,800	36	13,800	9,900.00	39	10,450.00	39	10,869.00	37	10,282.00	41	11,424.00	32	8,627.00
20,064	40	20,064	16,720.00	42	17,556.00	39	16,674.00	38	16,238.00	43	18,716.00	32	13,628.00
11,051	30	11,051	7,710.00	33	8,181.00	36	9,411.00	35	8,648.00	38	9,126.00	27	7,067.00
58,060	30	58,060	41,175.00	33	44,350.00	36	49,437.00	34	35,967.00	37	50,843.00	28	37,500.00
67,692	31	67,692	48,794.00	37	55,235.00	36	57,689.00	34	34,321.00	36	50,876.00	28	44,859.00
5,375	35	5,375	4,375.00	37	4,625.00	36	4,577.00	35	4,356.00	39	4,957.00	29	3,687.00
4,680	24	4,680	2,910.00	27	3,240.00	31	3,756.00	27	3,264.00	29	3,420.00	22	2,610.00
429	24	429	272.00	27	297.00	31	344.00	27	304.00	30	320.00	22	250.00
24,531	25	24,531	15,852.00	29	18,241.00	31	19,687.00	28	17,663.00	31	19,499.00	23	14,467.00
34,671	25	34,671	26,003.00	29	25,181.00	31	27,825.00	29	26,136.00	31	28,005.00	23	20,891.00
41,437	32	41,437	34,201.00	34	36,142.00	31	33,271.00	30	32,315.00	33	35,616.00	24	26,512.00
2,535	38	2,535	2,486.00	34	2,210.00	31	2,034.00	35	3,153.00	36	2,240.00	24	1,582.00
14,853	20	14,853	9,122.00	23	10,273.00	26	11,455.00	21	9,696.00	28	10,751.00	16	7,216.00
14,850	20	14,850	9,112.00	23	10,260.00	26	11,420.00	22	10,125.00	24	11,176.00	16	7,425.00
18,381	20	18,381	11,279.00	27	15,039.00	25	14,147.00	23	13,200.00	25	14,392.00	17	9,468.00
17,010	18	17,010	10,859.00	21	11,307.00	25	14,475.00	20	11,680.00	23	13,483.00	15	8,696.00
620	16	620	658.00	15	615.00	23	955.00	16	1,672.00	18	1,738.00	13	533.00
3,700	16	3,700	2,969.00	15	2,775.00	23	4,010.00	16	3,034.00	18	3,422.00	13	2,461.00
5,900	16	5,900	4,734.00	19	5,605.00	23	6,273.00	16	4,366.00	19	5,605.00	13	4,066.00
4,600	18	4,600	4,151.00	19	4,370.00	23	5,369.00	17	4,002.00	20	4,600.00	14	3,220.00
432,670	—	432,670	317,045.00	—	347,776.00	—	359,624.00	—	370,453.00	—	370,540.00	—	248,897.00
1,600	320	1,600	1,600.00	300	1,500.00	350	1,750.00	200	1,400.00	360	1,800.00	290	1,450.00
9,280	950	9,280	27,660.00	750	21,750.00	400	11,600.00	600	17,400.00	450	13,500.00	330	9,570.00
4,200	50	4,200	4,200.00	42	3,525.00	40	3,360.00	65	2,940.00	50	4,200.00	32	2,660.00
6,800	—	6,800	1,250.00	—	4,100.00	—	4,000.00	—	3,205.00	—	12,000.00	—	1,800.00
20,000	—	20,000	15,860.00	—	17,275.00	—	19,140.00	—	15,150.00	—	12,000.00	—	13,593.00
19,500	—	19,500	15,500.00	—	17,275.00	—	19,140.00	—	15,150.00	—	11,500.00	—	12,783.00
250	—	250	—	100	—	150	—	125	—	200	—	150	—
250	—	250	—	80	—	155	—	70	—	200	—	125	—
250	—	250	—	80	—	155	—	75	—	200	—	100	—
250	—	250	—	80	—	155	—	70	—	200	—	125	—
250	—	250	—	80	—	155	—	75	—	200	—	100	—
250	—	250	—	60	—	175	—	90	—	200	—	150	—
250	—	250	—	100	—	200	—	90	—	200	—	150	—
250	—	250	—	125	—	200	—	142	—	200	—	135	—
250	—	250	—	125	—	200	—	142	—	200	—	135	—
250	—	250	—	80	—	175	—	90	—	200	—	150	—
250	—	250	—	90	—	175	—	135	—	200	—	150	—
250	—	250	—	90	—	175	—	135	—	200	—	150	—
250	—	250	—	310	—	600	—	385	—	200	—	125	—
250	—	250	—	275	—	750	—	465	—	200	—	100	—
250	—	250	—	100	—	225	—	121	—	200	—	100	—
250	—	250	—	110	—	200	—	151	—	200	—	125	—
250	—	250	—	80	—	175	—	90	—	200	—	150	—
250	—	250	—	50	—	175	—	100	—	200	—	125	—
250	—	250	—	70	—	175	—	100	—	200	—	125	—
250	—	250	—	120	—	200	—	100	—	200	—	150	—
250	—	250	—	50	—	175	—	100	—	200	—	125	—
250	—	250	—	50	—	175	—	100	—	200	—	125	—
250	—	250	—	60	—	200	—	100	—	200	—	150	—
250	—	250	—	60	—	200	—	100	—	200	—	150	—
250	—	250	—	100	—	250	—	140	—	200	—	150	—
250	—	250	—	60	—	200	—	100	—	200	—	150	—
250	—	250	—	60	—	200	—	100	—	200	—	150	—
6,200	—	6,200	7,000.00	—	8,750.00	—	7,165.00	—	4,267.00	—	5,100.00	—	3,510.00
1,000	—	1,000	300.00	—	1,500.00	—	800.00	—	123.00	—	1,000.00	—	1,000.00
350	—	350	150.00	—	825.00	—	575.00	—	250.00	—	2,250.00	—	725.00
5	—	5	750.00	—	2,500.00	—	12,500.00	—	10,000.00	—	7,000.00	—	7,300.00
5	—	5	750.00	—	2,500.00	—	12,500.00	—	10,000.00	—	7,000.00	—	7,300.00
5	—	5	750.00	—	2,500.00	—	12,500.00	—	10,000.00	—	7,000.00	—	7,300.00
5	—	5	750.00	—	2,500.00								



Item No. 4 Referred to the Town Engineer the complaint of the Town Park Home Owners Association relating to the construction of a sidewalk in front of the George Urban Town Park.

Item No. 5 Ordered referred to the Town Board by the Chairman, the communication from the Highway Superintendent requesting that the Town Board accept the following as town highways:

277 feet of Freda Avenue;  
390 feet of McParlin Avenue;  
500 feet of Paradise Court.

Item No. 6 Moved by Councilman Kornecki, seconded by Councilman Kaczmarek, that the request of the Buffalo Drive-In Theatre to display fireworks on September 4, 1960, be granted.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 7 Moved by Councilman Kornecki, seconded by Councilman Kaczmarek, that Thaddeus Klosko be reappointed as a member of the Air Pollution Board for a period of four years.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 8 Moved by Councilman Kornecki, seconded by Councilman Kaczmarek,

WHEREAS, this Board did on the 1st day of August, 1960, receive sealed proposals for the purchase of one (1) used motor grader for use by the Recreation Department.

WHEREAS, the Town Engineer has recommended to this Board that the bid of Cameron Equipment Corporation on the basis of condition and weight, in the amount of \$3,500.00 be accepted, be it

RESOLVED, that the Supervisor be and he is hereby authorized and directed to purchase one (1) used Road Grader from Cameron Equipment Corporation in the amount of \$3,500.00.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, emergency sewer repairs were required on Danbury Drive in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$546.89.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$546.89, to do the work and furnish the materials, be approved and ordered paid.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, the State Board of Equalization and Assessment has submitted tentative ceilings for the assessment of railroad properties in the Town of Cheektowaga, which, if the same become effective, will reduce the present assessment of railroad properties approximately \$700,000; and

WHEREAS, the valuations of the railroad properties as the same have been determined by the Interstate Commerce Commission are pertinent and of probative value in connection with the establishment of such assessment ceilings; and

WHEREAS, the valuations of the railroad properties within the Town of Cheektowaga as established by the Interstate Commerce Commission can only be determined by a person familiar with the accounting methods of the Interstate Commerce Commission; NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney be and he hereby is authorized to engage the services of such qualified person as he may be able to locate, to examine the records of the Interstate Commerce Commission and make a report to this Board and to the Board of Assessors of the current valuations of railroad properties within the Town of Cheektowaga, and the Town Attorney's expenses for any travel required in this connection shall be reimbursed by the Town.

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

Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, Kenneth W. Kitzinger, Town Attorney, has at the instance of the Town Board, and with the assistance of Nussbaumer, Clarke and Velzy, Consulting Engineers, prepared a map, plan, and report providing for the extension of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and said map, plan and report has been filed in the Office of the Town Clerk, in accordance with Article 12-A of the Town Law, and

WHEREAS, the boundaries of the said proposed extension of said refuse and garbage district, as set forth in said map, plan and report, are as follows:

All of the lands constituting the Town of Cheektowaga, Erie County, New York, except for those lands within the Villages of Sloan and Depew, within the boundaries of the existing Consolidated Refuse and Garbage District of the Town of Cheektowaga, and within the boundaries of the Greater Buffalo International Airport, and

WHEREAS, there is no expenditure of money required to finance the cost of the extension, and accordingly, no issuance of bonds, notes, certificates, or other evidences of indebtedness, will be required, and

WHEREAS, said map, plan and report is on file in the Office of the Town Clerk for public inspection, and

WHEREAS, the maximum amount proposed to be expended annually for the performance of supplying of services within the area to be added to the district will be \$300,000.00, and such amount is to be financed by the levy of an ad valorem tax on the property within such area; NOW, THEREFORE,

Item No. 11-Cont'd.

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 29th day of August, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the extension of said district, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said district are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said district; and (d) whether the extension of said district is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 18th day of August, 1960:

- 1 - Town Hall Bulletin Board;
- 2 - Forks Hose Company Bulletin Board, Broadway and Union Road;
- 3 - Telephone pole at the corner of Vern Lane and William Street;
- 4 - Bellevue Fire Hall, Como Park Blvd.;
- 5 - Telephone pole No. 116 on Wallace Avenue;
- 6 - Post at the corner of Daniel Avenue and Tillotson Avenue;
- 7 - Light pole in front of No. 46 Pinewood Terrace;
- 8 - Telephone pole No. 41 on Woodridge Avenue;
- 9 - Telephone pole No. 50-A on Lucille Drive;
- 10 - Telephone pole No. 6/1 on George Urban Blvd.;
- 11 - Telephone pole No. 24 at the corner of Aero Drive and Sugg Road.

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

STATE OF NEW YORK  
COUNTY OF ERIE  
ss.: }

Interested in the subject thereof  
may be heard concerning the same  
FURTHER ORDERED, that said

**CAR FIRE DOUSED**—Members of Rescue Hose Company extinguished a fire in an auto in front of Holtz's Restaurant on Walden Ave. Sunday morning. The blaze was confined to the back seat of a 1956 Buick owned by Leonard Kujawa of 122 Walden Ave.

**OVERCOME BY PILLS**—Police were called to assist Jean Jasinski, 46, of 41 Loretto Dr., who was overcome in her home early Sunday morning by inadvertently taking the wrong pills for an arthritic ailment. Officers said the woman intended to take her regularly prescribed pills to suppress the Arthritic pain but accidentally took some others which knocked her out. She was revived and feeling better when the officers left.

**RUSH HOSPITAL TRIP**—Officers Piacente and Selbert made a speedy trip to Children's Hospital early Sunday morning with James LaRushch of 154 Wheaton Dr. The 14-month-old child apparently suffered an attack of convulsions and was rushed to the hospital after his parents consulted a physician.

## It Happened Last Week ..

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 18th day of August, 1960, and the last insertion being on the 19th day of August, 1960, and that not more than six days intervened between any two publications thereof.

**Herald and News**  
Depew  
Cheektowaga

PUBLISHER

of the

being duly sworn, deposes and says that he is the

RICHARD G. BENNETT

Sworn to before me this 18 day of August, 1960

Notary Public in and for Erie County

*[Signature]*

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

EXTRACTS FROM MINUTES  
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 15th day of August, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Felix T. Wroblewski, Councilman  
Stanley R. Bystrak, Councilman  
Joseph Trojanoski, Councilman  
Joseph Kornecki, Councilman  
Michael J. Kaczmarek, Councilman

ABSENT:

Benedict T. Holtz, Supervisor  
Alancin M. Fath, Councilman

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, Kenneth W. Kitzinger, Town Attorney, has at the instance of the Town Board, and with the assistance of Nussbaumer, Clarke & Velzy, Consulting Engineers, prepared a map, plan and report providing for the extension of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and

WHEREAS, the boundaries of the said proposed extension of said refuse and garbage district, as set forth in said map, plan and report, are as follows:

All of the lands constituting the Town of Cheektowaga, Erie County, New York, except for those lands within the Villages of Sloan and Depew, within the boundaries of the existing Consolidated Refuse and Garbage District of the Town of Cheektowaga, and within the boundaries of the Greater Buffalo International Airport, and

WHEREAS, there is no expenditure of money required to finance the cost of the extension, and accordingly no issuance of bonds, notes, certificates, or other evidences of indebtedness, will be required, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection, and

WHEREAS, the maximum amount proposed to be expended annually for the performance of supplying of services within the area to be added to the district will be \$300,000.00, and such amount is to be financed by the levy of an ad valorem tax on the property within such area; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner Broadway and Union Road in said Town, on the 29th day of August, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the extension of said district, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said district are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said district; and (d) whether the extension of said district is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

Seconded by Councilman Bystrak and duly put to a vote which re-

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

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

was inserted and published therein once a week for

1 week, the first insertion being on the 18th day of August, 1960, and

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

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

day of

100 19\_\_\_\_

and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said district are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said district; and (d) whether the extension of said district is in the public interest.

FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Councilman Wroblewski, Voting Aye  
Councilman Bystrak, Voting Aye  
Councilman Trojanoski, Voting Aye  
Councilman Kornecki, Voting Aye  
Councilman Kaczmarek, Voting Aye

AYES: 5, NOES: 0, ABSENT: 2  
State of New York )  
County of Erie )

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on August 15, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-42, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 15th day of August, 1960.

KENNETH T. HANLEY  
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

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

was inserted and published therein once a week for

1 week, the first insertion being on the 18th day of August, 1960, and

the last insertion being on the day of

19, and that not

more than six days intervened between any two publications thereof.

*Richard G. Bennett*

day of

1960

and for Erie County

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

WHEREAS, this Town Board, at a meeting held on the 16th day of May, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 6th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the advisability of adopting Local Ordinance No. 25, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) days nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 6th day of June, 1960, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting an Ordinance to be known as Local Ordinance No. 25, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt an Ordinance to be known as Local Ordinance No. 25 and provide as follows:

#### AIR-GUNS AND RIFLES

Except as otherwise authorized by the Laws of the United States of America or of the State of New York, it shall be unlawful for anyone to discharge or cause to be discharged within the Town of Cheektowaga outside the corporate limits of the Villages of Sloan and Depew, any air-gun, spring powered gun, gas or chemically powered pistol, revolver, automatic pistol, or any rifle except that of a duly enrolled member of any club, team or society maintaining as a part of its facilities an indoor or outdoor rifle range may use such weapons upon such range on condition that such discharge is made in a careful and prudent manner with due regard for the safety of others, and that anyone lawfully upon a private game preserve on condition that such discharge is made in a careful and prudent manner with due regard to the safety of others.

Any person over the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of an offense and fined not more than fifty dollars (\$50.00) or imprisoned for not more than six months, or both.

Any person under the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of juvenile delinquency.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in said Town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes.

Item No. 12-Cont'd.

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

Councilman Bystrak	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 22nd day of August, 1960:

1 - Town Hall Bulletin Board.

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



Item No. 12-Cont'd.

(Affidavit)

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA }

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for.....weeks;  
first publication ..... AUG 18 1960 .....  
last publication ..... AUG 18 1960 .....;  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
AUG 24 1960  
day of ....., 19.....

*Eve J. Allis*

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

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 19.../  
Registered No. 5029

It

(Affidavit)

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 15th day of August, 1960 at 7:30 o'clock p.m., Eastern Daylight Saving Time, there were:

PRESENT:

- STANLEY BYSTRAK,  
Councilman.
- MICHAEL KACZMAREK,  
Councilman.
- JOSEPH KORNECKI,  
Councilman.
- JOSEPH TROJANOSKI,  
Councilman.
- FELIX WROBLEWSKI,  
Councilman.

ABSENT:

- BENEDICT T. HOLTZ,  
Supervisor.
- ALANCIN M. FATH,  
Councilman.

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held on the 16th day of May, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 6th day of June, 1960 at 7:30 o'clock p.m., Eastern Daylight Saving Time, for the purpose of considering the advisability of adopting Local Ordinance No. 25, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) days nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 6th day of June, 1960, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting an Ordinance to be known as Local Ordinance No. 25, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt an Ordinance to be known as Local Ordinance No. 25 and provide as follows:

**AIR-GUNS AND RIFLES**  
Except as otherwise authorized by the laws of the United States of America or of the State of New York, it shall be unlawful for anyone to discharge or cause to be discharged within the Town of Cheektowaga outside the corporate limits of the Villages of Sloan and Depew, any air-gun, spring powered gun, gas or chemically powered pistol, revolver, automatic pistol, or any rifle except that of a duly enrolled member of any club, team or society maintaining as a part of its facilities an indoor or outdoor rifle range may use such weapons upon such range on condition that such discharge is made in a careful and prudent manner with due regard of the safety of others, and that anyone lawfully upon a private game preserve on condition that such discharge is made in a careful and prudent manner with due regard to the safety of others.

Any person over the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of an offense and fined not more than fifty dollars (\$50.00) or imprisoned for not more than six months or both.

Any person under the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of juvenile delinquency.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least once in the Depew Herald and Cheektowaga News and the Cheektowaga Times, newspapers having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication, but such ordinance shall not be subject from

against a copy thereof verified by the Town Clerk under the corporate seal

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least once in the Depew Herald and Cheektowaga News and the Cheektowaga Times, newspapers having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication, but such ordinance shall not take effect from

against the copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes.

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

Councilman Bystrak voting aye.  
Councilman Kaczmarek voting aye.

Councilman Kornecki voting aye.

Councilman Trojanoski voting aye.

Councilman Wroblewski voting aye.

Ayes: 5 - Noes: 0 - Absent: 2

STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK ) ss:  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 15th day of August, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 15th day of August, 1960.

KENNETH T. HANLEY  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York.

(Pub: Aug. 18)

Item No. 12-Cont'd.

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

HEARING

Any person under the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of juvenile delinquency.

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

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES.

18-27  
yard load, \$9 delivered, RE 0492.  
load, \$15 delivered, DIRT FILL, 7  
GOOD, CLEAN TOP SOIL, 7 yard  
15-24ft  
stone, slag, etc.  
RE 0633, Top soil, fill, crushed  
HARRY'S DUMP TRUCK SERVICE  
1-52ft  
Mang Bros., Dial CY 4420.  
Washed Sand and Gravel, Call  
Also DIRT FILL, Crushed Stone,  
TOP SOIL, Screened or Regular  
BILL ZACK  
Regent 7982  
and FILL  
Also Crushed Stone, Gravel  
1-52ft and HAIL LOADS

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

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

was inserted and published therein once a week for

1 week, the first insertion being on the 19th day of May, 1960, and

the last insertion being on the day of

19, and that not

more than six days intervened between any two publi

cations thereof.

*Richard G. Bennett*

Sworn to before me this day of

MAY 20 1960

19

Notary Public in and for Erie County

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

NOTICE OF HEARING  
Air-Guns & Rifles Ordinance

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 16th day of May, 1960 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were

## PRESENT:

Stanley Bystrak, Councilman  
Alancin Fath, Councilman  
Michael Kaczmarek, Councilman  
Joseph Kornecki, Councilman  
Felix Wroblewski, Councilman

## ABSENT:

B. T. Holtz, Supervisor  
J. M. Trojanoski, Councilman  
Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police of the Town of Cheektowaga has recommended the rescission of the present local ordinance concerning the use of firearms in the Town of Cheektowaga and the adopting of a new and more extensive ordinance to cover other weapons that are available at the stores in the area pursuant to the authority vested in the Town Board by the town law of the State of New York.

## NOW, THEREFOR,

BE IT RESOLVED, that a public hearing on the proposed rescission of the present town ordinance concerning firearms and the adoption of a new ordinance concerning the same be held on the 8th day of June, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance which is to be known as local ordinance No. 25, to provide as follows:

## AIR-GUNS AND RIFLES

Except as otherwise authorized by the Laws of the United States of America or of the State of New York, it shall be unlawful for anyone to discharge or cause to be discharged within the Town of Cheektowaga outside the corporate limits of the Villages of Sloan and Depew, any air-gun, spring powered gun, gas or chemically powered pistol, revolver, automatic pistol, or any rifle except that a duly enrolled member of any club, team or society maintaining as a part of its facilities an indoor or outdoor rifle range may use such weapons upon such range on condition that such discharge is made in a careful and prudent manner with due regard of the safety of others, and that anyone lawfully upon a private game preserve on condition that such discharge is made in a careful and prudent manner with due regard to the safety of others.

Any person over the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of an offense and fined not more than fifty dollars (\$50.00) or imprisoned for not more than six months or both.

Any person under the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of juvenile delinquency.

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

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said town, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that on or before said date he post or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

1 week, the first insertion being on the  
19th day of May, 1960, and  
the last insertion being on the ..... day of

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

day of

19.....

in and for Erie County

*Richard G. Bennett*

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said town, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that on or before said date he post or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

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

Voting Aye  
Councilman Kornecki, Voting Aye  
Councilman Wroblewski,

Voting Aye  
AYES: 5; NOES: 0; ABSENT: 2  
State of New York  
Erie County  
Office of the Clerk of the ss:  
Town of Cheektowaga

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of May 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of May 1960.

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

my19

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

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

was inserted and published therein once a week for

1 week, the first insertion being on the

19th day of May, 1960, and

the last insertion being on the day of

19, and that not

more than six days intervened between any two publi-

cations thereof.

Richard G. Bennett

day of

19

in and for Erie County

323

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

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 1st day of August, 1960.

PUBLIC HIGHWAYS TO BE IMPROVED

Binner Road from Beach Road to Wilshire Road.

TYPE OF STREET LIGHTING INSTALLATION

2 Y 19 Standards - Underground Conduit.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga on the 29th day of August, 1960, at 7:30 P.M., to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED THAT a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Wroblewski	=	Voting AYE
Councilman Kornecki		Voting AYE
Councilman Kaczmarek		Voting AYE
Councilman Trojanoski		Voting AYE
Councilman Bystrak		Voting AYE

AYES:    -5-

NOES:    -0-

ABSENT:    -2-

Posted as follows on the 18th day of August, 1960:

- 1 - Telephone Pole No. 933 on Binner Road;
- 2 - Post at the corner of Binner Road and Beach Road;
- 3 - Telephone Pole No. 5 on Binner Road;
- 4 - Post at the corner of Binner Road and Wilshire Road;
- 5 - Tree in front of No. 3 Binner Road.

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

Item No. 13-Cont'd.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for.....weeks;  
first publication ..... AUG 18 1960 .....  
last publication ..... AUG 18 1960 .....;  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of ..... AUG 24 1960 ..... 19.....

*Eve J. Allis*

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

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



(Aff

# NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 15th day of August, 1960, at 7:30 o'clock p.m., Eastern Day light Time, there were:

## PRESENT:

FELIX T. WROBLEWSKI,  
Councilman.  
JOSEPH KORNECKI,  
Councilman.  
MICHAEL J. KACZMAREK,  
Councilman.  
JOSEPH M. TROJANOSKI,  
Councilman.  
STANLEY R. BYSTRAK,  
Councilman.

## ABSENT:

BENEDICT T. HOLTZ,  
Supervisor.  
ALANCIN M. FATH,  
Councilman.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 1st day of August, 1960.

## PUBLIC HIGHWAYS TO BE IMPROVED

Binner Road from Beach Road to Wilshire Road.

## TYPE OF STREET LIGHTING INSTALLATION

2 Y 19 standards - underground conduit.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga on the 29th day of August, 1960, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED THAT a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Councilman Wroblewski voting aye.  
Councilman Kornecki voting aye.  
Councilman Kaczmarek voting aye.  
Councilman Trojanoski voting aye.  
Councilman Bystrak voting aye.

Ayes: 5 - Noes: 0 - Absent: 2

STATE OF NEW YORK }  
ERIE COUNTY }  
OFFICE OF THE CLERK } ss:  
OF THE TOWN OF }  
CHEEKTOWAGA }

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 15th day of August, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 15th day of August, 1960.

KENNETH T. HANLEY,  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York.

(Pub: Aug. 18)

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install one (1) 2500 lumen overhead globe type light on existing pole No. 2 on Danforth Street, and be it further

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install a Pole and one (1) 2500 lumen globe type light on the northeast corner of N. Pleasant and Dingens Streets.

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

Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 15 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment herein-after particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

#### PUBLIC HIGHWAYS TO BE IMPROVED

Tudor Road from SL 35 to SL 177/178

#### TYPE OF STREET LIGHTING INSTALLATION

4 Y 20 Standards - Underground conduit

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga herein-after particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

#### PUBLIC HIGHWAYS TO BE IMPROVED

Tudor Road from SL 35 to SL 177/178

#### TYPE OF STREET LIGHTING INSTALLATION

4 Y 20 Standards - Underground conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

Item No. 15-Cnt'd.

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 16 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the Supervisor be authorized and directed to purchase from the Westinghouse Manufacturing Corporation four (4) Y 20 Ornamental Standards to be used in Tudor Road Special Street Lighting District.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, the contract for furnishing fire protection to the Fire Protection District No. 2, known as the Tiorunda Development, has expired, and

WHEREAS, the Cleveland Hill Fire District has offered to provide fire protection for the said fire protection district and the extension thereof for the sum of Four Thousand, Five Hundred Dollars and no/100 Cents (\$4,500.00) yearly plus the cost of the water rental, to be paid to the Erie County Water Authority for the years 1960 to 1964, inclusive.

NOW, THEREFOR,

BE IT RESOLVED, that pursuant to the applicable provision of the Town Law of the Town of Cheektowaga, New York, it is hereby ORDERED that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town of Cheektowaga on the 19th day of September, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the advisability of the Town entering into a contract with the Cleveland Hill Fire District No. 6, Cheektowaga, New York, for the furnishing of fire protection to said fire protection district and extension thereof, a complete description of said fire protection district and contained in the petition and order creating said fire protection district and the extension thereof, and the hearing of persons interested in the subject matter thereof concerning the same;

That the terms of said contract to be considered at said public hearing are as follows:

Item No. 17-Cont'd.

## TERMS OF CONTRACT

The Cleveland Hill Fire District No. 6 has agreed to furnish fire protection for all of the property within the said fire protection District No. 2 and the extension thereof for the sum of Four Thousand, Five Hundred and no/100 Cents (\$4,500.00) yearly plus the cost of the water and hydrant rental to be paid the Erie County Water Authority;

That said amount of Four Thousand, Five Hundred and no/100 Dollars (\$4,500.00) yearly to be paid Cleveland Hill Fire District No. 6 shall include all the expenses incurred in providing said fire protection for said district and extension thereof, except the amount to be paid the Erie County Water Authority for water and hydrant rental.

The term of said contract shall be for 5 years, from January 1, 1960 to January 1, 1965.

The contract shall contain a provision that said contract may be terminated at the end of any year prior to January 1, 1965, providing a fire district is created to include the property located within the present fire protection district and extension thereof.

and

BE IT FURTHER ORDERED that the Town Clerk be and he is hereby ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers of the Town of Cheektowaga, New York, not less than 10 nor more than 20 days prior to the date of the hearing; and that not less than 10 nor more than 20 days prior to the date of the hearing he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places within the boundaries of the fire protection District No. 2 and the extension thereof.

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

Councilman Bystrak	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

A G R E E M E N T

This Agreement, made this            day of            , 1960,  
by and between the Town of Cheektowaga, County of Erie and State of New York,  
party of the first part;            and

CLEVELAND HILL FIRE DISTRICT NO. 6, of the Town of Cheektowaga,  
County of Erie and State of New York, party of the second part:

W I T N E S S E T H :

WHEREAS, the Town of Cheektowaga by appropriate resolution  
and action of its Town Board has established a Fire Protection District No. 2,  
and

Item No. 17-Cont'd.

WHEREAS, the party of the second part has submitted a proposal to the Town Board to provide fire protection for said Fire Protection District No. 2, for the term of five (5) years to commence January 1, 1960 and to end on January 1, 1965, subject to a right of termination at the end of any year as more fully hereinafter set forth, and a Notice of a public hearing upon said proposal specifying the time when and the place, where the said Town Board would meet to consider said proposal and to hear all persons interested in the subject thereof concerning the same having been duly published and posted as required by law, and the hearing having taken place at the Town Hall, corner of Union Road and Broadway, Town of Cheektowaga, New York, on the            day of September, 1960, at which hearing all persons interested in the subject thereof having been given an opportunity to be heard and the Town Board having given due deliberation thereof, and

WHEREAS, the party of the second part represents and agrees that it now has adequate and suitable fire fighting apparatus and equipment as well as sufficient members and personnel to enable it to furnish suitable, prompt and adequate fire protection to the Fire Protection District No. 2, and it further represents and agrees that it will at all times during the duration of this contract have and maintain adequate and suitable fire fighting equipment and apparatus as well as sufficient members and personnel to furnish suitable, adequate and prompt fire protection to said district, and

WHEREAS, it would be to the best interests of the Town of Cheektowaga, and particularly to the residents and owners of property within said Fire Protection District No. 2, that the proposal made by the Cleveland Hill Fire District No. 6 be accepted,

NOW, THEREFORE,

In consideration of the mutual covenants hereinafter contained, it is agreed:

1. The party of the second part agrees that it will throughout the term of this contract furnish adequate, suitable and prompt fire protection to said Fire Protection District No. 2 and in connection therewith, it further agrees that it and its fire company will promptly respond to and attend any and all fires occurring in said District and to the best of its and their ability will extinguish such fires and prevent loss of life and injury to person or property therefrom.

2. The Town of Cheektowaga agrees that it will pay for such services to the party of the second part the sum of Forty-five hundred dollars (\$4,500.00) plus the cost of the water and hydrant rental to be paid the Erie County Water Authority for providing water and hydrants within said Fire Protection District No. 2.

3. That the said amount of Forty-five hundred dollars (\$4,500) to be paid Cleveland Hill Fire District No. 6, Cheektowaga, New York, shall include all of the expenses in providing fire protection for said District, excepting the cost of water and hydrant rental.

4. It is agreed that the party of the second part will enter into a contract with the Erie County Water Authority for water and hydrant rental and the party of the first part agrees to reimburse the party of the second part any amount it may be required to pay to the Erie County Water Authority for water and hydrant rental.

5. It is understood and agreed that the party of the first part shall have the right to terminate this contract at the end of any year providing in the meantime a fire district is created to include the property of Fire Protection District No. 2 of the Town of Cheektowaga, New York.

Item No. 17-Cont'd.

6. It is further agreed that in the event of a cancellation that written notice of four (4) months will be given the party of the second part by the party of the first part.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be signed by their duly authorized officers and their corporate seals affixed thereto this       day of       , 1960.

THE TOWN OF CHEEKTOWAGA, ERIE  
COUNTY, NEW YORK

BY \_\_\_\_\_  
Supervisor

CLEVELAND HILL FIRE DISTRICT NO. 6

BY \_\_\_\_\_  
Chairman of the  
Board of Fire Commissioners

Posted as follows on the 7th day of September , 1960:

- 1 - Telephone Pole No. 33-Tiorunda Shopping Center;
- 2 - Telephone Pole No. 22-c- North Tiorunda Drive;
- 3 - Post at the corner of North Tiorunda Drive and 6th Avenue;
- 4 - Post at the corner of Shirely Avenue and West Tiorunda Drive;
- 5 - Telephone Pole No. 121 B- South Tiorunda Drive.

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

11-1 No. 17-Cont'd.

(Affidavit)

STATE OF NEW YORK } ss:

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ..... weeks;  
first publication ..... SEP 1 1960 .....  
last publication ..... SEP 1 1960 .....  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this .....  
SEP 21 1960  
day of ....., 19.....

*Eve J. Allis*

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

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1967  
Registered No. 5029

At a meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1960, at 7:30 o'clock P. M., Eastern Daylight Saving Time, there were PRESENT:

STANLEY BYSTRAK,  
Councilman.  
MICHAEL KACZMAREK,  
Councilman.  
JOSEPH KORNECKI,  
Councilman.  
JOSEPH TROJANOSKI,  
Councilman.  
FELIX WROBLEWSKI,  
Councilman.

ABSENT:  
BENEDICT T. HOLTZ,  
Supervisor.  
ALANCIN M. FATH,  
Councilman.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the contract for furnishing fire protection to the Fire Protection District No. 2, known as the Tiorunda Development, has expired, and

WHEREAS, the Cleveland Hill Fire District has offered to provide fire protection for the said fire protection district and the extension thereof for the sum of Four Thousand, Five Hundred 500.00 yearly plus the cost and Dollars and no/100 Cents (\$4., water rental, to be paid to the Erie County Water Authority for the years 1960 to 1964 inclusive.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the applicable provision of the Town Law of the Town of Cheektowaga, New York, it is hereby ORDERED that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town of Cheektowaga on the 19th day of September, 1960, at 7:30 o'clock P. M., Eastern Daylight Saving Time, for the purpose of considering the advisability of the Town entering into a contract with the Cleveland Hill Fire District No. 6, Cheektowaga, New York, for the furnishing of fire protection to said fire protection district and extension thereof, a complete description of said fire protection district and extension are contained in the petition and order creating said fire protection district and the extension thereof, and the hearing of persons interested in the subject matter thereof concerning the same;

That the terms of said contract to be considered at said public hearing are as follows:

#### TERMS OF CONTRACT

The Cleveland Hill Fire District No. 6 has agreed to furnish fire protection for all of the property within the said fire protection district No. 2 and the extension thereof for the sum of Four Thousand Five Hundred

[REDACTED]

ity.  
That said amount of Four Thousand, Five Hundred no/100 Dollars (\$4,500.00) yearly to be paid Cleveland Hill Fire District No. 6 shall include all the expenses incurred in providing said fire protection for said district and extension thereof, except the amount to be paid the Erie County Water Authority for water and hydrant rental.

The term of said contract shall be for 5 years, from January 1, 1960 to January 1, 1965.

The contract shall contain a provision that said contract may be terminated at the end of any year prior to January 1, 1965, providing a fire district is created to include the property located within the present fire protection district and extension thereof.

and  
BE IT FURTHER ORDERED that the Town Clerk be and he is hereby ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers of the Town of Cheektowaga, New York, not less than 10 nor more than 20 days prior to the date of the hearing; and that not less than 10 nor more than 20 days prior to the date of the hearing he post conspicuously or cause to be posted conspicuously certified copies of this order in 5 public places within the boundaries of the fire protection district No. 2 and the extension thereof.

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

Councilman Bystrak voting aye.

Councilman Kornecki voting aye.

Councilman Trojanoski voting aye.

Councilman Wroblewski voting aye.

Ayes: 5. Noes: 0. Absent: 2

STATE OF NEW YORK )  
ERIE COUNTY )  
OFFICE OF THE CLERK )ss  
OF THE TOWN OF )  
CHEEKTOWAGA )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on August 15, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)  
In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 15th day of August, 1960.

KENNETH T. HANLEY,  
Clerk of the Town Board,  
Town of Cheektowaga,  
New York

(Pub: Sept. 1, 1960)

Item No. 17-Cont'd.

(Affidavit)



STATE OF NEW YORK  
COUNTY OF ERIE

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were

PRESENT:

Stanley Bystrak, Councilman  
Michael Kaczmarek, Councilman  
Joseph Kornecki, Councilman  
Joseph Trojanowski, Councilman  
Felix Wroblewski, Councilman

ABSENT:

Benedict T. Holtz, Supervisor  
Alancin M. Fath, Councilman  
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the contract for furnishing fire protection to the Fire Protection District No. 2, known as the Tiorunda Development, has expired, and

WHEREAS, the Cleveland Hill Fire District has offered to provide fire protection for the said fire protection district and the extension thereof for the sum of Four Thousand, Five Hundred Dollars and no/100 Cents (\$4,500.00) yearly plus the cost and water rental, to be paid to the Erie County Water Authority for the years 1960 to 1964 inclusive.

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to the applicable provision of the Town Law of the Town of Cheektowaga, New York, it is hereby ORDERED that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town of Cheektowaga on the 19th day of September, 1960, at 7:30 o'clock P. M., Eastern Daylight Saving Time, for the purpose of considering the advisability of the Town entering into a contract with the Cleveland Hill Fire District No. 6, Cheektowaga, New York, for the furnishing of fire protection to said fire protection district and extension thereof, a complete description of said fire protection district and extension are contained in the petition and order creating said

fire protection district and the extension thereof, and the hearing of persons interested in the subject matter thereof concerning the same;

That the terms of said contract to be considered at said public hearing are as follows:

TERMS OF CONTRACT

The Cleveland Hill Fire District No. 6 has agreed to furnish fire protection for all of the property within the said fire protection district No. 2 and the extension thereof for the sum of Four Thousand, Five Hundred and no/100 Cents (\$4,500.00) yearly plus the cost of the water and hydrant rental to be paid the Erie County Water Authority;

That said amount of Four Thousand, Five Hundred and no/100 Dollars (\$4,500.00) yearly to be paid Cleveland Hill Fire District No. 6 shall include all of the expenses incurred in providing said fire protection for said district and extension thereof, except the amount to be paid the Erie County Water Authority for water and hydrant rental.

The term of said contract shall be for 5 years, from January 1, 1960 to January 1, 1965.

The contract shall contain a provision that said contract may be terminated at the end of any year prior to January 1, 1965, providing a fire district is created to include the property located within the present fire protection district and extension thereof.

and BE IT FURTHER ORDERED that the Town Clerk be and he is hereby ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News and the Cheektowaga Times, newspapers of the Town of Cheektowaga, New York, not less than 10 nor more than 20 days prior to the date of the hearing; and that not less than 10 nor more than 20 days prior to the date of the hearing be posted conspicuously certified copies of this order in 5 public places within the boundaries of the fire protection district No. 2 and the extension thereof.

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

Councilman Bystrak voting Aye  
Councilman Kaczmarek voting Aye  
Councilman Kornecki voting Aye  
Councilman Trojanowski voting Aye  
Councilman Wroblewski voting Aye

AYES: 5; NOES: 0; ABSENT: 2.  
State of New York

Erie County ) ss:  
Office of the Clerk of the )  
Town of Cheektowaga )

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said

County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on August 15, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this August 15, 1960.

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

**BUSINESS SERVICE**  
**KENMORE WHIRLPOOL** and all types wringer washers repaired. 33-42 PL 6443.  
**GOLF INSTRUCTION**, Lee Smith, Walden Golf Driving Range 28-38 RE 9818.  
**SANTA CLAUD HEADQUARTERS**, Sales, service, small appliances, lamps, drum instructions, music for all occasions, professional Santa Claus service. We sell washing solution, G.E. light, flashbulbs. We deliver. RE 28-37.  
**LAWN MOWERS** sharpened and repaired. Free pick up and delivery. J. B. Lawn Mower Service, formerly Embury Pl., new address 7143 Broadway. Phone XE 7-7011.  
**PLUMBING and HEATING**, any kind, 24 hour service. Electric plumbing cleaning, \$18. Jos. Plumb. ing and Heating. HU 3748.  
**DUMP TRUCK SERVICE**, trenching, footings, top soil, fill and sewer cleaning. \$18. Jos. Plumb. ing, Septic systems installed. Prompt service. R. D. Wells, Call RE 6729 (be patient—a party line).  
**SEPTIC TANK CLEANING**, dependable work. Up to 1000 gallon tank uncovered. \$20. Ray Sher- man, 6403 Genesee, RE 3219.  
**PLANO NEED TUNING**, repairing, refinishing? Call certified crafts- man technician Francis Kleffer, 26-35 RE 3535.  
**SEPTIC TANK CLEANING**, Rural Sanitation Service, Operating un- der Erie County Permit, Phone 9-4581, Depew, Clarence RL 9-4581.

**ONE FAMILY HOME**, 2 bedrooms up, and 2 downstairs, lot 65x120. Corner Gould and Meridian Sts. Depew, RE 2881.  
**OPEN HOUSE**, Sat. & Sun., 2 p.m. to 5 p.m. 2 bedroom ranch, 3294 Walden Ave., asking \$11,900. Mr. Elmore, RE 6634. Baum Realtor. 34-36  
**WOODLAWN DEWEY** — Neat schools and bus, 3 bedrooms, 1½ bath and garage. Reasonable price. By owner. RE 6633. 34-36  
**LANCASTER** — Huge 8 room house, 1½ baths, built with large family in mind. Nicely landscaped. Many large trees. Unusual bargain or appointment call Mr. Wolfe. RE 2823. Fred W. Koch, SP 6105. 34-36  
**LANCASTER** — Owner will sacri- fice beautiful cathedral ceiling, Trick ranch, executive home. Take Broadway to Norris, to 55 Wilma Drive. Open Saturday, Sunday and evenings. 33-35  
**2 BEDROOM RANCH** type, full basement and garage, situated on one acre of land, \$9,500. 529 Erie St., Lancaster. RE 7396. 34-36  
**3 BEDROOM HOME** with garage near school and bus stop. Phone owner and save. Buy direct complete. MU 2935. 33-35  
**LANCASTER**, 3 miles east of Tran- st Rd. on Walden Ave. 3 bed- room, full cellar, automatic gas heat, attached 1½ car garage. St Rd. on Walden Ave. 3 bed- room, full cellar, automatic gas heat, attached 1½ car garage. lot 130' x 230'. RE 2580. 33-35

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

PUBLISHER of the

**Herald and News**

a public newspaper published at Depew, Town of Cheek- towaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

1st week the first insertion being on the 1st day of September, 1960, and the last insertion being on the day of , 19 , and that not more than six days intervened between any two publi- cations thereof.

*Richard G. Bennett*

Sworn to before me this day of SEP 6 1960, 19

*Herbert J. Hanley*

Notary Public in and for Erie County

Item No. 18 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Subdivision Map of Maplevue Extension prepared by Edward F. Metz, Professional Engineer, dated July 12, 1960, be approved and ordered filed in the Assessors Office.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 19 Moved by Councilman Trojanoski, seconded by Councilman Kaczmarek, that the following change order be made in addition to the present sidewalk contract, that the Biltrite Corporation, be authorized and directed to erect a sidewalk in front of the Orphanage on the north side of William Street.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 20 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 2749	to	2804	inclusive
Highway Fund	834		851	inclusive
Special Districts	1002		1041	inclusive
Part Town Fund	3283		3294	inclusive
C & I	182		184	inclusive

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector on August 6, 1960 and August 15, 1960.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 22 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, to adjourn to August 29, 1960, at 7:30 P.M., E.D.S.T.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 24

CHEEKTOWAGA, NEW YORK  
AUGUST 29, 1960

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 29th day of August, 1960, at 7:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

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

Also present were: Town Clerk Hanley; Town Attorney Kitzinger, and Chief of Police Mersmann.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

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

Item No. 3 Referred to Councilman Wroblewski the request of Councilman Kaczmarek that all desk men in the Police Department be bonded.

Item No. 4 Ordered referred to the Recreation Department to investigate the possibility of establishing a recreation playground in the vicinity of Westbrook Drive.

Item No. 5 Referred to the Town Board and the Town Engineer petition requesting action be taken on an open ditch from the intersection of South Roycroft and Hugh Roads, to beyond Seton Road.

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

RESOLVED, that Emil Jagiello, 47 Halstead Street, Sloan, N.Y.  
Alton W. Parker, 87 Elaine Court, Cheektowaga, N.Y.  
Frank Nowicki, 163 Currier Street, Sloan, N.Y.  
Francis Gabryszak, 2047 Broadway, Sloan, N.Y.

be and they hereby are appointed Policemen on the Town of Cheektowaga Police Force, effective September 15, 1960, at the regular starting salary of \$4,800.00 per annum, and be it further

RESOLVED, that a copy of this resolution be forwarded to Mr. Donald Neff, Erie County Personnel Director, for certification.

Seconded by Councilman Kornecki.

Item No. 6-Cont'd.

Councilman Kaczmarek offered the following amendment to the foregoing resolution:

RESOLVED, that the appointment of the above mentioned persons to the Cheektowaga Police Department be deferred until after the September 7, 1960 meeting with the Officials of the Village of Sloan.

No second was offered to the amendment.

The vote on the original resolution was as follows:

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, Dick Road has been opened across the main tracks of the New York Central Railroad, in accordance with the Public Service Commission proceeding directing the relocation of this grade crossing, and

WHEREAS, an examination of the crossing indicates that additional safety measures should be provided as follows:

- (1) Construction of guide-posts or guide-rails for 500 feet on each side of Dick Road, south of the tracks.
- (2) Construction of guide-posts or guide-rails for 400 feet on each side of Dick Road, north of the tracks.
- (3) Construction of guide-posts or guide-rails for 200 feet on each side of Ellicott Road west of Dick Road.
- (4) Construction of guide-posts or guide-rails for 200 feet on each side of Ellicott Road east of Dick Road.
- (5) Pavement markings on both sides of the tracks warning motorists of crossing.
- (6) Warning signs on both sides of the tracks.
- (7) Brush on railroad property to be removed in the vicinity of crossing;

NOW, THEREFORE,

BE IT RESOLVED, that the Public Service Commission be and it hereby is requested to cause the safety improvements aforementioned to be constructed and undertaken as part of the crossing relocation program, and be it further

RESOLVED, that a certified copy of this resolution be forwarded by the Town Clerk to the Public Service Commission.

Item No. 7-Cont'd.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 8

Moved by Councilman Fath, seconded by Councilman Kornecki,  
that Assessors Jerzewski and Kistowski be authorized and directed to accompany  
the Town Attorney to Albany, New York, to attend hearing in regard to local  
assessments on railroads in the Town of Cheektowaga.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 9

Moved by Councilman Kaczmarek, seconded by Councilman  
Wroblewski, that Patrolman Daniel E. Weber be granted a 30-day leave of  
absence, if he is entitled to same; and at the end of the said 30-day period,  
if he is unable to return to his duties that he, the said Daniel E. Weber,  
make a request for additional absence, same request to be granted only upon a  
certificate from Patrolman Weber's Doctor.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 10

Moved by Councilman Kornecki, seconded by Councilman  
Kaczmarek, that the following named persons be named as part-time employees  
to assist in the 1960 School Tax Collection:

Eleanor Piacente  
Irene Krawczyk  
Genevieve Zalikowski  
Adelaide Niklas

Jean Stachowski  
Charlotte Nawrocki  
Alice Nowicki  
Marion Labiak

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 11

Moved by Councilman Bystrak, seconded by Councilman Kornecki,  
that the request of George V. Pawlowski, Junior Engineering Aide, be granted a  
9-month leave of absence commencing September 16, 1960, without salary.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 12

This being the time and place advertised for a public hearing  
on the proposed improvement of both sides of the public highways situated in  
the Consolidated Lighting District of the Town of Cheektowaga hereinafter  
particularly set forth, by the installation of street lighting equipment herein-  
after particularly described, the Supervisor directed the Town Clerk to present  
proof of the publication and posting of the notice of hearing. The Town Clerk  
presented proof that such notice has been duly published, and posted, and upon  
the order of the Supervisor, such proof was duly filed.

## PUBLIC HIGHWAYS TO BE IMPROVED

Binner Road from Beach Road to Wilshire Road

## TYPE OF STREET LIGHTING INSTALLATION

2 Y 19 Standards - Underground conduit

Item No. 12-Cont'd.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga herein-after particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

## PUBLIC HIGHWAYS TO BE IMPROVED

Binner Road from Beach Road to Wilshire Road

## TYPE OF STREET LIGHTING INSTALLATION

2 Y 19 Standards - Underground conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13

Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the Supervisor be authorized and directed to purchase from the Westinghouse Manufacturing Corporation two (2) Y 19 street light standards to be used in Binner Road Special Street Lighting District.

AYES: -6-

NOES: -0-

ABSENT: -1-

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install a 6000 lumen lamp on existing poles No. 15 and 71-6 situate in Dick Road, and be it further

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install one (1) 10,000 lumen lamp on each of existing poles No. 14-1 and 71-1, also situate in Dick Road.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to remove the existing 1348 street lighting foundation and underground wires at the corner, more particularly the southwest corner of Kensington Avenue and Liberty Terrace, in the Town of Cheektowaga, and install a wooden pole with 175 watt Mercury Vapor light, overhead, at this location.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to remove fourteen (14) old post type standards with 2500 lumen units and install ten (10) new modern steel standards with 4000 lumen units, in Central Boulevard - to remove six (6) old post type standards with 2500 lumen units and install five (5) new modern steel standards with 4000 lumen units in Lindbergh Court, and be it further

RESOLVED, that a new modern steel standard with 4000 lumen units be installed in Rosewood Terrace between Lindbergh and Central Boulevard, and be it further

RESOLVED, that the new standards and lighting units be supplied by the New York State Electric and Gas Corporation at no additional cost to the Town of Cheektowaga, and to be the same type normally used by the New York State Electric and Gas Corporation.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-



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

WHEREAS, emergency sewer repairs were required at 51 Peoria Street in Sanitary Sewer District No. 3, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$331.57.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$331.57 to do the work and furnish the materials be approved and ordered paid.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 18 Moved by Councilman Kornecki, seconded by Councilman Fath,

WHEREAS, the Highway Superintendent has recommended to this Board that 2730 feet of Lydia Lane (formerly Cloverdale Road) running eastward from Homeworth Road to Hazelnut Road, be accepted as a Town Highway.

RESOLVED, that the said request be granted.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 19 This being the time and the place advertised for a public hearing for the extension of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, New York.

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

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

Dr. Victor Reinstein was granted the floor and related to the Board that it would be unfair to exempt industry that is attached to the Port Authority at the Buffalo Airport. (See tape recording).

No one appeared in opposition.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Kenneth W. Kitzinger, Town Attorney, has, at the instance of the Town Board, and with the assistance of Nussbaumer, Clarke and Velzy, Consulting Engineers, prepared a map, plan and report providing for the extension of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and said, map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and

WHEREAS, said map, plan and report was duly filed in the office of the Town Clerk for public inspection on August 15, 1960, and has remained on file in said office, and

WHEREAS, the boundaries of the said proposed extension of said Consolidated Refuse and Garbage District, as set forth in said map, plan and report, are as follows:

Item No. 19-Cont'd.

All of the lands constituting the Town of Cheektowaga, Erie County, New York, except for those lands within the Villages of Sloan and Depew, within the boundaries of the existing Consolidated Refuse and Garbage District of the Town of Cheektowaga, and within the boundaries of the Greater Buffalo International Airport, and

WHEREAS, there is no expenditure of money required to finance the cost of the extension, and accordingly no issuance of bonds, notes, certificates, or other evidences of indebtedness will be required, and

WHEREAS, the maximum amount proposed to be expended annually for the performance of supplying of services within the area to be added to the District will be \$300,000, and such amount is to be financed by the levying of an ad valorem tax on the property within the area of the proposed extension, and

WHEREAS, the Town Board on August 15, 1960, did duly adopt an order providing that the Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 29th day of August, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the extension of said District, at which all persons interested in the subject thereof might be heard concerning the same, and the Town Board did meet at such time and place and held such hearing and heard all persons interested in the subject thereof, and the evidence offered at such public hearing requires that the Town Board make the determinations hereinafter; NOW, THEREFORE,

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

(1) It is hereby determined that (1) the notice of said hearing held on August 29, 1960, was published and posted as required by law and is otherwise sufficient, and (2) all of the property and property owners within the proposed extension of said District are benefited by the extension of said District, and (3) all of the property and property owners benefited thereby are included within the limits of the proposed extension of said District, and (4) the extension of said District is in the public interest.

(2) The extension of the Consolidated Refuse and Garbage District of the Town of Cheektowaga with the boundaries above set forth, is hereby approved.

(3) This resolution is subject to a permissive referendum in the manner provided in Article 7 of the Town Law of New York, and petitions requesting such a referendum may be filed with the Town Clerk at any time within thirty days after the adoption of this resolution.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

BE IT RESOLVED, that this Town Board comply with the request of the Village of Sloan and meet in this Council Chamber on the 7th day of September, 1960, at 7:30 P.M., to discuss questions of mutual interest,  
BE IT FURTHER

RESOLVED, that Sgt. Harold Kuehlewind be requested to attend this meeting in his capacity as President of the Cheektowaga Police Club, Inc.

Seconded by Councilman Bystrak.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 21 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector on August 15, 1960 and August 29, 1960.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 22 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 2805 to 2864 inclusive
Highway Fund	853 872 inclusive
Special Districts	1043 1068 inclusive
Part Town Fund	3296 3000, 301 inclusive
C & I	185

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 23 Referred to the Highway Superintendent communication from the Maryvale School District, relating to damage done by Town Highway Trucks to driveways at the U-Crest Elementary School.

Item No. 24 Moved by Councilman Fath, seconded by Councilman Kornecki, to adjourn to September 6, 1960, at 2:30 P.M., E.D.S.T.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 25CHEEKTOWAGA, NEW YORK  
SEPTEMBER 6, 1960

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of September, 1960, at 2:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Town Engineer Kamm; Chief of Police Mersmann, and Receiver of Taxes & Assessments Pfohl.

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

Item No. 3 Ordered referred to the Chief of Police the request of the Board of Fire Commissioners of Urban Fire District No. 8 to restrict all night parking on the following named highways: Lydia Lane, Hyland Avenue, Diane Drive, Dean Road, Temple Drive, Airport Drive; Homeworth Avenue, and Sobieski Street.

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

THAT, Frank J. Bogdon be transferred as an employee in the Incinerator Department to the Sewer Department, effective immediately, and be it further

RESOLVED, that Peter Schalberg be hired to replace Mr. Bogdon in the Incinerator Department at the regular rate of pay, effective immediately.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 5 Councilman Felix T. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has information that the U.S. Census Bureau will not publish before October 1, 1960, the census enumeration for the Town of Cheektowaga taken in 1960, and accordingly the Town will not receive the additional per capita State Aid to which its increased population since the time of taking the last special census in 1956 would entitle it for the year 1961; NOW, THEREFORE,

Item No. 5-Cont'd.

BE IT RESOLVED, that U. S. Senators Keating and Javitts, and Congressman Pillion be and they hereby are by this resolution, requested to make every effort to have the U. S. Census Bureau prepare and publish said census figures before October 1, 1960, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to send a certified copy of this resolution to the aforementioned members of Congress, with the request that they acknowledge the same and advise what action the U. S. Census Bureau will take in the matter.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 6 Councilman Alancin Fath offered the following resolution and moved its adoption:

WHEREAS, this Town Board on August 15, 1960, duly received bids for the construction of the drainage system for Drainage District No. 7, as the result of advertisement therefor, and

WHEREAS, Nussbaumer, Clarke & Velzy, Consulting Engineers of the Town of Cheektowaga have submitted the attached analysis and report of the bids so received, and have recommended award of the contract to the C. M. H. Company, in the amount of \$428,119.80, the same being the lowest bid received covering the use of reinforced concrete pipe, which pipe such engineers have recommended to be used instead of corrugated metal pipe; NOW, THEREFORE,

BE IT RESOLVED, that contract be and the same hereby is awarded to the C. M. H. Company, in the amount of \$428,119.80, for the construction of the drainage system for Drainage District No. 7, the same being the lowest bid submitted by a responsible bidder for the construction of such system and the use therefor of reinforced concrete pipe, and the execution of such contract is hereby authorized on behalf of the Town of Cheektowaga by the proper officials thereof.

Seconded by Councilman Stanley R. Bystrak and duly put to a vote, which resulted as follows:

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BE IT RESOLVED, that there be transferred \$3,500 from the Contingency Item of the General Fund Budget to the Shade Tree Item.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 8      Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga, a municipal corporation, having its principal office in the Town Hall, Broadway and Union Road, Cheektowaga, New York, is the owner of certain premises located in the Town of Cheektowaga and known as part of Farm Lot No. 17, Township 11, Range 7 of the Holland Land Company's Survey and more particularly described in a certain deed dated April 29, 1943 and recorded in the Erie County Clerk's Office in Liber 3378 of Deeds at page 261 on May 7, 1943; and

WHEREAS, the Iroquois Gas Corporation, a New York corporation, having its principal place of business at 10 Lafayette Square in the City of Buffalo, County of Erie and State of New York, is a corporation furnishing gas in the said Town of Cheektowaga; and

WHEREAS, the Iroquois Gas Corporation desires a grant of right of way to lay, maintain, operate and remove a 12" gas pipe line for the transportation of gas on, over and through premises described above and owned by the Town of Cheektowaga.

NOW, THEREFORE,

BE IT RESOLVED, that a grant of right of way be and hereby is granted to Iroquois Gas Corporation, its successors and assigns, to lay, maintain, operate and remove a twelve inch (12") gas pipe line for the transportation of gas on, over and through the premises owned by the Town of Cheektowaga.

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

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

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

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the regular meeting of the Town Board of the said Town, held on the 6th day of September, 1960, and that the foregoing is a true and correct transcript from the original resolution and the whole thereof, and that the resolution duly adopted by the said Town Board is 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 6th day of September, 1960.

Kenneth T. Hanley  
Town Clerk

( S E A L )

RIGHT OF WAY

THIS AGREEMENT made this 6 day of September, 1960, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation having its principal office in the Town Hall, Broadway and Union Road, Cheektowaga, New York, party of the first part, and IROQUOIS GAS CORPORATION, a New York corporation having its principal office at 10 Lafayette Square, City of Buffalo, County of Erie and State of New York, party of the second part.

Item No. 8-Cont'd.

WITNESSETH:

WHEREAS, the party of the first part is the owner of certain premises located in the Town of Cheektowaga and known as part of Farm Lot No. 17, Township 11, Range 7 of the Holland Land Company's Survey, and more particularly described in a certain deed dated April 29, 1943 and recorded in the Erie County Clerk's Office in Liber 3378 of Deeds at page 261 on May 7, 1943, and

WHEREAS, the Iroquois Gas Corporation is a corporation furnishing gas in the Town of Cheektowaga;

NOW, THEREFORE, in consideration of the premises and of the sum of One Dollar (\$1.00) paid by the party of the second part to the party of the first part, the receipt whereof is hereby acknowledged:

The party of the first part does hereby grant to the party of the second part, its successors and assigns, a right of way to lay, maintain, operate and remove a 12" gas pipe line for the transportation of gas on, over and through premises owned by the party of the first part in the Town of Cheektowaga as above described and to be located on the premises as is more particularly shown on blue print marked F-10471 attached hereto and made a part of this agreement.

The party of the second part shall have the right to enter upon and use so much of the land herein described as abuts and is adjacent to the said grant for all necessary and lawful purposes incident thereto. Together with the appurtenances and all the estate and rights of the party of the first part in and to said grant.

In connection with the laying, maintaining and operating of said gas pipe line, the party of the second part agrees to perform such work diligently and carefully and to save harmless the party of the first part from any and all damages directly caused by reason of the presence of said gas pipe line on the premises hereinbefore described, or in the performance of any work thereon by it incidental to the laying, constructing, operation and maintenance thereof.

In the event the party of the first part desires to lower the bottom of the existing ditch to accomodate future storm water, then and at that time the party of the second part agrees to lower its said pipe line or any part thereof at its own expense.

This grant is given pursuant to the terms of a resolution adopted by the Town Board of the Town of Cheektowaga on the 6 day of September, 1960.

IN WITNESS WHEREOF, the Town of Cheektowaga and Iroquois Gas Corporation have caused these presents to be executed by their duly authorized officers and their corporate seals to be hereunto affixed the day and year first above written.

TOWN OF CHEEKTOWAGA

By /s/ Benedict T. Holtz  
Supervisor

IROQUOIS GAS CORPORATION

By /s/ L. R. Reif  
Vice President

STATE OF NEW YORK) ss  
COUNTY OF ERIE )

On this 6 day of September, 1960, before me, personally came BENEDICT T. HOLTZ to me personally known, who, being by me duly sworn did depose and say that he resides in the Town of Cheektowaga, Erie County, New York; that he is Supervisor of said TOWN OF CHEEKTOWAGA; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley  
Notary Public

Item No. 8-Cont'd.

STATE OF NEW YORK )  
COUNTY OF ERIE ) ss

On this 24 day of August, 1960, before me, personally came I. R. REIF, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Amherst, Erie County, New York; that he is a Vice President of IROQUOIS GAS CORPORATION, the corporation described in, and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; that he signed his name thereto by like order.

/s/ John R. Cornell  
Notary Public

Item No. 9 Councilman Joseph Kornecki offered the following resolution and moved its adoption:

WHEREAS, there was enacted by the New York State Legislature in 1959, legislation limiting assessments of railroad properties by applying to the assessments which otherwise would pertain, an exemption factor determined by the earnings or lack of earnings of each railroad, and

WHEREAS, for the tax year 1961 for the Town of Cheektowaga, and the tax year 1960-1961 for the school districts of the Town of Cheektowaga, the railroad reduction in assessments as presently determined by the State Board of Equalization and Assessment under the aforementioned legislation, will reduce the railroad assessments by \$1,001,615.00, and

WHEREAS, the Legislature of the State of New York, in allocating State Aid to the towns of the State, has provided that such State Aid shall be paid on a per capita basis, thus treating each town on an equal basis and without discrimination, but such Legislature, in imposing the burden of financial assistance to the railroads, has imposed such burden only upon the towns having railroad properties, and as between the towns having railroad properties, has imposed the burden unequally in that the towns having more railroad properties suffer larger assessment reduction, and

WHEREAS, the principle of equal treatment to all towns is the only just, fair and proper principle which should be applied in the distribution of benefits and burdens; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board herewith protests to the New York State Legislature the continuance in effect of the aforementioned railroad legislation insofar as the same unequally distributes the assessment reductions of railroads upon the various towns of the State, and demands that such legislation be amended so that the burden of railroad assessment reductions be spread equally upon all towns of the State.

Seconded by Councilman Michael J. Kaczmarek and duly put to a vote which resulted as follows:

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

AYES: -7-

NOES: -0-

ABSENT: -0-



Item No. 10 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak.

That the following claims be approved as presented:

General Fund	Nos.	2867	to	2883	inclusive
Special Districts		1069		1082	inclusive
Part Town Fund		302		-	
C & I		186			

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 11 Moved by Councilman Fath, seconded by Councilman Kornecki, to adjourn to September 12, 1960 at 7:30 P.M., E.D.S.T.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 26

CHEEKTOWAGA, NEW YORK  
SEPTEMBER 12, 1960

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 12th day of September, 1960, at 7:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman

ABSENT:	Joseph Kornecki	Councilman
	Stanley R. Bystrak	Councilman

Also present were: Town Clerk Hanley and Town Attorney Kitzinger.

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

Item No. 3 Ordered referred to the Highway Superintendent Petition requesting the Town of Cheektowaga to complete the paving of North Willowlawn Parkway or to enforce the Bond taken out by the Loumon Construction Company to have said highway paved.

Item No. 4 Ordered referred to the Town Board and the Town Attorney communication from Frank J. Stahl, Business Representative, relating to the recent Financial Report of the New York State Retirement System.

Item No. 5 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Building Inspector on September 12, 1960.

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the fee of one per centum to be collected on all school taxes paid on or before the fifteenth day of October, 1960, be and the same hereby is waived, and Receiver of Taxes and Assessments is hereby directed to refrain from collecting the said fee.

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

RESOLVED, that Henry Kempinski, Depew, New York, be appointed as a patrolman in the Cheektowaga Police Department effective September 15, 1960, at the regular starting salary of \$4,800.00 per annum.

FURTHER RESOLVED, that a copy of this resolution be forwarded to Donald E. Neff, Erie County Personnel Officer.

Seconded by Councilman Trojanoski.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 8 Councilman Wroblewski offered the following resolution and moved its adoption:

BE IT RESOLVED, that the following Notice to Bidders for the furnishing of Lighting Standards, be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on September 26, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Lighting Standards.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

Dated: September 12, 1960

KENNETH T. HANLEY  
Town Clerk

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice to Bidders.

Item No. 8-Cont'd.

(Affidavit)

STATE OF NEW YORK } ss.:  
COUNTY OF ERIE

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 15th day of September 1960, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on September 26, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of Lighting Standards.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

Dated: September 12, 1960  
KENNETH T. HANLEY  
s15 Town Clerk

Sworn to before me this 22nd day of

SEPT, 1960

*Anthony J. Krieger*  
Notary Public in and for Erie County

ANTHONY J. KRIEGER  
Notary Public in and for Erie County, New York  
My Commission Expires Mar. 30, 1962  
Reg. No. 2705

Item No. 9 Councilman Fath offered the following resolution and moved its adoption:

BE IT RESOLVED, that the following Notice to Bidders for the furnishing of box-type Cinder and Salt Spreader, be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on September 26, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one (1) box-type Cinder and Salt Spreader.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

Dated: September 12, 1960.

KENNETH T. HANLEY  
Town Clerk

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

AYES: -5-

NOES: -0-

ABSENT: -2-

SPECIFICATIONS  
BOX TYPE SPREADER

It is the intention of these Specifications to describe a box type spreader having a 5 to 6 cu. yd. capacity for mounting in our dump truck. We to deliver truck to dealer's yard and pick it up after mounting.

BODY CONSTRUCTION - All high tension abrasion resistant steel, electrically welded construction. 12 ga. high tensile body sides, 10 ga. high tensile sills designed for strength. 10 ga. abrasion resistant floor. 10 ga. body side support members. 45 degree body side slope. Body supported on 4" 5.4 lbs. steel structural channels.

CONVEYOR - Overall width 24" all steel riveted roller chain with approximately 16,000 lbs. breaking strength; all parts free to move. Combination #2 chain with barflight on every outside link to provide smoother flow of material. Easily accessible tightening arrangement with 3" adjustment to take up chain slack mounted on outside of sills. Take-up bolts on heavy springs to minimize shock and reduce danger of breakage.

MAIN REDUCTION GEAR CASE - Oil tight, all aluminum alloy housing for weight reduction. Worm gear is precision machined, hardened, ground and polished, driving a heavy-duty bronze gear molded to steel hub. Gear ratio is 37 to 1 on the engine drive. 1 $\frac{1}{2}$ " dia. high manganese steel output shaft is mounted in Timken tapered roller bearings. Input shaft is mounted in radial and end thrust ball bearings.

DISTRIBUTOR DISC - One 20" dia. distributor disc driven by alloy steel cut and hardened gears which are supported on ball bearings running in oil in a dust-proof housing. Abrasion resistant disc equipped with six removable fins especially designed to uniformly spread the material from 5 ft. to 60 ft. Material is guided from conveyor to distributor disc by means of a tapered hopper.

BAFFLE - 3-position with hood to control direction and width of spread; also a channel type bumper to protect this mechanism.

Item No. 9-Cont'd.

POWER SOURCE - Wisconsin air cooled two cylinder 18 HP gasoline engine with built-in disc type oil clutch, electric starter, generator, battery, cables and ammeter. Engine mounted on left side of spreader with hinged engine hood with filters.

CONTROLS - Vacuum for remote cab operation of engine clutch with a double acting power cylinder; control valve mounted in cab; also control panel and wiring loom for remote control of engine throttle, ignition switch and starter switch. Automatic choke and solenoid mounted on engine.

SCREEN OVER HOPPER - Heavy duty 3/8" wire mesh with 2-1/2" openings fabricated in four sections to be assembled with heavy angle iron and hinged to a heavy channel extended the full length of the body. Screens to be elevated along center of body.

PAINT - Entire unit to be painted Highway Yellow.

All mechanisms and drives properly guarded and protected with shields.

Hereto attached is a copy of the Notice to Bidders:

Item No. 9-Cont'd.

(Affidavit)

95  
for  
Liquor 3-10-11  
Liquor.

Item No. 10 The following resolution was moved by Councilman Wroblewski and seconded by Councilman Kaczmarek:

That the following claims be approved as presented:

General Fund	Nos. 2885 to 2913 inclusive
Highway Fund	875 890 inclusive
Special Districts	1084 1088 inclusive
Part Town Fund	304 311 inclusive
C & I	188 -

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 11 The Town Board then took under review the Budget Estimates for Special Districts spreading costs on Benefit Basis as presented by Supervisor Holtz.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS

September 12, 1960

Cheektowaga Town Board  
Town Hall  
Cheektowaga, New York

Gentlemen:

I am outlining the amounts which, in my opinion, will be necessary for the operation of Special Districts, the cost of which are levied against property on a benefit basis, for the year 1961.

SEWER DISTRICTS

District No. 1

Rent to City of Buffalo	\$ 585.87	\$ 585.87
To be raised by assessment		

District No. 2

Rent and maintenance payable to District No. 5	\$ 8,500.00	8,500.00
To be raised by assessment		

District No. 3

Bond principal and interest due in 1961	\$ 22,972.00	
Operation of Disposal Plant	45,550.00	
Real estate taxes - 1961	6,400.00	
Equipment - payable to Sewer 5	1,000.00	
Maintenance of sewers paid to Sewer 5	9,000.00	
Payable to General Fund for N.Y. State Retirement	4,000.00	
Payable to General Fund for Social Security	1,200.00	
Payable to General Fund for portion of Blue Cross premium	450.00	
Services of Superintendent	2,100.00	
Services of Engineer	2,000.00	
Services of Town Attorney	1,000.00	
Erie County chargebacks	1,218.06	
TOTAL EXPENSE FOR 1961	\$ 96,890.06	

Less: Rentals -

William Street tie-in	\$ 500.00	
Franklin Street tie-in	1,800.00	
New York Central Railroad	800.00	
TOTAL RENTALS	\$ 3,100.00	
Payable from District's Reserve Fund	5,000.00	8,100.00

To be raised by assessment

\$ 88,790.00

District No. 4

Rent and maintenance payable to District No. 5	\$ 9,000.00	
Operation of pump station	1,200.00	
To be raised by assessment		10,200.00



Item No. 11-Cont'd.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS - (Cont'd)

SEWER DISTRICTS - (Cont'd)District No. 5

Bond principal and interest due in 1961	\$116,932.00
Operation of Disposal Plant	148,175.00
Equipment =	3,000.00
Maintenance of Sewers	30,000.00
Payable to General Fund for N.Y. State Retirement	10,000.00
Payable to General Fund for Fed. Soc. Security	3,000.00
Payable to General Fund for portion of	
Blue Cross premium	1,000.00
Services of Superintendent	3,600.00
Services of Engineer	4,500.00
Services of Town Attorney	1,500.00
Erie County chargebacks	367.04
TOTAL EXPENSES FOR 1961	<u>\$322,074.04</u>

Less: Revenue from charges to:

Police Barracks on Thruway	\$ 300.00
Thruway Maintenance Bldgs.	700.00
Sun Oil Company	100.00
Josephine Asmondus	75.00
Port Authority - Rent	12,000.00
Sewer District No. 2 - Rent and maintenance	8,500.00
Sewer District No. 4 - Rent and maintenance	9,000.00
Sewer District No. 6 - Rent and maintenance	21,700.00
Sewer District No. 7 - Rent and maintenance	24,360.00
Maintenance from -	
Storm Sewer District No. 1	1,000.00
Storm Sewer District No. 2	1,000.00
Storm Sewer District No. 3	1,500.00
Storm Sewer District No. 4	1,000.00
Storm Sewer District No. 5	1,000.00
TOTAL REVENUES	<u>\$82,235.00</u>

To be raised by assessment 82,235.00 \$239,839.04

District No. 5 - Walden Extension

Bond principal and interest due in 1961	<u>\$ 5,093.05</u>	5,093.05
To be raised by assessment		

District No. 5 - Peinkofer Extension

Bond principal and interest due in 1961	\$ 1,500.00	
Reconstruction	<u>200.00</u>	1,700.00
To be raised by assessment		

District No. 6

Bond principal and interest due in 1961	\$ 2,042.00	
Rent payable to District No. 5	20,500.00	
Maintenance payable to District No. 5	<u>1,200.00</u>	23,742.00
To be raised by assessment		

District No. 7

Bond principal and interest due in 1961	\$ 57,433.50	
Sewer rent and maintenance for 1961 payable to Sewer District No. 5	<u>24,360.00</u>	81,793.50
To be raised by assessment		

TOTALS FOR ALL SEWER DISTRICTS AND EXTENSIONS

\$460,243.46

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS - Cont'd.

STORM SEWER DISTRICTS

<u>District No. 1</u>		
Maintenance payable to Sewer District No. 5	<u>\$ 1,000.00</u>	\$ 1,000.00
To be raised by assessment		
<u>District No. 2</u>		
Maintenance payable to Sewer District No. 5	<u>\$ 1,000.00</u>	1,000.00
To be raised by assessment		
<u>District No. 3</u>		
Bond principal and interest due in 1961	\$ 6,264.00	
Maintenance payable to Sewer District No. 5	<u>1,500.00</u>	7,764.00
To be raised by assessment		
<u>District No. 4</u>		
Bond principal and interest due in 1961	\$ 8,240.00	
Maintenance payable to Sewer District No. 5	<u>1,000.00</u>	9,240.00
To be raised by assessment		
<u>District No. 5</u>		
Bond principal and interest due in 1961	\$ 5,515.00	
Maintenance payable to Sewer District No. 5	<u>1,000.00</u>	6,515.00
To be raised by assessment		
<u>District No. 6</u>		
Bond principal and interest due in 1961	\$18,500.00	
Maintenance payable to Sewer District No. 5	<u>1,000.00</u>	19,500.00
To be raised by assessment		
<u>District No. 7</u>		
Bond principal and interest due in 1961	<u>\$32,625.00</u>	32,625.00
To be raised by assessment		
TOTAL FOR ALL SEVEN DISTRICTS		<u>\$ 77,644.00</u>

LATERAL SANITARY SEWER DISTRICTS

Raymond	\$ 247.20	
Rozler	1,000.00	
Andres Place	6,356.25	
Walden	3,387.50	
Wallace	2,119.52	
Ludwig	1,267.00	
Oriole	289.69	
Yvonne, Crestview and Kuhn	2,148.00	
Union - from Redleaf S	67.46	
Buell - Genesee	1,516.00	
Smallwood	1,153.00	
Union - Goering	<u>1,752.00</u>	
To be raised by assessment		<u>\$ 21,303.62</u>

CURBING DISTRICTS

Treehaven	\$ 2,381.86	
Walton	1,179.32	
Mansion	2,906.00	
Peoria	2,906.00	
Warsaw	2,325.00	
Wabash	2,562.50	
Calderwood - Huntington	2,750.00	
Cherokee	4,068.75	
Dellwood	1,050.00	
Claudette Court	2,800.00	
Cunard	<u>3,500.00</u>	
To be raised by assessment		<u>\$ 28,429.43</u>

PAVING DISTRICTS

Cedar, Tudor and Campbell	\$20,732.44	
Lemoine	<u>6,668.75</u>	
To be raised by assessment		<u>\$ 27,401.19</u>

Item No. 11-Cont'd.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS - (Cont'd)

STREET LIGHTING IMPROVEMENTGROUP 25

Principal and interest due in 1961:

Freda Avenue	\$ 469.30
Heather Road	534.63
Meaford Road	534.63
Willowlawn Park	563.17
Ellen Drive	<u>1,229.52</u>

To be raised by assessment

\$ 3,331.25

GROUP 26

Principal and interest due in 1961:

Colden Court	\$ 872.94
Terry Lane	524.04
Calderwood Drive	348.90
McNaughton Drive	1,430.36
Bigelow Road	329.14
Seton Road	2,056.62
Crestview Avenue	626.25
Pine Park	<u>626.25</u>

To be raised by assessment

6,814.50

TOTAL TO BE ASSESSED FOR THE TWO GROUPS

\$10,145.75

In accordance with the Town Law, it is the duty of the Town Board to estimate the 1961 revenues and expenditures for the above listed districts and file same with the Town Clerk. A date for public hearing upon the Board's estimates should be fixed and the Town Clerk instructed to give due notice of such hearing.

Respectfully submitted,

/s/ BENEDICT T. HOLTZ  
 Supervisor

Councilman Kaczmarek moved the following resolution and it was seconded by Councilman Wroblewski:

WHEREAS, this Town Board has prepared a detailed estimate of the anticipated 1961 revenue and expenditures for every district in which the expense of the improvement is to be assessed on a benefit basis, and

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

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

WHEREAS, this Town Board has filed such Estimates and Assessment Roll with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the detailed estimates of the anticipated revenues and expenditures for every Special District and the Assessment Roll for every Special District be and the same is hereby approved, and

Item No. 11-Cont'd.

BE IT FURTHER RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish a Notice of Public Hearing for same in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers published in the Town of Cheektowaga, New York, said Notice to be in the following form and to be published the weeks of September 15, 1960, and September 22, 1960, respectively, said Public Hearing to be held on the 26th day of September, 1960, at 7:30 P.M., E.D.S.T., and shall be in the following form, to wit:

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York, at a regular adjourned meeting held on September 12, 1960, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk for the following districts:

Sewer Districts: 1, 2, 3, 4, 5, No. 5-Walden Extension, No. 5-Peinkofer Extension, 6, and 7;

Storm Sewer Districts: 1, 2, 3, 4, 5, 6, 7;

All Lateral Sanitary Sewer Districts;

All Curbing Districts;

All Paving Districts;

All Street Lighting Improvement Districts.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 26, 1960, at 7:30 P.M., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Broadway and Union Road, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimate and Assessment Roll.

Dated: September 12, 1960.

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

KENNETH T. HANLEY  
Town Clerk

AYES: -5-

NOES: -0-

ABSENT: -2-

The Notice of Public Hearing was posted as follows on the 15th day of September, 1960:

- 1 - Town Hall Bulletin Board;
- 2 - U-Crest Fire Hall-Evergreen Street and Clover Place;
- 3 - Rescue Fire Hall-Pine Ridge Road;
- 4 - Doyle Fire Hall No. 1-William and Alaska Street;
- 5 - Bellevue Fire Hall-Como Park Boulevard.

Hereto attached are affidavits of publication:

Item No. 11-Cont'd.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks:  
 first publication SEP 15 1960  
 last publication SEP 22 1960;  
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of SEP 22 1960, 19.....

Eve J. Allis

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

EVE J. ALLIS  
 NOTARY PUBLIC, STATE OF NEW YORK  
 Qualified in Erie County  
 My Commission Expires March 30, 1961  
 Registered No. 5029

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York, at a regular adjourned meeting held on September 12, 1960, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk for the following districts:

Sewer Districts: 1, 2, 3, 4, 5, No. 5-Walden Extension, No. 5-Peinkofer Extension, 6, and 7;  
Storm Sewer Districts: 1, 2, 3, 4, 5, 6, 7;

All Lateral Sanitary Sewer Districts;

- All Curbing Districts;

All Paving Districts;

All Street Lighting Improvement Districts.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 26, 1960, at 7:30 p.m., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Broadway and Union Road, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimate and Assessment Roll.

Dated: September 12, 1960.

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

KENNETH T. HANLEY,

Town Clerk.

(Pub: Sept. 15, 22)

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

**PUBLIC NOTICE**

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York, at a regular adjourned meeting held on September 12th, 1960, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk for the following districts:

- Sewer Districts: 1, 2, 3, 4, 5, No. 5—Walden Extension, No. 5—Peinkofer Extension, 6, and 7;
- Storm Sewer Districts: 1, 2, 3, 4, 5, 6, 7;

- All Lateral Sanitary Sewer Districts;
- All Curbing Districts;
- All Paving Districts;
- All Street Lighting Improvement Districts.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 26th, 1960, at 7:30 p.m., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Broadway and Union Road, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimate and Assessment Roll.

Dated: September 12th, 1960.

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

**KENNETH T. HANLEY**  
Town Clerk

s15-22

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER** of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 2 weeks, the first insertion being on the 15th day of September, 1960, and the last insertion being on the 22nd day of September, 1960, and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

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

Sept 13 1960, 19.....

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

CHEEKTOWAGA, NEW YORK  
September 17, 1960

MEETING NO. 27

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 17th day of September, 1960, at 11:30 A.M., Eastern Daylight Savings Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Stanley R. Bystrak	Councilman
	Alancin M. Fath	Councilman
ABSENT:	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Joseph Kornecki	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzinger, and Deputy Town Attorney Delahunt.

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

Item No. 3

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS

September 12, 1960

Cheektowaga Town Board  
 Town Hall  
 Cheektowaga, New York

Gentlemen:

I am outlining the amounts which, in my opinion, will be necessary for the operation of Special District Street Lighting Improvement, Group 27, the cost of which is levied against property on a benefit basis, for the year 1961.

STREET LIGHTING IMPROVEMENT

<u>GROUP 27</u>		
Ceill Drive	\$760.00	
Cathedral Lane	760.00	
Harris Court	878.89	
Trudy Lane	422.22	
Ruth Drive	168.89	
Darwin Drive	675.56	
Wallace Avenue	760.00	
Tudor Road	<u>353.10</u>	
To be raised by assessment		<u>\$4,778.66</u>

In accordance with the Town Law, it is the duty of the Town Board to estimate the 1961 revenues and expenditures for the above listed district and file same with the Town Clerk. A date for public hearing upon the Board's estimates should be fixed and the Town Clerk instructed to give due notice of such hearing.

Respectfully submitted,

/s/ BENEDICT T. HOLTZ  
 Supervisor



Item No. 3-Cont'd.

Moved by Councilman Fath, seconded by Councilman Wroblewski, that the Town Clerk be authorized and directed to publish the following Notice in the DEPEW HERALD-CHEEKTOWAGA NEWS:

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York, at a special meeting held on September 17, 1960, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis Street Lighting Improvement, Group 27, and has filed same with the Town Clerk.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held October 3, 1960, at 2:30 P.M., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Broadway and Union Road, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimate and Assessment Roll.

Dated: September 17, 1960

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

KENNETH T. HANLEY  
Town Clerk

The above Notice was posted as follows on the 23rd day of September, 1960:

- 1 - Town Hall Bulletin Board;
- 2 - Forks Fire Hall-Broadway and Union Road;
- 3 - Cleveland Hill Fire Hall-Cleveland Drive & Merrymont Rd;
- 4 - Rescue Fire Hall - Pine Ridge Road;
- 5 - Doyle Fire Hall No. 1 - William and Alaska Street.

Hereto attached is an affidavit of the Notice of Hearing:

Item No. 3-Cont'd.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 22 weeks:  
 first publication SEP 22 1960  
 last publication SEP 22 1960;  
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

SEP 29 1960  
 day of ....., 19.....

Eve J. Allis

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

EVE J. ALLIS  
 NOTARY PUBLIC, STATE OF NEW YORK  
 Qualified in Erie County  
 My Commission Expires March 30, 1967  
 Registered No. 5028

KENNETH T. HANLEY  
 Town Clerk

Item No. 3-Cont'd.

(Affidavit)

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York, at a special meeting held on September 17th, 1960, completed its Estimates and Assessment Roll relating to Special Districts spreading costs on a Benefit Basis Street Lighting Improvement, Group 27, and has filed same with the Town Clerk.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held on October 3, 1960, at 2:30 p.m., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Broadway and Union Road, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimate and Assessment Roll.

Dated: Sept. 17, 1960.

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

KENNETH T. HANLEY,  
Town Clerk  
(Pub: Sept. 22, 1960)

Item No. 4  
to adjourn.

Moved by Councilman Fath, seconded by Councilman Wroblewski,

SEAL

KENNETH T. HANLEY  
Town Clerk

Item No. 3-Cont'd.

(Affidavit)

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

## PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York, at a special meeting held on September 17th, 1960, completed its Estimates and assessment Roll relating to Special Districts spreading costs on a Benefit Basis Street Lighting Improvement, Group 27, and has filed same with the Town Clerk.

Notice is also given that a public hearing on such Estimates and Assessment Roll will be held October 3, 1960, at 2:30 p.m., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Broadway and Union Road, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimate and Assessment Roll.

Dated: September 17, 1960.

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

s22 KENNETH T. HANLEY,  
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 22nd day of September, 1960, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

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

SEP 4 1960

19.....

*Kenneth T. Hanley*

Notary Public in and for Erie County

Item No. 4  
to adjourn.

Moved by Councilman Fath, seconded by Councilman Wroblewski,

SEAL

KENNETH T. HANLEY  
Town Clerk

Item No. 2-A

This is to certify that I, the undersigned,

do hereby state that I was present at a Special Meeting of the Town Board held on September 17, 1960, at 11:30 a.m. , although the Town Clerk has failed by error to record me as present at same meeting.

Whereas, no vote was taken substantiates my

Statement.

Richard John Kozmarek

8-10-61

MEETING NO. 28

CHEEKTOWAGA, NEW YORK  
September 19, 1960

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 19th day of September, 1960, at 7:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman
ABSENT:	Joseph Kornecki	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Town Engineer Kamm; Chief of Police Mersmann, and Deputy Town Attorney Delahunt.

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

Item No. 3 Referred to the Zoning Board of Appeals the request of Albert J. Rydzynski, Attorney for Irene Kurk, that the Building Inspector be requested to stop Walter Urbanski from proceeding with the construction of a gasoline filling station on Harlem Road near Dingsen Street.

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

WHEREAS, this Town Board has heretofore established Drainage District No. 7 and adopted a plan of drainage for such District, and

WHEREAS, in order to afford more adequate drainage facilities at the east end of said District it is necessary that said plan be modified as specified in the public notice hereinafter set forth; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town of Cheektowaga and in said Drainage District, on September 22, 1960, the following notice:

PUBLIC NOTICE

TAKE NOTICE that the Town Board of the Town of Cheektowaga intends to modify the plan of drainage in Drainage District No. 7 of the Town of Cheektowaga by adding to such plan, the construction of a trunk storm sewer with manholes, to run northerly from Meadowlawn Road to the north side of Powell Drive, and to be located in easements shown on Cover of Maps No. 2148 and 1070 filed in the Erie County Clerk's Office, said easements being in former Hazelnut Road right-of-way, the storm sewer to consist of about 310 feet of 36-inch pipe, about 250 feet of 33-inch pipe, about 232 feet of 30-inch pipe, and about 300 feet of 24-inch pipe, and that this Board will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 3rd day of October, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering any objections which may be made to such modification.

Dated: September 19, 1960

KENNETH T. HANLEY  
Town Clerk

Item No. 4-Cont'd.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

STATE OF NEW YORK  
COUNTY OF ERIE

ss.:

**PUBLIC NOTICE**

TAKE NOTICE that the Town Board of the Town of Cheektowaga intends to modify the plan of drainage in Drainage District No. 7 of the Town of Cheektowaga by adding to such plan, the construction of a trunk storm sewer with manholes, to run northerly from Meadowlawn Road to the north side of Powell Drive, and to be located in easements shown on Cover of Maps No. 2148 and 1070 filed in the Erie County Clerk's Office, said easements being in former Hazelnut Road right-of-way, the storm sewer to consist of about 310 feet of 36-inch pipe, about 250 feet of 33-inch pipe, about 232 feet of 30-inch pipe, and about 300 feet of 24-inch pipe, and that this Board will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 3rd day of October, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering any objections which may be made to such proposed modification.

Dated: September 19, 1960.

KENNETH T. HANLEY,

s22

Town Clerk

**RICHARD G. BENNETT**

being duly sworn, deposes and says that he is the

**PUBLISHER**

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 22nd day of September, 1960, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

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

Oct 4 1960

, 19.....

*Kenneth T. Hanley*

Notary Public in and for Erie County

Item No. 5 This being the time and the place advertised for a public hearing for the purpose of considering the advisability of the Town entering into a contract with the Cleveland Hill Fire District No. 6, for the furnishing of fire protection to the Tiorunda Development to be known as Fire Protection District No.2.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the Supervisor ordered the hearing closed and decision be reserved.

Item No. 6 Councilman Fath offered the following resolution and moved its adoption:

RESOLVED, that this Town Board does hereby protest the continued failure of the State Traffic Commission to have installed on Genesee Street in the vicinity of Beryl Road, the speed control signals referred to in its letter of March 23, 1960, addressed to Assemblyman John B. Lis, and this Town Board does hereby demand the immediate installation of such control signals; and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to forward a certified copy of this resolution to the State Traffic Commission.

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

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

Item No. 7 Councilman Kaczmarek offered the following resolution and moved its adoption:

BE IT RESOLVED, that this Town Board hereby requests the Legislature of the State of New York to amend the Retirement and Social Security Law to provide that any member of the Retirement System who has been such for a period of twenty-five years or more, shall be entitled to receive an annuity and pension which shall not be less than one-half of his final average salary as defined in said law, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to send a certified copy of this resolution to all local State Legislators, and also to the Governor of the State of New York.

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

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

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

WHEREAS, the Westinghouse Corporation, through Captain Miller of their Police Department, has offered to donate a police dog to the Town of Cheektowaga for police canine purposes, and

WHEREAS, the Chief of Police and the Board of Police Commissioners of the Town of Cheektowaga recommend the acceptance of said offer and the adoption by the Cheektowaga Police Department of a program for the training of such dog and the designation of a local policeman for such purposes.

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board go on record as favoring this program.

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

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



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

WHEREAS, the curbs on William Street, Walden Avenue and Cleveland Drive are deteriorating rapidly and are in need of repair as soon as possible, and whereas the Erie County Highway Department is responsible for this work, and whereas said Erie County Highway Department has indicated that there was no money appropriated for this purpose.

NOW, THEREFORE,

BE IT RESOLVED, that the Board of Supervisors of Erie County be requested through the Erie County Highway Department to include sufficient money in the budget for 1961 to repair the curbs on William Street, Walden Avenue and Cleveland Drive, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the Erie County Highway Department.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

29A

Item No. 10 Moved by Councilman Trojanoski, seconded by Councilman Fath, that the Town Election Inspectors be paid \$2.00 extra for their services on Election Day due to the fact that the polls will be open until 9:00 P. M.,

AYES: -6-

NOES: -0-

ABSENT: -1-

1

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

BE IT RESOLVED, that the Sun Oil Company, a corporation of the State of New Jersey, having its principal office at 1608 Walnut Street, Philadelphia, Pa., is hereby authorized to connect a sanitary sewer to serve the premises at the southeast corner of Union Road and Wehrle Drive in the Town of Amherst having a frontage on Union Road of 156.48 feet and on Wehrle Drive 176.02 feet, an east line of 150 feet, and a south line of 157.27 feet, to the existing sewer in Union Road owned by Mrs. Esmond, and to have the sewage resulting from the use of the aforementioned property enter the sewer system of Sewer District No. 5 of the Town of Cheektowaga and be processed by such sewer system, provided and on condition that Mrs. Esmond shall have agreed to permit the same to be done, that the Sun Oil Company pay to the Town of Cheektowaga for the benefit of said Sewer District No. 5 on or before February 15th of each year, commencing with February 15, 1961, the annual charge of \$100.00, that Mrs. Esmond shall pay the annual charge to the Town of Cheektowaga heretofore agreed upon with her, and that the Town of Cheektowaga, on behalf of Sewer District No. 5, may upon thirty days' notice given in writing or by mail, at the aforementioned address of the Sun Oil Company, discontinue the acceptance into the sewer system of Sewer District No. 5 of any of such sewage without further or other obligation on its part or on the part of such Sewer District.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 12 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the request of the Chief of Police to post East Grand Blvd., on the east side from a point 150 feet south of Genesee Street to Genesee Street with "No Parking from Here to Corner", and to construct Stop Signs at the intersection of Ellicott Road and Dick Road, on the southwest corner, and on the northeast corner of Ellicott Road and Dick Road for Ellicott Road to stop for Dick Road, be granted.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of the Chief of Police to attend the 67th Annual Conference of the International Association of Chiefs of Police at Washington, D.C., on October 1, 1960 to October 6, 1960, be granted, and that his reasonable expenses be a proper Town charge.

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, emergency sewer repairs were required on Kennedy Road and Wojcik Street in Sanitary Sewer District No. 3, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$794.72.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$794.72 to do the work and furnish the materials be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, emergency repairs on a sewer were required on Manlon Terrace and Ravenswood Terrace in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$465.92 and \$766.38.

BE IT RESOLVED that the voucher of Straco, Inc., in the amounts of \$465.92 (Manlon) and \$766.38 (Ravenswood) to do the work and furnish the materials be approved and ordered paid.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 16DECISION OF  
ZONING BOARD OF APPEALSIN THE MATTER OF THE APPLICATION OF  
RAYMOND KECK

To rezone from Residential to Business Zone Northeast corner of Kensington Avenue and Century Road - 250 feet on Kensington and 160 feet on Century Road, to erect a HENRI RESTAURANT.

The Zoning Board of Appeals conducted a public hearing on August 17, 1960 after proper notice to all proper parties. Approximately 50 people appeared in opposition to the rezoning and a petition filed by approximately 114 residents within a 500 foot radius comprising approximately 90% of the residents within the area was presented in opposition to the request for rezoning. Those who talked at the hearing argued that since there is a school in the immediate vicinity a traffic hazard would be created and that a rezoning of the premises would depreciate property values in the immediate area.

The Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and being of the opinion that the rezoning would be detrimental not only as a traffic hazard and it would tend to depreciate real property values thereabouts and that also a health hazard would result from unsanitary conditions, and recommend that the application be denied.

/s/ Leo Kurnick  
Chairman

/s/ C.G. Hanson

Dated: September 17, 1960

/s/ Joseph P. Kubera

Moved by Councilman Fath, seconded by Councilman Wroblewski, that the application of Raymond Keck to rezone the aforementioned premises from that of a Residential District to Business District, be denied.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 17DECISION OF  
ZONING BOARD OF APPEALSIn the Matter of the Application of  
ANGELO J. ARCADI

To rezone from a Residential Zone to a Second-Industrial Zone the following described premises: BEGINNING at a point in the southerly line of Pfohl Road distant 121.04 feet from its intersection with the west line of Transit Road, said point being also the northwest corner of Parcel #1, Public Service Commission, Grade Crossing Elimination recorded in Erie County Clerk's Office in Liber 3158 of Deeds at Page 45, September 24, 1941; thence westerly along the southerly line of Pfohl Road, 596.35 feet to the west line of lands conveyed to Adam J. Menges and Mary, his Wife, by deed recorded May 16, 1918, in Erie County Clerk's Office in Liber 1412 of Deeds at Page 636; thence southerly along the west line of said Menges Land, 486 feet to the north line of the Ellicott Creek; thence easterly along the north line of Ellicott Creek, 720 feet more or less to a point distant 12 feet westerly at right angles from the west line of Transit Road at the southwest corner of said Parcel #1; thence north along the west line of said Parcel #1, 86.61 feet to an angle; thence northerly along said west line of Parcel #1, 167.15 feet to an angle; thence northerly along said westerly line of Parcel #1, 254.02 feet to the southerly line of Pfohl Road at the point of beginning.

The applicant intends to use the premises for the sale of Automotive parts and to use said premises to wreck cars, salvage parts of cars and sell salvaged parts and new automobile parts.

The Zoning Board of Appeals conducted a public hearing on August 17, 1960 after proper notice to all proper parties. Three nearby property owners appeared in opposition to the application.

Item No. 17-Cont'd.

The Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and being of the opinion that such rezoning would definitely tend to depreciate property values in the area, recommend that the application be denied.

/s/ Leo Kurnick  
Chairman

/s/ C. G. Hanson

Dated: September 17, 1960

/s/ Joseph P. Kubera

Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the application of Angelo J. Arcadi to rezone the aforementioned premises from that of a Residential District to Second Industrial Zone, be denied.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 18 Moved by Councilman Fath, seconded by Councilman Kaczmarek:

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Robert L. Blumen for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly; and

WHEREAS, the Zoning Board of Appeals having tendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed.

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

(two family home). Beginning at a point in the northerly line of Genesee Street distant forty-one and sixteen hundredths feet westerly from the westerly line of Vegola Avenue; thence northerly a distance of one-hundred fifty-one and twenty-six hundredths feet to a point on a line parallel with the southerly line of Lot No. 18, said point being forty-two and ninety-eight hundredths feet westerly from the westerly line of Vegola Avenue, measure along said parallel line; thence westerly parallel with the southerly line of Lot No. 18, a distance of forty-two and two hundredths feet; thence southerly a distance of one hundred sixty-two and thirty-one hundredths feet to a point in the southerly line of Genesee Street, distant forty-six and eighty-six hundredths from the point of beginning measure along the northerly line of Genesee Street a distance of forty-six and eighty-six hundredths feet to the point of beginning.

AYES: -6-

NOES: -0-

ABSENT: -1-

The above Notice was posted on the Town Hall Bulletin Board on September 24, 1960.

Item No. 19 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 2914	to 2953	inclusive
Special Districts	1089	1105	inclusive
Part Town Fund	312	318	inclusive
C & I	189	191	inclusive

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Building Inspector on September 19, 1960, with the exception of the application of Carl Bowen for a gas station at 2804 Union Road.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 21 The following was presented by the Cheektowaga Junior Chamber of Commerce:

THE JUNIOR CHAMBER OF COMMERCE  
CHEEKTOWAGA, NEW YORK

Opinion on the construction of swimming pools and other facilities for community recreation:

Our opinion is that the construction of one, two, or three swimming pools now, or in the near future, is only a partial and expedient solution to the total problem; the development of a well planned program of year-round recreational facilities adequate for the present and projected needs of the population of Cheektowaga.

We recommend that the Town Planning Engineer be engaged to revise and up-date the recommendations for community recreational development made as a result of his survey of the problem in 1956. This revised report, with cost estimates, should be the basis of the question to be submitted to the voters for approval.

We favor the pool construction program, but only as one of the necessary steps of the over-all program of acquiring and developing recreational facilities for our present and future needs.

We object to any procedure which requires the voters and the taxpayers of the community to express themselves as opposed to or in favor of a segment of a solution to the town's recreational problems, while denying them the opportunity to express themselves on the complete question.

We take this position because we sincerely believe that the piece-meal offering of separate recreational facilities through successive permissive referendum (i.e.: swimming pools now, skating rinks, tennis courts, playgrounds, in the future) will ultimately result in a less acceptable and more expensive program than would be the case if the voters and taxpayers were given the opportunity to express their opinion on the eventually necessary program in the immediate future, with all of the needed facilities combined in one question.

To this end, we respectfully suggest that the Town Board delay any action on future development of recreational facilities until such time as it is possible to present a complete recreational development program to the community.

Respectfully submitted,

Robert B. Singiser, President  
Cheektowaga Junior Chamber of Commerce

/s/ Robert B. Singiser

Item No. 22 Supervisor Holtz related to the Junior Chamber of Commerce and the Town Park Homeowners Association that he is in favor of one swimming pool to be located at the Town Park.

Item No. 23 Referred to the Supervisor the complaint of the Town Park Home Owners Association relating to bad conditions existing at the Town Park such as the roadway, trees, brush and drainage, and the tennis courts.

Item No. 24 Mr. Herbert Neibergal was granted the floor and thanked the Board for their interest in local baseball.

Item No. 25 Moved by Councilman Trojanoski, seconded by Councilman Bystrak, to adjourn to September 26, 1960, at 7:30 P.M., E.D.S.T.

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*

MEETING NO. 29CHEEKTOWAGA, NEW YORK  
SEPTEMBER 26, 1960

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 26th day of September, 1960, at 7:30 P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Joseph Kornecki	Councilman
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt, and Chief of Police Mersmann.

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

Item No. 3 Referred to the Town Attorney the request of Urban Fire District No. 8 to extend their present fire district.

Item No. 4 Ordered received and filed communication from Msgr. S.A. Kulpinski relating to recreational facilities in the Town.

Item No. 5 Ordered referred to the Supervisor communication from the Village of Depew relating to rights-of-way and easements to re-align and clean Scajaquada Creek in the Village of Depew.

Item No. 6 Referred to the Town Engineer the request of Councyl Sanitation Service, Inc., to use Town sewage disposal facilities.

Item No. 7 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue Building Permit Applications as per communication from the Building Inspector dated September 26, 1960, with the exception of the application of Bert Paguin, 1199 Harlem Road, to erect a Steel Service Department, which was ordered tabled for two weeks.

Item No. 8 Ordered referred to the Town Board the Department Head Budgets for the Fiscal Year 1961.

Item No. 9 This being the time and the place advertised for the receiving of sealed proposals for the purchase of street lighting standards.

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

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

The one and only bid received was that of the Westinghouse Corporation in the amount of \$100.38 each.

The bid was ordered referred to Councilman Bystrak, Chairman of the Street Lighting Committee, for analysis.

Item No. 10 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one Salt Spreader to be used in the Highway Department.

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

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

Hereto is a summary of the bids received:

1 - T.E. Potts Equipment Company.....	\$2,090.00
2 - P-D Service, Inc.....	2,648.00

The bids were ordered referred to the Highway Superintendent for analysis and tabulation.

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

#### NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on October 10, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one (1) box-type Cinder and Salt Spreader; 1947 Chevrolet Truck and Baughman Salt and Cinder Spreader to be traded in.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

Dated: September 26, 1960.

KENNETH T. HANLEY  
Town Clerk

AYES: -6-

NOES: -0-

ABSENT: -1-

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



STATE OF NEW YORK } ss.:  
COUNTY OF ERIE  
NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on October 10, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one (1) box-type Cinder and Salt Spreader. 1947 Chevrolet truck and Baughman Salt and Cinder Spreader to be traded in.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

Dated: September 26th, 1960

KENNETH T. HANLEY  
Town Clerk

s29

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ..... week, the first insertion being on the 29<sup>th</sup> day of September, 1960, and the last insertion being on the ..... day of ....., 19....., and that not more than six days intervened between any two publications thereof.

*Richard G. Bennett*

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

OCT 4 1960

19

*Kenneth T. Hanley*

Notary Public in and for Erie County

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

WHEREAS, Benedict T. Holtz, Supervisor of the Town of Cheektowaga, New York, having presented a Budget and Assessment Roll showing the various sums of money that were and will be required to defray the expenses of Special Districts in the Town of Cheektowaga, New York, and

WHEREAS, this Board has carefully considered the said Estimates and Assessment Roll of the amounts set forth as Special Districts, respectively, and does determine same to be necessary and required aforesaid and set forth, namely,

#### SEWER DISTRICTS

##### District No. 1

Rent to City of Buffalo	\$ 585.87	
To be raised by assessment		\$ 585.87

##### District No. 2

Rent and maintenance payable to District No. 5	\$ 8,500.00	
To be raised by assessment		8,500.00

##### District No. 3

Bond principal and interest due in 1961	\$ 22,972.00	
Operation of Disposal Plant	45,550.00	
Real estate taxes - 1961	6,400.00	
Equipment - payable to Sewer 5	1,000.00	
Maintenance of sewers paid to Sewer 5	9,000.00	
Payable to General Fund for N.Y. State Retirement	4,000.00	
Payable to General Fund for Social Security	1,200.00	
Payable to General Fund for portion of Blue Cross premium	450.00	
Services of Superintendent	2,100.00	
Services of Engineer	2,000.00	
Services of Town Attorney	1,000.00	
Erie County Chargebacks	1,218.06	
TOTAL EXPENSE FOR 1961	\$ 96,890.06	
Less: Rentals -		
William Street tie-in	\$ 500.00	
Franklin Street tie-in	1,800.00	
New York Central Railroad	800.00	
TOTAL RENTALS	\$ 3,100.00	
Payable from District's Reserve Fund	5,000.00	8,100.00
To be raised by assessment		88,790.00

##### District No. 4

Rent and maintenance payable to District No. 5	\$ 9,000.00	
Operation of pump station	1,200.00	
To be raised by assessment		10,200.00

##### District No. 5

Bond principal and interest due in 1961	\$116,932.00	
Operation of Disposal Plant	148,175.00	
Equipment	3,000.00	
Maintenance of Sewers	30,000.00	
Payable to General Fund for N.Y. State Retire.	10,000.00	
Payable to General Fund for Fed. Soc. Security	3,000.00	
Payable to General Fund for portion of Blue Cross premium	1,000.00	
Services of Superintendent	3,600.00	
Services of Engineer	4,500.00	
Services of Town Attorney	1,500.00	
Erie County Chargebacks	367.04	
TOTAL EXPENSES FOR 1961	\$322,074.04	

Item No. 12-Cont'd.SEWER DISTRICTS - (Cont'd)District No. 5

## Less: Revenue from charges to:

Police Barracks on Thruway	\$ 300.00
Thruway Maintenance Buildings	700.00
Sun Oil Company	100.00
Josephine Asmondus	75.00
Port Authority - Rent	12,000.00
Sewer District No. 2 - Rent and maintenance	8,500.00
Sewer District No. 4 - Rent and maintenance	9,000.00
Sewer District No. 6 - Rent and maintenance	21,700.00
Sewer District No. 7 - Rent and maintenance	24,360.00
Maintenance from -	
Storm Sewer Dist. No. 1	1,000.00
Storm Sewer Dist. No. 2	1,000.00
Storm Sewer Dist. No. 3	1,500.00
Storm Sewer Dist. No. 4	1,000.00
Storm Sewer Dist. No. 5	1,000.00

TOTAL REVENUES	\$82,235.00	\$ 82,235.00
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To be raised by assessment

\$239,839.04

District No. 5 - Walden Extension

Bond principal and interest due in 1961

\$ 5,093.05

To be raised by assessment

5,093.05

District No. 5 - Peinkofer Extension

Bond principal and interest due in 1961

\$ 1,500.00

Reconstruction

200.00

To be raised by assessment

1,700.00

District No. 6

Bond principal and interest due in 1961

\$ 2,042.00

Rent payable to District No. 5

20,500.00

Maintenance payable to District No. 5

1,200.00

To be raised by assessment

23,742.00

District No. 7

Bond principal and interest due in 1961

\$ 57,433.50

Sewer rent and maintenance for 1961

24,360.00

payable to Sewer District No. 5

To be raised by assessment

81,793.50

TOTAL FOR ALL SEWER DISTRICTS AND EXTENSIONS

\$460,243.46STORM SEWER DISTRICTSDistrict No. 1

Maintenance payable to Sewer District No. 5

\$ 1,000.00

To be raised by assessment

\$ 1,000.00

District No. 2

Maintenance payable to Sewer District No. 5

\$ 1,000.00

To be raised by assessment

1,000.00

District No. 3

Bond principal and interest due in 1961

\$ 6,264.00

Maintenance payable to Sewer District No. 5

1,500.00

To be raised by assessment

7,764.00

District No. 4

Bond principal and interest due in 1961

\$ 8,240.00

Maintenance payable to Sewer District No. 5

1,000.00

To be raised by assessment

9,240.00

Item No. 12-Cont'd.STORM SEWER DISTRICTS - (Cont'd)District No. 5

Bond principal and interest due in 1961	\$ 5,515.00	
Maintenance payable to Sewer District No. 5	<u>1,000.00</u>	\$ 6,515.00
To be raised by assessment		

District No. 6

Bond principal and interest due in 1961	\$18,500.00	
Maintenance payable to Sewer District No. 5	<u>1,000.00</u>	19,500.00
To be raised by assessment		

District No. 7

Bond principal and interest due in 1961	<u>\$32,625.00</u>	32,625.00
To be raised by assessment		

TOTAL FOR ALL SEVEN DISTRICTS\$ 77,644.00LATERAL SANITARY SEWER DISTRICTS

Raymond	\$ 247.20	
Rozler	1,000.00	
Andres Place	6,356.25	
Walden	3,387.50	
Wallace	2,119.52	
Ludwig	1,267.00	
Oriole	289.69	
Yvonne, Crestview and Kuhn	2,148.00	
Union - from Redleaf S	67.46	
Buell - Genesee	1,516.00	
Smallwood	1,153.00	
Union - Goering	<u>1,752.00</u>	
To be raised by assessment		\$ 21,303.62

CURBING DISTRICTS

Treehaven	\$ 2,381.86	
Walton	1,179.32	
Mansion	2,906.00	
Peoria	2,906.00	
Warsaw	2,325.00	
Wabash	2,562.50	
Calderwood - Huntington	2,750.00	
Cherokee	4,068.75	
Dellwood	1,050.00	
Claudette Court	2,800.00	
Cunard	<u>3,500.00</u>	
To be raised by assessment		\$ 28,429.43

PAVING DISTRICTS

Cedar, Tudor and Campbell	\$20,732.44	
Lemoine	<u>6,668.75</u>	
To be raised by assessment		\$ 27,401.19

STREET LIGHTING IMPROVEMENTGROUP 25

Principal and interest due in 1961:		
Freda Avenue	\$ 469.30	
Heather Road	534.63	
Meaford Road	534.63	
Willowlawn Park	563.17	
Ellen Drive	<u>1,229.52</u>	
To be raised by assessment		\$ 3,331.25

Item No. 12-Cont'd

STREET LIGHTING IMPROVEMENT--(Cont'd)GROUP 26

Principal and interest due in 1961:

Colden Court	\$ 872.94	
Terry Lane	524.04	
Calderwood Drive	348.90	
McNaughton Drive	1,430.36	
Bigelow Road	329.14	
Seton Road	2,056.62	
Crestview Avenue	626.25	
Pine Park	<u>626.25</u>	
To be raised by assessment		\$ 6,814.50

TOTAL TO BE ASSESSED FOR THE TWO GROUPS

\$10,145.75

WHEREAS, a public hearing was duly held on the 26th day of September, 1960, at which time no one spoke either in favor or against the said Budget, and there being no corrections to same,

NOW, THEREFORE, BE IT,

RESOLVED, that the Budget and Assessment Roll for Special Districts in the Town of Cheektowaga, New York, be and the same is hereby approved, and be it further

RESOLVED, that the Supervisor be and he hereby is directed to cause same to be spread on the Tax Roll for the Year 1961.

Seconded by Councilman Kaczmarek.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13  
to adjourn.

Moved by Councilman Bystrak, seconded by Councilman Fath,

SEAL

KENNETH T. HANLEY  
Town Clerk

*Kenneth T. Hanley*