

MEETING NO. 7

Cheektowaga, New York
April 2, 1962

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 2nd day of April, 1962, at 2:30 p.m., Eastern Standard Time, there were:

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

ABSENT:	Alancin M. Fath	Councilman
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Town Engineer Kamm; Receiver of Taxes and Assessments Pfohl; Town Historian Julia B. Reinstein and General Foreman Banko.

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 map and plan for proposed storage room. 33
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Item No. 4 Referred to the Deputy Town Attorney communication from the Chief of Police relating to a town-wide speed restriction.

Item No. 5 Referred to the Town Attorney communication from J. Vaughan Millane Jr., Attorney at Law, relating to the Edward M. Daly Post American Legion. 33
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Item No. 6 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the request of the Board of Assessors to attend a State Conference on Assessments Administration in Rochester N.Y. on April 9th, 10th and 11th, 1962, be granted, and that expenses incurred be a charge against the County of Erie. 32
42

CARRIED: AYES: -6- ABSENT: -1-

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

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Board of the Town of Cheektowaga until 7:30 p.m., on April 16th, 1962, at the Council Chambers of the Town Hall of said Town located at the corner of Broadway and Union Road and then and there publicly opened and read for the furnishing of one (1) solo motorcycle with radio.

Specifications and information for bidders may be obtained from the undersigned at his office in said Town Hall.

Dated: April 2, 1962 Kenneth T. Hanley, Town Clerk.

Seconded by Councilman Wroblewski.

CARRIED: AYES: ABSENT: -1-

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

(Affidavit on next Page)

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

NOTICE TO BIDDERS
Sealed proposals will be received by the Town Board of the Town of Cheektowaga until 7:30 p.m., on April 16th, 1962, at the Council Chambers of the Town Hall of said Town located at the corner of Broadway and Union Road and then and there publicly opened and read for the furnishing of one (1) solo motorcycle with radio.
Specifications and information for bidders may be obtained from the undersigned at his office in said Town Hall.
Dated: April 2, 1962
KENNETH T. HANLEY,
ap6 Town Clerk

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 5th day of April, 1962, 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
APR 7 1962, 19____

Kenneth T. Hanley
Notary Public in and for Erie County

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

NOTICE TO BIDDERS

Sealed proposals will be received by the Town Board of the Town of Cheektowaga until 7:30 p.m., on April 16, 1962 at the Council Chambers of the Town Hall of said Town located at the corner of Broadway and Union Road and then and then and there publicly opened and read for the furnishing of Eight thousand five hundred eighty (8580) lineal feet of Corrugated Metal Sewer Pipe.

SPECIFICATIONS FOR CORRUGATED METAL SEWER PIPE

8580 Lineal Feet Required Eight Thousand Five Hundred Eighty (8580) lineal feet of Corrugated Metal Sewer Pipe.

Item A- Eighty (80) lineal Feet of No. 14 gauge corrugated metal sewer pipe, 48" Diameter (Cross-sectional Area 12.6 sq. ft.) in 20 foot sections with 3 connecting bands or collars to match. Galvanized coating of 2 ounces per sq. ft.

Item B- Five hundred (500) lineal feet of No. 14 gauge corrugated metal sewer pipe, 38 inch Diameter (Cross-sectional area 7.07 sq. ft.) in 20 foot sections with 24 connecting bands or collars to match. Galvanized coating of 2 ounces per sq. ft.

Item C- Two thousand lineal feet (2000) of No. 14 gauge corrugated metal sewer pipe, 24 inch Diameter (Cross-sectional area 3.14 sq. ft.) in 20 foot sections with 100 connecting bands of collars to match. Galvanized coating of 2 ounces per sq. ft.

Item D- Six thousand (6000) lineal feet of No. 14 gauge corrugated metal sewer pipe, 12 inch Diameter (Cross-sectional area 0.79 sq.ft.) in 20 foot sections with 300 connecting bands or collars to match. Galvanized coating of 2 ounces per sq. ft.

Bid amounts should be given for each item as the Town Board reserves the right to reject bids for any or all of the above items.

Dated: April 2, 1962

KENNETH T. HANLEY, Town Clerk

Seconded by Councilman Trojanoski.

CARRIED: AYES: -6- ABSENT: -1-

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

(Affidavit on next Page)

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SS.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} ^{Cheektowaga}
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 5th day of April, 1962, 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

APR 7 1962

, 19____

Walter P. Hanks

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS
Sealed proposals will be received by the Town Board of the Town of Cheektowaga until 7:30 p.m., on April 16, 1962 at the Council Chambers of the Town Hall of said Town located at the corner of Broadway and Union Road and then and there publicly opened and read for the furnishing of Eight thousand five hundred eighty (8580) lineal feet of Corrugated Metal Sewer Pipe.

RICHARD G. BENNETT

**SPECIFICATIONS FOR
CORRUGATED METAL
SEWER PIPE**

8580 Lineal Feet Required
Eight Thousand Five Hundred Eighty (8580) lineal feet of Corrugated Metal Sewer Pipe.

Item A—

Eighty (80) lineal Feet of No. 14 gauge corrugated metal sewer pipe, 48" Diameter (Cross-sectional Area 12.6 sq. ft.) in 20 foot sections with 3 connecting bands or collars to match. Galvanized coating of 2 ounces per sq. ft.

Item B—

Five hundred (500) lineal feet of No. 14 gauge corrugated metal sewer pipe, 36 inch Diameter (Cross-sectional area 7.07 sq. ft.) in 20 foot sections with 3 connecting bands or collars to match. Galvanized coating of 2 ounces per sq. ft.

Item C—

Two thousand lineal feet (2000) of No. 14 gauge corrugated metal sewer pipe, 24 inch Diameter (Cross-sectional area 3.14 sq. ft.) in 20 foot sections with 100 connecting bands or collars to match. Galvanized coating of 2 ounces per sq. ft.

Item D—

Six thousand (6000) lineal feet of No. 14 gauge corrugated metal sewer pipe, 12 inch Diameter (Cross-sectional area 0.79 sq. ft.) in 20 foot sections with 300 connecting bands or collars to match. Galvanized coating of 2 ounces per sq. ft.

Bid amounts should be given for each item as the Town Board reserves the right to reject bids for any or all of the above items.

Dated: April 2, 1962

KENNETH T. HANLEY,
ap5 Town Clerk

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

WHEREAS, this Town Board heretofore and on April 4, 1960, in a proceeding under Article 12-A of the Town Law, adopted a resolution approving the extension of Sewer District No. 7 to include the following described property:

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie, and State of New York, bounded and described as follows:

Beginning at the point of intersection of the northerly line of the Village of Depew, and the westerly line of the Town of Lancaster, said point also being the intersection of the center line of Rein Road and the center line of Transit Road.

Thence northerly along the west line of the Town of Lancaster, also being the center line of Transit Road to a point, said point being the intersection of the west line of the Town of Lancaster and the center line of Ellicott Creek.

Thence westerly along the center line of Ellicott Creek to a point, said point being the intersection of the northwesterly right of way line of the West Shore Railroad and the center line of Ellicott Creek.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point opposite railroad chaining station 2202 plus 700.

Thence southeasterly at right angles to the West Shore Railroad right of way a distance of 100 feet to a point on the southerly right of way line of the said railroad.

Thence continuing southeasterly and at right angles to said right of way a distance of 210 feet more or less to a point in the northwest line of the New York Central Railroad right of way, said line also being a boundary line of Sewer District No. 7.

Thence westerly and southerly along the northwesterly right of way line of the New York Central Railroad a distance of 1040.67 feet to a point, said line also being a boundary line of Sewer District No. 7.

Thence westerly radial to the last described line a distance of 123 feet more or less to a point in the northeasterly line of the New York Central Railroad right of way.

Thence northerly and westerly and along the northeasterly right of way line of the New York Central Railroad a distance of 1022.2 feet more or less to a point, last said line also being a boundary line of Sewer District No. 7.

Thence northerly at right angles to the West Shore Railroad right of way line a distance of 223.88 feet more or less to a point in the northwesterly right of way line of the West Shore Railroad.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point, last said line also being a boundary line of Sewer District No. 7, said point being on the west line of Farm Lot 78, Township 11, Range 7.

Thence southerly along the west line of Farm Lots 78 and 74, Township 11, Range 7, to a point, last said line also being the east line of Sewer District No. 7, said point being at the intersection of a north line of the Village of Depew and the westerly line of Farm Lot 74, Township 11, Range 7.

Thence easterly along the said north line of the Village of Depew to a point being at the intersection of said north line of the Village of Depew and a west line of the Village of Depew.

Thence northerly along the said west line of the Village of Depew to a point being at the intersection of the said west line of the Village of Depew and a north line of the Village of Depew, last said line also being the center line of Rein Road..

Thence easterly along the said north line of the Village of Depew, also being the center line of Rein Road to the point and place of beginning.

and

Item No. 9-Cont'd

WHEREAS, and pursuant to the aforementioned resolution, there was filed with the Comptroller of the State of New York an application for approval of the said extension, which application has not been approved, and

WHEREAS, conditions hereinafter referred to require the abandonment of said proceeding; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board hereby abandons and terminates the Article 12-A proceeding now pending, for the extension of Sewer District No. 7 to include the territory hereinbefore described, for the reason that the property owners in said proposed extension have failed to furnish security to assure payment of sewer district assessments in the area of the extension, and for the further reason that the limits of the Village of Depew have recently been extended to include some fifteen (15) acres of land lying within the boundaries of the aforementioned extension, and be it further

RESOLVED, that the said application to the State Comptroller be and the same hereby is withdrawn, 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 Department of Audit and Control.

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

Supervisor Holtz	VOTING AYE
Councilman Wroblewski	VOTING AYE
Councilman Bystrak	VOTING AYE
Councilman Trojanoski	VOTING AYE
Councilman Kornecki	VOTING AYE
Councilman Kaczmarek	VOTING AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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24

Item No. 10 Councilman Kaczmarek offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town of Cheektowaga does hereby elect to come under the provisions of Chapter 339 of the Laws of 1960, entitled "An act to amend the Retirement and Social Security Law, in relation to authorizing the provision of added pensions-providing-for-increased-take-home-pay and death benefits for officers and employees of participating employers in the New York State Employees' Retirement System", as thereafter amended; and

BE IT FURTHER RESOLVED, that the effective date shall be the payroll beginning on the 20th day of April, 1962.

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

Supervisor Holtz	VOTING AYE
Councilman Wroblewski	VOTING AYE
Councilman Bystrak	VOTING AYE
Councilman Trojanoski	VOTING AYE
Councilman Kornecki	VOTING AYE
Councilman Kaczmarek	VOTING AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

31
48

Item No. 11 This being the time and the place advertised for the receiving of sealed proposals for the purchase of:

- One Street Sweeper
- One Trac Paver
- One Mower - Ford Model 502 or equal

Item No. 11-Cont'd

One 4-wheel drive rubber tired loader 4 in 1 bucket

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

Hereto are a summary of the bids received:

- Street Sweeper, T.E. Potts Equipment Corporation, net bid, \$11,700.00;
- Trac Paver, Cameron Equipment Corporation, net bid, \$14,031.25; Syracuse Supply Company, net bid, \$12,900.00;
- Mower, Buffalo Tractor & Implement Company, net bid, \$2,050.00; Equipment Center, net bid, \$2,384.31;
- 4 Wheel Drive Rubber Tired Loader 4 in 1 Bucket, Cameron Equipment Corporation net bid, \$16,542.00; Eddy Equipment Corporation net bid, \$15,845.00; Syracuse Supply Company net bid, \$15,900.00; McComick Tractor Company net bid, \$16,730.00; Dow and Company net bid, \$14,132.00.

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

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

WHEREAS, there has been hired a Clerk to the Justices of the Peace, provision for whose salary was not made in the current budget, which Clerk is taking the place of one of the police officers who served in that capacity and who is on leave of absence without pay; NOW, THEREFORE,

BE IT RESOLVED, that there be transferred from the current budget under the item of Salaries of Police Force, the sum of \$2,600.00 to the item Justices of the Peace - Personal Services - Salary of Clerk, and that the salary of said Clerk shall be paid from said item of the current budget.

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

Dated: April 4, 1962 CARRIED: AYES: -6- ABSENT: -1-

Item No. 13 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, that the request of Deputy Town Clerk Charlotte Janiak for a sick leave of absence, with pay, from April 16, 1962 to April 28, 1962, inclusive, be granted.

Dated: 4-2-62 CARRIED: AYES: -6- ABSENT: -1-

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35

Item No. 14 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki, that the request of Edmund Stachowski, Incinerator Plant Superintendent, for a thirty day sick leave, effective immediately, be granted with pay.

CARRIED: AYES: -6- ABSENT: -1-

31
35

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of Shirley A. Suplicki, stenographer in the Town Clerks Office for a one year's leave of absence from May 21, 1962 to May 23, 1962, be granted.

CARRIED: AYES: -6- ABSENT: -1-

31
35

Item No. 16 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the request of Joanne Gomolski, Clerk Stenographer in the Police Department, for a one years leave of absence beginning April 16, 1962 and ending April 16, 1963, be granted.

CARRIED: AYES: -6- ABSENT: -1-

31

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

WHEREAS, emergency sewer repairs were required at Seton Rd. and Rosary Boulevard in Sanitary Sewer District No. 5 which repairs were ordered by the highway Superintendent, due to flooding conditions, and

WHEREAS, THE cost of the work and materials amounted to \$1,130.00,

BE IT RESOLVED, that the voucher of Yeager Plumbing and Heating Company, Incorporated to do the work and furnish the materials be approved and ordered paid.

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

Supervisor Holtz	VOTING AYE
Councilman Wroblewski	VOTING AYE
Councilman Kornecki	VOTING AYE
Councilman Kaczmarek	VOTING AYE
Councilman Trojanoski	VOTING AYE
Councilman Bystrak	VOTING AYE

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

Dated: April 2nd, 1962.

6
24

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

WHEREAS, the Town of Cheektowaga on April 16, 1956 requested permission from the Erie County Highway Department to install a push-button signal at the intersection of Cleveland Drive and Mount Vernon Road, and

WHEREAS, the County deferred action on this request pending the construction of a church at the intersection, and

WHEREAS, THERE have been recent requests for further consideration of the matter.

NOW, THEREFOR,

BE IT RESOLVED, that the Erie County Highway Superintendent be requested to grant permission to install a push-button signal at the intersection of Cleveland Drive and Mount Vernon Road.

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

Supervisor Holtz	VOTING AYE
Councilman Bystrak	VOTING AYE
Councilman Kaczmarek	VOTING AYE
Councilman Kornecki	VOTING AYE
Councilman Trojanoski	VOTING AYE
Councilman Wroblewski	VOTING AYE

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

8
41

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

WHEREAS, the care and maintenance of the Town Highways of the state of New York imposes a heavy burden upon the Towns and further real estate taxation would be burdensome and undesirable, and additional revenue for building and maintaining of the town highway system of the state is desirable and urgently needed,

AND WHEREAS, under the provisions of the Highway Law the State of New York now pays to the counties in the State 10% of the motor and diesel fuel taxes collected by the State,

NOW THEREFORE BE IT RESOLVED, that the Town Board of The Town of Cheektowaga strongly endorses an amendment to the State Highway Law introduced in the Legislature by Assemblyman Edwyn E. Mason and Senator E. Ogden Bush to provide for an increase in allocation of such

Item No. 19-Cont'd

motor and diesel fuel tax from 10% to 20% and that the additional 10% be paid to the Towns of the State of New York under a formula based upon the mileage of Town Highways in each town; and that a copy of this resolution be sent to Senator E. O. Bush, Assemblyman E.E. Mason, S Senator Frank Glinski and Assemblyman John Lis at the State Capitol in Albany, and further that the Board of the Town of Cheektowaga go on record as strongly endorsing the bill to so amend the Highway law introduced by Senator Bush and Assemblyman Mason, and urges the enactment of the said law.

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

Supervisor Holtz	VOTING AYE
Councilman Wroblewski	VOTING AYE
Councilman Kornecki	VOTING AYE
Councilman Kaczmarek	VOTING AYE
Councilman Trojanoski	VOTING AYE
Councilman Bystrak	VOTING AYE

AYES: -6-
DATED: April 2nd, 1962

NOES: -0-

ABSENT: -1-

8
33

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install in Vern Lane, three (3) Type Y-19 Street lighting standards with 2500 lumen lamps which standards are to be taken from replacement stock.

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

Supervisor Holtz	VOTING AYE
Councilman Wroblewski	VOTING AYE
Councilman Kornecki'	VOTING AYE
Councilman Kaczmarek	VOTING AYE
Councilman Trojanoski	VOTING AYE
Councilman Bystrak	VOTING AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

27

DATED: April 2nd, 1962.

Item No. 21 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the application of Mary Kilisnewski to demolish the Liberty Hotel at the south-west corner of Union Road and William Street be approved, and be it further

RESOLVED, that the application for the erection of a gasoline filling station on the hereinabove mentioned premises, be granted.

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
Supervisor Holtz	VOTING AYE

CARRIED: AYES: -4-

NAYES: -2-

ABSENT: -1- (Fath)

15

Dated: April 2, 1962.

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.	5906	to	5923	inclusive
General Fund	Nos.	5934	to	5971	inclusive
Highway Fund	Nos.	1726	to	1737	inclusive
	Nos.		to		inclusive
Special Districts	Nos.	2275	to	2303	inclusive
	Nos.		to/		inclusive
Part Town Fund	Nos.	698	to	699	inclusive
C & I	Nos.	353			
Tax	Nos.				
Health	Nos.				

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

Item No. 23 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 April 2, 1962.

CARRIED: AYES: -6- ABSENT: -1-

Item No. 24 Councilman Kaczmarek moved, seconded by Councilman Trojanoski:

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

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

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

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

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being a part of the west part of Lot Number Twenty-three (23), Township eleven (11), Range Seven (7) of the Holland Land Company's Survey, and further distinguished as Sub-division Lot Number Five (5) in Block "A", on a subdivision map made by M. Davey, Surveyor, for Charles E. Forsyth, filed in the Clerk's Office of the County of Erie under Cover No. 636, and further described as follows:

COMMENCING at a point in the northerly line of William St., at a distance of one hundred twenty-three (123) feet easterly from the easterly line of Harlem Avenue; running thence northerly parallel with Harlem Avenue, one hundred twenty (120) feet; thence easterly parallel with William Street thirty (30) feet; thence southerly parallel with Harlem Avenue one hundred twenty (120) feet to the northerly line of William Street; and thence westerly along the northerly line of William Street thirty (30) feet to the place of beginning. Dated: April 2, 1962.

Item No. 24-Cont'd

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	VOTINGNAYE
Supervisor Holtz	VOTING AYE

CARRIED: AYES: -5- NAYES: -1- ABSENT: -1-

The above was posted on the Town Hall Bulletin Board on April 7, 1962.

Item No. 25 Moved by Councilman Wroblewski, seconded by Councilman Kornecki to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

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Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 16th day of April, 1962, at 7:30 P.M., Eastern Standard Time, there were:

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

ABSENT:	Benedict T. Holtz	Supervisor
	Joseph Kornecki	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Town Engineer Kamm; Chief of Police Mersmann and General Foreman Banko.

Due to the absence of the Supervisor the Board appointed Councilman Wroblewski 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 PROCLAMATION

WHEREAS, religious faith provides resources creative of moral disciplines and inner integrity; and

WHEREAS, every community needs these qualities in its citizenry; and

WHEREAS, a committee composed of representative religious leaders, Catholic and Protestant, are seeking a more reverent observance of Good Friday,

NOW, THEREFORE, I, BENEDICT T. HOLTZ, Supervisor of the Town of Cheektowaga, call upon our citizenry to observe the hours from 12 Noon to 3 P.M. by attending the church of their choice for Divine worship. And request the various institutions of our community to cooperate with the call of the committee in making it readily possible for all the people to respond to the call of their church for worship on that day.

Benedict T. Holtz /S/ 42
BENEDICT T. HOLTZ, SUPERVISOR

Item No. 4 Petition presented bearing the signature of sixty one persons opposing the lengthening of the Niagara Frontier Port Authority runways in the Town of Cheektowaga. 17
42

Item No. 5 Communication read from the Cheektowaga Improvement Association Inc., relating to the extension of the south-east and north-east extension of the present runways at the Greater Buffalo International Airport. 10
42

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

WHEREAS, this Town Board has opposed the use of the Greater Buffalo International Airport by jet aircraft, and the extension of the n.e. - s.w. runway to permit such use, and has made known its position on many occasions to the Niagara Frontier Port Authority, the owner and operator of the Airport; and

WHEREAS, the opposition of this Board has been based on the firm conviction that the flight of jet aircraft in and out of the Airport would be inimical to the safety, comfort, and wellbeing of thousands of Cheektowagans, and would substantially depreciate the value of their

Item No. 6-Cont'd

homes; and

WHEREAS, the Authority has disregarded the protests of this Board and taken concrete steps toward preparing the Airport for the accommodation of jet aircraft; and

WHEREAS, Attorney Frank Borowiec, representing a large group of homeowners, has presented a petition with many signatures, requesting this Board to institute legal proceedings to prevent the consummation of the Authority's jet aircraft program, and other citizens and organizations have registered their hostility thereto; NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney be and he hereby is directed to institute, on behalf of the Town of Cheektowaga, and action to enjoin the Niagara Frontier Port Authority from permitting the use of the Greater Buffalo International Airport by jet aircraft, and in that connection, to enjoin the extension of the n.e. - s.w. runway, and the Town Attorney shall make such investigation and conduct such research into all aspects of the matter as in his judgment are required to institute such lawsuit, and he is authorized to engage such professional, technical, and other services as may be required for investigation and research purposes, and the trial of such lawsuit and any expenses which the Town Attorney may incur in such investigation, research and trial, and for travel and other expenses, shall be paid for by the Town out of general fund monies.

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

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

CARRIED: AYES: -5- ABSENT: -2- (Supervisor Holtz, 33 Councilman Kornecki)

Item No. 7 The Chairman announced that the Town Board would now hear any objections or anyone in favor of the proposed extension of the runways to accomodate jet aircraft landing and taking off at the Airport.

APPEARANCES: Frank Borowiec,
Edward Gowiell,
Myron Seigel, Attorney for the Cheektowaga Improvement Association Inc.;
Michael Stachewicz, representing the Walden Avenue Taxpayers Assn.;
Richard Perry, Vice President of Central School District No. 4;
Mrs. Sophie Wroblewski,
Joseph Marring,
Robert Heyburn,
Walter Bobay,
Edward Chudzinski, representing the Walden Avenue Taxpayers Assn.;
Robert Muchs,
Robert Singer,

(Entire proceedings was tape recorded)

Item No. 8 Referred to the Town Attorney communication from the Town Health Officer relating to a dangerous situation of a building at the corner of Genesee Street and Loxley Avenue.

Item No. 9 Referred to the Deputy Town Attorney communication from the Chief of Police relating to a dangerous situation at the following locations:

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Item No. 9-Cont'd

Sub lots 388, 389, 390 on Cherokee Drive
Sub lot No. 36 on Pinehurst Avenue
Sub lots No. 34 and 35 on Pinehurst Avenue

18
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Item No. 10 Ordered received and filed communication from the Department of Audit and Control denying the application of the Town Board to extend Sewer District No. 7. (Tadio-Ledger application).

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Item No. 11 Ordered received and filed communication from the Department of Audit and Control granting the application of the Town Board to extend Sewer District No. 7 and Drainage District No. 7 (Cardarelli Extension).

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

WHEREAS, the Cheektowaga Town Board adopted a resolution on February 5, 1962, authorizing the Supervisor to enter into a lease agreement with Beatrice Schultz, for the disposition of ashes and non-burnable refuse, and at certain times, burnable refuse, and

WHEREAS, said Beatrice Schultz, through her attorney, Thaddeus Piusinski, has conducted negotiations with the Deputy Town Attorney, wherein such lease agreement has been changed in that the present proposed lease agreement could not be terminated by the Town during the first year, and there has been omitted all provisions for covering burnable material by the lessor, her agents and employees, and the commencement date is to be May 1, 1962; NOW, THEREFORE,

BE IT RESOLVED, that the resolution of February 5, 1962 be rescinded, and be it further

RESOLVED, that the Supervisor and a majority of the members of this Town Board be and they hereby are authorized to execute, on behalf of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, the attached agreement containing the above referred to changes.

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

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

CARRIED: AYES: -5- ABSENT: -2-

THIS AGREEMENT, Made this 16th day of April in the year One Thousand Nine Hundred and Sixty-Two,

BETWEEN, BEATRICE M. SCHULTZ, RESIDING at Buffalo 11, New York, hereinafter known as the town board or the Lessor, and the TOWN OF CHEEKTOWAGA, on behalf of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, hereinafter known as the Lessee.

WITNESSETH: That the lessor has agreed to let and hereby doth let, and the said lessee has agreed to take and hereby doth take those certain premises situated in the Town of Cheektowaga, situated on the south side of Indian Road having a frontage thereon of 1,054.20 feet, and being 1,032.54 feet on the east, 999.84 feet on the south, and 777.23 feet on the west, in accordance with map attached hereto for the term of one year to commence on the first day of May 1962, and to end on the first day of May 1963, at 8:00 o'clock in the forenoon. This lease will renew itself from year to year (unless either party notifies the other with six (6) months written notice before its anniversary date upon the same terms and conditions. The lessee agrees to pay to the lessor the annual rental Seven Thousand Five Hundred Dollars (\$7,500.00) in equal monthly

Item No.12-Cont'd

payments of Six Hundred Twenty-five dollars (\$625.00) on the first day of each and every month beginning May 1, 1962, upon presentation of a monthly voucher by the lessor for said rental.

This area is hereby leased for the purpose of disposing on said area, ashes and non-burnable refuse originating in the Town of Cheektowaga, subject to the following terms and conditions:

1. In the event that the Town Board finds it impracticable for the lessee to dispose of refuse otherwheres, burnable refuse originating in the Town of Cheektowaga may be disposed on said area, providing that such deposit of burnable refuse and the manner in which said deposit is made shall comply with all laws, regulations and ordinances of any Governmental Agency having jurisdiction over the matter and not be in violation of the same.

2. The term of this agreement shall not extend beyond the time when the height of fill shall attain the elevation of the existing pavement surface on Indian Road adjacent to the demised premises. The drainage area in this property shall be kept free from all obstructions at all times.

3. The lessee shall hold harmless the lessor, her successors or assigns, from any and all damages or claims for damages arising out of, or in connection with the depositing of refuse by the lessee on said tract, and shall at its own expense defend any action brought against the lessor by reason of any action of the lessee arising out of or in connection with such depositing of refuse, providing however, that this clause and the lessee's liability hereunder shall not apply to claims for injuries occurring thirty (30) days after it has actually ceased to deposit refuse on said tract, and that it had abandoned same for such and all other purposes.

It is further understood and agreed that no dumping or depositing of any material whatsoever on this tract shall be undertaken by anyone except by permission of the Town Board of the Town of Cheektowaga.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hand and Beatrice M. Schultz her seal the day and year first above written.

Michael John Kaczmarek /S/
Councilman

Felix T. Wroblewski /S/
Councilman

Joseph Trojanoski /S/
(Seal Councilman

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

Beatrice M. Schultz /S/ (L.S.)
TOWN BOARD OF THE TOWN OF CHEEK-
TOWAGA, NEW YORK ON BEHALF OF CON-
SOLIDATED REFUSE AND GARBAGE DIS-
TRICT

By _____
Supervisor

Alancin M. Fath /S/
Councilman

Councilman

On this 26th day of April, 1962, before me, the subscriber, personally appeared Beatrice M. Schultz, residing at Boulevard, Cheektowaga, New York to me personally known and known to me to be the same person described in and who executed the within Instrument, and she acknowledged to me that she executed the same.

Florence L. Stack /S/
Notary Public, State of New
York Qualified in Erie County

STATE OF NEW YORK)
 : SS
COUNTY OF ERIE)

Item No. 12-Cont'd

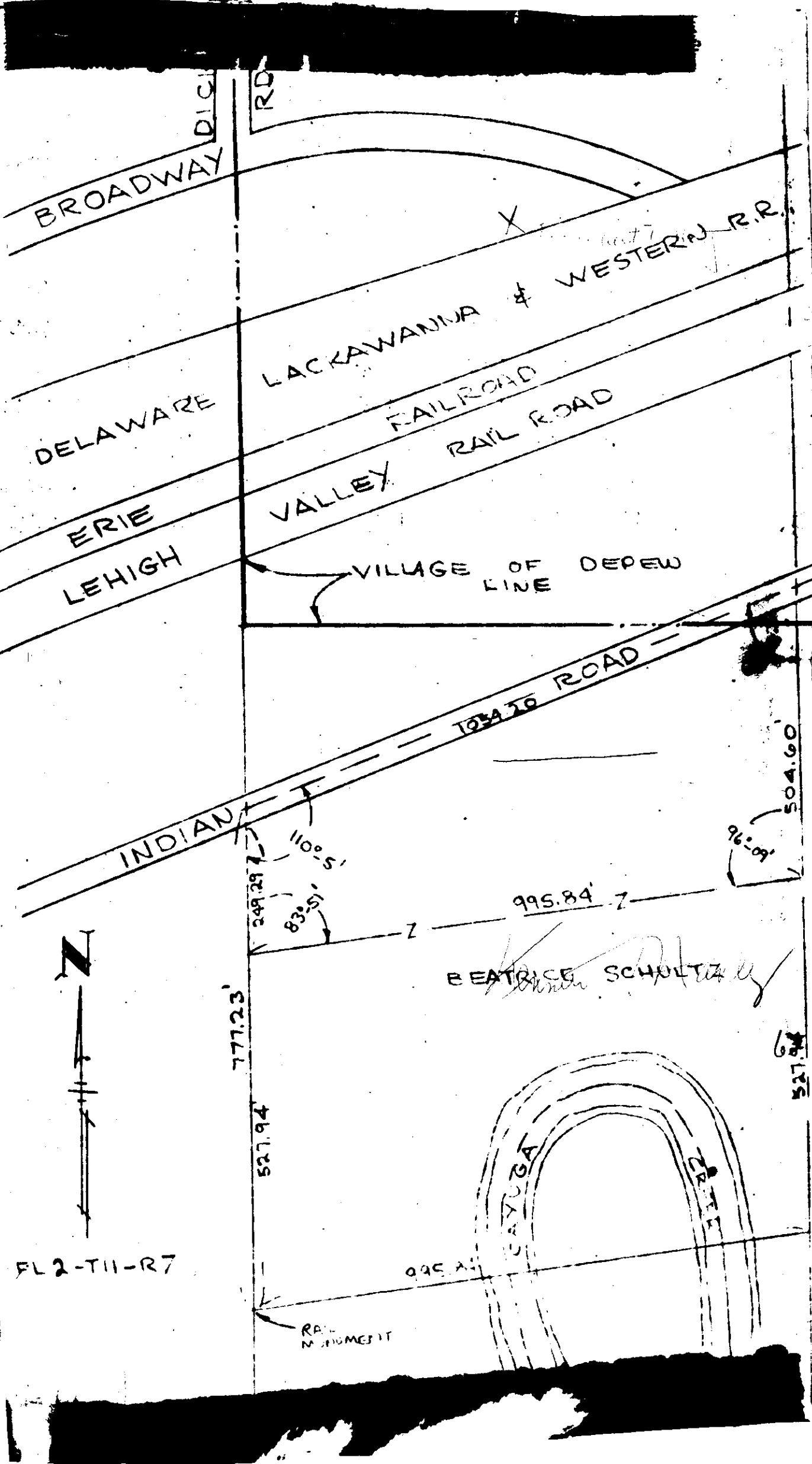
On this 16th day of April, 1962, before me personally came FELIX T. WROBLEWSKI, ALANCIN FATH, JOSEPH TROJANOSKI, AND MICHAEL J. KACZMAREK, to me known, who being by me duly sworn, did depose and say that they reside in the Town of Cheektowaga, Erie County, New York, and that they are the Supervisor and Councilmen of said Town of Cheektowaga, and as such, members of its Town Board, and that as such members of said Town Board, they executed the foregoing instrument on behalf of the Consolidated Refuse and Garbage District of said Town, in accordance with resolution therefor, duly adopted on the 16th day of April, 1962. that their residences are, respectively.

and all in said Town of Cheektowaga.

Kenneth T. Hanley /S/

(Map on the next Page)

23
23



BROADWAY

DICI
RD

DELAWARE

LACKAWANNA & WESTERN R.R.

ERIE

VALLEY RAILROAD

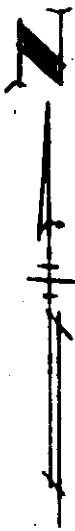
LEHIGH

VALLEY RAIL ROAD

VILLAGE OF LINE DEPEW

INDIAN ROAD

INDIAN ROAD



777.23'

527.94'

249.29'

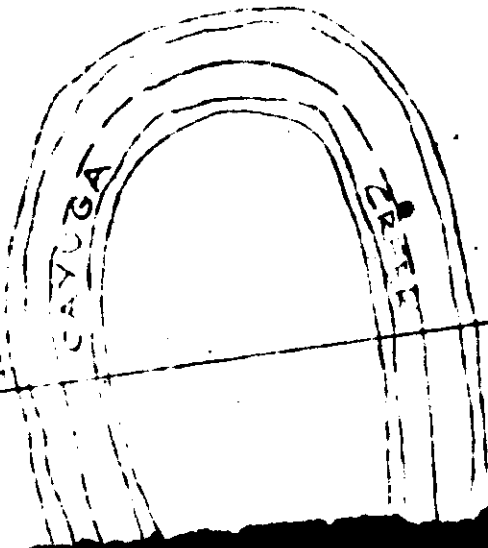
110° 51'
83° 51'

995.84'

504.60'

BEATRICE SCHULTZ

527.94'



095.41'

RAIL
MONUMENT

FL 2-TII-R7

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

RESOLVED, that the Supervisor be and he hereby is authorized to execute a quit claim deed to the owner of premises known as Sub-division Lot 11 and the south 23 feet of Sub lot 12, Cover 1792 as the same is filed in the Erie County Clerks' Office to the extent that the present house encroaches into the easement located at the south end of said property providing that the Town Engineer certify in writing that this conveyance will not interfere with the uses for which said easement was created.

Seconded by Councilman Bystrak.

CARRIED: AYES: -5- ABSENT: -2-

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Item No. 14 Moved by Councilman Wroblewski seconded by Councilman Trojanoski, that the Land Planning for Marrano Development Corporation Lot 108 and part of lot 107, T 10, R 7, Town of Cheektowaga New York, prepared by Herthe and Sonnenberger, Engineers and Surveyors, be approved and that said map be filed with the Board of Assessors.

CARRIED: AYES: -5- ABSENT: -2-

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Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Sub Division Map of Glen Estates, part 5, part of Lot 11, T 11, R 7, prepared by Herthe and Sonnenberger, Engineers and Surveyors, dated February 2, 1962, be approved and ordered filed in the Assessors Office.

AYES: -5- ABSENT: -2-

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32

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

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to completely remove (base and foundation) of street lighting standard 391 in Cleveland Drive because of its vulnerable position and the numerous times it has been damaged by persons unknown, and be it further

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install a 175 Mercury Glass type unit on existing Pole 377.

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

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

AYES: -5- NOES: -0- ABSENT: -2-

DATED: April 16th, 1962

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

WHEREAS, emergency sewer repairs were required at Joseph Street and Wellington Street in Sanitary Sewer District No. 7 which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$864.03 (Joseph St.) and \$809.16 (Wellington St.).

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$864.03 and \$809.16 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:

Item No. 17-Cont'd

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

AYES: -5- NOES: -0- ABSENT: -2-

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

WHEREAS, emergency sewer repairs were required at Joseph Street and Wellington Street in Sanitary Sewer District No. 7 which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$864.03 (Joseph St.) and \$809.16 (Wellington St.).

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$864.03 and \$809.16 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:

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

AYES: -5- NOES: -0- ABSENT: -2-

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

RESOLVED, that Reynders Electric Company be authorized and directed to install a Stop and Go traffic sign at the intersection of Cleveland Drive and Mount Vernon Road, in conformance with the Erie County Department of Public Works specifications hereto attached.

Seconded by Councilman Fath

CARRIED: AYES: -5- ABSENT: -2-

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

RESOLVED, that the request of the Cheektowaga Library Board to attend a conference at Batavia, New York, on May 12, 1962, be granted and that their reasonable expenses be a proper Town charge.

Seconded by Councilman Bystrak.

CARRIED: AYES: -5- ABSENT: -2-

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Item No. 21 Moved by Councilman Trojanoski, seconded by Councilman Bystrak, that the request of the Town Health Officer to attend the National Air Pollution Control Association Convention at Chicago Ills., on May 20, 1962 to May 23, 1962, be granted and that his reasonable expense be a proper town charge.

Duly put to a vote which resulted as follows:

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

CARRIED: AYES: -4- NAYES: -1- ABSENT: -2-

43
42

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

WHEREAS, ARTHUR F. MUSARRA, PETER SANTIN AND RUSSELL AFFRONTI have submitted a petition to this Town Board to abandon those portions of the highways hereinafter described; and

WHEREAS, the Superintendent of Highways has recommended such abandonment; NOW, THEREFORE,

BE IT RESOLVED, that those portions of the highways hereinafter described be and the same hereby are abandoned as highways:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 4, Township 11, Range 7 of the Holland Land Company's Survey and according to a Map filed in the Erie County Clerk's Office under Cover No. 976, is known as Kosciuszko Avenue from the east line of Lot No. 4, Township 11, Range 7 to the west line of Lot no. 1 under Cover No. 976 extended northerly; Kosciuszko Avenue from the north line of Lot no. 4, Township 11, Range 7 to the north line of Cover No. 2166; from the easterly line of sub-division kt #205-211 as shown under Cover 2169 as filed in the Office of the Clerk of the County of Erie to the west line of Bay Lane as shown under Cover No. 2169; East Sienkiewicz Avenue from the east line of Lot No.4, Township 11, Range 7 to the west line of Bay Lane, as shown under Cover No. 2169; Mickiewicz from the north line of Poinciana, as shown under Cover No. 2166, northerly 270 feet to the south line of East Sobieski, as shown under Cover No. 976.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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Item No. 23 Councilman Kaczmarek offered the following resolution and moved its adoption:

WHEREAS, bids for certain items of highway equipment were duly received, as the result of advertisement therefor, at a meeting of this Town Board held on April 2, 1962, and were publicly opened and read and referred to the Town Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, the Town Superintendent of Highways has submitted the attached analysis, tabulation and report; NOW, THEREFORE,

BE IT RESOLVED, that the Tractor-Mower be purchased from Buffalo Tractor & Implement Co. at its net bid price of \$2,050.00; the Paving Machine from Cameron Equipment Corp. at its net bid price of \$14,031.25; the Sweeper from T.E. Potts Equipment Co. Inc. at its net bid price of \$11,700.00; and the Rubber-Tired Loader with 4-1 Bucket from Dow and Company Inc. at its net bid price of \$14,132.00, said bidders being lowest responsible bidders whose bids meet the specifications.

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

CARRIED: AYES: -5- ABSENT: -2-

13

Item No. 24 Resolution by (Town Councilman) Kaczmarek
Seconded by (Town Councilman) Fath

Whereas, the Town Superintendent of Highways did, on the 19 day of March, 1962, duly recommend the purchase of certain (machinery) (equipment) tools pursuant to the provisions of Section 142 of the Highway Law,

Item No. 24-Cont'd

Now, Therefore, Be It Resolved that pursuant to Section 142 of the Highway Law the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, the following:

1 Model H 50 B Hough Payloader equipped with IH U-264 gasoline engine 13.00 - 24 8- ply tubeless tires #180999 bucket, #181056 hydraulic adapter kit one model H-50 - 316 Campbell Cab to be mounted on above Serial #19614 for a maximum price of sixteen thousand eight hundred eighty two Dollars (\$16,882.00), delivered at Cheektowaga, N.Y., and to be delivered on or about April 30, 1962.

The Town Superintendent of Highways is hereby authorized, subject to the approval of the County Superintendent of Highways, to surrender to the vendor 1 used Minneapolis Molina Wheel Tractor #11300333 as part payment for the above (machinery) equipment (tools) to be purchased.

The terms of payment will be as follows:

Trade-in allowance	\$	2,750.00
Check drawn on Machinery Fund		-0-
Check from proceeds of obligations		<u>14,132.00</u>
Total	\$	16,882.00

A contract of purchase fro the item(s) purchased shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item(s) purchased in accordance with the terms of such resolution and such contract, and to pay the above amount(s) specified to be paid by check or checks.

- (1) by a check drawn on the Machinery Fund (Item 3) for \$ -0- :
- (2) by a check in the amount of \$ 14,132.00, drawn on the account established from the proceeds of obligations to be issued pursuant to the Local Finance Law to finance such purchase. Such obligations will be authorized to be issued by this Board by a separate resolution.

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

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AYES: -5-

ABSENT: -2-

Item No. 25 Resolution by (Town Councilman) Kaczmarek
Seconded by (Town Councilman) Fath

Whereas, the Town Superintendent of Highways did, on the 19 day of March, 1962, duly recommend the purchase of certain (machinery) (equipment) tools pursuant to the provisions of Section 142 of the Highway Law,

Now, Therefore, Be It Resolved that pursuant to Section 142 of the Highway Law the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, the following: One (1) Ford Tractor Mod. 641 with Ford Mower, Mod. 502-6 for a maximum price of Three thousand one

Item No. 25-Cont'd

hundred Dollars (\$3,100.00), delivered at Cheektowaga, N.Y., and to be delivered on or about April 27th, 1962.

The Town Superintendent of Highways is hereby authorized, subject to the approval of the County Superintendent of Highways, to surrender to the vendor One (1) 1953 Ford Tractor Mower as part payment for the above (machinery) (equipment) (tools) to be purchased.

The terms of payment will be as follows:

Trade-in allowance	\$1,050.00
Check drawn on Machinery Fund	-0-
Check from proceeds of obligations	<u>2,050.00</u>
Total	\$3,100.00

A contract of purchase for the item(s) purchased shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the items purchased in accordance with the terms of such resolution and such contract, and to pay the above amount(s) specified to be paid by check or checks

- (1) by a check drawn on the Machinery Fund (Item 3) for \$ -0-:
- (2) by a check in the amount of \$2,050.00, drawn on the account established from the proceeds of obligations to be issued pursuant to the Local Finance Law to finance such purchase. Such obligations will be authorized to be issued by this Board by a separate resolution.

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

CARRIED: AYES: -5- ABSENT: -2-

Item No. 26 Resolution by Councilman Kaczmarek
Seconded by Councilman Fath

Whereas, the Town Superintendent of Highways did, on the 19 day of March, 1962, duly recommended the purchase of certain (equipment) pursuant to the provisions of Section 142 of the Highway Law,

Now Therefore, Be It Resolved that pursuant to Section 142 of the Highway Law the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, the following: One Wayne Model 1-880 single gutter broom street sweeper for a maximum price of Twelve Thousand Five Hundred Eighty-Seven & no cents.....Dollars (\$12,587.00), delivered at Cheektowaga, New York, and to be delivered on or about April 16, 1962

The Town Superintendent of Highways is hereby authorized, subject to the approval of the County Superintendent of Highways, to surrender to the vendor one used 1944 Elgin sweeper as part payment for the above (equipment) to be purchased.

The terms of payment will be as follows:

Trade-in allowance	\$ 887.00
Check drawn on Machinery Fund	-0-
Check from proceeds of obligations	<u>11,700.00</u>
	\$12,587.00

Item No. 26-Cont'd

A contract of purchase for the item(s) purchased shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item(s) purchased in accordance with the terms of such resolution and such contract, and to pay the above amount(s) specified to be paid by check or checks.

- (1) by a check drawn on the Machinery Fund (Item 3) for \$ -0-
- (2) by a check in the amount of \$11,700.00, drawn on the account established from the proceeds of obligations to be issued pursuant to the Local Finance Law to finance such purchase. Such obligations will be authorized to be issued by this Board by a separate resolution.

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

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AYES: -5- ABSENT: -02-

Item No. 27 Resolution by Councilman Kaczmarek
Seconded by Councilman Fath

Whereas, the Town Superintendent of Highways, did, on the 19 day of March, 1962, duly recommend the purchase of certain equipment pursuant to the provisions of Section 142 of the Highway Law,

Now, Therefore, Be It Resolved that pursuant to Section 142 of the Highway Law the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, the following: 1 Trac Paver Model 200 for a maximum price of fifteen thousand one hundred thirty one dollars twenty five cents (\$15,131.25), delivered at Cheektowaga, N.Y. and to be delivered on or about April 27, 1962.

The Town Superintendent of Highways is hereby authorized, subject to the approval of the County Superintendent of Highways, to surrender to the vendor 1 1945 Adenan Paver as part payment for the above (machinery) (equipment) (tools) to be purchased.

The terms of payment will be as follows:

Trade-in allowance	\$ 1,100.00
Check drawn on Machinery Fund	
Check from proceeds of obligations	<u>14,031.25</u>
Total	15,131.25

A contract of purchase for the item(s) purchased shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item(s) purchased in accordance with the terms of such resolution and such contract, and to pay the above amount(s) specified to be paid by check or checks.

- (1) by a check drawn on the Machinery Fund (Item 3) for \$ -0-
- (2) by a check in the amount of \$14,031.25, drawn on the account established from the proceeds of obligations to be issued pursuant to the Local Finance Law to finance such purchase. Such obligations will be authorized to be issued by this Board by a separate resolution.

Item No. 27-Cont'd

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

AYES: -5-

ABSENT: -2-

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

CAPITAL NOTE RESOLUTION, DATED APRIL 16, 1962, AUTHORIZING THE ISSUANCE OF \$41,913.25 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 \$41,913.25, pursuant to the Local Finance Law of New York, in order to finance the specific object or 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 of apparatus for highway construction or maintenance, and consists of one (1) Tractor-Mower at a maximum cost of \$2,050.00, one (1) Paving Machine at a maximum cost of \$14,031.25, one (1) Sweeper at a maximum cost of \$11,700.00, and one (1) Rubber-Tired Loader with 4-1 Bucket at a maximum cost of \$14,132.00, said maximum costs being based upon the net bid prices received therefor, including allowances for trade-ins.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$41,913.25, 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 from funds raised by the issuance of said Capital Notes by trade-ins.

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

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

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

Item No. 28-Cont'd

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

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Eth	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2-

Councilman Kaczmarek 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 \$41,913.25 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated April 16, 1962, Authorizing the Issuance of \$41,913.25 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 1962". Said Capital Notes shall consist of two notes of the denominations of \$20,956.63 and \$20,956.62, 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 1963 and 1964.

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to April 16, 1962, and shall bear interest from their date at the rate of Two and Three-Quarters Per Cent (2 3/4%) 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, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

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

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, New York, at private sale and shall bear an interest rate of Two and Three-Quarters Per Cent (2 3/4%) per annum.

Item No. 28-Cont'd

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

(Affidavit on the Next Page)

12
13

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

Even though the weather-maker came up with rain and temperatures in the 30's, the second annual Easter Egg Hunt...

Prize Winners At Civic Club's Egg Hunt Are Named

Wargala declared. Mechanical gates do not afford them that protection, Trustee and this incident proves that them all the protection possible from school every day. We owe road at Penora St. to get to and of children must cross the rail- "Besides motorists, hundreds resolution was ordered to the automatic gates. A copy of the all voted to protect use of the Edward Wargala, and the court instant response from Trustee Report of the incident brought Protest to PCS ready was at the crossing. lowering while the train al- looked back and saw the gates man added that after clearing almost upon me". The local wo- look up in time to see the train the train's bell caused me to crossing "when the sound of was proceeding south over the Wenzka, Mrs. Suchyna said she all her statement to other

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, 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 April, 1962, 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

APR 23 1962, 19____

Wm. T. Hardy
 Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

LEGAL NOTICE

CAPITAL NOTE RESOLUTION, DATED APRIL 16, 1962, AUTHORIZING THE ISSUANCE OF \$41,913.25 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.

tion, 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.

G. BENNETT

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

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 \$41,913.25, pursuant to the Local Finance Law of New York, in order to finance the specific object or 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 one (1) Tractor-Mower at a maximum cost of \$2,050.00, one (1) Paving Machine at a maximum cost of \$14,031.25, one (1) Sweeper at a maximum cost of \$11,700.00, and one (1) Rubber-Tired Loader with 4-1 Bucket at a maximum cost of \$14,132.00, said maximum costs being based upon the net bid prices received therefor, including allowances for trade-ins.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$41,913.25, 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 from funds raised by the issuance of said Capital Notes and by trade-ins.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 23 of Paragraph 1 of Section 81.00 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 16th day of April, 1962, 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 ac-

Item No. 29 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, Nussbaumer, Clarke and Velzy, engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the extension of Drainage District No. 7, and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the surface water drains and the appurtenances necessary to be constructed within the extension of said Drainage district and the location of each, and

WHEREAS, said map, plan and report was duly filed in the office of the Town Clerk for public inspection on November 20, 1961, and has remained on file in said office, and

WHEREAS, the boundaries of said proposed extension of said District, as set forth in said map, plan and report, are as follows:

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 74, Township 11, Range 7 of the Holland Land Company's Survey, being more particularly described as follows:

Beginning at the point of intersection of the northerly line of the Village of Depew with the westerly line of the Niagara Mohawk Power Corporation right of way (as a 90.0 foot right of way);

Running thence northerly along the westerly line of said Niagara Mohawk Power Corporation right of way for a distance of 2,177 feet more or less to a point in the southerly line of Lot 78;

Thence easterly along the southerly line of Lot 78 for a distance of 693 feet to a point, being the northeasterly corner of land conveyed under Liber 6552 of Deeds at Page 517;

Thence southerly along the easterly line of lands so conveyed and parallel with the easterly line of Lot 74 for a distance of 2189 feet more or less to a point in the northerly line of the Village of Depew;

Thence westerly along the northerly line of the Village of Depew for a distance of 638 feet more or less to the point or place of beginning. and

WHEREAS, the improvements proposed to be made in the extension of said district of surface water drains and appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$38,280.00, which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town board in proportion as nearly as may be to the benefit which each lot or parcel of land within the extension of said District will derive therefrom, and'

WHEREAS, the Town Board, on November 20, 1961, duly adopted an order providing that the Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of December, 1961, at 2:30 o'clock P.M., Eastern Standard 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 required that the Town Board determine that (1) the notice of said hearing held on December 4, 1961, 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 Drainage District No. 7 as the boundaries of the same are hereinabove set forth, are benefited by the extension of said district and by the making of the improvements in accordance with said map, plan and report, and (3) all of the property and property owners benefited thereby

Item No. 29-Cont'd

are included within the limits of the proposed extension of said Drainage District No. 7 as the boundaries of the same are hereinbefore set forth, and (4) the extension of said Drainage District No. 7 is in the public interest; and

WHEREAS, the Town Clerk of said Town duly filed, on or about the 26th day of January, 1962, a certified copy of said resolution in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, an duplicate, for permission to extend said district, duly executed by the Town Supervisor of said Town, and complying in all respects with Section 209-f of the Town Law of New York, and the Comptroller of the State of New York did, on the 4th day of April, 1962, duly make an order granting permission for the extension of said district in accordance with said petition, and has heretofore duly filed said order in the manner required by Section 209-f of the Town Law of New York; and

WHEREAS, notice of the adoption of said resolution was duly published and posted as required by law and no petition requesting a referendum thereon has been filed with the Town Clerk and a certificate to that effect has been filed by the Town Clerk in the office of the County Clerk of Erie County, and in the office of the Department of Audit and Control of the State of New York; and

WHEREAS, the Town Board desire to extend said district in accordance with Section 209-f of the Town Law; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that said district be and it hereby is extended with the boundaries hereinbefore described.

FURTHER ORDERED, that there shall be constructed in said extension of Drainage District No. 7, the surface water drains and appurtenances suitable for their operation, as set forth in said map, plan and report, at a cost not exceeding \$38,280.00.

FURTHER ORDERED, that the Town Clerk be and he hereby is directed to record a certified copy of this order in the office of the Clerk of the County of Erie, and to file a certified copy of this order in the office of the Comptroller of the State of New York.

Seconded by Councilman 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 Kaczmarek	Voting AYE

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26
15

AYES: -5- NOES: -0- ABSENT: -2-

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

WHEREAS, Nussbaumer, Clarke and Velzy, engineers duly licensed by the State of New York, at the instance of the Town Board, prepared a map, plan and report providing for the extension of Sewer District No. 7 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 said map, plan and report shows the sewer lines and appurtenances suitable for their operation to be constructed within the extension of said district and the location of each, and

WHEREAS, said map, plan and report was duly filed in the office of the Town Clerk for public inspection on November 20, 1961, and has remained on file in said office, and

Item No. 30-Cont'd

WHEREAS, the boundaries of said proposed extension of Sewer District No. 7, as set forth in said map, plan and report, are as follows:

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

Beginning at the point of intersection of the northerly line of the Village of Depew, and the easterly right-of-way line of the New York Central Terminal Railroad;

Thence northerly along the easterly right-of-way line of the New York Central Terminal Railroad a distance of 2380 feet, more or less, to a point on a line being at right angles to the easterly right-of-way line of the New York Central Terminal Railroad;

Thence westerly on said line a distance of 80 feet, more or less, to a point on the westerly right-of-way line of the New York Central Terminal Railroad going in a northeasterly direction, said point also being a point on the easterly right-of-way line of the New York Central Terminal Railroad going in a northwesterly direction;

Thence northwesterly along the northeasterly right-of-way line of the New York Central Terminal Railroad a distance of 1600 feet, more or less, to a point, on a line being at right angles to the West Shore Railroad right-of-way line, said northeasterly right-of-way line of the New York Central Terminal Railroad, being a part of the boundary line of Sanitary Sewer District No. 7;

Thence northerly on said line at right angles to the West Shore Railroad right-of-way line a distance of 223.88 feet, more or less, to a point on the northwesterly right-of-way line of the West Shore Railroad;

Thence southwesterly along last said line to a point on the west line of Farm lot 78, Township 11, Range 7, said northwesterly right-of-way line of the West Shore Railroad being a boundary line of Sanitary Sewer District No. 7;

Thence southerly along the west line of Farm Lots 78 and 74, Township 11, Range 7, to a point on the north line of the Village of Depew, said west line of Farm Lots 78 and 74 being the east line of Sanitary Sewer District No. 7;

Thence easterly along the north line of the Village of Depew to the point and place of beginning.

and

WHEREAS, the improvements proposed to be made in the extension of the district consist of sewer lines and the appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$73,000, which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the proposed extension of said District will derive therefrom, and

WHEREAS, the Town Board, on November 20, 1961, duly adopted an order providing that the Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of December, 1961, at 2:30 o'clock P.M., Eastern Standard Time, and hold a public hearing on the extension of said Sewer 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

WHEREAS, the Town Board did, by resolution duly adopted on the 5th day of February, 1962, determine that (1) the notice of said hearing held on December 4, 1961, 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 Sewer District No. 7 as the boundaries of the same are hereinabove set forth, are benefited by the extension of said District and by the making of the improvements in accor-

Item No. 30-Cont'd

dance with said map, plan and report, and (3) all of the property and property owners benefited thereby are included within the limits of the proposed extension of Sewer District No. 7 as the boundaries of the same are hereinabove set forth, and (4) the extension of Sewer District No. 7 is in the public interest, and

WHEREAS, The Town Clerk of said Town duly filed on or about March 6, 1962, a certified copy of said resolution in duplicate, in the office of the Department of Audit and Control at Albany, New York, together with an application, in duplicate, for permission to extend said District, duly executed by the Town Supervisor of said Town and complying in all respects with Section 209-f of the Town Law of New York, and the Comptroller of the State of New York did, on the 4th day of April, 1962, duly make an order granting permission for the extension of said District in accordance with said petition, and has heretofore duly filed said order in the manner required by Section 209-f of the Town Law of New York, and

WHEREAS, notice of the adoption of said resolution was duly published and posted as required by law and no petition requesting a feferendum thereon has been filed with the Town Clerk and a certificate to that effect has been filed by the Town Clerk in the office of the County Clerk of Erie County, and in the office of the Department of Audit and Control of the State of New York, and

WHEREAS, the Town Board desires to extend said district in accordance with Section 209-f of the Town Law; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that said district be and it hereby is extended with the boundaries hereinabove set forth.

FURTHER ORDERED, that there shall be constructed in said extension of said District, the sewer lines and appurtenances suitable for their operation, as set forth in said map, plan and report, at a cost not exceeding Seventy-Three Thousand Dollars (\$73,000).

FURTHER ORDERED, that the Town Clerk be and he hereby is directed to record a certified copy of this order in the office of the Clerk of the County of Erie, and to file a certified copy of this order in the office of the Comptroller of the State of New York.

Seconded by Councilman 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 Kaczmarek	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2-

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Item No. 31 Councilman Fath presented 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 storm sewers in the Extension of Storm Drainage District No. 7, and also for the construction of sanitary sewers in the Extension of Sanitary Sewer District No. 7, Extension No. 1, and have submitted the same to this Town Board, be it

RESOLVED, as follows:

1. That said plans and specifications are hereby approved.
2. That sealed proposals for the construction of such work shall be received by this Town Board in accordance with the attached

Item No. 31-Cont'd

Notice to Contractors.

Seconded by Councilman Wroblewski 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 Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 7th day of May, 1962 at 2:30 P.M. E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment and together with all labor for the construction of approximately 630 lineal feet of 42 inch reinforced concrete storm sewer pipe in the Extension of Storm Drainage district No. 7, Town of Cheektowaga, Erie County, New York, including manholes, and other related work, also for the construction of approximately 1, 845 lineal feet of 18 inch reinforced concrete sanitary sewer pipe in the Extension of Sanitary Sewer District No. 7, Extension No. 1, 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, Clarkes & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

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

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

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

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

Dated: April 16, 1962

KENNETH T. HANLEY
Town Clerk

Published: April 19, 1962

Item No. 31-Cont'd

Hereto attached is a copy of the Notice published in the Depew

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STATE OF NEW YORK
COUNTY OF ERIE

ss.:

ST. PAUL'S UNITED CHURCH OF CHRIST, Town Line
Maundy Thursday service will be held at the church at 8 p.m. The sacrament of Lord's Supper will be observed. The Rev. Hudson Hiseed Phillips will deliver the sermon. Easter Sunday at 9 a.m. A musical program will be in charge of Miss Ann Phillips. Sunday School will convene in the Town Line Church at 10:15 a.m. The Father and Son banquet will be held Thursday, the 28th at 6:30 p.m. There will be entertainment and the dinner will be served by the ladies of the church. Ticket chairman at William Landahl, Edward Geisler, William Sager and Henry King.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, 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 April, 1962, 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

APR 23 1962

Kenneth J. Hanley
Notary Public in and for Erie County

Hereto attached is a copy of the Notice published in the
Depew

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STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO CONTRACTORS
Storm Drainage District 7

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 7th day of May, 1962 at 2:30 P.M., E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment and together with all labor for the construction of approximately 630 lineal feet of 42 inch reinforced concrete storm sewer pipe in The Extension of Storm Drainage District No. 7, Town of Cheektowaga, Erie County, New York, including manholes, and other related work, also for the construction of approximately 1,845 lineal feet of 18 inch reinforced concrete sanitary sewer pipe in the Extension of Sanitary Sewer District No. 7, Extension No. 1, 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 & 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: April 16, 1962
Published: April 19, 1962

Item No. 32 Councilman Fath presented 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 sanitary sewers in the Extension to Sanitary Sewer District No. 7, Depew Section, and have submitted the same to this Town Board, be it RESOLVED, as follows:

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

Seconded by Councilman Wroblewski 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 Kaczmarek	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2-

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 7th day of May 1962, at 2:30 P.M. E.D.S.T., in the Town Hall, Broadway and Union Road, Cheektowaga, New York, for furnishing all tools, equipment, materials and together with all labor for the construction of approximately 7,512 lineal feet of pipe on George Urban Boulevard and Dick Road, in the Extension to Sanitary Sewer District No. 7, Depew Section, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, riser pipes 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 and Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer, Clarke & Velzy, 327 Franklin Street, Buffalo2, N.Y. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

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

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

Item No. 32-Cont'd

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

KENNETH T. HANLEY
Town Clerk

Dated: April 16, 1962

Published: April 19, 1962

Hereto attached is a copy of the Notice published in the Dewey Herald & Cheektowaga

(Affidavit on Next Page)

1
24

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

NOTICE TO CONTRACTORS
The Senior Hi Fellowship will sponsor an Easter Sunrise service at 6 a.m. The pastor will preach on the theme: "Sunrise at Jerusalem". Edward Bartle will preside. Kathy Barclay will read the Scripture. Responsive reading will be done by James Woods. John Cookfair will offer the prayer and the offering dedication will be made by Richard Jochum. Shelley Lovett and

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Dewey} ^{Cheektowaga}
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Dewey, 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 April, 1962, 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

ing at 7:30
A Sunrise Communion service will be held Sunday morning at 9:30. It is felt that this is a true sunrise event because it has been determined that the sun is according to the pastor. At the 8:30 and 10:45 a.m. Festival services the pastor will preach on the theme: "The Gladness of God". The Lutheran Women's Missionary League will meet Wednesday at 8 p.m. to hear a book review by the Rev. Roger Neeb entitled: "A Closer Walk With God".

Sworn to before me this _____ day of

_____, 19____
Kenneth T. Hanley
Notary Public in and for Erie County

Item No. 32-Cont'd

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

KENNETH T. HANLEY
Town Clerk

Dated: April 16, 1962

Published: April 19, 1962

Hereto attached is a copy of the Notice published in the Cheektowaga Herald & Cheektowaga

(Affidavit on Next Page)

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

NOTICE TO CONTRACTORS
Sanitary Sewer District 7
NOTICE IS HEREBY GIVEN
that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 7th day of

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

equipment, materials and together with all labor for the construction of approximately 7,500 lineal feet of pipe on George Urban Boulevard and Dick Road, in the Extension to Sanitary Sewer District No. 7, Depew Section, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, riser pipes and other related work in accordance with the Contract Documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Veizy, 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 and 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 & Veizy, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

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

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

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

KENNETH T. HANLEY
Town Clerk
Dated: April 16, 1962
Published: April 19, 1962

1
24

Item No. 33 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the speed limit of Union Road between Como Park Boulevard north to the New York Central West Shore Railroad tracks is now 50 MPH, and traffic on Union Road has materially increased due to the new plazas on Union Road, and

WHEREAS, the speed limit on all other portions of Union Road is presently 35 MPH, and

WHEREAS, the traffic speed of that portion of Union Road from Como Park Boulevard to the New York Central West Shore Railroad tracks requires a reduction in speed limit to 35 MPH.

NOW, THEREFOR,

BE IT RESOLVED, that this Town Board hereby requests the State Traffic Commission for the reasons aforementioned to order the reduction in speed from 50 MPH to 35 MPH on that portion of Union Road between Como Park Boulevard and New York Central West Shore Railroad tracks, and that a certified copy of this resolution be forwarded to the State Traffic Commission.

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

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

AYES: -5- NOES: -0- ABSENT: -2-

8
41

Item No. 34 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable to establish a Fire District of said Town to know as "Bellevue Fire District No. 9", to include the territory hereinafter described, and

WHEREAS, the Town Board desires to hold a public hearing for the consideration of such establishment; NOW, THEREFORE,

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

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

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that upon the motion of the Town Board of the Town of Cheektowaga, in the County of Erie, Pursuant to the provisions of Article Eleven of the Town Law of the State of New York, said Town Board has determined to held a public hearing in the matter of the establishment of a Fire District of said Town to be know as "Bellevue Fire District No. 9", to embrace the following described territory:

ALL THAT TRACT OR PARCEL OF LAND, Situate in the Town of Cheektowaga, County of Erie and State of New York, being parts of Township 10, Range 7 of the Buffalo Creek Reservation and Township 11, Range 7 of the Holland Land Company's Survey, and bounded and described as follows:

COMMENCING at the point of intersection of the north line of the Buffalo Creek Reservation with the center line of Union Road; thence westerly along the said north line of the Buffalo Creek Reservation, eight hundred thirty-eight (838) feet, more or less, to the west line extended southerly of the subdivided lands shown on Cover of Maps 527 filed in the Erie County Clerk's Office; thence northerly along

Item No. 34-Cont'd

the said extended west line and the said west line of the subdivided lands shown on said Cover of Maps 527, to the south line of the right-of-way of the Lehigh Valley Railroad; thence north-easterly along said right-of-way of the Lehigh Valley Railroad to a west line of the Village of Depew; thence following the boundary lines of the Village of Depew, southerly, thence easterly, thence southerly and thence easterly to the point of intersection of a south line of the Village of Depew with the center line of Transit Road; thence southerly along the center line of Transit Road to the north line of the Buffalo Creek Reservation; thence westerly along the north line of the Buffalo Creek Reservation to the northeast corner of Farm Lot No. 57, Township 10, Range 7; thence southerly along the east line of said Farm Lot No. 57 to the southeast corner of said Farm Lot No. 57; thence westerly along the south lines of Farm Lots Nos. 57, 58, 59 and 60, Township 10, Range 7 of the Buffalo Creek Reservation, to the northeast corner of Farm Lot No. 87, Township 10, Range 7 of the Buffalo Creek Reservation; thence southerly along the east lines of Farm Lots Nos. 87 and 88, Township 10, Range 7 of the Buffalo Creek Reservation, to the southeast corner of said Farm Lot No. 88; thence westerly along the south line of said Farm Lot No. 88 to the southwest corner of said Farm Lot No. 88; thence northerly along the west lines of said Farm Lots No. 87 and 88 to the center of Cayuga Creek; thence northerly and easterly along the center of Cayuga Creek to the center line of Union Road; thence northerly along the center line of Union Road to the point or place of beginning.

and that such public hearing will be held by the Town Board of said Town at the Town Hall, corner of Broadway and Union Road in said Town, on the 7th day of May, 1962, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and that then and there the said Town Board will hear all persons interested in the matter of the establishment of such district, and will then and there take action in the matter.

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

Dated: April 16, 1962.

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

(2) Such notice shall be published once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in said Town of Cheektowaga and having a general circulation in the territory proposed to be established as a Fire District of the Town of Cheektowaga, and a copy of such notice shall be posted conspicuously in not less than five (5) public places within the territory proposed to be established as a Fire District, such publication and posting to be made not less than ten (10) nor more than twenty (20) days prior to the date fixed for such public hearing.

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

Seconded by Councilman Kaczmarek 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 Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 19th day of April, 1962:

Item No. 34-Cont'd


- 1- Como Food Market - Como Park Boulevard;
- 2- Bellevue Fire Hall - Como Park Boulevard and Bennett Road;
- 3- Telephone pole corner of Como Park Boulevard and Indian Road;
- 4- Caseys Restaurant - Bennett Road;
- 5- Losson Road School - Losson Road.

Hereto attached is a copy of the Notice published in the Depew Herald and Cheektowaga News.

22

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

NOTICE OF PUBLIC HEARING



Sloan Egg Hunt Saturday Morning

Walden Ave. near Transit Rd. enroute to the Erie County Home and Infirmary. Each lady is requested to furnish three dozen big plain cookies, individually wrapped for distribution at the Home. Children under 18 cannot accompany their parents. Reservations for lunch may also be made by phoning Mrs. Louis Wutz at NT 3-4562.

Sloan Egg Hunt Saturday Morning

Marcy Lenartowicz, Recreation Director of the Annual Easter Egg Hunt will be held on Saturday morning, April 21, starting at 10 o'clock, on the Woodrow Wilson School grounds on Halstead Ave. Only children of the village are eligible to participate in the hunt. Prizes will be awarded to the winners, and grab-bags will be awarded to the children participating.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, 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 April, 1962, 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

APR 23 1962, 19____

Kenneth J. Hensley
Notary Public in and for Erie County

Item No. 34-Cont'd

- 1- Como Food Market - Como Park Boulevard;
- 2- Bellevue Fire Hall - Como Park Boulevard and Bennett Road;
- 3- Telephone pole corner of Como Park Boulevard and Indian Road;
- 4- Caseys Restaurant - Bennett Road;
- 5- Losson Road School - Losson Road.

Hereto attached is a copy of the Notice published in the Depew Herald and Cheektowaga News.

22

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

NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN that upon the motion of the Town Board of the Town of Cheektowaga, in the County of Erie, pursuant to the provisions of Article Eleven of the Town Law of the State of New York, said Town Board has determined to hold a public hearing in the matter of the establishment of a Fire District of said Town to be known as "Bellevue Fire District No. 9", to embrace the following described territory:

RICHARD G. BENNETT

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being parts of Township 10, Range 7 of the Buffalo Creek Reservation and Township 11, Range 7 of the Holland Land Company's Survey, and bounded and described as follows:

COMMENCING at the point of intersection of the north line of the Buffalo Creek Reservation with the center line of Union Road thence westerly along the said north line of the Buffalo Creek Reservation, eight hundred thirty-eight (838) feet, more or less, to the west line extended southerly of the subdivided lands shown on Cover of Maps 527 filed in the Erie County Clerk's Office; thence northerly along the said extended west line and the said west line of the subdivided lands shown on said Cover of Maps 527, to the south line of the right-of-way of the Lehigh Valley Railroad; thence northeasterly along said right-of-way of the Lehigh Valley Railroad to a west line of the Village of Depew; thence following the boundary lines of the Village of Depew, southerly, thence easterly, thence southerly and thence easterly to the point of intersection of a south line of the Village of Depew with the center line of Transit Road; thence southerly along the center line of Transit Road to the north line of the Buffalo Creek Reservation; thence westerly along the north line of the Buffalo Creek Reservation to the northeast corner of Farm Lot No. 57, Township 10, Range 7; thence southerly along the east line of said Farm Lot No. 57 to the southeast corner of said Farm Lot No. 57; thence westerly along the south lines of Farm Lots Nos. 57, 58, 59 and 60, Township 10, Range 7 of the Buffalo Creek Reservation, to the northeast corner of Farm Lot No. 87, Township 10, Range 7 of the Buffalo Creek Reservation; thence southerly along the east lines of Farm Lots Nos. 87 and 88, Township 10, Range 7 of the Buffalo Creek Reservation, to the southeast corner of said Farm Lot No. 88; thence westerly along the south line of said Farm Lot No. 88 to the southwest corner of said Farm Lot No. 88; thence northerly along the west lines of said Farm Lots Nos. 87 and 88 to the center of Cayuga Creek; thence northerly and easterly along the center of Cayuga Creek to the center line of Union Road; thence northerly along the center line of Union Road to the point or place of beginning.

and that such public hearing will be held by the Town Board of said Town at the Town Hall, corner of Broadway and Union Road in said Town, on the 7th day of May, 1962, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and that then and there the said Town Board will hear all persons interested in the matter of the establishment of such district, and will then and there take action in the matter.

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

Dated: April 16, 1962
KENNETH T. HANLEY
Town Clerk of the Town
ap19 of Cheektowaga, N. Y.

Item No. 35 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one solo motorcycle with radio for use by the Police Department.

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

The Clerk announced that only one bid was on hand and that was the bid of Buffalo Harley Davidson in the amount of \$2,158.25.

Councilman Trojanoski presented the following resolution and moved its adoption:

RESOLVED, that this Town Board does hereby accept the bid of Buffalo Harley Davidson in the amount of \$2,158.25 for one solo motorcycle and that the Chief of Police be authorized and directed to contract for the purchase of same.

Seconded by Councilman Kaczmarek.

CARRIED: AYES: -5-

ABSENT: -2-

1
18

This being the time and the place advertised for the receiving of sealed proposals for the purchase of 8,580 lineal feet of corrugated metal sewer pipe.

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

Hereto attached is a summary of the bids received and read aloud:

Item	Bidder	Amount	Bidder	Amount	Bidder	Amount	Bidder	Amount
A - 5000 lineal ft. of 48" Cor. Pipe	Arnco	493.68	H.R. Dumas	512.70	J.R. Dumas	553.10	THRU	
3 Conn. Bands		18.51		19.10		20.00		
B - 500 lineal ft. of 36" Cor. Pipe		226.50		230.00		25.00		
24 Conn. Bands		108.72		112.00		121.00		
C - 2000 lineal ft. of 24" Cor. Pipe		600.00		600.00		690.00		
100 Conn. Bands		210.00		220.00		241.00		
D - 1000 lineal ft. of 18" Cor. Pipe		10,200.00		10,600.00		11,500.00		
300 Conn. Bands		513.00		504.00		576.00		
			Total		Total		Total	

1
2
13

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

Item No. 37 Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Walter Tocha and Leokadia Tocha 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 describer, be it

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

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

DESCRIPTION

Being a vacant parcel of land located on the North side of Genesee Street, East of Harlem Road, being part of Farm Lot 25, Township 11, Range 7, Map Cover 1317, Sublots 68 and 69.

Beginning at the Point of Intersection of the center line of Genesee Street with the Westerly line of premises conveyed to Anthony Guenther by Henry C. Steul by Deed dated April 16, 1924 recorded in Liber 1684 of Deeds at Page 96 April 28, 1924, thence Northerly along the Westerly line of premises described in Deed aforesaid (315.35) feet to the North line of said Farm Lot 25 thence Easterly along the North line of said Farm Lot for 68 feet thence Southerly parallel with said Westerly boundary to the center of Genesee Street and thence South-Westerly in center of Genesee Street 72 feet to the Place of Beginning.

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

Dated: April 16, 1962

Seconded by Councilman Fath.

CARRIED: AYES: -5- ABSENT: -2-

The above Notice was posted on the Town Hall Bulletin Board on the 20th day of April, 1962.

19

Item No. 38 Moved by Councilman Fath, 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 April 16, 1962.

15
35

CARRIED: AYES: -5- ABSENT: -2-

Item No. 39 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos.	5973	to	6013	inclusive
	Nos.		to		inclusive
Highway Fund	Nos.	1739	to	1769	inclusive
	Nos.		to		inclusive

Item No. 39-Cont'd

Special Districts	Nos.	2307	to	2339	inclusive
	Nos.		to		inclusive
Part Town Fund	Nos.	701	to	713	inclusive
C & I	Nos.				
Tax	Nos.				
Health	Nos.				

AYES: -5-

NOES: -0-

ABSENT: -2-

6

Item No. 40 Ordered referred to the Town Board complaint of Victor J. Moch, President of the Walden Avenue Board of Trade relating to parking restrictions on Walden Avenue.

10
41

Item No. 41 Referred to the Town Board the complaint of Max Besczyzn-10 ski relating to the acceptance of town highways and galvanized pipe 13 being used in the town.

Item No. 42 Moved by Councilman Fath, seconded by Councilman Bystrak to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

MEETING NO. 9

Cheektowaga, New York
May 7th, 1962

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 7th day of May, 1962, at 2:30 p.m., E.D.S.T., 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 Historian Julia Reinstein; Police Lieut. Kostrzewski; Town Engineer Kamm and General Foreman Banko.

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

Item No. 3 Accepted the resignation of Virginia Janora as stenographer in the Department of Building and Plumbing. 31

Item No. 4 Referred to the petitions committee the request of Anthony G. Vona to operated a used car sales lot at No. 6404 Transit Road. 17
3

Item No. 5 Ordered received and filed communication from the Board of Fire Commissioners of U-Crest Fire District No. 4 as being against the extension of the Buffalo Airport to accomodate jet planes to land and take off. 10
42

Item No. 6 Ordered received and filed communication from Dr. Louis M. Vendetti, chairman of the Air Pollution Control Board relating to inflammable liquids. 43
42

Item No. 7 Ordered received and filed communication from the Cheektowaga Library Committee of their preliminary library report. 44
10

Item No. 8 This being the time and the place advertised for the receiving of seals proposals for furnishing all materials, tools, equipment and together with all labor for the construction of approximately 630 lineal feet of 42 inch reinforced concrete storm pipe in the Extension of Storm Drainage District No. 7, also for the construction of approximately, 1,845 feet of 18 inch reinforced concrete sanitary sewer pipe in the Extension of Sewer district No. 7, Extension No. 1.

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

Hereto attached is a summary of the bids received and read aloud:

~~(Affidavit on next page)~~

Bid sheet attached (Next Page)

1
24
26

CONSTRUCTION OF SANITARY SEWERS ON GEORGE URBAN BLVD. & DICK RD. - DISTRICT

BIDDERS

DANIEL COBRIEN CONTRACTING CO. INC. TOY CONST. INC. WM KIMMINS & SONS INC. ST

ITEM	DESCRIPTION	AMT.	UNIT	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1	VITRIFIED CLAY SEWER PIPE 15" 10'-12" DEPTH	300	L.F.	18.-	5400.-	16.-	4800.-	7.10	2130.-	14.50	4350.-
	" " " 12" 8'-10"	320	L.F.	8.-	2560.-	11.50	3680.-	5.20	1664.-	8.00	2560.-
	" " " 12" 10'-12"	690	L.F.	11.-	7590.-	14.-	9660.-	5.25	3617.50	9.15	6315.-
	" " " 12" 12'-14"	500	L.F.	14.-	7126.-	17.-	8653.-	6.25	3125.25	9.10	4550.-
	" " " 10" 10'-12"	615	L.F.	9.-	5535.-	12.-	7380.-	5.20	3174.-	6.75	4155.-
	" " " 10" 12'-14"	650	L.F.	12.-	7800.-	14.50	23925.-	5.10	9405.-	9.50	6175.-
	" " " 10" 14'-16"	890	L.F.	15.-	13350.-	17.-	15130.-	6.20	5516.-	10.00	8900.-
	" " " 8" 10'-12"	79	L.F.	6.-	474.-	11.35	896.65	4.50	355.50	8.75	691.25
	" " " 8" 12'-14"	520	L.F.	9.-	4734.-	13.85	7285.10	5.-	2630.-	8.25	4285.-
TOTAL FOR ITEM 1						\$66,569.00	\$81,409.75		32,049.25		54,500.-
2	ASBESTOS-CEMENT SEWER PIPE 12" 0'-8" DEPTH	45	L.F.	5.-	225.-	10.65	511.20	4.30	206.40	8.50	382.50
	" " " 12" 8'-10"	170	L.F.	6.20	1054.-	11.75	1997.50	5.-	850.-	9.25	1575.-
	" " " 12" 10'-12"	395	L.F.	9.20	3752.50	15.25	6023.75	5.60	2212.-	10.20	4029.-
	" " " 12" 12'-14"	1300	L.F.	12.70	16510.-	17.25	22425.-	6.10	8052.-	10.75	13925.-
TOTAL FOR ITEM 2						\$21,810.50	\$31,302.45		11,320.40		17,489.90
3	STANDARD MANHOLE FROM 0'-8" DEPTH	28	EA.	250.-	7000.-	300.-	8400.-	425.-	11900.-	275.-	7700.-
4	ADDITIONAL DEPTH OF MANHOLE OVER 8" IN DEPTH	145	L.F.	35.-	5075.-	35.-	5075.-	28.-	4060.-	40.-	5800.-
5	ROCK EXCAVATION	200	C.Y.	35.-	7000.-	15.-	3000.-	40.-	8000.-	30.-	6000.-
6	SELECT MATERIAL BACKFILL	450	C.Y.	4.25	1912.50	4.-	1800.-	3.50	1575.-	4.-	1800.-
7	WYE BRANCHES 12" VITRIFIED TILE	1	EA.	30.-	30.-	30.-	30.-	28.-	28.-	30.-	30.-
	" " " 12"	2	EA.	20.-	40.-	25.-	50.-	18.-	36.-	17.-	34.-
	" " " 10"	50	EA.	15.-	750.-	23.-	1150.-	14.-	700.-	15.-	750.-
	" " " 8"	8	EA.	10.-	80.-	20.-	160.-	9.50	76.-	10.-	80.-
	" " " 2" ASBESTOS CEMENT	24	EA.	20.-	480.-	20.-	480.-	23.-	552.-	20.-	480.-
TOTAL FOR ITEM 7						\$1580.00	\$2014.00		1322.00		1580.00
8	6" DIAMETER RISER PIPE	395	L.F.	3.-	1170.-	4.50	1775.-	4.-	1580.-	4.-	1580.-
9	BITUMINOUS MACADAM PAVEMENT REPLACEMENT	25	S.Y.	6.-	150.-	5.-	125.-	4.50	112.50	15.-	375.-
10	CONCRETE CRADLE FOR 12" PIPE	250	L.F.	2.50	625.-	3.40	740.-	2.70	675.-	3.-	750.-
	" " " 12"	2514	L.F.	2.50	7285.-	2.40	6993.60	2.50	7285.-	2.75	6913.75
	" " " 10"	3125	L.F.	2.35	7343.75	2.10	6562.50	2.30	7187.50	2.50	6312.50
	" " " 8"	605	L.F.	2.25	1361.25	1.95	1179.75	2.-	1210.-	2.50	1512.50
TOTAL FOR ITEM 10						\$16,540.00	\$15,423.35		16,276.50		16,540.00
11	HIGHWAY CROSSINGS - DICK RD. - 15" PIPE	30	L.F.	60.-	1800.-	60.-	1800.-	85.-	2550.-	70.-	2100.-
	" " " - GEO. URBAN BLVD. - 15"	50	L.F.	75.-	3750.-	75.-	3750.-	45.-	2250.-	70.-	3500.-
	" " " " - 10"	30	L.F.	75.-	2250.-	50.-	1500.-	130.-	3900.-	70.-	2100.-
TOTAL FOR ITEM 11						\$7800.00	7050.-		10700.-		7800.00
TOTAL BID AMOUNT FOR ITEMS NO. 1 TO 11 INC.						\$136,607.00	\$157,354.55		\$98,945.65		\$136,607.00

BID SECURITY

THE TRAVELERS INDEMNITY CO. NEW AMSTERDAM CASUALTY CO. AETNA CASUALTY & SURETY CO. THE T

BID OPENING - MAY 7, 1962 2:30 PM, E.D.S.T.

TOWN OF CHEEKTOWAGA, ERIE COUNTY, N.Y.

STRACO INC.		STAGE BROS. INC.		DEPLAN CONT. INC.		R.L. VOGEL, INC.		C.M.H. CO. INC.			
UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
14.35	4303 -	11.50	3450. -	5.93	1779. -	9.80	2940. -	5.50	1650. -		
8.30	2466. -	8. -	2560. -	4.90	1566. -	6.70	2144. -	3.70	1184. -		
9.15	6313.90	9. -	6210. -	4.85	3415.50	7.90	5451. -	4.50	3105. -		
9.70	4133.00	11.50	5853.50	5.45	2774.05	9.20	4682.60	5.50	2799.50		
8.65	5319.75	8.25	5073.75	4.47	2749.05	7.25	4456.75	5.75	2306.25		
9.30	15,345. -	10.75	17737.50	4.97	2700.50	8.70	14,355. -	4.75	7837.50		
10.10	9412. -	13.75	11,237.50	5.72	5090.80	11.15	9923.50	5.75	5117.50		
8. -	632. -	5.75	454.25	3.86	304.94	6.50	513.50	3. -	237. -		
8.55	4497.30	9.75	4685.50	4.34	2299.36	7.90	4155.40	4. -	2104. -		
8.40	53617.85	5.442. -	28,175.20	4.623.95	26,340.75						
8.80	422.40	9.50	456. -	4.75	278. -	6.30	302.40	5. -	240. -		
9.35	1589.50	10.25	1742.50	5.25	272.50	6.80	1156. -	5.50	935. -		
10.20	4029. -	11. -	4345. -	5.30	2093.50	8.10	3199.50	6.25	2468.75		
10.75	14190. -	12.50	16500. -	5.80	7686. -	9.45	12,434. -	7. -	9240. -		
8.20	230.90	7.043.50	10,870. -	17,131.90	12,883.75						
2.75	7700. -	300. -	8400. -	347. -	9716. -	300. -	8400. -	240. -	6720. -		
40. -	5820. -	30. -	4350. -	32.25	4676.25	30. -	4350. -	27. -	4060. -		
30. -	6000. -	25. -	5000. -	15. -	3000. -	20. -	4000. -	19. -	4400. -		
4. -	1800. -	4. -	1800. -	4. -	1800. -	4. -	1800. -	3.50	1575. -		
30. -	30. -	30. -	30. -	17.80	17.80	20. -	20. -	15. -	15. -		
11. -	34. -	25. -	50. -	13.10	26.20	17.50	35. -	10. -	20. -		
15. -	750. -	20. -	1000. -	10.26	538. -	15. -	750. -	8. -	400. -		
10. -	80. -	15. -	120. -	6.70	58.24	10. -	80. -	7. -	56. -		
20. -	480. -	30. -	720. -	18.67	444.08	20. -	480. -	20. -	480. -		
1.374. -	1920. -	1084.32	1365. -	971. -							
4. -	1560. -	4.50	1755. -	2.76	1076.40	7. -	1560. -	3.80	1365. -		
15. -	375. -	9. -	225. -	4. -	100. -	6. -	150. -	3.50	87.50		
3. -	660. -	6. -	1320. -	3. -	660. -	3. -	660. -	2. -	440. -		
2.75	8013.50	3.50	16027. -	3. -	8742. -	2.50	7285. -	1.75	5099.50		
2.50	7812.50	5. -	15625. -	3. -	9375. -	2.50	7812.50	1.50	4687.50		
2.50	1512.50	4.50	2272.50	3. -	2815. -	2. -	1210. -	1.25	756.25		
17,999.50	35,049.50	35,694.50	20,592. -	16,967.50	10,983.25						
70. -	2100. -	50. -	1500. -	67. -	1920. -	90. -	2700. -	50. -	1500. -		
70. -	3500. -	50. -	2500. -	76. -	3200. -	90. -	4500. -	50. -	2500. -		
70. -	2100. -	50. -	1500. -	67. -	1920. -	90. -	2700. -	50. -	1500. -		
17700. -	5500. -	2080. -	9900. -	5500. -							
224,156.25	148,190. -	87,130.32	114,248.35	74,886.25							
224,941.75	145,495. -	87,130.32	114,248.35	74,886.25							

THE TRAVELERS INDEMNITY CO. THE TRAVELERS INDEMNITY CO. THE TRAVELERS INDEMNITY CO. THE TRAVELERS INDEMNITY CO. AETNA CASUALTY & SURETY CO.

* DENOTES CORRECTED FIGURE

NUSSBAUMER, CLARKE & VELZY
 BID TABULATION
 SANITARY SEWERS
 GEORGE URBAN BLVD & DICK ROAD
 DISTRICT NO. 7
 DEPEW SECTION
 TOWN OF CHEEKTOWAGA
 MAY 1962 NC-17879 A-970

BID INSULATION - CONSTRUCTION OF EXTENSIONS TO STORM TRUNK SEWER & SANITARY TRUNK SEWERS - DISTRICT NO. 1

BIDDERS

C.M.H. CO. TOY CONST. INC. WM. KIMMUS & SONS INC. STAGS

ITEM	DESCRIPTION	AMT	UNIT	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
BID SECTION "A" - STORM TRUNK SEWER											
A1	REINFORCED CONCRETE PIPE SEWER 42" 0'-8" CUT	90	LF	19.30	3667.-	24.-	4560.-	25.50	4445.-	24.-	
	" " " " " " 10'-12" CUT	441	LF	20.30	8952.30	23.-	10,341.-	30.-	13,230.-	44.-	15
TOTAL ITEM A1						\$ 12,619.30	\$ 16,901.-		18,075.-		27
A2	STANDARD MANHOLE FROM 0' TO 8' DEPTH	3	EA	300.-	900.-	300.-	900.-	50.-	150.-	275.-	
A3	ADDITIONAL DEPTH OF MANHOLE OVER 8' IN DEPTH	12	LF	30.-	360.-	35.-	420.-	26.-	312.-	40.-	
A4	ROCK EXCAVATION	800	C.Y.	15.-	12,000.-	18.-	14,400.-	25.-	20,000.-	25.-	20
A5	SELECT MATERIAL BACKFILL	120	C.Y.	3.50	420.-	4.-	480.-	3.35	402.-	4.-	
A6	BITUMINOUS MACADAM PAVEMENT REPLACEMENT	26	S.Y.	3.50	91.-	5.-	130.-	4.65	120.90	15.-	
TOTAL FOR ITEMS A1 - A6 INCL.						\$ 26,390.30	\$ 33,238.-		\$ 40,649.90		47
BID SECTION "B" - SANITARY TRUNK SEWER											
B1	REINFORCED CONCRETE PIPE SEWER 18" 0'-8" CUT	70	LF	8.-	560.-	12.50	875.-	8.85	619.50	17.20	
	" " " " " " 8'-10"	230	LF	8.50	1955.-	15.-	3450.-	11.10	2553.-	17.60	
	" " " " " " 10'-12"	1015	LF	9.-	9135.-	17.50	17,762.50	12.50	12,687.50	18.00	76
	" " " " " " 12'-14"	400	LF	10.50	4200.-	21.-	8400.-	13.75	5520.-	20.15	78
TOTAL AMOUNT ITEM NO. B1						\$ 15,850.-	\$ 30,487.50		21,350.-		\$ 97
B2	STANDARD MANHOLES FROM 0'-8' DEPTH	10	EA	280.-	2800.-	300.-	3000.-	345.-	3450.-	275.-	
B3	ADD. DEPTH OF MANHOLE OVER 8' IN DEPTH	30	LF	27.-	810.-	35.-	1050.-	26.-	780.-	40.-	
B4	ROCK EXCAVATION	1100	C.Y.	20.-	22,000.-	10.-	11,000.-	25.-	27,500.-	25.-	27
B5	SELECT MATERIALS BACKFILL	80	C.Y.	3.50	280.-	4.-	320.-	3.35	268.-	4.-	
B6	BITUMINOUS MACADAM PAVEMENT REPLACEMENT	25	S.Y.	3.50	87.50	5.-	125.-	4.65	116.25	15.-	
B7	CONCRETE CURB & GUTTER	70	LF	6.-	420.-	4.-	280.-	5.70	400.-	8.-	
B8	PAVEMENT REPAIRS	150	LF	15.-	2250.-	165.-	24750.-	18.50	10,105.-	110.-	79
TOTAL FOR ITEMS B1 - B8 INCL.						\$ 52,027.50	\$ 67,712.50		\$ 68,585.55		\$ 97
TOTAL FOR BID SECTION A AND BID SECTION B						\$ 78,417.80	\$ 100,950.-		\$ 109,235.45		\$ 124
BID SECURITY						AETNA CASUALTY AND SURETY CO.	NEW AMSTERDAM CASUALTY CO.	AETNA CASUALTY AND SURETY CO.		TRANS INDEMN CO.	

* DENOTES CORREC

MAY 7, 1962 2:50 P.M. E.D.S.T.

RICT No 7 - TOWN OF CHEEKTOWAGA, ERIE COUNTY, N.Y.

STRACCO INC.		SERGI BROS.		SCHWAB BROS. TRUCKING		DEPLAN CONT. INC.		D. L. VOGEL INC.	
UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
44	7360.-	23	4370.-	29	5510.-	20.65	3,919.70	30	5700.-
44	7404.-	25	11,025.-	30	13,230.-	22.55	7,744.55	30	13,230.-
	27,764.-		15,395.-		18,740.-		13,664.25		18,930.-
775	825.-	275	825.-	400	1200.-	362	1286.-	750	2250.-
40	470.-	30	360.-	50	600.-	32.25	327.-	50	600.-
25	10,000.-	20	16,000.-	20	16,000.-	15	12,000.-	25	20,000.-
4	480.-	4	480.-	3	360.-	4	480.-	4	480.-
15	390.-	9	234.-	5	180.-	4	104.-	10	156.-
	48,939.-		33,294.-		37,030.-		27,921.25		46,416.-
17.20	1204.-	6.50	455.-	15	1050.-	7.42	519.40	10.5	717.50
11.20	4046.-	7.25	1667.50	16	3680.-	7.97	1261.60	11.20	2645.-
18.60	16,679.-	7.75	7866.25	17	17,255.-	8.42	8541.30	12.75	10,941.25
20.15	8960.-	8.50	*3400.-	18	7200.-	9.59	3836.-	14	5600.-
			*13,888.75						
	32,191.-		14,188.75		28,185.-		16,703.30		21,903.75
275	2750.-	2.75	2750.-	400	4000.-	347	3470.-	450	4500.-
40	1200.-	30	900.-	50	1500.-	31.25	947.50	40	1200.-
25	27,500.-	20	22,000.-	20	22,000.-	15	16,500.-	25	27,500.-
4	320.-	4	320.-	3	240.-	4	320.-	4	320.-
15	375.-	9	225.-	5	125.-	4	100.-	6	150.-
6	560.-	7	490.-	10	700.-	9	630.-	6	420.-
100	13,000.-	75	9750.-	150	19,500.-	107.64	13,993.20	110	14,300.-
			*49,823.75						
	77,876.-		50,623.75		77,250.-		50,704.-		70,293.75
	127,835.-		83,917.75		114,280.-		78,625.25		127,709.75
			*83,117.75						
TRAVELERS INDEMNITY CO.	TRAVELERS INDEMNITY CO.	ST. PAUL FIRE & MARINE	TRAVELERS INDEMNITY CO.	TRAVELERS INDEMNITY CO.					

ES CORRECTED FIGURE

NUSSBAUMER, CLARKE & VELZY
 BID TABULATION
 STORM AND SANITARY SEWERS
 MEADOWLAWN AND LYDIA LANE
 DISTRICT NO. 7 EXTENDED
 TOWN OF CHEEKTOWAGA
 MAY 1962 NE-17903-17902 1-971

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

WHEREAS, sealed proposals were received on the 7th day of May, 1962, at 2:30 p.m., E.D.S.T., for the furnishing of all tools, equipment, materials and together with all labor for the construction of approximately 7,512 lineal feet of pipe on George Urban Boulevard and Dick Road, in the Extension to Sanitary Sewer District No. 7, Depew Section;

WHEREAS, The C.M.H Construction Company was the low bidder in the amount of \$74,886.25

BE IT RESOLVED that the contract be awarded to the C.M. H Construction Company in the amount of \$74,886.25, contingent upon the Comptroller of the State of New York approving said extension.

Seconded by Councilman Trojanoski.

Dated: May 7, 1962

CARRIED: AYES: -7-

1
24

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

BOND RESOLUTION DATED MAY 7, 1962, AUTHORIZING THE ISSUANCE OF \$38,280 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF DRAINAGE SYSTEM IN EXTENSION OF DRAINAGE DISTRICT NO. 7.

Whereas, Drainage District No. 7 is a Drainage District of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, which said District has been duly extended by an order made by said Town Board pursuant to Article 12-A of the Town Law of New York, on April 16, 1962, and the purpose hereinafter described in a special improvement authorized by said Article 12-A; NOW, THEREFORE,

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the Aggregate principal amount of \$38,280, 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 construction of a surface drainage system in the aforesaid extension of Drainage District No. 7 of said Town, consisting of surface water drains and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on April 16, 1962, extending said Drainage District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$38,280, 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 such cost is to be paid by assessments upon benefited real property in an area less than that area of said Town, and (e) the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

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

Section 5. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the

Item No. 10-Cont'd

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 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 Constitution of New York.

Section 6. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman 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:

BOND ANTICIPATION NOTE RESOLUTION DATED May 7, 1962
AUTHORIZING THE ISSUANCE OF \$38,280 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, IN ANTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE.

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$38,280, 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 \$38,280 Serial Bonds, authorized by the bond resolution entitled "Bond Resolution Dated May 7, 1962, Authorizing the Issuance of \$38,280 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Drainage System in Extension of Drainage District No. 7", adopted by the Town Board on May 7, 1962.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said notes is the construction of a surface drainage system in the aforesaid extension of Drainage District No. 7 of said Town, consisting of surface water drains and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on April 16, 1962, extending said Drainage District No. 7, and in accordance with the map, plan and report referred to in said order.

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

Item No. 10-Cont'd

The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the corporate seal of the Town shall be affixed thereto.

Section 5. This resolution shall take effect immediately.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman 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:


(Affidavit on next page)

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STATE OF NEW YORK }
plan and report referred to in } ss.:
said order.

ship will conduct a paper drive
Saturday, May 12th. For pick
up service call Tom Hockwater
NT 3-8585; Clarence Collins
NR 4-1708 or the Church Office
NR 4-3069.

**HOLY ROSARY SODALITY
GROUP COMMUNION**
A group communion at the
o'clock Mass Sunday morning
is the schedule of the Mother's


NORB DAN
would like to take
tribute To All Mothers
MOTHE
NORB DAN
6898 Transit Rd. N

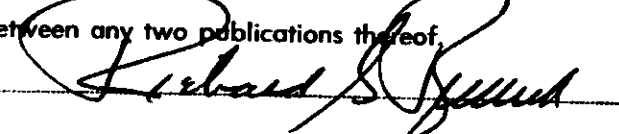
Vicar's office.
The sermon theme for Sunday
will be: "Model Mothers". It
Luther League will meet in the
parish hall at 8:30 p.m. This
the first meeting for the new
confirmed class. An election
officers will be held. The theme
of the meeting will be: "The
Age Loyalty".
A roller skating party for the
Luther League will be held
Monday evening in North Town
at the church.
wanda. Young people will me

RICHARD G. BENNETT

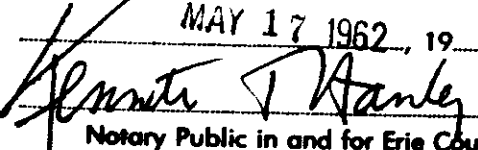
being duly sworn, deposes and says that he is the
PUBLISHER
of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 10th day
of May, 1962, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened

between any two publications thereof.


Sworn to before me this _____ day of

MAY 17 1962, 19____

Notary Public in and for Erie County

aid to be in accordance with the provisions of the laws of this State

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE
BOND RESOLUTION DATED
MAY 7, 1962, AUTHORIZING
THE ISSUANCE OF \$38,280
SERIAL BONDS OF THE TOWN
OF CHEEKTOWAGA, IN THE
COUNTY OF ERIE, PURSUANT
TO THE LOCAL FINANCE
LAW, TO FINANCE CON-
STRUCTION OF DRAINAGE
SYSTEM IN EXTENSION OF
DRAINAGE DISTRICT NO. 7.

WHEREAS, Drainage District
No. 7 is a Drainage District of
the Town of Cheektowaga, in
the County of Erie, duly estab-
lished by the Town Board of
said Town, which said District
has been duly extended by an
order made by said Town Board
pursuant to Article 12-A of the
Town Law of New York, on
April 16, 1962, and the purpose
hereinafter described is a
special improvement authorized
by said Article 12-A; NOW,
THEREFORE,

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

Section 1. The Town of
Cheektowaga, in the County of
Erie, shall issue its Serial Bonds
of the aggregate principal
amount of \$38,280, pursuant to
the Local Finance Law of New
York, in order to finance the
specific purpose hereinafter de-
scribed.

Section 2. The specific pur-
pose (hereinafter referred to as
"purpose") to be financed pur-
suant to this resolution is the
construction of a surface drain-
age system in the aforesaid ex-
tension of Drainage District No.
7 of said Town, consisting of
surface water drains and ap-
purtenances suitable for their
operation, in accordance with
said order adopted by the Town
Board on April 16, 1962, extend-
ing said Drainage District No. 7,
and in accordance with the map,

plan and report referred to in
said order.

Section 3. It is hereby stated
that (a) the maximum cost of
said purpose, as estimated by
the Town Board, is \$32,280, 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
such cost is to be paid by as-
sessments upon benefited real
property in an area less than the
area of said Town, and (e) the
proposed maturity of the obliga-
tions authorized by this resolu-
tion will be in excess of five
years.

Section 4. It is hereby deter-
mined that said purpose is an
object or purpose described in
Subdivision 4 of Paragraph a of
Section 11.00 of the Local Fin-
ance Law, and that the period
of probable usefulness of said
purpose is thirty years.

Section 5. This resolution
shall be published in full by
the Town Clerk of said Town,
together with a notice in sub-
stantially the form prescribed
by Section 81.00 of said Local
Finance Law, and such publica-
tion shall be in the DEPEW
HERALD AND CHEEKTOW-
AGA NEWS, a newspaper pub-
lished and having a general cir-
culation in said Town. The val-
idity of said Serial Bonds or of
any bond anticipation notes is-
sued in anticipation of the sale
of said Serial Bonds may be con-
tested 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 res-
olution are not substantially com-
plied with, and an action, suit or
proceeding contesting such val-
idity is commenced within twenty
days after the date of such
publication; or if said obliga-
tions are authorized in violation
of the Constitution of New York.

Section 6. This resolution
shall take effect immediately
upon its adoption.

The bond resolution published
herewith has been adopted on
the 7th day of May, 1962, and
the validity of the obligations
authorized by such bond resolu-
tion may be hereafter contested
only if such obligations were
authorized for an object or pur-
pose for which the Town of
Cheektowaga, in the County of
Erie, is not authorized to ex-
pend money, or if the provis-
ions 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 pro-
ceeding contesting such validity
is commenced within twenty
days after the date of publica-
tion of this notice; or such ob-
ligations were authorized in vio-
lation of the provisions of the
Constitution of New York.

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

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

BOND RESOLUTION DATED MAY 7, 1962, AUTHORIZING THE ISSUANCE OF \$73,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF SEWER SYSTEM IN EXTENSION OF SEWER DISTRICT NO. 7.

WHEREAS, Sewer District No. 7 is a Sewer District of the Town of Cheektowaga, in the County of Erie, Duly established by the Town Board of said Town, which said District has been extended by an order made by said Town Board pursuant to Article 12-A of the Town Law of New York, on April 16, 1962, and the purpose hereinafter described is a special improvement authorized by said Article 12-A; NOW, THEREFORE,

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$73,000, 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 construction of a sewer system in the aforesaid extension of Sewer District No. 7 of said Town, consisting of sewer lines and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on April 16, 1962, extending said Sewer District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$73,000, 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 such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town, and (e) the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

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

Section 5. 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 Serial Bonds or of any bonds 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 6. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE

Item No. 11-Cont'd

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:

BOND ANTICIPATION NOTE RESOLUTION DATED MAY 7, 1962
 AUTHORIZING THE ISSUANCE OF \$73,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, IN ANTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE CONSTRUCTION OF SEWER SYSTEM IN EXTENSION OF SEWER DISTRICT NO. 7.

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$73,000, 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 \$73,000 Serial Bonds, authorized by the bond resolution entitled "Bond Resolution Dated May 7, 1962, Authorizing the Issuance of \$73,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Sewer System in Extension of Sewer District No. 7", adopted by the Town Board on May 7, 1962.

Section 2. The specific object or purpose (hereinafter) referred to as "purpose") to be financed by the issuance of said notes is the construction of a sewer system in the aforesaid extension of Sewer District No. 7 of said Town, consisting of sewer lines and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on April 16, 1962, extending said Sewer District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding bond anticipation notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue, and (d) such notes are 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 Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the corporate seal of the Town shall be affixed thereto.

Section 5. This resolution shall take effect immediately.

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

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

Item No. 11-Cont'd

AYES: 7

NOES: 0

ABSENT: 0

Hereto attached is a copy of the notice published in the
Depew Herald & Cheektowaga News:

(Affidavit on next Page)

12
24

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

LEGAL NOTICE
BOND RESOLUTION DATED
MAY 7, 1962, AUTHORIZING

ASSISTANCE OF
League will attend a rally of U
United Lutheran Churches
the Buffalo area Sunday at 4
Atonement Church. The theme
is "Teenager, Do You Believe
The Rev. John Fehring of St.
Aurora, will be the preacher.
City Lutheran Church, Buf-
Mr. Daniel Olson, Intern at
manuel Lutheran Church of St.
Augustana Synod, Jamestown,
will speak on the same topic fol-
lowing the dinner.
ST. LUKE LUTHERAN
The Ladies Guild meet-
ing will be held Friday at 8.
The sermon theme is: "The
Christian's Life in the World."
will be presented Sunday.
On May 12th at 2 p.m. in
Seventh and Eighth Grade Cla-
sses will go in
formation classes with the
group to the Kensington Theat-
er to see the film "Questis
Seven".
Youth from the church will
attend the Waltham League re-
ception at Bethany Lutheran Church
at 7:30 p.m. on Sunday.
Hailey and Collingwood on Sat-
urday afternoon. Mr. W. H. H.
Karpenko, Minister to You-
th, will accompany the group. The
theme of the day will be: "Da-

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 10th day
of May, 1962, and the last inser-
tion being on the _____ day of _____

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

Richard G. Bennett

Sworn to before me this _____ day of

MAY 17 1962, 19____

Kenneth J. Hanley

Notary Public in and for Erie County

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

LEGAL NOTICE
RESOLUTION DATED
MAY 7, 1962, AUTHORIZING
THE ISSUANCE OF \$73,000
SERIAL BONDS OF THE TOWN
OF CHEEKTOWAGA, IN THE
COUNTY OF ERIE, PURSUANT
TO THE LOCAL FINANCE
LAW, TO FINANCE CON-
STRUCTION OF SEWER SYS-
TEM IN EXTENSION OF SEW-
ER DISTRICT NO. 7.

RICHARD G. BENNETT

WHEREAS, Sewer District No. 7 is a Sewer District of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, which said District has been extended by an order made by said Town Board pursuant to Article 12-A of the Town Law of New York, on April 16, 1962, and the purpose hereinafter described is a special improvement authorized by said Article 12-A; NOW, THEREFORE,

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$73,000, 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 construction of a sewer system in the aforesaid extension of Sewer District No. 7 of said Town, consisting of sewer lines and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on April 16, 1962, extending said Sewer District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$73,000, 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 such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town, and (e) the proposed maturity of the obliga-

tions authorized by this resolution will be in excess of five years.

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

Section 5. 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 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 Constitution of New York.

Section 6. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 7th day of May, 1962, 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 provis-

ions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

m10

Item No. 12 This being the time and the place advertised for a public hearing in the matter of the establishment of a Fire District to be known as Bellevue Fire District No. 9.

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

The Supervisor announced that the Town 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.

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

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that Bellevue Fire District No. 9 of said Town be established, to include the territory described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being parts of Township 10, Range 7 of the Buffalo Creek Reservation and Township 11, Range 7 of the Holland Land Company's Survey, and bounded and described as follows:

COMMENCING at the point of intersection of the north line of the Buffalo Creek Reservation with the center line of Union Road; thence westerly along the said north line of the Buffalo Creek Reservation, eight hundred thirty-eight (838) feet, more or less, to the west line extended southerly of the subdivided lands shown on Cover of Maps 527 filed in the Erie County Clerk's Office; thence northerly along the said extended west line and the said west line of the subdivided lands shown on said Cover of Maps 527, to the south line of the right-of-way of the Lehigh Valley Railroad; thence northeasterly along said right-of-way of the Lehigh Valley Railroad to a west line of the Village of Depew; thence following the boundary line of the Village of Depew, southerly, thence easterly, thence southerly and thence easterly to the point of intersection of a south line of the Village of Depew with the center line of Transit Road; thence southerly along the center line of Transit Road to the north line of the Buffalo Creek Reservation; thence westerly along the north line of the Buffalo Creek Reservation to the northeast corner of Farm Lot No. 57, Township 10, Range 7; thence southerly along the east line of said Farm Lot No. 57 to the southeast corner of said Farm Lot No. 57; thence westerly along the south lines of Farm Lots Nos. 57, 58, 59 and 60, Township 10, Range 7 of the Buffalo Creek Reservation, to the northeast corner of Farm Lot no. 87, Township 10, Range 7 of the Buffalo Creek Reservation; thence southerly along the east lines of Farm Lots Nos. 87 and 88, Township 10, Range 7 of the Buffalo Creek Reservation, to the southeast corner of said Farm Lot No. 88; thence westerly along the south line of said Farm Lot No. 88 to the southwest corner of said Farm Lot No. 88; thence northerly along the west lines of said Farm Lots Nos. 87 and 88 to the center of Cayuga Creek; thence northerly and easterly along the center of Cayuga Creek to the center line of Union Road; thence northerly along the center line of Union Road to the point or place of beginning.

and

WHEREAS, said Town Board duly adopted on the 16th day of April, 1962, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 7th day of May, 1962, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to hear all persons interested in the matter of the establishment of such Fire District, and notice of such hearing was duly published and posted as prescribed by law, and said Town Board has, at the time and place specified in said notice, duly met and considered the matter of such establishment, and heard all persons interested in the subject thereof who appeared at such time and place concerning the same, and

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

Item No. 13-Co nt'd

NOW THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows:

- (1) That it is in the public interest to establish Bellevue Fire District No. 9 of said Town, to include the territory hereinbefore described.
- (2) That all of the property, property owners, and interested persons within the proposed District are benefited thereby.
- (3) That all of the property and property owners benefited are included within the proposed Fire District, and it is

FURTHER RESOLVED, that the Town Board do and it hereby does approve the establishment of Bellevue Fire District No. 9 of said Town, to include the territory hereinbefore described, and the said Fire District is hereby established to include said territory, and be it

FURTHER RESOLVED, that the Town Clerk be and he hereby is authorized and directed to file a certified copy of this resolution, in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to establish said Fire District in the manner and form prescribed by Section 173 of the Town Law of New York, within ten days after the adoption of this resolution, and be it

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

Seconded by Councilman 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	15 22
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Item No. 14 Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the Parks Department has notified the Town Board that they are in need of one (1) 1961 or 1962 New Crawler Tractor with 3/4 yard loader and bulldozer blade, 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 Crawler Tractor, and be it further

RESOLVED, that the Town Board meet on the 21st day of May, 1962 at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Item No. 14-Cont'd

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 (1) 1961 or 1962 New Crawler Tractor with 3/4 yard loader and bulldozer blade for use in the Parks Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M. Eastern Daylight Saving Time on May 21st, 1962, 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 Union and Broadway, Cheektowaga, New York.

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

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

DATED: May 7, 1962

Kenneth T. Hanley /S/
Town Clerk

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

(Affidavit on next Page)

1
/6

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

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) 1961 or 1962 New Crawler Tractor with 3/4 yard loader and bulldozer blade for use in the Parks Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M. Eastern Daylight Saving Time on May 21st, 1962, 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 Union and Broadway, Cheektowaga, New York.

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

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

Dated: May 7, 1962
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 newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, 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 10th day of May, 1962, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of
May 17 1962

Kenneth T. Hanley
Notary Public in and for Erie County

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

WHEREAS, the Chief of Police has advised this Board that his department is in need of five (5) new police cars, be it RESOLVED, that the following notice to bidders be published in the Depew Herald & Cheektowaga News:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on May 21, 1962, at 7:30 p.m., E.D.S.T., at the Town Hall corner of Broadway and Union Road for the furnishing of five (5) Police Cars. Five (5) presently owned cars will be traded in.

The determination of the lowest bidder shall be on a basis of lowest net bid after deduction of trade-in allowance.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

Dated: May 7, 1962

KENNETH T. HANLEY
Town Clerk

Seconded by Councilman Kaczmarek. CARRIED: AYES: -7-

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

(Affidavit on next Page)

1
18

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

~~subject to notices~~
Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on May 21, 1962, at 7:30 p.m., E.D.S.T., at the Town Hall corner of Broadway and Union Road for the furnishing of five (5) Police Cars. Five (5) presently owned cars will be traded in.

The determination of the lowest bidder shall be on a basis of lowest net bid after deduction of trade-in allowance.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

Dated: May 7, 1962

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 newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, 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 10th day of May, 1962, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

MAY 17 1962, 19____

Kenneth T. Hanley
Notary Public in and for Erie County

As Attest: Report to the State Comptroller: The State Comptroller of the State of New York, Albany, New York, is hereby notified of the foregoing and the same is hereby certified to the State Comptroller of the State of New York, Albany, New York.

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

BE IT RESOLVED, that Holloway & Company be and they hereby are authorized to prepare the Budget for the year 1963, being the same services that have been rendered by Holloway & Company in previous years.

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

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

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

The resolution was thereupon declared duly adopted.

Item No. 17 Councilman Fath offered the following resolution and moved its adoption, seconded by Councilman Wroblewski, to wit:

RESOLVED, that Holloway & Company, 2300 Rand Building, Buffalo, New York, be and are hereby engaged to render service in connection with planning, executing and supervising the preparation and spreading of the Special Districts Assessments for the Town of Cheektowaga for the Tax Year 1963 by the use of data processing equipment, said service to be similar to that rendered for the tax year 1962.

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

Benedict T. Holtz	Voting AYE
Felix T. Wroblewski	Voting AYE
Michael J. Kaczmarek	Voting AYE
Joseph Kornecki	Voting AYE
Stanley Bystrak	Voting AYE
Joseph Trojanowski	Voting AYE
Alancin Fath	Voting AYE

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

The resolution was thereupon declared duly adopted.

Item No. 18 Councilman Fath offered the following resolution and moved its adoption, seconded by Councilman Wroblewski, to wit:

RESOLVED: That Holloway & Company, 2300 Rand Building, Buffalo, New York, be and are hereby engaged to perform the following services in the future for the Town of Cheektowaga: (1) Prepare the Supervisor's Annual Report to the Town Board; (2) Prepare the Supervisor's Annual Report to the State Comptroller; (3) Determine the proper transfers to be authorized by the Town Board at the end of the year based upon 1962 appropriations, expenditures, etc.

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

Benedict T. Holtz =	Voting AYE
Felix T. Wroblewski	Voting AYE
Michael J. Kaczmarek	Voting AYE
Joseph Kornecki	Voting AYE
Stanley Bystrak	Voting AYE
Joseph Trojanowski	Voting AYE
Alancin Fath	Voting AYE

Item No. 18-Cont'd

AYES: -7-

NOES: -0-

ABSENT: -0-

The resolution was thereupon declared duly adopted.

1
2

Item No. 19 Councilman Fath offered the following resolution and moved its adoption, seconded by Councilman Wroblewski, to wit:

RESOLVED, that Holloway & Company, 2300 Rand Building, Buffalo, New York, be and they are hereby engaged to prepare a Status of the Budget Report to be submitted for each regularly scheduled Town Board Meeting (twice each month), said report to be prepared by data processing equipment under the supervision of Holloway & Company.

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

Benedict T. Holtz	Voting AYE
Felix T. Wroblewski	Voting AYE
Michael J. Kaczmarek	Voting AYE
Joseph Kornecki	Voting AYE
Stanley Bystrak	Voting AYE
Joseph Trojanowski	Voting AYE
Alancin Fath	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

The resolution was thereupon declared duly adopted.

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

IT IS RESOLVED AS FOLLOWS:

SECTION ONE: The Town Board of the Town of Cheektowaga does Hereby employ Holloway and Company to make an annual audit for the Town Board of the Town of Cheektowaga covering the calendar year 1962.

SECTION TWO: The scope of such audit shall be limited to and include only an accounting of all moneys received and disbursed by all town officers and employees, except Justices of the Peace, who received or disbursed any moneys of the town and shall be limited to and include only an examination of such books, records, receipts, orders, warrants, vouchers and cancelled checks as relate to the receipt or disbursement of moneys by such town officers and employees.

SECTION THREE: The scope of such audit shall also include an examination of the civil and criminal dockets of the Justices of the Peace of the Town of Cheektowaga for the purpose of determining whether all fines and fees therein shown to have been collected have been turned over to the proper officials as required by law.

SECTION FOUR: It is the intent of this Town Board that such audit shall relate solely to an accounting of the cash receipts and disbursements of officers and employees of the Town of Cheektowaga and shall take the place and stead of the annual audit as previously made by the Town Board of the Town of Cheektowaga.

SECTION FIVE: The following items are specifically excluded (but do not necessarily constitute the only exceptions) from the scope of said audit:

(a) The functions, correctness, regularity, legality or propriety of the action or non-action of any officer or employee of the Town of Cheektowaga, so far as same do not relate directly to the receiving or disbursing of any moneys of the Town of Cheektowaga.

Item No. 20-Cont'd

(b) The correctness, regularity, legality or propriety of the assessment rolls or tax rolls of said Town of Cheektowaga.

(c) The correctness, regularity, legality or propriety of the Police Blotter or other Police Records, informations, warrants, orders, tickets, etc., so far as the same do not relate directly to the receiving or disbursing of any town moneys by any town officers or employees.

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

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

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

The resolution was thereupon declared duly adopted. 1
2

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

WHEREAS, emergency sewer repairs were required on Sandra 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 \$1,112.07.

BE IT RESOLVED, that the voucher of Straco, Inc. in the amount of \$1,112.07 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 Trojanowski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

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

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

WHEREAS, emergency sewer repairs were required on Louis and Christa Place 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 \$388.80.

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amount of \$388.80 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:

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24

Item No. 22-Cont'd

Supervisor Holtz	Voting AYE,
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanowski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

6
24

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

RESOLVED, that the request of the Cheektowaga Police Club to send the following delegates to the New York State Police Conference at Monticello, N.Y., on May 21, 1962 to May 24, 1962, be granted:

Leonard Smolarek
 Theo. De Federicis
 Frank Piacente
 Arthur Cendrowski
 John Czajka
 Daniel Stablewski

18
31

Seconded by Councilman Kaczmarek.

Dated: May 7, 1962

CARRIED: AYES: -7-

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

WHEREAS THERE is presently a push-button blinking amber signal on William Street, between Peoria and Mansion, and

WHEREAS, there have been requests to eliminate this signal and install a regular stop and go traffic light at either the corner of William and Mansion or the corner of William and Peoria.

NOW THEREFOR,

BE IT RESOLVED, that a request be made to the Erie County Highway Department for permission accordingly, and be it further resolved, that the Town Clerk be directed to submit a certified copy of this resolution to the Erie County Highway Department.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

8
41

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

WHEREAS, THE CHIEF of Police has advised this Town Board that a traffic congestion at the intersection of State Highways 277 and 33, Genesee Street and Union Road, has become more acute during the last few years,

WHEREAS, shopping centers at and near this intersection have added to the general and industrial volume of traffic that converges there,

Item No. 25-Cont'd

BE IT RESOLVED, that the Town Clerk be authorized and directed to request the State Traffic Commission to make a survey of the hereinbefore mentioned situation and report back to this Town Board as soon as possible.

Seconded by Councilman Bystrak.

8
41

Dated: May 7, 1962 CARRIED: AYES: -7-

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

RESOLVED, that the request of the Town Clerk to split Elections Districts number 5,6,7,8 and 52 and to transfer 300 voters from Election District number 40 into Election District No. 41, be granted.

11
35

Seconded by Councilman Wroblewski.

CARRIED: AYES: -7-

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

RESOLVED, that the Chief of Police be authorized and directed to erect two (2) hour parking signs on the east side of Olcott Street from Genesee Street to Adlon Place and NO PARKING SIGNS during school hours from 8 a.m. to 4 p.m. on the west side of Meadowbrook Parkway.

18
41

Seconded by Councilman Trojanoski.

Dated: May 7, 1962 CARRIED: AYES: -7-

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

RESOLVED that the sub-division map of Rosevale Heights Sub-division, Extension No. 1, Street and Lot Plan only, be approved by this Town Board and that said map be ordered filed in the Assessors Office.

13
30

Seconded by Councilman Kornecki.

CARRIED: AYES: -7-

Item No. 29 Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that the Town Attorneys be authorized and directed to proceed with site acquisition plans for three of five new libraries to be located in the following part of the town:

- 1- Cleveland Hill Section;
- 2- William Street Section
- 3- Central School District No 1

33
44

Seconded by Councilman Wroblewski.

Dated: May 7, 1962 CARRIED: AYES: -7-

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

RESOLVED, that the New York State Electric and Gas Corp. be authorized to make the following street lighting changes in the Town of Cheektowaga as follows:

Item No. 30-Cont'd

On Harlem Road between Broadway and Walden - Install
Install - four (4) 175 Watt Mercury Vapor units on
Poles 17, 18, 19 and 20

On Cayuga Road - North of Genesee Street

INSTALL - 18 - 175 Watt Mercury Vapor units on poles
Nos. 85-1, 88-1, 93, 95, 98, 100, 102, 105, 107, 110, 112, 114, 116,
118, 120, 122, 124, 126.

REMOVE - Eleven (11) 1000 lumen open units on Poles Nos. 85-1, 93, 98,
102, 105, 109, 111, 114, 117, 120 and 123

REMOVE - One (1) 4000 lumen glass unit from Pole No. 95 Four (4) 10,000
lumen glass units from Poles No. 88-1, 100, 116 and 126

ON CAYUGA CREEK ROAD

INSTALL - Twenty-eight (28) - 175 Watt Mercury Vapor Units on Pole
Nos. 12- $\frac{1}{4}$, 14, 16, 20, 22, 27, 28- $\frac{1}{4}$, 30, 32, 35, 37, 39, 41, 43, 46,
48, 52, 56, 58, 60, 62, 64, 66, 68, 70, 72, and 74.

REMOVE - Nineteen (19) 2500 lumen glass units from Poles Nos. - 12- $\frac{1}{4}$,
14, 19, 22, 28- $\frac{1}{4}$, 31, 37, 40, 43, 46, 48, 53, 56, 59, 62, 65, 68, 71 and
74

REMOVE - One (1) 4000 lumen glass unit from Pole No. 16

ON COMO PARK BOULEVARD

INSTALL - Nine (9) - 175 Watt Mercury Vapor units on Poles Nos. 25,
27, 28- $\frac{1}{2}$, 31, 33, 35, 37, 39 and 34 (Corner Indian Rd and Como Park Blvd.)

REMOVE - Two (2) 2500 lumen open units from poles 32 & 38 Four (4) -
2500 lumen open units from Poles 25, 35, 37 and 34 (Corner Indian Road
and Como Park Boulevard)

One (1) - 6000 Glass Unit from Pole 28- $\frac{1}{2}$

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- 27

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

RESOLVED, that the annual clean-up, paint-up and fix-up
Campaign for Cheektowaga to be held from May 14th to May 25th, 1962
excluding Saturday and Sunday, May 19th and 20th, and be it further

RESOLVED, that the Sanitation Department be authorized to
have One Hundred (100) posters painted and distributed concerning the
same.

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

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

Item No. 31-Cont'd

Councilman Wroblewski

Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0- 23
42

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

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install on the first existing pole situate in Dellwood Place, north of Genesee Street in the Town of Cheektowaga, one (1) 2500 lumen glass type light.

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-

DATED: May 7th, 1962.

27

Item No. 33 Councilman Kornecki presented the following resolution and moved its adoption:

RESOLVED, that the Supervisor be authorized and directed to deposit in the Manufacturers and Traders Trust Company, Airport Branch, the amount of \$270,000.00 in a special time deposit account on which interest at the rate of 3½ per cent per annum is payable at the end of 182 days from the date of deposit provided said sum is kept on deposit in said account for the full 182 days, and that said resolution has not been in anywise rescinded, annulled or revoked but is still in full force and effect.

Seconded by Councilman Trojanoski.

12

CARRIED: AYES: -7-

Item No. 34 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos.	6019	to	6097	inclusive
	Nos.		to		inclusive
Highway Fund	Nos.	1776	to	1803	inclusive
	Nos.		to		inclusive
Special Districts	Nos.	2345	to	2388	inclusive
	Nos.		to		inclusive
Part Town Fund	Nos.	718	to	719	inclusive
C & I	Nos.	358			
Tax	Nos.				
Health	Nos.				

AYES: -7-

NOES: -0-

ABSENT: -0-

6

Item No. 35 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector in his communication dated May 7, 1962. 15
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CARRIED: AYES: -7-

Item No. 36 The Town Attorney explained to the Town Board and persons in attendance that a hearing before the F.A.A. would be premature at this time and read in part a letter from the F.A.A. in relation to the proposed jet run-ways at the Greater Buffalo International Airport:

" The Federal Airport Act, Section 9, provides that a party having a substantial interest in airport development which is subject of application for federal aid, may obtain a hearing as to the location of the proposed airport development."

" to date, no application is pending for the development at the Buffalo Airport". 42

Item No. 37 Moved by Councilman Wroblewski, seconded by Councilman Fath to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 21st day of May, 1962, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	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, and Police Lieut. William Graham.

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

Item No. 3 Referred to the Town Attorney communication from the Highway Superintendent requesting the Town to erect two bridges over Scajaquada Creek in Depew in the vicinity of the new location of Clement and Company.

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Item No. 4 Ordered referred to the Finance Committee communication from Local 1026, American Federation of State, County and Municipal Employees, requesting the Board to close the Town Hall for business purposes on Saturdays during June, July, and August.

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Item No. 5 Ordered referred to the Finance Committee communication from Local 1026, American Federation of State, County and Municipal Employees, recommending two seasonal replacements be utilized during the vacation period.

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Item No. 6 Ordered referred to the Finance Committee communication from the Incinerator Plant Foreman requesting that the Incinerator be closed down for repairs as recommended by the International Chimney Company.

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Item No. 7 Ordered referred to the Petitions Committee communication from Maier Schule GMC, Inc., requesting permission to park new and used trucks on premises located at No. 1745 Walden Avenue.

Item No. 8 Ordered referred to the Assessors petition for the installation of street lighting equipment on Aurora Drive from Harlem Road running in a westerly direction 1842 feet to house at No. 189 Aurora Drive.

17
31

Item No. 9 Moved by Councilman Fath, seconded by Councilman Kaczmarek, that the request of the Town Engineer and Frank Lunz to attend the spring meeting of the New York Water Pollution Control Association at Schroon Lake, New York, on June 4 and 5, 1962, be granted, and that their reasonable expense be a proper Town charge.

31
43

AYES: -7-

NOES: -0-

ABSENT: -0-

Meeting No. 10 Councilman Trojanoski offered the following resolution and moved its adoption:

WHEREAS, bids for the purchase of corrugated steel pipe were duly advertised for, received, and publicly opened by this Town Board at a meeting held on April 16, 1962, and

WHEREAS, said bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, the Superintendent of Highways has submitted such report, which is hereto attached, and has recommended the purchase of Items A, B, and C from the Armco Pipe Company, this firm being the lowest responsible bidder for said items, and the purchase of Item D from the Lane Pipe Company, this firm being the lowest responsible bidder for said item; NOW, THEREFORE,

BE IT RESOLVED, that contract be and it hereby is awarded to said Armco Pipe Company for the furnishing of Items A, B, and C of corrugated steel pipe, for a price of \$9,395.83, and that contract be and it hereby is awarded to said Lane Pipe Company for the furnishing of Item D of corrugated steel pipe, for a price of \$10,332.00, said bidders being the lowest responsible bidders for the furnishing of said corrugated steel pipe.

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-

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13

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

CAPITAL NOTE RESOLUTION, DATED MAY 21, 1962, AUTHORIZING THE ISSUANCE OF \$19,727.83 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE DRAINAGE FACILITIES.

- - - - -

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 \$19,727.83 pursuant to the Local Finance Law of New York, in order to finance the specific object or 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 purchase of corrugated steel drainage pipe to be installed in various areas of the Town as required, to protect the property within the Town from floods, freshets and high water.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$19,727.83, 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 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 3 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Item No. 11-Cont'd.

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.

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-

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 \$19,727.83 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated May 21, 1962, Authorizing the Issuance of \$19,727.83 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Drainage Facilities". Said Capital Notes shall be designated "Drainage Facilities Capital Notes, Series A of 1962". Said Capital Notes shall consist of two notes of the denominations of \$9,863.92 and \$9,863.91, 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 1963 and 1964.
- (2) Each of said Capital Notes shall be dated as of a date on or subsequent to May 21, 1962 and shall bear interest from their date at the rate of Two and Three-Quarters Per Cent (2-3/4%) 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, 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.

Item No. 11-Cont'd.

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

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, New York, at private sale and shall bear an interest rate of Two and Three-Quarters Per Cent (2-3/4%) per annum.

(6) The faith and credit of the Town of Cheektowaga are hereby pledged to the payment of said Capital 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:

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26

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



Relative to the village's im-
Cleveland Hill
Bands Perform
Outside Friday
The Elementary, Junior High
and Senior High School Band
and the Majorettes will present
an outdoor concert on Friday,
May 25th at 7:30 p.m. in the
court yard facing Bigelow
Road. The public is invited to
attend and to bring blankets
and lawn chairs for their com-
fort and enjoyment.
The Senior Band under the di-
rection of David Boral will per-
form the following program:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 24th day
of May, 1962, and the last inser-
tion being on the _____ day of _____,
19_____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

May 24 1962, 19____

Kenneth J. Hawley

Notary Public in and for Erie County

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

CAPITAL NOTE RESOLUTION, DATED MAY 21, 1962, AUTHORIZING THE ISSUANCE OF \$19,727.83 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE DRAINAGE FACILITIES.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

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 \$19,727.83, pursuant to the Local Finance Law of New York, in order to finance the specific object or 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 purchase of corrugated steel drainage pipe to be installed in various areas of the Town as required, to protect the property within the Town from floods, freshets and high water.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$19,727.83 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 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 3 of Paragraph a of Section 11:00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will 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 21st day of May, 1962, 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
my24 of Cheektowaga, N. Y.

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

CAPITAL NOTE RESOLUTION DATED MAY 21, 1962, AUTHORIZING THE ISSUANCE OF \$4,802.28 LIGHTING DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$4,802.28, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve properties on both sides of said highways, to wit:

- a) Sandy Lane from Vern Lane 925 feet in a northeasterly direction to the easterly line of Subdivision Lot 17 and west 10 feet of Subdivision Lot 18, under Map Cover 2145 (House No. 27).
- b) St. Boniface Road from McNaughton Avenue to McNaughton Avenue.
- c) Hunting Road from Calderwood Drive to Treehaven Road.
- d) Santin Drive from George Urban Boulevard to Nadine Dr.

Section 3. It is hereby stated that:

- a) the maximum cost of said purpose as estimated by the Town Board is \$4,802.28.
- b) no money has heretofore been applied to the payment of the cost of said purpose.
- c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes.
- d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be later than April 1, 1964.

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

Item No. 12-Cont'd.

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

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

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 provision for the issuance of the notes authorized by said Capital Note Resolution; NOW, THEREFORE,

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

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$4,802.28 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution Dated May 21, 1962, Authorizing the Issuance of \$4,802.28 Lighting District Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law". Said Capital Notes shall be designated "Lighting District Capital Notes, Series A of 1962". Said Capital Notes shall consist of two notes of the denominations of \$2,401.14 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 1963 and 1964.

(2) Each of said Capital Notes shall be dated as of a date subsequent to May 21, 1962, and shall bear interest from their date at the rate of Two and Three-Quarters Per Cent (2-3/4%) per annum. The interest on the Capital Notes shall be payable on October 1, 1962 and thereafter on October 1 and April 1.

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

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

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, New York, at private sale, and shall bear an interest rate of 2-3/4% per annum.

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

Item No. 12-Cont'd.

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

Supervisor Holts .	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 DEPUE HERALD AND CHEEKTOWAGA NEWS:

12
27

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

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, 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 24th day of May, 1962, 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

... pamphlet containing a question-naire. The household's answers as to normal water supply, wall-able utilities, basement cond-itions, etc., will permit the Com-mission engineers and technical personnel to make such recom-mendations as type of shelter, size, best location. The family can proceed to construction on a do-it-yourself basis or with the aid of a contractor or shel-ter firm. In the area of group protec-tion, Commission representa-tives will consult with any in-terested neighborhood associa-tions, apartment-building oper-ators, private clubs, churches, etc. (Continued on back page)

... recommend any work intended solely for elimination of a bank erosion problem." During a discussion of Cayuga Creek, Trustee Edward Wargala took a dim view of the district engineer's letter. He remarked that the District Corps of En-gineers held hearings in West Seneca relative to the flooding

Sworn to before me this _____ day of _____, 19____

Glenn J. Bentley
Notary Public in and for Erie County

Item No. 12-Cont'd.

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

Supervisor Holtz .	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
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:

12
27

STATE OF NEW YORK }
COUNTY OF ERIE } ss.

later than April 1, 1962.

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

RICHARD G. BENNETT

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

The capital note resolution published herewith has been adopted on the 21st day of May, 1962, and the validity of the obligations authorized by such capital note resolution may be

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

KENNETH T. HANLEY
Town Clerk of the Town

my24 of Cheektowaga, N. Y.

Item No. 13 This being the time and the place advertised for the opening of sealed proposals for the purchase of one (1) 1961 or 1962 New Crawler Tractor with three-quarter yard loader and bulldozer blades for use in the Park's Department.

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 read aloud:

- 1 - Cameron Equipment Corporation \$6,734.80
- 2 - Smith & Smith Equipment Company 5,620.50
- 3 - Smith & Smith Equipment Company,
Alternate bid 5,600.00
- 4 - Charles T. Guzzetta & Sons 5,748.60

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

1
16

Item No. 14 This being the time and the place advertised for the receiving of sealed proposals for the purchase of five (5) Police Cars.

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 read aloud:

- Mernan Chevrolet \$6,110.00
- Clements Gillogly Chevrolet 7,500.00

The bids were referred to the Chief of Police for analysis and tabulation.

1
16

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to make the following light changes and installations on Dingsen Street between Shanley and Harlem:

INSTALL - Seventeen (17) 175 watt mercury units on the following poles - 1, 2, 5, 7, 9, 11, 13, 16, 17, 19, 21, 26, and 27; L-445; Pole 18, L-468; Pole 17 L-469; Pole 1-1A and Pole 1-2, L-2298.

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-

27

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

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

WHEREAS, the cost of the work and materials amounted to \$773.89.

Item No. 16-Cont'd.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$773.89 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-

6
24

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

RESOLVED, that Mrs. Frances Kozlowski, Cheektowaga, New York, be provisionally appointed to the position of Stenographer in the Police Department of the Town of Cheektowaga subject to examination by Civil Service, and certification by the Personnel Officer of the County of Erie.

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

Supervisor Holt	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-

4
31

Item No. 18 Councilman Kornecki offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Attorneys be and they hereby are authorized to attend the Municipal Law Seminar at Albany, New York, to be held on June 12 and June 13, 1962, by the Office for Local Government, their necessary traveling expenses in connection therewith to be paid for at general Town expense.

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

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

33
42

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

RESOLVED, that the request of the Chief of Police to install traffic control signs (stop signs) at the following intersections be granted:

Nagel & Joseph	N-E corner	S-W corner
Marlene & Christian	N-E "	
Lydia Lane & Eastfield	N-E "	
Joseph & Deborah Lane	N-E "	
Lou Ann & Lydia Lane	S-W "	
Mapleview & Woodbridge	N-W "	S-E corner
Paradise & McParlin	S-E "	
Paradise & Freda Ave.	N-W "	
Marlene & Bernice	S-W "	
Harris & East Court	S-E "	
Claudette & East Court	N-W "	
Tillotson & Kemp	S-W "	

Seconded by Councilman Trojanoski.
AYES: -7- NOES: -0- ABSENT: -0-

47

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

RESOLVED, that the Subdivision Map of French Lea Estates, Part 1, Part of Lot 108, prepared by Herthe and Sonnenberger, Surveyors and Engineers, dated May 14, 1962, be approved and ordered filed in the Assessors Office.

Seconded by Councilman Trojanoski.

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

30

Item No. 21 Councilman Kornecki offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Attorney and one Assessor, Mr. Neubauer of Holloway & Co., Supervisor, be and they hereby are authorized and directed to appear before the State Board of Equalization and Assessment at Albany, New York, to argue and present evidence against a tentative equalization rate of 21% applicable to the assessment roll completed, verified and filed in 1961, on May 29, 1962, or such other time as the hearing may be scheduled, and their necessary traveling expenses to be paid as a general Town charge.

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

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

32
33

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

RESOLVED, that the application of Anthony G. Vona to operate a Used Car Lot at No. 6404 Transit Road, be denied.

Seconded by Councilman Bystrak.

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

15
12

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

RESOLVED, that the application of the Broadway Drive-In Theatre for a fireworks display on May 29, 1962, be granted on the following conditions:

- 1 - That there be no display of aerial bombs;
- 2 - That the display start promptly at 9:30 P.M., E.D.S.T.

Seconded by Councilman Trojanoski.

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

15
12

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

RESOLVED, that all outstanding bond anticipation notes maturing June 1, 1962 shall be renewed to mature June 1, 1963 or such sooner date as the Supervisor may determine, and he is hereby authorized to sell and deliver such renewal notes, and he and the Town Clerk are hereby authorized to execute the same.

Seconded by Councilman Wroblewski.

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

2

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

RESOLVED, that the application of Edward C. Drabek to rezone the northwest corner of Cleveland Drive and Beach Road from residential zone to business zone, be denied.

Seconded by Councilman Bystrak.

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

Item No. 26 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos.	6099	to	6173	inclusive
Highway Fund		1804		1828	
Special Districts		2390		2425	
Part Town Fund		721		731	
C & I		361			

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

Item No. 27 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 May 21, 1962, except the application of Harry Tubin to erect an office building and warehouse on Nagel Drive.

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

Item No. 28 Moved by Councilman Bystrak, seconded by Councilman Wroblewski, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, held at the Town Hall in the said Town of Cheektowaga on the 4th day of June, 1962, at 2:30 P.M., E.D.S.T., 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; Assessor Schwenk; Tax Collector Pfohl; General Foreman Banko and Building and Plumbing Inspector Trafalski.

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

Item No. 3 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki that the request of Dr. Louis M. Vendetti, Town Health Officer, to attend the 58th Annual Health Conference at Syracuse, New York, on June 11, 1962 to June 13, 1962, be granted and that his reasonable expenses be a proper town charge. 43

Item No. 4 Referred to the Board petition against the proposed rear entrance and exit on Marlene Drive for plaza located on the south-east corner of Geo. Urban Boulevard and Dick Road. 17
13

Item No. 5 Moved by Councilman Fath, seconded by Councilman Wroblewski that June 10, 1962 to June 16 be proclaimed as Cheektowaga Little League week. 4

CARRIED: AYES: -7-

Item No. 6 Moved by Councilman Wroblewski, seconded by Councilman Kornecki that Assessors Kistowski and any interested member of the Town Board be authorized and directed to attend the State Equalization meeting in Albany, New York on June 19, 1962, their reasonable expenses being a proper town charge. 42

CARRIED: AYES: -7-

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

RESOLVED, that the New York Gas and Electric Company be authorized to make the following light installations and removals. On Union Road from south Town boundary to Genesee Street and side streets adjacent to intersection with Union Road install 109 - 175 watt mercury units on pole Nos.: -

134-1	199	229-1	263 (Orn.)	284	303
136-1	200-1	230	263-1 (Orn.)	285	304
137-1	202-1	231-1	265-1	286	305
166-1	204	232-1	265-2	287	306
169	204-A	233-1	266-1	288	307
171	205-1	234-1	268	289	308
173	206-1	234-2	269-1	290	309=
175	207	235-1	272	291	311
177	208-1	236-1	273	292	313
179	210	236-2	274	293	315
181	211	237-1	275	294	316

Item No. 7-Cont'd

183	216	238-1	276	295	317
185	218	240-1	277	296	318
187	220	241-1	278	297-1	319
189	222	242-1	279	298	
190	224	244-1	280	299	
192	226	245	281	300	
194	227	247-1	282	301	
197	227-1	259	283	302	

To be Removed

24 - 2500 lumen glass units from pole Nos.:

134-1	175	186	197	205-1	219
137-1	178	187	200-1	206-1	222
169	180	190	202-1	208-1	225
172	183	192	204	216	316

25 - 4000 lumen glass units from pole Nos.:

229-1	245	272	287	300	309½
230	247-1	275	289	303	312
231-1	259	277	292	305	315
242-1	269-1	284	295	307	317
244-1					

19 - 6000 lumen glass units from pole Nos.:

227-1	234-2	236-2	240-1	263-1 (Orn.)	266-1
232-1	235-1	237-1	241-1	265-1	268
233-1	236-1	238-1	263 (Orn.)	265-2	319

4 - 10000 lumen glass units from pole Nos.:

211	279	281	297-1
-----	-----	-----	-------

New Union Rd. Overpass

Install 14 - 175 watt mercury units on pole Nos.:

1,2,3,4,5,6,7,8,9,10,11,12,13 & 14

INTERSECTIONS

- Losson Rd. Install 1 - 175 watt mercury unit on pole #1.
- Bennett Rd. Install 1 - 175 watt mercury unit on pole #1.
- Schlenker St. Remove 1 - 10000 lumen and install 1 - 175 watt mercury unit on pole #1-1.
- Zoerb Ave. Remove 1 - 4000 lumen and install 1 - 175 watt mercury unit on pole #1.
- Goering Ave. Remove 1 - 4000 lumen and install 1 - 175 watt mercury unit on pole #1.
- Geo. Urban (East) Remove 1 - 6000 lumen and install 1 - 175 watt mercury unit on pole #1.
- Geo. Urban (West) Install 1 - 175 watt mercury unit on pole #1.
- Southcrest Ave. remove 1 - 10000 lumen and install 1 - 175 watt mercury unit on pole #½.
- Northcrest Ave. Remove 1 - 10000 lumen and install 1 - 175 watt mercury unit on pole #½.
- Chapel Ave. Remove 1 - 10000 lumen and install 1 - 175 watt mercury unit on pole #¼.

William St. - (between Union and Cayuga Creek Rd.)

Install 4- 175 watt mercury units

Remove 4 - 2500 lumen glass units from pole Nos.: 125, 126, 129, 132

Item No. 7-Cont'd

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

DATED: June 14th, 1962

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

WHEREAS, emergency sewer repairs were required on Pine Ridge and Peach Tree Roads, and on Cayuga Road near Allen Drive, both 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 \$775.27 (Pine Ridge and Peach Tree Roads) and \$363.51 (Cayuga Road).

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$775.27 and \$363.51 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. 9 Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers for this Town, be and they hereby are directed to prepare final plans and specifications and, with the assistance of the Town Attorney, proposed contract for the construction of the additional facilities for Drainage District No. 7 which have been approved for construction at the meeting of December 18, 1961.

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

AYES: -7-

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

WHEREAS, the Highway Superintendent has recommended to this Board that he is in need of a heavy duty three (3) wheel roller; three (3) dump trucks and one (1) 8 to 10 ton tandem roller,

RESOLVED, that sealed proposals for the purchase of the above be received and opened on June 18, 1962, at 7:30 P.M., E.D.S.T., and that the Town Clerk be authorized and directed to publish in the Depew Herald and Cheektowaga News the following Notice to Bidders:

Item No. 7-Cont'd

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

DATED: June 14th, 1962

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

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WHEREAS, emergency sewer repairs were required on Pine Ridge and Peach Tree Roads, and on Cayuga Road near Allen Drive, both 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 \$775.27 (Pine Ridge and Peach Tree Roads) and \$363.51 (Cayuga Road).

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$775.27 and \$363.51 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-

6
24
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Item No. 9 Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers for this Town, be and they hereby are directed to prepare final plans and specifications and, with the assistance of the Town Attorney, proposed contract for the construction of the additional facilities for Drainage District No. 7 which have been approved for construction at the meeting of December 18, 1961.

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

AYES: -7-

24

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

WHEREAS, the Highway Superintendent has recommended to this Board that he is in need of a heavy duty three (3) wheel roller; three (3) dump trucks and one (1) 8 to 10 ton tandem roller,

RESOLVED, that sealed proposals for the purchase of the above be received and opened on June 18, 1962, at 7:30 P.M., E.D.S.T., and that the Town Clerk be authorized and directed to publish in the Depew Herald and Cheektowaga News the following Notice to Bidders:

Item No. 10-Cont'd

Notice to Bidders

Sealed proposals will be received by the Town Board of the Town of Cheektowaga, New York, until 7:30 P.M., E.D.S.T., on June 18, 1962 at the Council Chambers of the Town Hall of said Town located at the corner of Broadway and Union Road and then and there publicity opened and read for the furnishing of:

Three (3) Dump Trucks, trade-ins will be 1948 Chevrolet No.22, 1950 FWD No. 15, and 1954 Reo No. 21.
Snow Plow Attachments and Wings for three (3) Dump Trucks.
Heavy Duty three (3) wheel roller, trade-in will be a 1941 Huber three (3) wheel roller. New * to 10 ton Tandem Roller, trade-in will be a 1946 Tandem Roller.

Specifications and information for bidders may be obtained from the undersigned at his office in said Town Hall.

The Highway Superintendent and the Town Board reserve the right to reject any part or all of the bids.

Dated: June 4, 1962
KENNETH T. HANLEY,
Town Clerk

Seconded by Councilman Trojanoski
CARRIED: AYES: -7-

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

(affidavit on next Page)

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

Sealed proposals will be received by the Town Board of the Town of Cheektowaga, New York, until 7:30 p.m., E.D.S.T., on June 18, 1962 at the Council Chambers of the Town Hall of said Town located at the corner of Broadway and Union Road and then and there publicly opened and read for the furnishing of:

Three (3) Dump Trucks, trade-ins will be 1948 Chevrolet No. 22, 1950 FWD No. 15, and 1954 Reo No. 21.

Snow Plow Attachments and Wings for three (3) Dump Trucks.

Heavy duty three (3) wheel roller, trade-in will be a 1941 Huber three (3) wheel roller.

New 8 to 10 ton Tandem Roller, trade-in will be a 1946 Tandem Roller.

Specifications and information for bidders may be obtained from the undersigned at his office in said Town Hall.

The Highway Superintendent and the Town Board reserve the right to reject any part or all of the bids.

Dated: June 4, 1962

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 newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 7th day of June, 1962, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

June 1, 1962

19____

Kenneth T. Hanley

Notary Public in and for Erie County

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

WHEREAS, the Highway Superintendent has advised this Board that he inspected part of Joanne Lane for Mr. Elmer Freeman who owns 350 lineal feet of said street, that portion of Joanne Lane beginning from 305.0 on the westerly side and 285.0 on the easterly side as filed on Map Cover 2097 in the Erie County Clerk's Office, in a northerly direction,

WHEREAS, the Highway Superintendent states that said street meets the specifications set forth by the Town and requests that this Board accept 350 lineal feet of Joanne Lane, after which will be maintained by the Highway Department of the Town of Cheektowaga subject to the filing of bond and deed with the said Highway Superintendent, be it

RESOLVED, that the hereinabove request of the Highway Superintendent be accepted.

Seconded by Councilman Kaczmarek.

CARRIED: AYES: -7-

13

Item No. 12

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
SAMUEL S. BELSITO

To rezone from a Residential Zone to a Business Zone the following described premises: ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 147, Township 10, Range 7 of the Buffalo Creek Reservation and according to a map filed in the Erie County Clerk's Office under Cover No. 838 are known and distinguished as Subdivision Lots Nos. 1, 2 and 3 in Block "A" and Subdivision Lots Nos. 1 and 2 in Block "B" as shown on said map. (being the southwest and southeast corner of William Street and Colton St.)

The applicant intends to use the premises as a used car lot for the purpose of displaying Automobiles,

The Zoning Board of Appeals conducted a public hearing on May 2, 1962 after proper notice to all proper parties. A petition signed by 73 property owners in the immediate vicinity was presented in opposition to the rezoning and a number of people appeared in person in opposition to the request.

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 proposed use would tend to depreciate real property values in the area and would be a safety hazard to the children and others in the vicinity and it would detract from the appearance of the property recommend that the application be denied.

Leo Kusnick
Chairman /S/

Joseph P. Kubera
/S/

Lawrence W. Januszczak
/S/

Peter J. Rybka
/S/

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

RESOLVED, that the application of Samuel S. Belsito to rezone from Residential District to Business District the south west and south east corner of William and Colton Street be denied.

Seconded by Councilman Kornecki.

Dated: June 4, 1962

CARRIED: AYES -7- .

Item No. 14 The Following resolution was moved by Councilman Kornecki, and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos.	6174	to	6209	inclusive
	Nos.		to		inclusive
Highway Fund	Nos.	1830	to	1849	inclusive
	Nos.		to		inclusive
al Districts	Nos.	2428	to	2446	inclusive
	Nos.		to		Inclusive
Town Fund	Nos.	733	to	735	inclusive
C & I	Nos.	362	to	363	inclusive
Tax	Nos.				
Health	Nos.				

AYES: 7

NOES: 0

ABSENT: 0

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector in his communication dated June 4, 1962, except the application of R. Hoerner to erect a Pancake House at No. 3663 Union Road.

CARRIED: AYES: -7-

Item No. 16 Moved by Councilman Kaczmarek, seconded by Councilman Bystrak to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

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 12th day of June, 1962, at 6:00 o'clock 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
	Joseph Kornecki	Councilman

ABSENT: -0-

Also present was: Deputy Town Clerk Charlotte Janiak.

Item No. 2 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police did recommend the purchase of five (5) new automobiles for use in the Police Department.

WHEREAS, sealed bids were received and opened on June 4, 1962, and Clements-Gillogly Chevrolet Inc. appeared to be the low bidder in the amount of \$7,500.00.

RESOLVED, that the Supervisor be authorized and directed to purchase said Police Cars in the amount of \$7,500.00, and that five (5) older cars be traded in and made part of same transaction, from Clements-Gillogly, Inc.

Seconded by Councilman Kaczmarek.

CARRIED: AYES: -7- NOES: -0- ABSENT: -0- 18

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

RESOLVED, that Harold Kuehlwind, member of the Cheektowaga Police Force, be granted sick leave absence, with salary, up to one year commencing August 5, 1961 to August 5, 1962.

Seconded by Councilman Trojanoski.

CARRIED: AYES: -7- 18

Item No. 4 Moved by Councilman Wroblewski, seconded by Councilman Fath that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector in his communication dated June 11, 1962. 15

CARRIED: AYES: -7-

ITEM No. 5 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, Held at the Town Hall in the said Town of Cheektowaga on the 18th day of June, 1962, at 7:30 p.m., E.D.S.T., 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; General Foreman Banko; Town Engineer Kamm; Lieut. Graham and Recreational Director Rutkowski.

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

Item No. 2 The Town Clerk advised the Town 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 Board communication from Edward C. Drabek requesting the Town Board to re-consider their previous decision of denying his application to rezone the north-west corner of Cleveland Drive and Beach Road from a Residential District to a Business District.

Item No. 4 Referred to the Town Board communication from the Town Engineer relating to bids received for the purchase of one (1) Crawler Tractor Loader with Dozer Blade for use in the Parks Department.

Item No. 5 Referred to the Town Board communication from Harvey H. Monin, Attorney at Law, relating to Fire Protection District No. 3.

Item No. 6 Ordered referred to the Chief of Police the request of Doyle Volunteer Hose Company No. 2 for a police escort in connection with their Field Day Parade on July 1, 1962.

Item No. 7 Ordered referred to the Assessors for a property check petition for the installation of a permanent pavement on Andres Place.

Item No. 8 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the request of Town Historian Julia Reinstein to attend the Seminars on American Culture at Cooperstown N.Y. on July 1, 1962, be granted and that her reasonable expenses be a proper town charge.

CARRIED: AYES: -6- ABSENT: -1-

Item No. 9 Moved by Councilman Trojanoski, seconded by Councilman Bystrak, that this Board does hereby accept the resignation of George V. Pawlowski, employee in the Engineers Office effective as of June 18, 1962.

CARRIED: AYES: -6- ABSENT: -1-

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

WHEREAS, emergency sewer repairs were required on Southgate and Allendale Roads in Sanitary Sewer District No. 5 and Storm Sewer District No. 1, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$574.26.

BE IT RESOLVED, that the voucher of Straco, Inc. in the amount of \$574.26 to do the work and furnish the materials be approved and ordered paid.

Item No. 10-Cont'd

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

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

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

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

RESOLVED, that the New York State Gas and Electric Company be authorized to make the following light installation:

1 - 2500 Lumen Glass Type Unit on Pole No. 9 on Center Street off Harlem Road.

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

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

DATED: June 18, 1962

CARRIED: AYES: -6- ABSENT: -1-

Item No. 12 This being the time and the place advertised for the receiving of sealed proposals for the purchase of:

Three Dump Trucks;
Snow Plow Attachments and Wings;
Heavy duty three wheel roller;

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

Hereto is a list of sealed proposals opened and read aloud:

(Dump Trucks) Lorber Reo Sales.....	\$24,166.00
Squire Ford Inc.....	22,484.00
Internation Truck Co.....	20,837.49
L.B. Smith Motors.....	22,566.90
Maier Schuele GMC.....	23,125.21

(Snow Plow Attachments and Wings)

T.E. Potts Equipment Company.....	12,000.00
Eddy Equipment Co.....	4,424.00 single bid
James Hanna Co.....	10,655.00

(Roller Bids)

8-10 ton

3 wheel roller

T.E. Potts Equipment Co.....	\$8,000.00	Dow and Co.....	\$8,318.00
Dow and Company.....	6,478.00	Dow and Co., 12-14 ton	9,041.00
Syracuse Supply Co.....	8,697.00	Syracuse Supply Co...	13,230.00
Cameron Equipment Co.....	6,900.00	Cameron Equipment Co.	10,789.00
McCormick Tractor.....	7,475.00		

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

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

WHEREAS, Nussbaumer, Clarke and Velzy, engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the extension of Sewer District No. 7, and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the sewer lines and the appurtenances necessary to be constructed within the extension of said Sewer District and the location of each, and

WHEREAS, said map, plan and report was duly filed in the office of the Town Clerk for public inspection on February 5, 1962, and has remained on file in said office, and

WHEREAS, the boundaries of said proposed extension of said District, as set forth in said map, plan and report, are as follows:

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

BEGINNING AT A northwest corner of the Village of Depew formed by the intersection of a north line of the Village of Depew and the center line of Dick Road, which is also a westerly line of the Village of Depew; thence easterly and along said northerly line of the Village of Depew a distance of approximately sixty-one hundred thirty feet (6130) to its intersection with the center line of the present westerly track of the New York Central Railroad; thence southeasterly, southerly and southwesterly along the said center line of said track to its intersection with the southerly line of Ellicott Road as presently laid out, which point of intersection is at a distance of approximately eleven hundred (1100) feet west of the center line of Burkhardt Avenue; thence westerly along the southerly line of Ellicott Road to its intersection with the center line of Dick Road; thence northwesterly along the center line of Dick Road and along a westerly line of the Village of Depew a distance of approximately sixty-two hundred fifty (6250) feet to its intersection with a northerly line of the village of Depew, the place of beginning. and

WHEREAS, the improvements proposed to be made in the extension of said district consist of the sewer lines and appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$190,000, which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the extension of said District will derive therefrom, and

WHEREAS, the Town Board, on February 5, 1962, duly adopted an order providing that the Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of February, 1962, at 7:30 o'clock P.M., Eastern Standard 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 required that the Town Board determine that (1) the notice of said hearing held on February 19, 1962, 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 Sewer District No. 7 as the boundaries of the same are hereinabove set forth, are benefited by the extension of said district and by the making of the improvements in accordance with said map, plan and report, and (3) all of the property and property owners benefited thereby are included within the limits of the proposed extension of said Sewer District No. 7 as the boundaries of the same are hereinbefore set forth, and (4) the extension of said Sewer District No. 7 is in the public interest; and

WHEREAS, the Town Clerk of said Town duly filed, on or about the 4th day of May, 1962, a certified copy of said resolution in duplicate, in the office of the State Department of Audit and Control, at Albany, New York, together with an application, in duplicate, for permission to extend said district, duly executed by the Town Supervisor of said Town, and complying in

Item No. 13-Cont'd

all respects with Section 209-f of the Town Law of New York, and the Comptroller of the State of New York did, on the 4th day of June, 1962, duly make an order granting permission for the extension of said district in accordance with said petition, and has heretofore duly filed said order in the manner required by Section 209-f of the Town Law of New York; and

WHEREAS, notice of the adoption of said resolution was duly published and posted as required by law and no petition requesting a referendum thereon has been filed with the Town Clerk and a certificate to that effect has been filed by the Town Clerk in the office of the County Clerk of Erie County, and in the office of the Department of Audit and Control of the State of New York; and

WHEREAS, the Board of Trustees of the Village of Depew, on April 2, 1962, duly adopted a resolution which (1) states that acting pursuant to Section 190 of the Town Law of the State of New York, the Village of Depew consents to the extension of said Sewer District No. 7 to include the lands within said Village comprised within the boundaries of the same as hereinabove set forth, and (2) states that the Village Board has examined the plans heretofore approved by the State Department of Health, and adopts and approves said plans for such extension and

WHEREAS, notice of the adoption of said resolution of said Board of Trustees of said Village of Depew was duly published and posted as required by law, and no petition requesting a referendum thereon has been filed with the Village Clerk, and

WHEREAS, the Town Board desires to extend said district in accordance with Section 209-f of the Town Law;

NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that said district be and it hereby is extended with the boundaries hereinbefore described.

FURTHER ORDERED, that there shall be constructed in said extension of said Sewer District No. 7, the sewer lines and appurtenances suitable for their operation, as set forth in said map, plan and report, at a cost not exceeding \$190,000.

FURTHER ORDERED, that the Town Clerk be and he hereby is directed to record a certified copy of this order in the office of the Clerk of the County of Erie, and to file a certified copy of this order in the office of the Comptroller of the State of New York.

Seconded by Councilman 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-

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Item No. 14

Councilman Kornecki presented the following resolution and moved its adoption:

BOND RESOLUTION DATED JUNE 18, 1962, AUTHORIZING THE ISSUANCE OF \$190,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF SEWER SYSTEM IN EXTENSION OF SEWER DISTRICT NO. 7.

WHEREAS, Sewer District No. 7 is a Sewer District of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, which said District has been extended by an order made by said Town Board pursuant to Article 12-A of the Town Law of New York, On June 18, 1962, and the purpose hereinafter described is a special improvement authorized by said Article 12-A; NOW, THEREFORE,

Item No. 14-Cont'd

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 \$190,000, 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 construction of a sewer system in the aforesaid extension of Sewer District No. 7 of said Town, consisting of sewer lines and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on June 18, 1962, extending said Sewer District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$190,000, 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 such cost is to be paid by assessments upon benefited real property in a area less than the area of said Town, and (e) the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

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

Section 5. 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 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 of 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 6. This resolution shall take effect immediately upon its adoption.

Seconded by Councilman Kaczmarek 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-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED JUNE 18, 1962 AUTHORIZING THE ISSUANCE OF \$190,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF EIRE, IN ANTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE CONSTRUCTION OF SEWER SYSTEM IN EXTENSION OF SEWER DISTRICT NO. 7.

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

Item No. 14-Cont'd

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$190,000, 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 \$190,000 Serial Bonds, authorized by the bond resolution entitled "Bond Resolution Dated June 18, 1962, Authorizing the Issuance of \$190,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Sewer System in Extension of Sewer System in Extension of Sewer District No. 7", adopted by the Town Board on June 18, 1962.

Section 2. The specific object or purpose (hereinafter) referred to as "purpose") to be financed by the issuance of said notes is the construction of a sewer system in the aforesaid extension of Sewer District No. 7 of said Town, consisting of sewer lines and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on June 18, 1962, extending said Sewer District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. As required by said Local Finance Law, it is hereby stated that (a) there are no outstanding bond anticipation notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue, and (d) such notes are 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 Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the corporate seal of the Town shall be affixed thereto.

Section 5. This resolution shall take effect immediately.

Seconded by Councilman Kaczmarek 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-

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

(Affidavit on Next Page)

12
2

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

... Church School will begin June 25th at 9 a.m. Nursery, kindergarten, primary, Junior and Junior High children from three years to 14 years will be enrolled. The curriculum will include Bible study.

ELMA METHODIST

Church School promotion will be held at 9:45 a.m. Sunday. There will be in the Primary Department a worship and activity sharing time and a color film strip entitled: "Two Great Friends". The superintendent is awaiting the results of a questionnaire which was sent to parents concerning Sunday School in the summer.

At 11 baccalaureate services will be held and Student Recognition day. A brief address will be given by Douglas Baker, who has completed his second year at Purdue University. His topic: "What Students Might Expect on Entering College".

The Rev. Edward P. Gill will preach on the theme: "Talking Over Life With Ourselves". The students who will graduate from Iroquois High School and are constituents of Elma Methodist Church will be present. They are: Diane and Phyllis Bartoo, Janice Beidler, Rita Ellen Donohue, Thomas Fullington, Kenneth Gochle, Richard Kane, Henry Weil, James Williamson, Kathleen Seibold, John Seileman Jr. Each one will be

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, 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 June, 1962, 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
JUN 25 1962

_____, 19____
Kenneth Hanley
Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RESOLUTION
JUNE 18, 1902, AUTHORIZING
THE ISSUANCE OF \$190,000
SERIAL BONDS OF THE
TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL
FINANCE LAW, TO FINANCE
CONSTRUCTION OF SEWER
SYSTEM IN EXTENSION OF
SEWER DISTRICT NO. 7.

WHEREAS, Sewer District
No. 7 is a Sewer District of the
Town of Cheektowaga, in the
County of Erie, duly established
by the Town Board of said
Town, which said District has
been extended by an order
of said Town Board pur-
suant to Article 12-A of the
Local Finance Law of New York, on
June 18, 1902, and the purpose
hereafter described is a spec-
ial improvement authorized by
Article 12-A; NOW,

BEFORE,

IT RESOLVED by the
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 \$190,000, pursuant to
the Local Finance Law of New
York, in order to finance the
purpose hereinafter

described.

Section 2. The specific pur-
pose (hereinafter referred to as
"purpose") to be financed pur-
suant to this resolution is the
construction of a sewer system
in the aforesaid extension of
Sewer District No. 7 of said
Town, consisting of sewer lines
and appurtenances suitable for
their operation, in accordance
with said order adopted by the
Town Board on June 18, 1902,
extending said Sewer District
No. 7, and in accordance with
the map, plan and report re-
ferred to in said order.

Section 3. It is hereby stated
that (a) the maximum cost of
said purpose, as estimated by
the Town Board, is \$190,000,
and (b) no money has hereto-
fore been authorized to be ap-
plied to the payment of the
cost of said purpose, and (c) the
Town Board plans to finance
the cost of said purpose entire-
ly from funds raised by the is-
suanee of said Serial Bonds,
and (d) all such cost is to be
paid by assessments upon bene-
fited real property in an area
less than the area of said Town,
and (e) the proposed maturity
of the obligations authorized
by this resolution will be in ex-
cess of five years.

Section 4. It is hereby deter-
mined that said purpose is an
object or purpose described in
Subdivision 4 of Paragraph a of
Section 11.00 of the Local Fi-
nance Law, and that the per-
iod of probable usefulness of
said purpose is thirty years.

Section 5. This resolution
shall be published in full by the
Town Clerk of said Town, to-
gether with a notice in sub-
stantially the form prescribed
by Section 11.00 of said Local
Finance Law, and such publi-
cation shall be in the DEPEW
HERALD AND CHEEKTOW-
AGA NEWS, a newspaper pub-
lished and having a general
circulation in said Town. The
validity of said Serial Bonds or
of any bond anticipation notes
issued in anticipation of the
sale of said Serial Bonds may
be contested only if such obli-
gations 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 com-
plied with at the date of pub-
lication of this resolution are
not substantially complied with,
and an action, suit or proceed-
ing contesting such validity is
commenced within twenty days
after the date of such publica-
tion; or if said obligations are
authorized in violation of the
Constitution of New York.

Section 6. This resolution
shall take effect immediately
upon its adoption.

The bond resolution pub-
lished herewith has been adopt-
ed on the 18th day of June,
1902, and the validity of the ob-
ligations authorized by such
bond resolution may be here-
after contested only if such ob-
ligations were authorized for
an object or purpose for which
the Town of Cheektowaga, in
the County of Erie, is not auth-
orized to expend money, or if
the provisions of law which
should have been complied
with as of the date of publica-
tion of this notice were not
substantially complied with,
and an action, suit or proceed-
ing contesting such validity is com-
menced within twenty days
after the date of publication of
this notice; or such obligations
were authorized in violation of
the provisions of the Constitu-
tion of New York.

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

ED G. BENNETT

poses and says that he is the

Sw

Item No. 15 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos.	6213	to	6280	inclusive
	Nos.		to		inclusive
Highway Fund	Nos.	1851,1855	to	1858	inclusive
	Nos.	1860	to	1883	inclusive
Special Districts	Nos.	2448	to	2471	inclusive
	Nos.		to		inclusive
Part Town Fund	Nos.	739	to	750	inclusive
C & I	Nos.	265			
Tax	Nos.				
Health	Nos.				

AYES: -6- NOES: -0- ABSENT: -1- 2

Item No. 16 Moved by Councilman Fath, seconded by Councilman Wroblewski that all building permit applications for dwellings, garages and dwelling extensions or alterations be approved.

CARRIED: AYES: -6- ABSENT: -1- 15

Item No. 17 Walter Garver No. was granted the floor and related to the Board that there was present in the Chambers approximately 25 persons from different civic organizations in the town who were concerned about the airport light system at the south end of the run-way.

Mr. Garver related to the Board that thirty homes are to be removed and that \$12,500.00 is the amount available for the purchase of each dwelling.

Mr. Garver said that it was a logical point to use a Attorney on this matter.

Town Attorney Kitzinger told the group that the problem was not an easy one and the Attorney wants to make an exhaustive study and was not ready as yet to release any information on said problem and wants another week to study the situation. Every effort to stop the jet runway and lighting system is being made and that the Attorney will make a public statement.

Richard Lang No. asked the Board if the Port Authority has made an application for a re-zoning. The answer was no.

Jack Mavis No. requested information whether or not the Board was studying the Anti-Noise Ordinance and was informed that the Deputy Town Attorney was now in the act of doing same.

Mr. Max Beszyczynski, asked the Board if the Town Board has made any plans for a public hearing on the jet airport. Councilman Kaczmarek advised that the Board is now working on same. Councilman Kornecki asked what could be accomplished by a public hearing.

Councilman Bystrak went on record that he would like a meeting with the Port Authority.

Mr. Kitzinger: Port Authority must be fought in the courts in my opinion.

Councilman Wroblewski: We have ways and means of fighting this but we are not showing our hand now to weaken our case.

Councilman Fath: We gave petitions bearing the names of 600 persons against the jet airport to Congressman Pillion who pushed them back to us and said it did not mean a thing.

Mr. Kitzinger: We are concerned with this situation and I would like to see the airport closed down completely. Let the Port Authority bring out further information and let us debate on this matter. We have considered a meeting with the F.A.A. in New York City and our Attorney Mr. Raichle will attend.

Item No. 17-Cont'd

John Nader We would like you to co-operate with the Amherst Town Board on the matter, there has not been enough publicity on the matter. We need unity among Towns.

Councilman Kornecki: What more can be done?

Councilman Wroblewski: I would like the Town Attorney to arrange a meeting between this Board and the Amherst Town Board.

Councilman Bystrak: The Town of Amherst should help to finance part of this situation.

Mr. Kitzinger: You can see Mr. Raichle with my approval. ✓

Item No. 18 A representative from the Town Park Home Owners Association requested that no parking be instituted on Maryvale Drive near the Thruway entrance. 13

Item No. 19 Referred to the Chief of Police complaint about speeding on Aero Drive near Genesee Street. 15

Item No. 20 Referred to the Town Engineer by Councilman Trojanoski that the County should construct sidewalks on Harlem Road between William Street and Walden Avenue. 13

Item No. 21 Referred to the Town Clerk to request St. Stanislaus Cemetery to erect a gate at Sugar Road and Eggert Road for the convenience of people alighting from buses at that point. 12

Item No. 22 Referred to the Town Engineer complaint of Councilman Trojanoski about a traffic hazard and bottle-neck on Walden Avenue at the Thruway Plaza on account of new highway construction there.

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

SEAL

Kenneth T. Hanley,
Town Clerk