

MEETING NO. 11

Cheektowaga, New York
April 6, 1964

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of April, 1964, at 2:30 p.m., E.S.T. there were:

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

ABSENT: -0-

Also present were: Town Clerk Charlotte Janiak, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Town Engineer Kamm, Assessor Schwenk, General Foreman San. Dept. Banko, Tax Collector Norman, Police Chief Mersmann, Building Inspector Trafalski.

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

Item No. 3 This being the time and the place advertised for the receiving of sealed proposals for the purchase of Gasoline for the Town of Cheektowaga

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

The Town Clerk opened and read aloud the sealed proposals on hand

Hereto is a summary of the bids received and referred to the Town Engineer for analysis and tabulation:

Gulf Oil Corporation		(Buffalo commercial TW price	\$.1730
4360 River Rd.,	Group I	(less	.0492
Tonawanda, N.Y.	Regular	(Net delivered price less tax	.1238
	Group II	(Buffalo CTW price	\$.2080
	High-	(less	.0700
	test	(Net delivered price less tax	.1380
	Group III	(Buffalo CTW price	\$.1500
	#2 Diesel	(less	.0350
	Fuel	(Net delivered price less tax	.1150

Will supply dispensing pumps

Mobil Oil Company			
62 Washington Avenue	Group I	(Firm Top Price of	\$.1131
Albany, New York	Regular	(This is N.Y.S. Zone 5 price	
P. O. Box 1149		(and may escalate downward	
		(but cannot go any higher	
	Group II	(Firm top price of	\$.1381
	Premium	(This is N.Y.S. Zone 5 price	
		(and may escalate downward	
		(but cannot go any higher	
	Group III	(No bid	
	#2 Diesel Fuel		

Item No. 3 Cont'd

Cooperative Grange League
Federation Exchange, Inc.
Ithaca, New York

Group I (Erie County CTW price \$.173
Regular (less .036
(Net del. price less tax .137

Group II (Erie County CTW price \$.198
Premium (less .044
(Net del. price less tax .154

Group III (Erie County firm price \$.1174
#2 Diesel Fuel

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Item No. 4 This being the time the place advertised for the receiving of sealed proposals for the purchase of one new 3/4 town chassis and cab for use by Town Engineer for traffic regulations.

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

The Town Clerk opened and read aloud the sealed proposals on hand and the same were referred to the Town Engineer for analysis and tabulation.

Hereto is a summary of the bids received:

Wm. Tunkey Chevrolet	\$1,783.58
Mernan Chevrolet	2,150.00
Clements Gillogly Chevrolet	2,242.59
International Harvester	2,286.43

Wm. Tunkey withdrew his bid stating his bid did not include body work.

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

WHEREAS, bids were duly received as the result of advertisement therefor, on March 31, 1964, for repairs to the Town Invinerator, as follows:

Furnco Const. Corp.
47 West Huron St.
Buffalo 2, N.Y. \$4,316.00

Seneca Wlading Co., Inc.
35 Dole Street
Buffalo 10, New York \$7,400.00

BE IT RESOLVED, that the contract for said repairs be and it hereby is awarded to Furnco Const. Corp., 47 West Huron St., Buffalo 2, N.Y., at its bid price of \$4,316.00, this being the lowest bid and the corporation being a responsible bidder.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Highway Superintendent and the Town Engineer of the Town of Cheektowaga, inspected a map of Coatesworth Subdivision Part II, which includes Dartwood Drive, and find that it meets the specifications set forth by the Town of Cheektowaga, and

WHEREAS, a bond has been filed for same, recommending that the aforementioned Subdivision be accepted by the Town of Cheektowaga,

BE IT RESOLVED, that this Town Board does hereby accept the above mentioned map of Coatesworth Subdivision, which includes Dartwood Drive, as a Subdivision in the Town of Cheektowaga.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Highways Superintendent of the Town of Cheektowaga, has checked the map of the balance of Sandy Lane for a distance of 1190 lineal feet, that is right up to Montgomery Street, that leads out to Union Road, and

WHEREAAS, the above checked map meets with the specifications set forth by the Town of Cheektowaga, recommends that the said subdivision be accepted and filed,

BE IT RESOLVED, that this Town Board does hereby accept the balance of Sandy Lane for a distance of 1190 lineal feet, up to Montgomery Street, that leads out to Union Road, as a Subdivision in the Town of Cheektowaga,

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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Item No. 8 Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, the Highway Superintendent of the Town of Cheektowaga, inspected Ellsworth Drive, running north from the north line of North Creek Drive and the south right-of-way of the New York State Electric & Gas Corp., for a distance of 88 lineal feet, and Lucy Lane

Item No. 8 Cont'd

from the north line of North Creek Drive, northerly to the south right-of-way line of the New York State Electric & Gas Corp., a distance of approximately 800 feet as shown on Map Covers 2164-2178, and which covers are on file in the Erie County Clerk's Office, and said superintendent finds them to be in satisfactory order, and

WHEREAS, said area meets with the specifications set forth by the Town of Cheektowaga, and

WHEREAS, deeds for the aforementioned areas were received by the Highway Superintendent on January 4, 1964, and filed with the County Clerk's Office on January 22, 1964, at 12:45 P.M., recommends that the above mentioned streets be accepted as Town highways,

BE IT RESOLVED, that this Town Board does hereby accept the above mentioned, as Town Highways.

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

Supervisor Weber	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- 13

Item No. 9 BE IT RESOLVED, that upon the recommendation of Highway Superintendent John J. Zablotny, the bids for the sweepers submitted by A. E. Duffett Associates Inc., stating in a letter that they cannot meet the specifications be thrown out. Konkel Equipment Co. also submitted a bid.

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

Supervisor Weber	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- 13

Item No. 10 Referred to Town Board communication from Leonard C. Whitmore, Consulting Engineer re: Proposal for Proposed Storm drainage District #8. 10 26

Item No. 11 Referred to Town Board communication from Tax Collector R. Norman who asked permission to choose his employees at his discretion" 10 38

Item No. 12 Received and filed communication from Association of Towns re: school for Town Clerks, to be held June 29-30th and July 1st at Cornell University. 10 35

Item No. 13 Moved by Councilman Wroblewski and seconded by Councilman Fath that the Town Clerk be authorized and directed to issue building permits on applications approved by Building Inspector in his communication dated April 1 thru April 6, 1964.

Item No. 13 Cont'd

Mr. Trafalski requested that the Board send a letter to the Building Inspector if any applications are withheld.

CARRIED: AYES: -7- NOES: -0-

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

RESOLVED, that this Town Board does hereby accept the request of Joan Baum secretary to the Council for a leave of absence effective June 5, 1964 thru December 5, 1964.

Seconded by Councilman Fath.

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CARRIED: AYES: -7- NOES: -0-

Item No. 15 Received and filed communication from Cheektowaga Community Symphony Orchestra thanking the Cheektowaga Town Board for the generous support of this organization.

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Item No. 16 Referred to Town Board the request of Francis J. Donovan Auxiliary Unit 1626 to sell poppies in the Town of Cheektowaga on May 21 and 22, 1964 also to American Legion Auxiliary Unit 1731 to sell poppies on May 28, 1964 and Cheektowaga Post No. 2429 on May 22-23 and 24th and any other American Legion Auxiliaries in the Town of Cheektowaga.

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Item No. 17 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the written request of the Kiwanis Club of Cheektowaga, N.Y. for a Chicken Barbecue on a Saturday of Sunday some time in the month of May or the early part of June be approved.

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CARRIED: AYES: -7- NOES: -0-

Item No. 18 On the motion of Councilman Kaczmarek, the resolution pertaining to the re-appointment of Joseph P. Kubera to the Zoning Board of Appeals was withheld to the next meeting.

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Seconded by Supervisor Weber.

Item No. 19 On the motion of Councilman Bystrak to table until Saturday, April 11, 1964 the letter from Niagara Mohawk Power Corp. to Supervisor Weber, read by Supervisor Weber, concerning the termination of the Street Lighting Agreement dated April 1, 1957 and the new agreement including enclosures of two copies of application for service.

Seconded by Councilman Wroblewski.

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Item No. 20 No action taken on the written letter from Frontier Federated Cooperatives, Inc., requesting permission to erect sign at the entrance to their property on Walden Avenue.

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

WHEREAS, bids were received for the purchase of Liquid Chlorine for Sanitary Sewage Treatment Plants Nos. 3 and 5, and

WHEREAS, the Town Engineer has submitted his recommendation in accordance with the attached communication.

Item No. 21 Cont'd

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga purchase said Liquid Chlorine in accordance with the bid of Central O-B Products Co., Inc., of 1230 Genesee Street, Buffalo 11, New York. The bid price for one-ton containers is \$6.50/cwt. and 150# cylinders of Liquid Chlorine for Plant #3 is at the State Rate of \$9.50/cwt.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BE IT RESOLVED, that the United States Census Bureau, in connection with the special census presently being undertaken for the Town of Cheektowaga, be and it hereby is requested to break down said census by sections or tracts, and be it

FURTHER RESOLVED, that the Town Clerk be and hereby is directed to send a certified copy of this resolution to the Office of the United States Census Bureau at Boston, Massachusetts with the request that they acknowledge receipt of same.

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

Super visor Weber	Voting AYE
Councilman Bystak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, bids were heretofore received on March 31, 1964, as the result of advertisement therefor, for the construction of certain additions to the sewage treatment plant of Sewer District No. 5, which bids were opened and referred to Nussbaumer, Clarke & Velzy, Consulting Engineers, for analysis, tabulation and report, and

WHEREAS, said Consulting Engineers, in letter dated April 2, 1964, addressed to the Supervisor, copy of which is attached, submitted such analysis, tabulation and report;

NOW, THEREFORE,

BE IT RESOLVED, that in accordance with the recommendation

Item No. 23 Cont'd

of said Consulting Engineers, and on the basis of our finding that the following contractors are the lowest responsible bidders for said work, contracts are awarded as follows:

	<u>Bid</u>
<u>Contract A</u> - General construction for bid items A-1 to A-10, inclusive Hendrich Construction Co.....for.....	\$538,800.00
<u>Contract B</u> - Plumbing and piping for bid items B-1 to B-5, inclusive Clucas Plumbing Corp.....for.....	137,800.00
<u>Contract C</u> - Electrical Equipment and plumbing for bid items C-1 to C-5, inclusive Stroh Electric Construction Co.....for.....	49,920.00
<u>Contract D</u> - Heating and Ventilating for bid items D-1 and D-2 Clucas Plumbing Corp.....for.....	12,090.00
Total amount of bids.....	\$738,610.00

and be it

FURTHER RESOLVED, that contracts on behalf of Sewer District No. 5 shall be executed by a majority of the members of this Town Board and the Town seal affixed thereto.

FURTHER RESOLVED, that the awards are subject to approval by the Federal Department of Health, Education and Welfare.

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

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

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

Item No. 24 Councilman Kaczmarek presented the following resolution and moved its adoption: 1
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RESOLVED, that Leonard C. Whitmore, Consulting Engineer and Pride Consultants, Inc., of 3580 Harlem Road, Cheektowaga, New York, be and he hereby is engaged at a lump sum fee of \$6500 or if construction is actually undertaken, then 1% of final construction cost whichever is the larger amount for which said engineer shall furnish a study of the Town incinerator; such study to cover the following:

A. ENGINEERING FEASIBILITY SERVICES

1. Investigate present Incinerator Performance
2. Determine the present and future demand for Incinerator Facilities

Item No. 24 Cont'd

3. Prepare layout sketches of all recommended improvements to fully utilize the present facilities
4. Submit estimates of construction and equipment costs
5. develop as required, Preliminary Financial Tabulations to illustrate recommendations or to provide data for the Town Board in the selection of an alternate plan
6. Prepare a Report of Feasibility, including any supportable alternate plan, for handling the Waste Disposal problem
7. Maintain a close liaison with the Incinerator Committee Chairman and the Town Board Members on the preliminary considerations prior to a final report

B COST OF SERVICE

1. Section A Services - a lump sum of \$6,500.00 or 1% of final construction cost whichever is the larger amount
2. The Fee for authorized plans and Specifications and Contract Documents 5½%
3. Reproduction of Plans and Specifications and the Attendant Expense - at cost
4. The Fee for General Supervision will be 2% of construction plus authorized expenses
5. The charges for authorized travel to jurisdictional agencies, if required, shall be discussed with and approved by the Town Board

When we have established your total present and probable future Waste Disposal Problem, we will propose a solution to -

- a/ Utilize the present Incinerator to its potential
- b/ Propose a solution for the balance of the Waste Problem not now being handled.

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

Supervisor Weber	Voting NAYE
Councilman Bystrak	Voting ANYE
Councilman Fath	Voting NAYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -4-

NOES: -3-

ABSENT: -0-

The above motion was amended by Councilman Bystrak and seconded by Councilman Fath, to read that the Town Board not hire anyone until a check is made on the Town Engineer's recommendations concerning hours of burning refuse and use the storage pit.

Item No. 24 Cont'd

Vote on the amendment was as follows:

Supervisor Weber	Voting NAYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting NAYE
Councilman Kornecki	Voting NAYE
Councilman Trojanoski	Voting ANYE
Councilman Wroblewski	Voting AYE

AYES: -3-

NOES: -4-

ABSENT: -0-

This amendment was defeated. Councilman Bystrak requested that the resolution be tabled for two (2) weeks to give the Town Engineer time to study the problem. This request received no second and the original resolution went to a vote which resulted as follows:

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

CARRIED: AYES: -4- NOES: -3- ABSENT: -0-

This resolution was declared adopted.

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Item No. 25 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 135	to 217	inclusive
	Nos.	to	inclusive
Highway Fund	Nos. 64	to 106	inclusive
	Nos.	to	inclusive
Special Districts	Nos. 70	to 100	inclusive
	Nos. 3759	Trans. from M & T	
Part Town Fund	Nos. 21	to 25	inclusive
C & I	Nos. 57-58-59		
Tax	Nos.		
Health	Nos.		

AYES: -7-

NOES: -0-

ABSENT: -0- 6

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

WHEREAS, Nuncio Caldarelli by letter of March 30, 1964 has offered the Quit Claim to the Town of Cheektowaga the property commonly designated as "Homeworth Park" together with Gildo Baldassi, Paschal Caldarelli and Anthony Ciminelli, now therefore,

BE IT RESOLVED, that such deed will be accepted by the Town Board and the Town Attorney is directed to prepare the same and the area shall hereafter be known as the Kenneth T. Hailey Park.

Item No. 26 Cont'd

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

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

CARRIED: AYES: -7- NAYES: -0- ABSENT: -0-

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Item No. 27 Letter of application to Mr. Weber from Kenneth T. Hanley, Jr., for endorsement to the position of Town Clerk was read and referred to Mr. Banko Democratic Town Chairman.

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Item No. 28 Motion was made by Councilman Fath and seconded by Mr. Weber that a meeting be held at a future date preferably on a Saturday morning between the Town Board and representatives of the N.F.F. concerning the service in the Town.

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

WHEREAS, the Chief of Police of the Town of Cheektowaga has requested the purchase of (1) Harley-Davidson 1964 Solo Motorcycle and (1) Harley-Davidson 1964 Servi-Car-Police, with specifications for these units being available in his office, and

WHEREAS, the Police department has a 1961 Harley-Davidson Solo Motorcycle and a Harley Davidson 1961 Servi-Car-Police for trade-in,

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk be and she hereby is directed to publish in the Depew Herald and Cheektowaga News the following advertisement for bids:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, May 4, 1964, at 2:30 o'clock p.m., Eastern Standard Time, at the Town Hall, corner Broadway and Union Roads for the furnishing of a Motorcycle and a Servi-Car-Police.

Information for bidders and specifications may be obtained from the Chief of Police, at this office in said Town Hall.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

(affidavit on next page)

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Item No. 30

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
ANNA & FRANK J. GORDON

To rezone from a Residential Zone to a Business Zone, the following described property; BEGINNING at a point in the center line of Bennett Road, so called, at its intersection with the west line of lands formerly owned by George B. Ely, running thence southerly along the west line of lands formerly owned by George B. Ely, a distance of 870 feet, more or less, to the center line of Cayuga Creek; thence westerly along the center line of Cayuga Creek to a point on a line forming an angle in the southeast quadrant of 135 degrees 13 feet, 30 seconds, and intersecting said center line of Bennett Road, 332.90 feet southwest of the point of beginning as measured along said center line of Bennett Road; thence northerly along said line a distance of 632 feet more or less, to the center line of Bennett Road; thence northeasterly along the center line of Bennett Road a distance of 139.92 feet to an angle point; thence easterly along the center line of Bennett Road, forming an interior angle of 154 degrees 30' with the last mentioned course, a distance of 192.98 feet, to the point or place of beginning, containing 4.739 acres of land more or less.

The applicant intends to use the premises for construction and maintenance of an automobile Trailer Court.

The Zoning Board of Appeals conducted a public hearing on March 18, 1964, after proper notice to all proper parties. The petition in opposition to the rezoning signed by approximately 90 residents in the area was presented to the Board. The Central School District filed a communication in opposition to the rezoning. The Bellevue Fire District Chairman appeared in opposition. The Bellevue Fire Company appeared in opposition. Approximately 31 people appeared in person against the application.

The members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and being of the opinion that an approval of the rezoning would be detrimental and harmful to the entire area, recommend that the application be denied.

/s/ Leo Kurnick
CHAIRMAN

/s/ Lawrence M. Januszcak

/s/ Joseph P. Kubera

C. G. Hanson /s/

/s/ Peter J. Rybka

Councilman Fath presented the following resolution and moved its adoption:

RESOLVED that the application of Anna & Frank J. Gordon to Rezone from Residential Zone to a Business Zone the following described property be denied.

Beginning at a point in the center line of Bennett Road, so called, at its intersection with the west line of lands formerly owned by George B. Ely, running thence southerly along the west line of lands formerly owned by George B. Ely, a distance of 870 feet, more or less, to the center line of Cayuga Creek; thence westerly along the center line of Cayuga Creek to a point on a line forming an angle in the southeast quadrant of 135 degrees 13 feet, 30 seconds, and intersecting said center line of Bennett Road, 332.90 feet

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southwest of the point of beginning as measured along said center line of Bennett Road; thence northerly along said line a distance of 632 feet, more or less, to the center line of Bennett Road; thence northeasterly along the center line of Bennett Road a distance of 139.92 feet to an angle point; thence easterly along the center line of Bennett Road, forming an interior angle of 154 degrees 30' with the last mentioned course, a distance of 192.98 feet, to the point or place of beginning, containing 4.739 acres of land more or less.

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

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

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CARRIED: AYES: -7- NAYES: -0-

Item No. 31 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 the Town of Cheektowaga for the rezoning of premises from First Industrial District to Residential 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 First Industrial District to Residential 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 First Industrial district to Residential 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 the 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 and being more particularly bounded and described as follows:

BEGINNING at a point in the south bank of the Scajaquada Creek, said point being the intersection of the south bank of the Scajaquada Creek with the west line extended of the subdivisions as shown on Map Cover No. 2137 filed in the Erie County Clerk's Office;

THENCE southerly a distance of 1530 feet more or less along the west line of the subdivisions as shown on Map Covers No. 2137 and 2122 filed in the Erie County Clerk's Office to the south line of Map Cover No. 2122;

THENCE easterly, northerly and northeasterly a distance

Item No. 31 Cont'd

of 1530.71 feet more or less along the south line of Map Cover No. 2122, crossing Nagel Drive and along the south line of Map Cover No. 2146 to the west property line of the lands now or formerly owned by the G.E.X. Buffalo Corporation, which is also the east line of Map Cover No. 2146;

THENCE northerly a distance of 1367 feet more or less along the east line of Map Cover No. 2146 to the south bank of the Scajaquada Creek;

THENCE westerly along the south bank of the Scajaquada Creek to the point of beginning.

Dated: April 6, 1964

CHARLOTTE JANIAK, Town Clerk
Town of Cheektowaga, New York

The above notice was posted on the Town Hall Bulletin Board on April 9, 1964. 19

Item No. 32 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 the Town of Cheektowaga for the rezoning of premises from First Industrial District to Residential 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 First Industrial District to Residential 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 First Industrial District to Residential 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

"BEGINNING at a point, said point being the northwest corner of Sub Lot 17 as shown under Map Cover 342, commencing thence southerly along the west line of M/C 342 and M/C 2007 a distance of 1858.71 feet more or less to the southwest corner of Sub Lot 11 under Map Cover 337, thence easterly along the south line of Sub Lot 11 and Sub Lot 10 under cover 337 a distance of 280 feet more or less to the south east corner of Sub Lot 10 under M/C 337, thence northerly a distance of 30.28 feet more or less to the southwest corner of Sub Lot 1 under Map Cover 2136, thence easterly along the south line of Sub Lot 1 and Sub Lot 31 under M/C 2136 a distance of 280.04 feet more or less to the southeast corner of Sub Lot 31 under M/C 2136, thence northerly along the east line of M/C 2136 a distance of 1715.96 feet more or less to the northeast corner of sub lot 126 under M/C 342, thence westerly along the north line of Sub Lot 126 under M/C 342 a distance of 110 feet more or less to the east right of way line of Lemoine Ave., thence northerly along the east right of way line of Lemoine Ave. a distance of 90 feet more or less to the southwest corner of Sub Lot 130 under M/C 342, thence easterly along the south line of Sub Lot 130 under M/C 342 a distance of 110 feet more or less to the southeast corner of Sub Lot 130 under M/C 342 thence northerly for a

Item No. 32 Cont'd

distance of 270 feet more or less to the northeast corner of Sub Lot 138 under Cover 342, thence westerly a distance of 11.90 feet more or less to the southeast corner of Sub Lot 5 under M/C 342, thence northerly along the east line of Sub Lot 5 under M/C 342 a distance of 30 feet more or less to the southwest corner of Sub Lot 4 under M/C 342; thence easterly along the south line of Sub Lot 4 under M/C 342 a distance of 32.35 feet more or less to the southeast corner of Sub Lot 4 under M/C 342; thence northerly along the east line of Sub Lot 4 under M/C 342 a distance of 102.88 feet more or less to the south right of way line of Broadway; thence in a westerly direction along the south right of way line of Broadway a distance of 131.36 feet more or less to the north west corner of Sub Lot 7 under M/C 342; thence southerly along the west line of Sub Lot 7 and Sub Lot 138 under M/C 342 a distance of 140.08 feet more or less to the southwest corner of Sub Lot 138 under M/C 342; thence westerly across Lemoine Avenue, a distance of 60 feet more or less to the northeast corner of Sub Lot 139 under M/C 342, thence westerly along the north line of Sub Lot 139 under M/C 342 a distance of 125.71 feet more or less to the northwest corner of Sub Lot 139 under M/C 342; thence southerly along the west line of Sub Lot 139 under M/C 342 a distance of 30 feet more or less to the southwest corner of Sub Lot 139 under M/C 342 thence westerly along the north line of Sub Lot 255 under M/C 342 a distance of 94.28 feet more or less to the east right of way line of Wallace Ave., thence westerly across Wallace Ave., a distance of 60 feet more or less to the east line of Sub Lot 15 under M/C 342; thence northerly along the east line of Sub Lot 15 under M/C 342 a distance of 110.16 feet more or less to the south right of way line of Broadway; thence in a westerly direction along the south right of way line of Broadway, a distance of 111.69 feet more or less to the point of beginning."

Dated: April 6, 1964

CHARLOTTE JANIAC, Town Clerk
Town of Cheektowaga, New York

The above notice was posted on the Town Hall Bulletin Board on April 9, 1964. 19

Item No. 33 Referred to Town Clerk a letter to be sent to N.Y. State Public Works concerning property on Maryvale Dr. near the Thruway to fill in open cellars. 8
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Item No. 34 Referred to Town Board on Mr. Garver's recommendation to go on record to join noise study concerning the Jet Port Runway. 10
42

Item No. 35 Referred to Recreation Director Chat Rutkowski and Town Board to Saturday, April 11, 1964, a request by Mr. Nieberghall for the Town Board to sponsor A. A. Baseball League of 6 teams. 16
42

Item No. 36 Received and filed communication from Alexander Aldrich, Executive Assistant to the Governor stating Governor Rockefeller thanking the Town Board for forwarding the resolution of the Cheektowaga Town Board concerning proposed legislation in regards to the minimum crew laws. 8
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Item No. 37 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that with the feeling of deepest regret the Town Officials of the Town of Cheektowaga must record the passing of one of its most distinguished Town Clerks, our prominent and respected associate, Kenneth T. Hanley, who died on March 22, 1964.

BECAUSE of his earnest dedication to the people and the

Item No. 37 Cont'd

extreme benefits to which our town, and the entire community have derived from the work of this public spirited man, and because of this warm personal feeling inspired in our hearts by his kindly, unselfish life, be it

RESOLVED, that we inscribe upon our records this tribute to his memory. That the future generations may know and appreciate his outstanding christian character, his many benevolencies, and the respect and esteem his office held, be it

RESOLVED, that the copy of this resolution be transmitted to the family of our deceased associate, together with the assurance of our sincere sympathy.

May our Heavenly Father console them in their present sorrow, and may these writings of appropriate and high regard be solace in the years to come, be it further

RESOLVED, that this meeting is adjourned in his memory.

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

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

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AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 38 Moved by Councilman Bystrak, seconded by Councilman Kornecki meeting be adjourned.

SEAL

Charlotte Janiak, Town Clerk.

*Special*MEETING NO. 12Cheektowaga, New York
April 18, 1964

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 said Town of Cheektowaga on the 18th day of April, 1964, at 10:00 o'clock a.m. E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman
ABSENT:	Joseph P. Kornecki	Councilman
	Michael J. Kaczmarek	Councilman

Also present were: Town Clerk Charlotte Janiak, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Dr. Vendetti, also the following Builders: Mrs. A. Nusarra, Bradford, W. Fallman, Ronald Schusl, Larry Panigutti, Jerald Ode, Joseph H. Scharf, Peter Santin, J. Berryman, S. A. Kidawski, Jiggs Lewin, R. Kowalewski, Pasquale A. Marrano, John O'Giony, Peter Musave, M. F. Kidawski, R. J. Affrunti, J. Schultz, M. Engasser, J. Klaus, J. Cervi, W. Helenbrook, T. J. Friday also Vito Caruso of Nussbaumer, Clarke and Velzy.

Supervisor Weber notified the Town Board and the Builders that he had called this meeting for the purpose of discussing the flood area on Temple Dr., Ponciana Pkwy., etc., after about 40 homeowners from Temple Dr. came to the Town Hall on the previous Saturday complaining of flooded back yards..

Supervisor Weber spoke about an ordinance that has been in effect in the Town on the issuance of a certificate of occupancy since 1958 but has never been enforced.

Mr. Trafalski suggested the building inspector not issue the certificate of occupancy until all work is completed.

Mr. S. Kidawski asked that the certificate of occupancy be issued at the discretion of the building inspector.

Supervisor Weber asked the builders whether they thought the Town should charge each builder a certain fee and hold the money for a period of time to insure the owners that the builders complied with Town Ordinances.

Mr. Santin mentioned it was not right to penalize all builders because one or two were out of line.

Supervisor Weber told the builders that the Town is not trying to penalize all builders because one or two are out of line, but said the Town Board has been subject to harassment and ridicule concerning complaints of flooding situations which the Town Board have not caused.

At the suggestion of Mr. Peter Santin a committee was formed known as a Fact Finding Board of seven prominent builders: Mr. Peter Santin, Chairman; Mr. Matt Kidawski, Mr. J. Berryman, Mr. Russell Affrunti, Mr. J. O'Giony, Mr. P. Marrano and Mr. A. Massarra as an alternate and Vito Caruso of Nussbaumer, Clarke and Velzy to serve as an engineering consultant.

The committee has agreed to bring in a written recommendation to the Town Board.

Item No. 1 Cont'd

On the motion of Councilman Fath the meeting was adjourned.
Seconded by Councilman Trojanoski.

SEAL

Charlotte Janiak, Town Clerk.

MEETING NO. 13

Town of Cheektowaga
April 20, 1964

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held in the Town Hall at the said Town of Cheektowaga on the 20th day of April, 1964, at 7:30 p.m. E.S.T., there were:

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

ABSENT: -0-

Also present were: Town Clerk Charlotte Janiak, Town Attorney Kitzinger, Deputy Town Attorney Delahunt; Dr. & Mrs. Reinstein, Assessor Jerzewski, Assessor Schwenk, Myron Schisler, Police Chief Mersmann.

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

Item No. 3 Referred to Town Board the recommendation of Highway Superintendent John J. Zablotny for the acceptance of Balance of the Avenue Subdivision.

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

WHEREAS, the Highways Superintendent of the Town of Cheektowaga inspected certain portions of the following town highways, described herein, and finds that they meet with specifications set forth by the Town of Cheektowaga,

VERN LANE - from the westerly line of Constance Lane to the westerly line of Fair Oaks (originally Albert Lane)

CONSTANCE LANE - from Vern Lane south approximately 120 feet along the easterly line of Sub Lot 51 MC 2193

ROSEMEAD LANE - south from Vern Lane 262.55 feet,

and

WHEREAS, the bonds and deeds covering these portions are on file in the Highway Department, recommends that they be accepted as Town Roads,

BE IT RESOLVED, that this Town Board does hereby accept the above mentioned, as Town Highways.

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

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

Item No. 4 Cont'd

Councilman Wroblewski Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0- 13

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

WHEREAS, the Highway Superintendent inspected the maps of the Poincianna Extension, that is the balance of Poincianna from Stanislaus Avenue to Homeworth Pkwy., and the extension of Homeworth Pkwy., from Temple Drive north to Krause Place, and

WHEREAS, said area meets with the specifications set forth by the Town of Cheektowaga, and

WHEREAS, necessary bond for the aforementioned area are on file in the Superintendent's office, recommends that the above mentioned and described areas be accepted by the Town of Cheektowaga, now,

BE IT RESOLVED, that this Town Board, upon proper filing of map covers and filing in Erie County, does hereby accept the above mentioned and described property as sub-divisions in the Town of Cheektowaga.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0- 30
13

Item No. 6 Moved by Councilman Kaczmarek, seconded by Supervisor Weber, that the request of Secretary to the Council Joan Baum, for ten working days vacation effective May 25, 1964 thru June 5, 1964, also five working days off-May 18, 1964 thru May 22, 1964 to compensate for continuously working on Saturdays since the first of the year to the present, be granted. Whereas the last working day before the effective leave will be May 16, 1964.

CARRIED: AYES: -7- NOES: -0- ABSENT: -0- 31

Item No. 7 Referred to the Town Board communication from Trustees of Village of Sloan requesting the Town Board to inform the Village Board the amount of tax relief the Village of Sloan Taxpayers can expect. 10
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Item No. 8 Communication read by Town Clerk, Charlotte Janiak, from Beverly Hills Association extending their sympathy to the family and co-workers of the late Kenneth T. Hanby. 10
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Item No. 9 Moved by Councilman Wroblewski and seconded by Councilman Kornecki that the Town Clerk be authorized and directed to issue building permits on applications approved by Building Inspector in his communication dated April 13 thru April 20, 1964. 15
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CARRIED: AYES: -7- NOES: -0- ABSENT: -0-

Item No. 10 On the motion of Supervisor Weber the written letter by Chairman Peter Santin of the Builders Fact Finding Committee in reference to flooding conditions in the Temple Drive Area be tabled for further study. Seconded by Councilman Kaczmarek.

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Item No. 11 Received and filed communication from Dr. Vendetti advising the Town Board of being out of town on April 26 to the 30 inclusive at no expense to the town.

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Item No. 12 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 220 to 286	inclusive
	Nos. to	Inclusive
Highway Fund	Nos. 108 to 127	inclusive
	Nos. to	inclusive
Special Districts	Nos. 102 to 118	inclusive
	Nos. to	inclusive
Part Town Fund	Nos. 27 to 37	inclusive
C & I Fund	Nos. 61 to 62	inclusive
Tax	Nos.	
Health	Nos.	

AYES: -7-

NOES: -0-

ABSENT: -0-

6

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

WHEREAS, on April 6, 1964, bids were received as the result of advertisement therefor, for the furnishing of gasoline to this Town, which bids were as follows:

GULF OIL CORPORATION 4360 River Road Tonawanda, N.Y. 14150	Group I (Buffalo Commercial Tank	
	Regular) Wagon Price	\$.1730
	(less	.0492
	Net Del. Price less tax	\$.1238
	Group II (Buffalo CTW Price	\$.2080
	High Test) less	.0700
	(Net Del. Price less tax	\$.1380
	Group III (Buffalo CTW Price	\$.1500
	#2 Diesel) less	.0350
	Fuel (Net Del. Price less tax	\$.1150

They will supply dispensing pumps

MOBIL OIL COMPANY 162 Washington Ave. Albany, N.Y. P.O. Box 1149	Group I	(Firm Top Price of	\$.1131
	Regular) This is N.Y. State (Zone 5 price and may) escalate downward but (cannot go any higher	
	Group II	(Firm top price of	\$.1381
	Premium) This is N.Y. State (Zone 5 price and may) escalate downward but) cannot go any higher	

Item No. 13 Cont'd

Group III (No bid
#2 Diesel)
Fuel (

Does not include pumps

COOPERATIVE GRANGE LEAGUE FEDERATION EXCHANGE, INC. Ithaca, New York	Group I	(Erie Co. CTW Price	\$.173
	Regular	(less	.036
		(Net De. Price less tax	\$.137
	Group II	(Erie Co. CTW Price	\$.198
	Premium) less	.044
		(Net del. Price less tax	\$.154
	Group III	(Erie Co. Firm Price	\$.1174
	#2 Diesel)	
	Fuel	(

and

WHEREAS, the present State contract, which expires on August 31, 1964, is with Mobil and provides for a cost of \$.1131 per gallon for regular gasoline and \$.1381 per gallon for premium gasoline, and provides for no increases but does provide for a decrease if the same occurs at a designated reference point for Zone 5, and

WHEREAS, in the opinion of this Town Board, the interests of the Town would best be served by purchasing gasoline under the State contract; NOW, THEREFORE,

BE IT RESOLVED, that all gasoline purchases for the Town of Cheektowaga shall be made under the State contract except as to the Highway Department, as to which the Superintendent of Highways has the authority to make purchases of gasoline for highway equipment, and the Gulf Oil Corporation, which has been supplying gasoline, shall be requested to allow the use of its equipment until the Town shall have an opportunity to acquire its own, and said Gulf Oil Corporation shall be requested to refund to the Town the amount of charges made during the past five years in excess of that which would have been reasonable.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Rth	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

CARRIED: AYES: -7- NAYES: -0- ABSENT: -0-

Item No. 14 Referred to Highway Department communication from William Street Citizens and Taxpayers Prot. Assoc. in reference to broken sidewalks damaged by the department during the repairing of Wagner Street and William Street.

Item No. 15 Referred to Town Board and Recreation Chat Rutkowski communication from the Town Park Home Owners Assoc. in reference to conditions which exist at the Town Park.

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

WHEREAS, Civil Defense Director, of the Cheektowaga Office, has made a request of the Town Board to arrange the possible purchase of a 16MM Sound Projector, for an approximate price of \$350.00, to be used for Visual Education, and

WHEREAS, said projector would become the property of the Auxiliary Police of the Town of Cheektowaga,

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

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

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

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Item No. 17 Referred to Town Engineer A. Kamm a communication from William Street Citizens and Taxpayers Prot. Assoc. in reference to complaints from residents of Claude Dr. of flooding, no sidewalks and trash on vacant lots.

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Item No. 18 On the motion of Councilman Kornecki the proposals in reference to Drainage Dist. #9 and Proposed Storm Drainage Dist. #8 were tabled for two weeks. Seconded by Councilman Kaczmarek.

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Item No. 19 Received and filed communication from Walden District Taxpayers Assoc. in reference to the proposal before the Town Board on the noise survey at the Buffalo Airport, asking approval for this expenditure and prompt action. Supervisor Weber assured them that a comprehensive baffle system will be installed and will curb jet noise.

Walter Garver, delegate from the Cheektowaga Improvement Association Committee spoke in favor of a noise level study which would give residents a basis for possible lawsuits, if noise levels rise considerably in the future.

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Item No. 20 Referred to Town Board communication from the Depew Village Board in reference to statement made in the Buffalo Evening News regarding the tax relief for the Village of Depew.

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

WHEREAS, bids were received for the purchase of a new 3/4 ton Pick-Up Truck to be used for traffic regulation and light standard maintenance, and

WHEREAS, the Town Engineer has submitted his recommendation in accordance with the attached communication,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga purchase said truck from Mernan Chevrolet, Inc., in the amount of \$2,150.00.

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

Item No. 21 Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0- 36

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

RESOLVED, that the Niagara Mohawk Power Corporation is hereby authorized to make the following light installations and changes:

Cleveland Drive at Merrymount Road

Remove 2500 lumen incandescent U.G. street lights and Customer owned lamp standards #451 and #456 Cleveland Drive. Install 400 watt mercury vapor O.H. street light on N.M.P. Corp. pole #447 at the southwest corner of Cleveland Drive and Merrymount Road.

Cleveland Drive and Charnwood Drive

Remove 2500 lumen incandescent U.G. street light and Customer owned lamp standard #269 Cleveland Drive. Install 175 watt mercury vapor O.H. street light on traffic signal pole at the northeast corner of Charnwood Drive and Cleveland Drive.

Cleveland Drive Opposite Kenview Boulevard

Remove 2500 lumen incandescent U.G. street light and Customer owned lamp standard #215 Cleveland Drive. Install 175 watt mercury vapor O.H. street light and wood pole opposite the property line between #215 and #221 Cleveland Drive.

Cleveland Drive at Highview Terrace

Remove 6000 lumen incandescent U.G. street light and Customer owned lamp standard #181 and #192 Cleveland Drive. Remove 4000 lumen incandescent O.H. street light from N.M.P. Corp. pole #199 Cleveland Drive. Install three (3) 175 watt mercury vapor O.H. street lights on N.M.P. Corp. poles #175 and #199 also on the traffic signal pole at the northeast corner of Cleveland Drive and Highview Court.

Cayuga Road between Ellen Drive and Wehrle Drive

Install four (4) 175 watt mercury vapor lamps on N.M.P. Corp. poles #512, 530, 556 and 588. Remove four (4) 2500 lumen incandescent lamps from N.M.P. Corp. poles #512, 530, 556 and 588.

Barbara Street and Atwood Place

Remove two (2) 2500 lumen incandescent O.H. street lights and ornamental brackets from N.M.P. Corp. poles #48 and 73 Barbara Street, also #2 Atwood Place. Install two (2) 2500 lumen incandescent O.H. street lights and conventional brackets on N.M.P. Corp. poles #48 and 70 Barbara Street, also #3 Atwood Place, be it further

RESOLVED, that the Niagara Mohawk Power Corporation return to the Town of Cheektowaga Highway Department three (3) number

Item No. 22 Cont'd

1348 lighting standards to be used for replacement purposes.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0- 27

Item No. 23 On motion of Councilman Kaczmarek resolution to purchase two (2) heavy duty trucks with garbage packer bodies and one (1) heavy duty truck with Dempster Dumpster body be tabled for two weeks. Seconded by Councilman Kornecki.

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

WHEREAS, the County of Erie has issued a permit to erect a pedestrian push-button signal on William Street, C.R.#207-1 in front of the Theodore Roosevelt School,

NOW, THEREFORE, be it resolved, that the Supervisor be and he hereby is authorized to order installation of the same from Reynders Electric Company, and to make payment therefor.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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21

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

THAT the Annual Cheektowaga Paint-Up and Fix-Up Drive be held beginning, Monday May 18, 1964, and ending Friday, May 29, 1964, excluding Saturday and Sunday, and

BE IT FURTHER RESOLVED, that the Sanitation Department be and they are hereby authorized to purchase one hundred (100) posters for distribution in conspicuous places in the Town.

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

Supervisor Weber	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE

Item No. 25 Cont'd

Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

23
42

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

RESOLVED, that the Receiver of Taxes and Assessments requests the Honorable Body to authorize the purchase of validating and receipting machine from the National Cash Register Company at a cost of \$648.00.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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38

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

BE IT RESOLVED, that contract on behalf of the Consolidated Lighting District of the Town of Cheektowaga with the Niagara Mohawk Power Corporation for lighting service within said Consolidated Lighting District, for a period of one (1) year from April 1, 1964, and thereafter until cancelled by either party, as provided in the Service Classification, shall be executed by a majority of the members of this Town Board, the Town Seal affixed, and attested by the Town Clerk.

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

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

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

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27

Item No. 28 Councilman Trojanoski offered 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 for their operation constructed within the proposed extension of said District, and the location of each, and

Item No. 28 Cont'd

WHEREAS, the Board of Trustees of the Village of Depew, on September 16, 1963, duly adopted a resolution consenting to the proposed extension of said Drainage District, which resolution was adopted subject to a permissive referendum, pursuant to Article 5-A of the Village Law, and 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 boundaries of said proposed extension of said Drainage District, as set forth in said map, plan and report, are as follows:

ALL THAT TRACT OF 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 easterly line of the Niagara Mohawk Power Corporation right-of-way (as a 90.0 foot right-of-way).

Running thence southerly along the easterly line of said Niagara Mohawk Power Corporation right-of-way for a distance of 1,134 feet more or less to a point in the northerly line of right-of-way for George Urban Boulevard (as a 100.0 foot right-of-way).

Thence easterly along the northerly line of said George Urban Boulevard for a distance of 520 feet more or less to a point, said point being the northeast corner of lands acquired by the County of Erie under Liber 6842 of deeds, Page 338.

Thence northerly along the easterly line of lands conveyed under Liber 6552 of Deeds at Page 517 and being parallel with the easterly line of Lot 74 for a distance of 1,131 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 548 feet more or less to the point or place of beginning.

and

WHEREAS, the improvements made in the proposed extension of said Drainage District consist of surface water drains and the appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$-0- the improvements having been made and paid for by the developer of the area, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection; NOW, THEREFORE,

BE IT ORDERED BY THE Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of May, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the proposed extension of said district, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York,

Item No. 28 Cont'd

(a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property owners within the proposed extension of said Drainage District are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said Drainage District; and (d) whether the proposed extension of said District is in the public interest.

FURTHER ORDERED that the Town Clerk be and she hereby is directed to publish in the Depew Herald and Cheektowaga News and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Supervisor Weber	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)

26
42

EXTRACTS FROM MINUTES OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of April, 1964 at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski,

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

ABSENT: None

Councilman Trojanoski offered 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 for their operation constructed within the proposed extension of said District, and the location of each, and

WHEREAS, the Board of Trustees of the Village of Depew, on September 16, 1963, duly adopted a resolution consenting to the proposed extension of said Drainage District, which resolution was adopted subject to a permissive referendum, pursuant to Article 5-A of the Village Law, and 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 boundaries of said proposed extension of said Drainage 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 easterly line of the Niagara Mohawk Power Corporation right-of-way (as a 90.0 foot right-of-way).

Running thence southerly along the easterly line of said Niagara Mohawk Power Corporation right-of-way for a distance of 1,134 feet more or less

to a point in the northerly line of right-of-way for George Urban Boulevard (as a 100.0 foot right-of-way).

Thence easterly along the northerly line of said George Urban Boulevard for a distance of 520 feet more or less to a point, said point being the northeast corner of lands acquired by the County of Erie under Liber 6842 of Deeds, Page 338.

Thence northerly along the easterly line of lands conveyed under Liber 6552 of Deeds at Page 517 and being parallel with the easterly line of Lot 74 for a distance of 1,131 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 548 feet more or less to the point or place of beginning.

and
WHEREAS, the improvements made in the proposed extension of said Drainage District consist of surface water drains and the appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$-0-, the improvements having been made and paid for by the developer of the area, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of May, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the proposed extension of said District, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said Drainage District are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said Drainage District; and (d) whether the proposed extension of said District is in the public interest.

FURTHER ORDERED that the Town Clerk be and she hereby is directed to publish in the Depew Herald and Cheektowaga News and post certified copies of this order at the time and in the manner provided by Article 12-A of the Town Law.

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

Councilman Wroblewski, Voting Aye

Councilman Bystrak, Voting Aye

Councilman Fath, Voting Aye

Councilman Trojanoski, Voting Aye

Councilman Kornecki, Voting Aye

Councilman Kaczmarek, Voting Aye

AYES: 7; NOES: 0; ABSENT: 0.

State of New York
County of Erie

I, CHARLOTTE JANIAK, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 20, 1964, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page A-6, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have herunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of April, 1964.

CHARLOTTE JANIAK
Town Clerk

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

This is to certify that I, CHARLOTTE JANIAK, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 20th day of April 1964, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof,
I have hereunto set my
(seal) hand and affixed the
seal of said Town this
20th day of April 1964.

CHARLOTTE JANIAK
Clerk of the Town Board,
Town of Cheektowaga,

ap23 N. Y.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

tion for the full term of five
years to fill the vacancy cre-
ated by the expiration of the
term of office of EDMUND
PALEWODZINSKI; whose term
expires on June 30th, 1964.

One member for the office of
member of the Board of Educa-
tion for the full term of five
years to fill the vacancy
created by the expiration of the
term of office of JOHN SCHU-
LTER; whose term expires on
June 30th, 1964.

TAKE FURTHER NOTICE
that all candidates for the of-
fice of member of the Board of
Education shall be nominated
by Petition. A separate Peti-
tion shall be required to nomin-
ate a candidate to each sepa-
rate office. Each Petition shall
be directed to the School Dis-
trict Clerk, shall be signed by
at least twenty-five (25) quali-
fied voters of the District who
shall state their place of resi-
dence, shall be attested by two
other qualified voters, and shall
be filed with the School District
Clerk. The Petition shall be
filed with the School District
Clerk not later than the first
meeting of the Board of Educa-
tion and the members of said Board
shall attend the meeting.

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 4
week, the first insertion being on the 23rd day
of April, 1964, 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 27th day of

April, 1964

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1966

Joseph Kornecki, Councilman
Michael J. Kaczmarek
Councilman

ABSENT: None

Councilman Trojanoski offered 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 for their operation constructed within the proposed extension of said District, and the location of each, and

WHEREAS, the Board of Trustees of the Village of Depew, on September 18, 1963, duly adopted a resolution consenting to the proposed extension of said Drainage District, which resolution was adopted subject to a permissive referendum, pursuant to Article 5-A of the Village Law, and 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 boundaries of said proposed extension of said Drainage 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 easterly line of the Niagara Mohawk Power Corporation right-of-way (as a 90.0 foot right-of-way).

Running thence southerly along the easterly line of said Niagara Mohawk Power Corporation right-of-way for a distance of 1,134 feet more or less to a point in the northerly line of right-of-way for George Urban Boulevard (as a 100.0 foot right-of-way).

Thence easterly along the northerly line of said George Urban Boulevard for a distance of 680 feet more or less to a point, said point being the northeast corner of lands acquired by the County of Erie under Liber 6642 of Deeds, Page 388.

Thence northerly along the easterly line of lands conveyed under Liber 6632 of Deeds at Page 517 and being parallel with the easterly line of Lot 74 for a distance of 1,131 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 540 feet more or less to the point or place of beginning.

WHEREAS, the improvements made in the proposed extension of said Drainage District consist of surface water drains and the appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$-0-, the improvements having been made and paid for by the developer of the area, and

WHEREAS, said map, plan and report is on file in the office of the Town Clerk for public inspection; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of May, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the proposed extension of said District, at which all persons interested in the subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said Drain-

STATE OF NEW YORK
COUNTY OF ERIE

MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of April, 1964 at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Paul T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Albin Fath, Councilman
Joseph Trojanoski, Councilman

Article 12-A of the Town Law.

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

Councilman Bystrak, Voting Aye

Councilman Fath, Voting Aye

Councilman Trojanoski, Voting Aye

Councilman Kornecki, Voting Aye

Councilman Kaczmarek, Voting Aye

AYES: 7; NOES: 0; ABSENT: 0.

State of New York
County of Erie

I, CHARLOTTE JANIAK, Town Clerk of the Town of Cheektowaga, in and after described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 20, 1964, and minutes of said meeting have been kept by me in accordance with the provisions of Article 12-A of the Town Law of New York for the purpose of recording the minutes of said Board, and such

appear at page A-6, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of April, 1964.

CHARLOTTE JANIAK
Town Clerk

State of New York
Erie County
Office of the Clerk of the Town of Cheektowaga

This is to certify that I, CHARLOTTE JANIAK, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 20th day of April 1964, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 20th day of April 1964.

CHARLOTTE JANIAK
Clerk of the Town Board,
Town of Cheektowaga,
N. Y.

by Councilman
and duly put to a
sulted as follows:
ber, Voting Aye
roblewski,
Voting Aye
ystrak,
Voting Aye
ath, Voting Aye
trojanoski,
Voting Aye
Kornecki,
Voting Aye
Kaczmarek,
Voting Aye
YES: 0; ABSENT:

Charlotte Janiak,
Clerk of the Town here-
by, DO HEREBY
follows:

At a regular meeting of the
Board of the Town of
Cheektowaga, Erie County, New
York, held at the Town Hall,
corner of Broadway and Union
Road in said Town, on the 20th
day of April, 1964, at 7:30
o'clock P.M., Eastern Standard
Time, there were:

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

Charlotte Janiak,
Clerk

Clerk of the Town of Cheektowaga

To certify that I, Charlotte Janiak, Clerk of the Town of Cheektowaga, in the County of Erie, have compared the foregoing copy of the original resolution now on file at this office, which was passed by the Board of the Town of Cheektowaga in said County of Erie, on the 20th day of April, 1964, and that the same is a correct and true transcript of the original resolution and the

Witness Whereof,
I have hereunto set my hand and affixed the seal of said Town this 20th day of April 1964.
Charlotte Janiak
Clerk of the Town Board,
Cheektowaga.

STATE OF NEW YORK
COUNTY OF ERIE

At a regular meeting of the
Board of the Town of
Cheektowaga, Erie County, New
York, held at the Town Hall,
corner of Broadway and Union
Road in said Town, on the 20th
day of April, 1964, at 7:30
o'clock P.M., Eastern Standard
Time, there were:

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

Joseph Kornecki, Councilman
Michael J. Kaczmarek
Councilman

ABSENT: None

Councilman Trojanoski offered 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 for their operation constructed within the proposed extension of said District, and the location of each, and

WHEREAS, the Board of Trustees of the Village of Depew, on September 18, 1963, duly adopted a resolution consenting to the proposed extension of said Drainage District, which resolution was adopted subject to a permissive referendum, pursuant to Article 5-A of the Village Law, and 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 boundaries of said proposed extension of said Drainage 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 easterly line of the Niagara Mohawk Power Corporation right-of-way (as a 60.0 foot right-of-way).

Running thence southerly subject thereof may be heard concerning the same.

FURTHER ORDERED that said Town Board shall at said time and place hear all evidence thereon which will enable it to determine, pursuant to the provisions of Article 12-A of the Town Law of New York, (a) whether the notice of such hearing was published and posted as required by law, and is otherwise sufficient; (b) whether all the property and property owners within the proposed extension of said Drainage District are benefited thereby; (c) whether all the property and property owners benefited are included within the limits of the proposed extension of said Drainage District; and (d) whether the proposed extension of said District is in the public interest.

FURTHER ORDERED that the Town Clerk be and she hereby is directed to publish in the Depew Herald and Cheektowaga News and post certified copies of this order at the time and in the manner provided by

Article 12-A of the Town Law.
Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows: Supervisor Weber, Voting Aye Councilman Wroblewski, Voting Aye

Councilman Bystrak, Voting Aye Councilman Fath, Voting Aye Councilman Trojanoski, Voting Aye Councilman Kornecki, Voting Aye Councilman Kaczmarek, Voting Aye
AYES: 7; NOES: 0; ABSENT: 0.

State of New York
County of Erie

I, CHARLOTTE JANIAK, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 20, 1964, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes

appear at page A-6, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of April, 1964.
CHARLOTTE JANIAK
Town Clerk

State of New York
Erie County
Office of the Clerk of the Town of Cheektowaga

This is to certify that I, CHARLOTTE JANIAK, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 20th day of April, 1964, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof,
I have hereunto set my hand and affixed the seal of said Town this 20th day of April 1964.
CHARLOTTE JANIAK
Clerk of the Town Board,
Cheektowaga,
N. Y.

Item No. 29 Councilman Kornecki offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be and she hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS on April 23, 1964, the following Notice to Bidders:

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held on May 4, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in said Town, for the furnishing of one (1) 3/4 Town Truck and one (1) 2-Door Passenger Sedan for the use of the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Town Highway Building, 3145 Union Road, Cheektowaga, New York.

Dated: April 20, 1964

Charlotte Janiak, Town Clerk

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

Supervisor Weber	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)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held on May 4, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in said Town, for the furnishing of one (1) ¾ Ton Truck and one (1) 3-Door Passenger Sedan for the use of the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Town Highway Building, 3145 Union Road, Cheektowaga, New York.

Dated: April 20, 1964

CHARLOTTE JANIAK
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 23rd day of April, 1964, 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 27th day of

April, 1964
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1966

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

WHEREAS, a written petition was duly filed with this Town Board for the improvement of that portion of Midland Drive from Central Boulevard north approximately 280 feet to Sublots Nos. 535 and 557 as shown on Map Cover No. 1496 filed in the Erie County Clerk's Office, by the construction of a lateral sewer, and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of Three Thousand Five Hundred Dollars (\$3,500.00);

NOW, THEREFORE,

Pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of May, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and she hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously a certified copy of this resolution and order on the sign-board of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, not less than ten nor more than twenty days prior to the date fixed for such hearing.

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

Supervisor Weber	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 certified copy of the notice published in the Depew Herald and Cheektowaga News:

(Affidavit on next page)

EXTRACTS FROM MINUTES OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of April, 1964 at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman
Michael J. Kaczmarek, Councilman

ABSENT: None.

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Town Board for the improvement of that portion of Midland Drive from Central Boulevard north approximately 280 feet to Sublots Nos. 535 and 557 as shown on Map Cover No. 1496 filed in the Erie County Clerk's Office, by the construction of a lateral sewer, and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of Three Thousand and Five Hundred Dollars (\$3,500.00);

and Five Hundred Dollars (\$3,500.00);

NOW, THEREFORE,

Pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of May, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and she hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, a certified copy of this resolution and order on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, not less than ten nor more than twenty days prior to the date fixed for such hearing.

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

Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Kornecki, Voting Aye
Councilman Kaczmarek, Voting Aye

AYES: 7; NOES: 0; ABSENT: 0.

State of New York
County of Erie

I, CHARLOTTE JANIAK, Town Clerk of the Town hereinafter

described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 20, 1964, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page A-7, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of April, 1964.

CHARLOTTE JANIAK
Town Clerk

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

This is to certify that I, CHARLOTTE JANIAK, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 20th day of April 1964, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof,
I have hereunto set my hand and affixed the seal of said Town this 20th day of April 1964.

CHARLOTTE JANIAK
Clerk of the Town Board,
Town of Cheektowaga,
N. Y.

ap23

the ss:
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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 6
 week, the first insertion being on the 23rd day
 of April, 1964, 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 27th day of

April, 1964
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
 Notary Public, State of New York
 Qualified in Erie County
 My commission expires Mar. 30, 1966

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

At a regular meeting of the
Town Board of the Town of
Cheektowaga, Erie County, New
York, held at the Town Hall,
corner of Broadway and Union
Road in said Town, on the 20th
day of April, 1964 at 7:30
o'clock P.M., Eastern Standard
Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancia Fath, Councilman
Joseph Trojanski, Councilman
Joseph Kornecki, Councilman
Michael J. Kaczmarek, Councilman

ABSENT: None.

Councilman Fath presented
the following resolution and
moved its adoption:

WHEREAS, a written peti-
tion was duly filed with this
Town Board for the improve-
ment of that portion of Midland
Drive from Central Boulevard
north approximately 280 feet
to Sublots Nos. 535 and 567 as
shown on Map Cover No. 1465
filed in the Erie County Clerk's
Office, by the construction of a
lateral sewer, and

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

WHEREAS, such petition was
duly acknowledged or proved
by all the signers in the same
manner as a deed to be record-
ed, and is otherwise sufficient,
and

WHEREAS, the maximum
amount proposed to be expend-
ed for the improvement of said
highway as stated in the peti-
tion, is the sum of Three Thou-
sand Five Hundred Dollars (\$3,500.00);

NOW, THEREFORE,

Pursuant to the provisions of
Section 190 of the Town Law
of the State of New York, it is
hereby

ORDERED, that the Town
Board of the Town of Cheek-
towaga, Erie County, New York,
shall meet at the Town Hall,
corner of Broadway and Union
Road in said Town, on the 4th
day of May, 1964, at 2:30 o'clock
P.M., Eastern Daylight Saving
Time, for the purpose of con-
sidering the said petition and
hearing all persons interested
in the subject thereof concern-
ing the same, and

BE IT RESOLVED, that the
Town Clerk be and she hereby
is ordered and directed to pub-
lish a certified copy of this
resolution and order in the DE-
PEW HERALD AND CHEEK-
TOWAGA NEWS, a newspaper
published and having a general
circulation in the Town of
Cheektowaga, not less than ten
(10) nor more than twenty (20)
days prior to the date of the
hearing, and that the Town

Clerk post conspicuously or
cause to be posted conspicu-
ously, a certified copy of this res-
olution and order on the sign-
board of the Town maintained
pursuant to Subdivision 6 of
Section 30 of the Town Law,
not less than ten nor more than
twenty days prior to the date
fixed for such hearing.

Seconded by Councilman Tro-
janski and duly put to a vote
which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski,

Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanski, Voting Aye
Councilman Kornecki, Voting Aye
Councilman Kaczmarek, Voting Aye

AYES: 7; NOES: 0; ABSENT:

0.
State of New York
County of Erie

I, CHARLOTTE JANIAK, Town
Clerk of the Town hereinafter
described, DO HEREBY CER-
TIFY as follows:

1. A regular meeting of the
Town Board of the Town of
Cheektowaga, a town located in
the County of Erie, State of
New York, was duly held on
April 20, 1964, and minutes of
said meeting have been duly
recorded in the Minute Book
kept by me in accordance with
law for the purpose of record-
ing the minutes of meetings of
said Board, and such minutes
appear at page A-7, inclusive,
of said book.

2. I have compared the at-
tached extract with said min-
utes so recorded and said ex-
tract is a true copy of said min-
utes and of the whole thereof
insofar as said minutes relate
to matters referred to in said
extract.

3. Said minutes correctly state
the time when said meeting was
convened, the place where such
meeting was held and the mem-
bers of said Board who attend-
ed said meeting.

IN WITNESS WHEREOF, I
have hereunto set my hand and
have hereunto affixed the cor-
porate seal of said Town, this
20th day of April, 1964.

CHARLOTTE JANIAK
Town Clerk

State of New York
Erie County
Office of the Clerk of the ss:

Town of Cheektowaga
This is to certify that I,
CHARLOTTE JANIAK, Clerk of
the Town of Cheektowaga, in
the said County of Erie, have
compared the foregoing copy of
resolution with the original
resolution now on file at this
office, and which was passed by
the Town Board of the Town of
Cheektowaga in said County of
Erie, on the 20th day of April
1964, and that the same is a
correct and true transcript of
such original resolution and the
whole thereof.

In Witness Whereof,
I have hereunto set my
hand and affixed the
seal of said Town this
20th day of April 1964.
CHARLOTTE JANIAK
Clerk of the Town Board,
Town of Cheektowaga,
ap23 N. Y.

G. BENNETT

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

WHEREAS, the term of Joseph P. Kubera as a member of the Cheektowaga Zoning Board of Appeals expires on May 4, 1964,

NOW, THEREFORE, be it resolved that Joseph P. Kubera be reappointed a Member of the Zoning Board of Appeals for a five year term expiring May 4, 1969.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

31
34
42

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

WHEREAS, the Town of Cheektowaga, is in need of a Clerk-Stenographer, and

WHEREAS, the Civil Service list submitted by the County of Erie included the name of Christine Skowronski of Avenue, Sloan, New York, and

WHEREAS, Miss Skowronski is the highest person on the list for employment,

NOW, THEREFORE, be it resolved that Christine E. Skowronski, be and she hereby is hired as Clerk-Stenographer, effective April 20, 1964 at a starting salary of \$3500 with increments of \$100 at the end of six (6) months and one (1) year.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

31
20

Item No. 33 On motion of Councilman Trojanoski resolution for the approval of voucher to do the work and furnish materials by Straco, Inc. for repairs in Sanitary Sewer #5 on Roycroft Force Main between Wehrle Dr. and Cleveland, be paid was tabled for two weeks. Seconded by Councilman Wroblewski.

6
24

Item No. 34 On motion of Councilman Trojanoski resolution for the approval of voucher to do the work and furnish materials by Straco, Inc., for repairs on the Union Road Force Main between Wehrle Dr. and Cleveland Dr. in Sanitary Sewer Dist. #5 be paid was tabled for two weeks. Seconded by Councilman Wroblewski.

6
24

Item No. 35 Received and filed communication from Town of Cheektowaga Democratic Committee requesting the appointment of Benedict T. Holtz to the position of Town Clerk in the Town of Cheektowaga.

10
35

Item No. 36 Councilman Joseph Kornecki presented the following resolution and moved its adoption:

RESOLVED, that the Town Board of the Township of Cheektowaga hereby appoints Benedict T. Holtz as Town Clerk, to fill the vacancy created by the untimely death of Kenneth T. Hanley.

Said appointment shall become effective immediately upon the resignation of the Acting Town Clerk, Mrs. Charlotte Janiak, and terminate on January 1, 1965.

Councilman Stanley Bystrak seconded the resolution.

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

AYES: -6-

NAYES: -1-

ABSENT: -0-

35
34

Item No. 37 No action taken on resolution presented by Supervisor Weber requesting the appointment of Alfred Franzek to the position of Town Clerk in the Town of Cheektowaga.

35
34

Item No. 38 Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that the Town Board arrange for the purchase or repair of the Public Address System for the Council Chambers, in the Town Hall, Cheektowaga, New York.

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

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

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

1
3

Item No. 39 Referred to Town Clerk Charlotte Janiak to write a letter to Pres. T. Ryan of the N.F.T. requesting his presence or one of his representatives at the next Town Board meeting on May 4, 1964 at 2:30 p.m. at the Cheektowaga Town Hall in connection with the letter presented by the Beverly Hills Association regarding conditions of the Bus Service in the Town.

10
42

Item No. 40 Councilman Trojanoski 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 1965, being the same services that have been rendered by Holloway & Company in previous years.

Item No. 40 Cont'd

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

Supervisor Weber	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-

2
10
42

Item No. 41 Councilman Trojanoski offered the following resolution and moved its adoption, seconded by Councilman Kornecki, to wit:

RESOLVED, that Holloway & Company, 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 1965 by the use of data processing equipment, said service to be similar to that rendered for the tax year 1964 including the services performed by the Special Districts Clerk in prior years, such as making all changes recorded in the Assessor's field books and setting up new special districts as shown by the budget for the year 1965.

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

Supervisor Weber	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-

32
42

Item No. 42 Councilman Kornecki presented the following resolution and moved its adoption:

BE IT RESOLVED, that the following transfers within the General and Highway Funds of the Town of Cheektowaga, be effected:

GENERAL FUND		TO	FROM
03-004-21	Town Clerk - equipment (photostat Machine)	\$168.00	\$
03-004-23	Town Clerk - equipment (steel cabinet)		76.85
03-004-31	Town Clerk - other expenses (stationery, etc.)		91.15
03-005-31	Board of Assessors - Travel	80.06	
03-005-32	Board of Assessors - Office expense		80.06
03-010-12	Town Hall and offices - other labor	271.22	
03-010-33	Town Hall and offices - supplies		271.22
03-024-32	Adult Recreation - supplies	98.01	
03-024-22	Adult Recreation - oil & craft materials		98.01
03-025-00	Bond Principal	375.00	
03-032-00	Contingent Account		375.00
03-028-02	Note Interest - contingent	1,200.00	
03-032-00	Contingent Account		1,200.00

Item No. 42 Cont'd

HIGHWAY FUND		TO	FROM
05-018-11	Item 4 - Miscellaneous Supplies	\$2,000.00	\$
05-012-02	Item 4 - Control of ice & snow-labor		2,000.00

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

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

AYES: -7- NOES: -0- ABSENT: -0- ²/₁₂

Item No. 43 On the motion of Councilman Kornecki the matter relating to the purchase of three new voting machines was tabled for two weeks. Seconded by Councilman Wroblewski. 11

Item No. 44 Decision of Zoning Board of Appeals in the matter of the application of William P. Hildegarda Schumbal to rezone from residential district to Business District of the property on Genesee St., recommending the rezoning as requested except for a 1000 feet in depth instead of the 2140.30 feet as requested. On the motion of Councilman Kaczmarek the matter was tabled for two weeks. Seconded by Councilman Bystrak. 19

Item No. 45 Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, there was heretofore laid a lateral sewer in a highway known as Little Lane, which runs south from Constance Lane, and which said highway has never been accepted by the Town Superintendent of Highways or the Town Board as a public Town Highway, and which lateral sewer was laid without a permit therefor from the State Health Department, and

WHEREAS, sewage from said lateral sewer has backed up into some of the homes connected to said lateral sewer in Little Lane, creating a serious health hazard, requiring immediately correction, and

WHEREAS, said lateral sewer lies within the boundaries of Sewer District No. 3 of this Town; NOW, THEREFORE,

BE IT RESOLVED, that necessary repair and/or replacement of the lateral sewer in Little Lane be undertaken immediately to alleviate the health hazard existent because of the backing up of this sewer into some of the homes on Little Lane connected to it, and that this emergency work be done by Straco, Inc., and that the cost of this repair and/or replacement work shall be paid out of the budget appropriation for Sewer District No. 3, and that the Town Attorney shall undertake, if feasible, recoupment of such cost from the person or persons responsible for the illegal and defective construction of said lateral sewer, it being strictly understood that the undertaking of this work shall not be construed as any acceptance of said Little Lane as a Town highway or of the existing lateral sewer as a part of the sewer system of Sewer District No. 3 of this Town.

Item No. 45 Cont'd

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

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

CARRIED: AYES: -7- NAYES: -0- ABSENT: -0-

24
13

Item No. 46 On motion of Councilman Fath the complaint by Mrs. Steele in reference to conditions existing on Evergreen Pl. was referred to Town Engineer Kamm. 10

Item No. 47 Mr. Hoey presented Supervisor Weber with a record for his HI-FI set of a recording made by the Maryvale High School Chorale Sr. and Jr. Group. 39
42

Item No. 48 On motion of Councilman Kaczmarek the complaint by Mr. Walter Mroz of 1046 Losson Rd., in reference to a house next door which has been condemned by Dr. Vendetti, the health officer of the Town of Cheektowaga, and nothing has been done to remedy situation, was referred to the Chief of Police Mersmann. 43
28

Item No. 49 On motion of Councilman Trojanoski the complaint of the Walden Ave. Businessmen was referred to the Police department to contact the Reynders Electric Co. to restudy signal at Walden Ave. and Pine Ridge Rd. 18
41

Item No. 50 Referred to Councilman Trojanoski matter regarding construction of sidewalks on Wildy St. as requested by Michael Stachewicz of the Walden Ave. Citizens & Taxpayers Association. 10
25

Item No. 51 On the motion of the Supervisor to paint the Town Hall and have the work done by Town Employees resulted in the vote of 7 ayes and 0 naves. Supervisor Weber offered to check with Union Representatives as to the feasibility of Town Employees doing such work. 31
3

Item No. 52 On the motion of Councilman Kornecki, seconded by Councilman Wroblewski a motion offered by Councilman Kaczmarek to assemble the Town Ordinances into book form to be available at a fee was tabled. Supervisor Weber asked for enforcement of the Certificate of Occupancy Ordinance adopted in 1958 and the Town Board ordered the Building Inspector to enforce this ordinance. 40
42

Item No. 53 On the motion of Councilman Kaczmarek requesting Holloway & Co. to number the copies of the State Budget. 2
42

Item No. 54 Referred to Chief of Police Mersmann letter from Cheektowaga Police Club, authorizing six police officers to attend N.Y. State Police Conference Convention and Grossinger's, Liberty, N.Y. 10
18

Item No. 55 Moved by Councilman Kornecki, seconded by Councilman Trojanoski to adjourn.

SEAL

Charlotte Janiak, Town Clerk.

144

Cheektowaga, New York
May 4, 1964

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 4th day of May, 1964, at 2:30 p.m., E.D.S.T., there were:

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

Absent: -0-

Also present were: Charlotte Janiak, Town Clerk; Benedict T. Holtz, appointed as Town Clerk; Town Attorney Kitzinger, and Deputy Town Attorney Delahunt.

Item No. 2 Charlotte Janiak's resignation.

Gentlemen:

I hereby respectfully submit my resignation as Town Clerk and Registrar of Vital Statistics, effective May 4, 1964.

Very truly yours,
/s/ Charlotte Janiak

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the resignation of Charlotte Janiak as Town Clerk and Registrar of Vital Statistics be accepted.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0- 31

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

RESOLVED, that BENEDICT T. HOLTZ of Cheektowaga, New York, be and he hereby is appointed Town Clerk and Registrar of Vital Statistics, effective May 4, 1964, at a salary of \$7,900.00 per annum.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE

Item No. 3 Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that CHARLOTTE JANIAK of Cheektowaga, New York, be and she is hereby appointed Deputy Town Clerk and Deputy Registrar of Vital Statistics, by the Town Clerk, effective May 4, 1964, at a salary of \$4,750.00 per annum.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that NORMAN BAILEY of Cheektowaga, New York, be and he hereby is appointed Second Deputy Town Clerk, by the Town Clerk, effective May 4, 1964, at a salary of \$3950.00 per annum.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, Robert S. Osuch failed to pass the examination for Sewage Treatment Plant operator for the third time,

NOW, THEREFORE, BE IT RESOLVED, that the employment of Robert S. Osuch as Sewage Treatment Plant Operator be terminated effective April 30, 1964, and

BE IT FURTHER RESOLVED, that Robert S. Osuch be employed as a laborer in the Sewer Department, effective April 30, 1964.

Item No. 6 Cont'd

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 7 Councilman Bystrak presented the following resolution and moved its adoption: 31

WHEREAS, John L. Slisz, Sewage Treatment Plant Operator, failed to qualify in his first examination for the position,

NOW, THEREFORE, BE IT RESOLVED, that John L. Slisz, be and he hereby is provisionally appointed Sewage Treatment Plant Operator, effective May 5, 1964, pending his fulfillment of requirements.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 8 Councilman Bystrak presented the following resolution and moved its adoption: 31

WHEREAS, Matthew F. Przybyla passed the Civil Service Examination for Sewage Treatment Plant Operator,

NOW, THEREFORE, be it resolved that said Matthew F. Przybyla be and he hereby is permanently appointed Sewage Treatment Plant Operator, effective May 5, 1964, at \$5,200 per annum.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 9 Communication from Nussbaumer, Clarke & Velzy. Re: Drainage District #9, received and filed. 31
26

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

BE IT RESOLVED, that the resolution heretofore adopted on March 2, 1964, establishing the office of Deputy Highway Superintendent, be and the same hereby is amended by correcting the title of said office to that of Deputy Superintendent of Highways, said resolution otherwise to remain in full force and effect.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, certain inequalities exist in the Police Department payroll as a result of holiday pay to veterans,

NOW, THEREFORE, in order to equalize and adjust the inequalities, resultant therefrom, be it

RESOLVED, that the salaries of the following employees be increased by \$50.00 per year, effective immediately:

WILLIAM H. GRAHAM
STANLEY SZYMANSKI
MARTIN P. PICK

and the following named employees by \$45.00 per year, effective immediately:

WALTER PRZEPIORA
STANLEY FENSKE
EDMUND MIETLICKI

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12 Councilman Wroblewski 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

Item No. 12 Cont'd

a drainage district of the Town of Cheektowaga designated "Drainage District No. 7", and said map, plan, and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan, and report shows the surface water drains and appurtenances suitable for their operation constructed within the proposed 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 of April 20, 1964, and has remained on file in said office, and

WHEREAS, the Board of Trustees of the Village of Depew, on September 16, 1963, duly adopted a resolution consenting to the proposed extension of said Drainage District, which resolution was adopted subject to a permissive referendum, pursuant to Article 5-A of the Village Law, and 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 boundaries of said proposed extension of said Drainage 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 easterly line of the Niagara Mohawk Power Corporation right-of-way (as a 90.0 foot right-of-way).

Running thence southerly along the easterly line of said Niagara Mohawk Power Corporation right-of-way for a distance of 1,134 feet more or less to a point in the northerly line of right-of-way for George Urban Boulevard (as a 100.0 foot right-of-way).

Thence easterly along the northerly line of said George Urban Boulevard for a distance of 520 feet more or less to a point being the northeast corner of lands acquired by the County of Erie under Liber 6842 of Deeds, Page 338.

Thence northerly along the easterly line of lands conveyed under Liber 6552 of Deeds at Page 517 and being parallel with the easterly line of Lot 74 for a distance of 1,131 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 548 feet more or less to the point or place of beginning.

and

WHEREAS, the improvements made in the extension of the district consist of surface water drains and the appurtenances suitable for their operation, and the maximum amount proposed to be expended therefore is \$-0- the improvement having been made and paid for by the developer of the area, and,

WHEREAS, the Town Board, on April 20, 1964, duly adopted an order providing that the Town Board shall meet at the Town Hall,

Item No. 12 Cont'd

corner of Broadway and Union Road in said Town, on the 4th day of May, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing on the extension of said Drainage 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 hold such hearing, and heard all persons interested in the subject thereof, and

WHEREAS, after holding such hearing, the evidence offered at such public hearing requires that the Town Board make the determination hereinafter set forth; NOW, THEREFORE,

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

(1) It is hereby determined that (a) the notice of said hearing held on May 4, 1964, was published and posted as required by law and is otherwise sufficient, and (b) all the property and property owners within the proposed extension of 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 improvements which have been constructed at no expense to the proposed extension in accordance with said map, plan and report, and (c) all of the property and property owners benefited thereby are included within the limits of the proposed extension of Drainage District No. 7 as the boundaries of the same are hereinabove set forth, and (d) the extension of said Drainage District No. 7 is in the public interest.

(2) The extension of Drainage district No. 7 with the boundaries hereinabove set forth, and the construction of the improvements set forth in said map, plan and report, are hereby approved.

(3) This resolution is subject to a permissive referendum in the manner provided in Article 7 of the Town Law of New York, and petitions requesting such a referendum may be filed with the Town Clerk at any time within thirty days after adoption of this resolution.

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

Supervisor Weber	Voting AYE
councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0- 26

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

IT IS RESOLVED AS FOLLOWS:

Section 1 The Town Board of the Town of Cheektowaga does hereby employ Holloway & Company to make an annual audit for the Town Board of the Town of Cheektowaga covering the calendar year of 1964.

Section 2 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

Item No. 13 Cont'd

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 3 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 4 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 5 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 of non-action of any officer or employee of the Town of Cheektowaga, so far as same do not relate directly to the receiving or disbursing of any moneys of the Town of Cheektowaga.

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

(c) The correctness, regularity, legality, or propriety of the Police Blotter or other Police Records, information, 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 Kaczmarek and duly put to a vote which resulted as follows:

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

RESOLVED, that Holloway & Company, 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:

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE

Item No. 13 Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

RESOLVED, that Holloway & Company, Rand Building, Buffalo, New York, be and they 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 1964 appropriations, expenditures, etc.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 14 Bids were received for one motor cycle from HARLEY-DAVIDSON CORPORATION.

Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that the bid of the HARLEY-DAVIDSON CORPORATION for one Motor Cycle for \$1456.00 be accepted and the Supervisor is authorized to purchase one Motor Cycle from HARLEY-DAVIDSON CORPORATION to be delivered to the Police Department.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15 Bids were received for one (1) 3/4 Ton Truck and one (1) 2-Door Sedan. Referred to the Highway Department.

Item No. 16 List of Democratic and Republican Poll Clerks received from the County Committees.

Item No. 17 Communication from the New York State Electric & Gas Corporation received and filed.

Item No. 18 Communication from the Niagara Frontier Transit System received and filed.

10
42

Item No. 19 Communication from the Cheektowaga Improvement Association received and filed.

10
42

Item No. 20 Communication from the New York State Traffic Commission received and filed.

10
41

Item No. 21 Communication from the Department of Personnel received and filed.

10
4

Item No. 22 Communication from the Cheektowaga Board of Assessors, Re: Extension of Water District No. 9 referred to the Town Attorney.

37
29

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

BE IT RESOLVED, that the following transfers within the General and Highway Funds of the Town of Cheektowaga be effected:

<u>GENERAL FUND</u>		<u>TO</u>	<u>FROM</u>
03-010-12	Town Hall - other wages	\$ 413.60	
03-010-33	Town Hall - supplies		\$ 413.60
03-024-32	Adult Recreation - supplies	26.75	
03-024-22	Adult Recreation - art and craft materials		26.75
03-032-00	Contingent Account	12,078.20	
03-090-00	Transfer from unappropriated surplus		12,078.20
03-039-00	Miscellaneous	1,114.31	
09-090-00	Transfer from unappropriated surplus		1,114.31
<u>HIGHWAY FUND</u>		<u>TO</u>	<u>FROM</u>
05-010-00	Item 3 Note interest	\$ 1,227.28	
05-007-03	Item 3 Miscellaneous		\$ 1,227.28
05-012-04	Item 4 Social Security	103.90	
05-012-07	Item 4 Supplies		103.90
05-012-07	Item 4 Supplies	1,200.00	
05-018-11	Item 4 Miscellaneous Supplies		1,200.00

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

That the following claims be approved as presented:

General Fund	Nos. 289 to 348	inclusive
Highway Fund	Nos. 129 to 147	inclusive

Item No. 24 Cont'd

Special Districts Fund
Part Town Fund

Nos. 120 to 140
Nos. 39 to 43

inclusive
inclusive

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that the Building Permits approved by the Building Inspector from May 11 through May 18, 1964, be granted.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 26 Communication from L. C. Whitmore layed on the table.

Item No. 27 Resolution for the improvement of Midland Drive layed on the table.

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

WHEREAS, this Town Board adopted a resolution on March 2, 1964, whereby it approved of the abandonment of Poznan Avenue, a highway shown on a subdivision map as running between East Sienkiewicz Avenue and Sobieski Street, but which had never been opened and worked as a Town Highway, which abandonment was conditioned upon a conveyance to the Town of a strip of land ten (10) feet in width along the south side of East Sienkiewicz Avenue, to widen this right-of-way from fifty (50) to sixty (60) feet, and

WHEREAS, because the layout of a portion of premises fronting on East Sienkiewicz Avenue does not permit of a conveyance of more than five (5) feet of the frontage thereof; NOW, THEREFORE,

BE IT RESOLVED, that the said resolution adopted on March 2, 1964, be and it hereby is amended to provide that the abandonment of Poznan Avenue is conditional upon the conveyance to the Town of a strip of land along the south side of East Sienkiewicz Avenue five (5) feet in width instead of ten (10) feet in width between Bay Lane and Stanislaus Street; otherwise, the resolution shall remain in full force and effect.

Item No. 28 Cont'd

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Votnig AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

33
13

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

WHEREAS, John Fronckowiak of _____ was appointed Sewage Treatment Operator on May 4, 1964, and

WHEREAS, said appointee is not a high school graduate and therefore cannot be appointed Sewage Plant Operator,

NOW, THEREFORE, BE IT RESOLVED, that his appointment as such operator is hereby rescinded and,

BE IT FURTHER RESOLVED, that John Fronckowiak be and he hereby is appointed a laborer at \$2.31 per hour effective May 11, 1964.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

31
20

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

WHEREAS, a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on May 4, 1964, and

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

WHEREAS, said petition is accompanied by a map prepared

Item No. 30 Cont'd

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

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

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

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

BEGINNING at a point in the center line of Freemont Avenue, said point being 233 feet north of the center line of Como Park Boulevard;

THENCE westerly a distance of 138 feet more or less along a line which is the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE northerly a distance of 1007.38 feet more or less along the west line of the subdivision shown on Map Cover No. 1065 as filed in the Erie County Clerk's Office in Liber of Deeds 917, Page 78, to the center line of Zurbrick Road;

THENCE northeasterly a distance of 279.49 feet more or less along the center line of Zurbrick Road to its intersection with the east line extended of Sublot No. 4, Block B, of the subdivision shown on Map Cover No. 1065;

THENCE southerly a distance of 1033.32 feet, more or less, along the east line of Sublot No. 4 and the east lines of Sublots Nos. 9 through 25, Block B, and the east lines of Sublots Nos. 1 through 15, Block F, of the subdivision shown on Map Cover No. 1065, to the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE westerly a distance of 137 feet more or less along the northern boundary of the existing "Como Park Extension of Water District No. 9"; to the point of beginning.

and

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

WHEREAS, it is estimated that the expense of constructing such improvement is \$9,800.00, and such sum is the maximum amount proposed to be expended for such purpose; NOW, THEREFORE,

IT IS ORDERED, that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Union Road and Broadway, in the Town of Cheektowaga, on the 18th day of May, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

Item No. 30 Cont'd

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

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the territory affected, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid, and that a copy of this order, certified by the Town Clerk, be posted on the signboard of the Town Maintained pursuant to Subdivision 6 of Section 30 of the Town Law, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situate within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 4th day of May, 1964, a petition requesting that Water District No. 9 of the Town of Cheektowaga be extended so that it shall include the territory in said Town bounded and described as follows:

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

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

BEGINNING at a point in the center line of Freemont Avenue, said point being 233 feet north of the center line of Como Park Boulevard;

THENCE westerly a distance of 139 feet more or less along a line which is the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE northerly a distance of 1007.38 feet more or less along the west line of the subdivision shown on Map Cover No. 1065 as

Item No. 30 Cont'd

filed in the Erie County Clerk's Office in Liber of Deeds 917, Page 78, to the center line of Zurbrick Road;

THENCE northeasterly a distance of 279.49 feet more or less along the center line of Zurbrick Road to its intersection with the east line extended of Sublot No. 4, Block B, of the subdivision shown on Map Cover No. 1065;

THENCE southerly a distance of 1033.32 feet, more or less, along the east line of Sublot No. 4 and the east lines of Sublots No. 9 through 25, Block B, and the east lines of Sublots Nos. 1 through 15, Block F, of the subdivision shown on Map Cover No. 1065, to the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE westerly a distance of 137 feet more or less along the northern boundary of the existing "Como Park Extension of Water District No. 9" to the point of beginning.

and

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

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

WHEREAS, said Town Board duly adopted, on the 4th day of May, 1964, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 18th day of May, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board, has, at the time and place specified in said order, duly met and considered said petition, and heard all persons interested in the subject thereof, who appeared at such time and place, concerning the same, and

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

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows, viz: (1) the assessed valuation of all the taxable real property in the proposed extension of Water District No. 9 hereinbefore described, as shown upon the latest completed assessment rolls of said Town, is \$25,700; and the aggregate amount of the assessed valuation of such taxable real property which is owned by owners who signed said petition, is \$19,025; and the aggregate amount of the assessed valuation of taxable real property in said proposed extension owned by resident owners, according to said assessment rolls, is \$21,600; and the aggregate amount of the assessed valuation of said taxable real property which is owned by resident owners who have signed said petition, is \$18,625; (2) said petition is signed and acknowledged or proved as required by law and is otherwise sufficient; (3) all property and property owners within said proposed extension are benefited thereby; (4) all property and property

Item No. 30 Cont'd

owners benefited are included within the limits of said proposed extension; (5) it is in the public interest to grant in whole the relief sought in and by said petition; and (6) the estimated expense of constructing such improvement, of \$9,800, is approved, and such sum is the maximum amount to be expended for such purpose, and it is

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

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

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Herewith attached is a copy of the order as published in the Depew Herald and Cheektowaga News:

(Affidavit on next page)

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**EXTRACTS FROM
MINUTES OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of May, 1964 at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman
Michael J. Kaczmarek, Councilman

ABSENT: 0

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on May 4, 1964, and

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

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

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

**DESCRIPTION OF
FREEMONT AVENUE
EXTENSION
WATER DISTRICT NO. 9
TOWN OF CHEEKTOWAGA,
NEW YORK**

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

BEGINNING at a point in the center line of Freemont Avenue, said point being 233 feet north of the center line of Como Park Boulevard;

THENCE westerly a distance of 138 feet more or less along a line which is the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE northerly a distance of 1007.38 feet more or less along the west line of the subdivision shown on Map Cover No. 1065 as filed in the Erie County Clerk's Office in Liber of Deeds 917, Page 78, to the center line of Zurbrick Road;

THENCE northeasterly a distance of 279.49 feet more or less along the center line of Zurbrick Road to its intersection with the east line extended of Sublot No. 4, Block B, of the subdivision shown on Map Cover No. 1065;

THENCE southerly a distance of 1033.32 feet, more or less, along the east line of Sublot No. 4 and the east lines of Sublots Nos. 9 through 25, Block B, and the east lines of Sublots Nos. 1 through 15, Block F, of the subdivision shown on Map Cover No. 1065, to the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE westerly a distance of 137 feet more or less along the northern boundary of the

existing "Como Park Extension of Water District No. 9" to the point of beginning.

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

WHEREAS, it is estimated that the expense of constructing such improvement is \$9,800.00, and such sum is the maximum amount proposed to be expended for such purpose; NOW, THEREFORE,

IT IS ORDERED, that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Union Road and Broadway in the Town of Cheektowaga, on the 18th day of May, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

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

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the territory affected, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid, and that a copy of this order, certified by the Town Clerk, be posted on the sign-board of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

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

AYES: 7; NOES: 0; ABSENT: 0.

State of New York

County of Erie

I, BENEDICT T. HOLTZ, Town Clerk of the Town herein after described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on May 4, 1964, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page A-8, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 5th day of May, 1964.
BENEDICT T. HOLTZ
Town Clerk

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

A RESOLUTION PROVIDING FOR THE ISSUANCE OF \$333,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA.

WHEREAS, each of the bond resolutions hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provision for the issuance of bonds authorized by such bond resolutions; NOW, THEREFORE,

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

(1) Bonds of the Town of Cheektowaga of the Aggregate principal amount of \$5,600 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated November 20, 1961, authorizing the issuance of \$75,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of sidewalks on Town, County and State highways," which was adopted by the Town Board on November 20, 1961. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.: \$800 in each of the years 1965 to 1971 inclusive.

(2) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$37,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated October 15, 1962, authorizing the issuance of \$37,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance construction of pavement on Andres Place," which was adopted by the Town Board on October 15, 1962. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.: \$4,000 in the year 1965, \$3,000 in each of the years 1966 to 1968, inclusive, and \$4,000 in each of the years 1969 to 1974, inclusive.

(3) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$6,200 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated October 15, 1962, authorizing the issuance of \$9,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of lateral sewer," which was adopted by the Town Board on October 15, 1962. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.: \$600 in each of the years 1965 to 1972, inclusive, and \$700 in each of the years 1973 and 1974.

(4) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$9,200 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated October 15, 1962, authorizing the issuance of \$11,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law to finance the construction of lateral sewer," which was adopted by the Town Board on October 15, 1962. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.: \$800 in each of the years 1965 to 1968 inclusive, and \$1,000 in each of the years 1969 to 1974, inclusive.

(5) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$32,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated December 3, 1962, authorizing the issuance of \$35,000 Serial Bonds and \$2,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law for the purchase of public library building sites," which was adopted by the Town Board on December 3, 1962. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.:

Item No. 31 Cont'd

\$2,700 in each of the years 1965 to 1968, inclusive, \$3,200 in each of the years 1969 and 1970, \$3,300 in the year 1971, and \$4,000 in each of the years 1972 to 1974, inclusive.

(6) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$205,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated April 27, 1963, authorizing the issuance of \$218,500 Serial Bonds and \$11,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, for the construction of a public library building," which was adopted by the Town Board on April 27, 1963. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.: \$20,650 in the year 1965, \$19,000 in each of the years 1966 to 1968, inclusive, \$21,300 in each of the years 1969 and 1970, \$21,200 in the year 1971, \$21,300 in the year 1972, \$21,200 in the year 1973, \$21,050 in the year 1974.

(7) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$13,250 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated May 6, 1963, authorizing the issuance of \$13,250 Serial Bonds and \$750 Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, for park and playground improvement," which was adopted by the Town Board on May 6, 1963. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.: \$1,250 in the year 1965, \$1,000 in each of the years 1966 to 1968, inclusive and \$1,500 in each of the years 1969 to 1974 inclusive.

(8) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$18,00 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated October 21, 1963, authorizing the issuance of \$21,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of lateral sewer," which was adopted by the Town Board on October 21, 1963. Said bonds shall be payable in annual installments on March 1 in each year as follows, viz.: \$1,600 in the year 1965, \$1,500 in each of the years 1966 to 1968, inclusive, and \$2,000 in each of the years 1969 to 1974, inclusive.

(9) Bonds of the Town of Cheektowaga of the aggregate principal amount of \$6,150 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated October 21, 1963, authorizing the issuance of \$15,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of lateral sewer," which was adopted by the Town Board of October, 1963. Said bonds shall be payable in annual installments on March 1, in each year as follows, viz.: \$600 in each of the years 1965 to 1973, inclusive, and \$750 in the year 1974.

(10) All of the bonds referred to in paragraphs (1) to (9) inclusive, of this resolution shall be issued as a single issue of bonds of the aggregate principal amount of \$333,000, to be designated "Serial Public Improvement Bonds", and to consist of three bonds of the denomination of \$1,000 each, numbered 1 to 3, inclusive, in the order of their maturity, and 66 bonds of the denomination of \$5,000 each, numbered from 4 to 69, inclusive, in the order of their maturity, and to be payable in annual installments on March 1 in each year as follows, \$33,000 in the year 1965, \$30,000 in each of the years 1966 to 1968, inclusive, and \$35,000 in each of the years 1969 to 1974, inclusive.

(11) Each of said Serial Public Improvement Bonds shall be deemed to be issued pursuant to each of the Bond Resolutions herein-

Item No. 31 Cont'd

before described and the portion of the indebtedness evidenced by each bond which shall be deemed to represent indebtedness incurred by the issuance of bonds pursuant to each such Bond Resolution shall bear the same proportion to \$1,000 or \$5,000 as the amount of bonds of like maturity to be issued pursuant to such Bond Resolution bears to the total amount of bonds of like maturity to be issued pursuant to all such Bond Resolutions.

(12) Each of said bonds shall be dated May 1, 1964, and shall bear interest at a rate which shall not exceed five percentum (5%) per annum, and such interest shall be payable on March 1, 1965, and semi-annually thereafter on March 1 and September 1 in each year.

(13) Both principal of and interest on said bonds shall be payable at the principal office of the Marine Trust Company of Western New York, in the City of Buffalo, New York, or at the option of the holder, at the principal office of the Marine Midland Trust Company of New York, in the Borough of Manhattan, City and State of 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.

(14) Each of said bonds shall be payable to bearer with coupons attached for the payment of interest to bearer, and such bond shall be convertible into a registered bond. Each of said bonds shall be executed by the Town Supervisor of said Town, and shall be attested by the Town Clerk of said Town. Each of said bonds shall be sealed with a facsimile of the corporate seal of said Town. Each of the interest coupons to be attached to said bonds shall be authenticated by the facsimile signature of the Town Supervisor.

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

(16) The power to prescribe the terms, form and contents of said bonds and to sell and deliver said bonds, subject to the provisions of this resolution, is hereby delegated to the Town Supervisor of said Town. Said bonds shall bear interest at the rate specified in the proposal to purchase said bonds accepted by the Town Supervisor.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the following Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS on April 23, 1964:

Item No. 32 Cont'd

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road in said Town, on May 4, 1964; at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the furnishing of two (2) heavy-duty trucks with garbage packer bodies; one (1) heavy-duty truck with Dumpster body reconditioned and transferred from truck to be traded in.

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

Dated: April 20, 1964

Charlotte Janiak. Town Clerk

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the notice to bidders published in the Depew Herald and Cheektowaga News:

(Affidavit on next page)

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road in said Town, on May 18, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the furnishing of two (2) heavy-duty trucks with garbage packer bodies; one (1) heavy-duty truck with Dempster Dumpster body reconditioned and transferred from truck to be traded in.

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

Dated: May 4, 1964

BENEDICT T. HOLTZ
my? Town Clerk

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

WHEREAS, the Town Board proposes to acquire the additional apparatus and equipment hereinafter referred to for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and it has ascertained that the estimated expense of acquiring such apparatus and equipment is \$48,000 and it is necessary that a hearing shall be held in the manner prescribed by Section 202-b of the Town Law, NOW, THEREFORE,

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

1. Notice of such public hearing shall be given by publishing and posting a notice thereof in the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road, in the Town of Cheektowaga, on the 18th day of May, 1964, at 7:30 P.M., Eastern Daylight Saving Time, and hold a public hearing for the purpose of considering the purchase of the additional apparatus and equipment hereinafter described for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence in relation thereto which will enable the Town Board to determine whether it is in the public interest to acquire such additional apparatus and equipment, either in whole or in part. Such additional apparatus and equipment consists of the following:

two (2) heavy-duty trucks with garbage packer bodies;
one (1) heavy-duty truck with Dempster Dumpster body
reconditioned and transferred from truck to be
traded in.

The estimated expense of acquiring such apparatus and equipment is \$48,000, including trade-in allowance.

By order of the Town Board of the Town of Cheektowaga,
in the County of Erie, New York.

Dated: May 4, 1964.

Benedict T. Holtz, Town Clerk

2. Said notice shall be published once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga and circulating in said Consolidated Refuse and Garbage District, and copy of such notice shall be posted on the sign-board of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, 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 such notice and shall hold a public hearing as therein provided.

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

Supervisor Weber
Councilman Wroblewski

Voting AYE
Voting AYE

Item No. 32A Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Attached hereto is the Notice of Public Hearing as published in the Depew Herald and Cheektowaga News:

(Affidavit on next page)

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NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road, in the Town of Cheektowaga, on the 10th day of May, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and hold a public hearing for the purpose of considering the purchase of the additional apparatus and equipment hereinafter described for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence in relation thereto which will enable the Town Board to determine whether it is in the public interest to acquire such additional apparatus and equipment, either in whole or in part. Such additional apparatus and equipment consists of the following:

two (2) heavy-duty trucks with garbage packer bodies;
one (1) heavy-duty truck with Dempster Dumpster body reconditioned and transferred from truck to be traded in.

The estimated expense of acquiring such apparatus and equipment is \$48,000, including trade-in allowance.

By order of the Town Board of the Town of Cheektowaga, in the County of Erie, New York.

Dated: May 4, 1964.

BENEDICT T. HOLTZ
Town Clerk of the

my7 Town of Cheektowaga

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

WHEREAS, the Office for Local Government of the State of New York is conducting its third annual municipal Law Seminar in Albany, New York, on June 4th and 5th, 1964.

NOW, THEREFORE, BE IT RESOLVED, that the Deputy Town Attorney be and he hereby is authorized to attend said Seminar, and that his proper legal expenses be paid by the Town of Cheektowaga.

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

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

AYES: -7- NOES: -0- ABSENT: -0- 33
42

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

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
WILLIAM P. & HILDEGARDE SCHMUHAL

For the rezoning from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly:

BEGINNING at a point in the southerly line of Genesee Street 1470.77 feet westerly from the intersection of said line of Genesee Street, with the center line of Transit Road running thence westerly along said line of Genesee Street, three hundred and twenty-eight one hundredths (300.28) feet to the westerly line of Lot 75 thence southerly along the westerly line of Lot 75, 2103.30 feet thence easterly parallel with the south line of Lot 75, 297 feet, and thence northerly on a line parallel with the west line of Lot 75, 2140.30 feet to the point of beginning. Containing 14.458 acres of land. The above is part of Lot 75 in the 11th Township and 7th Range of the Holland Land Company's Survey. (4959 Genesee Street, 302 feet on Genesee Street by 500 feet in depth.)

To be used for the display and sale of mobile homes.

The Zoning Board of Appeals conducted a public hearing on March 18, 1964, after proper notice to all proper parties.

The Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity, and recommend the rezoning as requested, except for a 500 feet in depth instead of the 2140.30 feet as requested.

/s/ Leo Kurnick
Chairman

Item No. 34 Cont'd

/s/ Lawrence M. Januszcak

/s/ Joseph P. Kubera

/s/ C. G. Hanson

/s/ Peter J. Rybka

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	oting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0- 19

Item No. 35 Moved by Councilman Wroblewski and seconded by Councilman
Bystrak to adjourn the meeting.

SEAL

Benedict T. Holtz
Town Clerk.

MEETING NO. 15

Cheektowaga, New York
May 18, 1964

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 18th day of May, 1964, at 7:30 P.M., E.D.S.T. there were:

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

ABSENT:	Stanley R. Bystrak	Councilman
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Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kitzinger, Deputy Town Attorney Delahunt and Assistant Town Engineer Myron Shisler.

Item No. 2 Referred to the Town Board communication from the Beverly Hill Association dated May 7th, 1964 in reference to the proposal of contractors posting a bond when building in the Town. 10

Item No. 3 Referred to the Chief of Police communication from the Beverly Hills Association dated May 14th, 1964 in reference dog packs in the Town, the sidewalk ordinance and an increase in the police force. 10 18

Item No. 4 Received and filed communication from Martin W. Wesolowski, of dated May 18th in reference to the extension of Water District #9. 10 29

Item No. 5 Received and filed communication from Leonard C. Whitmore, Consulting Engineer, dated May 8th, 1964 and addressed to the Supervisor in reference to an error in a previous communication of May 4th regarding Storm Water Relief Study. 10 26

Item No. 6 Referred to the Town Engineer communication from Cheektowaga Improvement Association dated May 11th, 1964, in reference to flooding conditions on Evergreen Place. 10 36

Item No. 7 Referred to Ed. Banko communication from Cheektowaga Improvement Association, dated May 11th, 1964, in reference to the Spring Clean Up Campaign. 10 23

Item No. 8 Received and filed communication from Erie County Water Authority, dated May 13th, in reference to new fire hydrants installed. 10 28 22

Item No. 9 Received and filed communication from New York State Electric and Gas Corporation, dated May 12th, 1964, regarding street lamp installations. 10 27

Item No. 10 Moved by Councilman Wroblewski, seconded by Councilman Kornecki that the request of Dr. Louis A. Vendetti to the attend the Annual Health Conference from June 8 to 10, be granted. 10 43

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

Item No. 11 Received and filed communication from The Kiwanis Club of Cheektowaga, dated, announcing the formation of a Ballot Battalion. 10

Item No. 12 Referred to the Zoning Board communication from the Buffalo Area Chamber of Commerce, dated May 6th, 1964, in reference to rezoning of property owned by the Colecraft Manufacturing Company. 11 19

Item No. 13 Tabled a resolution requested by the Maryvale School District wherein the street named East Sienkiewicz Avenue would be changed to Hanley Drive. 21 13

Item No. 14 Referred to the Petitions Committee communication of St. Luke Baptist Church requesting parking space. 16 17

Item No. 15 Tabled a communication from John Zablotny, Superintendent of Highways recommending that Mernan Chevrolet and International Harvester Company be awarded purchase orders for a highway department car and a 3/4 ton truck with 6-man cab. 13

Item No. 16 This being the time and the place advertised for a public hearing for the purpose of considering the purchase of the additional apparatus and equipment for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, the Town Clerk presented proof that the notice of public hearing has been duly published as required by law, and no one appearing in opposition thereof, the following resolution was offered: 1 23

Item No. 17 Councilman Kaczmarek offered the following resolution and moved its adoption:

WHEREAS, the Town Board duly met on May 18, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, in the Town Hall, corner of Broadway and Union Road in said Town, and held at said time and place a public hearing for the purpose of considering the purchase of additional apparatus and equipment hereinafter described, and notice of said public hearing was duly given by the publication and posting of a notice of such public hearing in the form prescribed by the resolution adopted by the Town Board on May 4, 1964; and

WHEREAS, the Town Board has heard all persons interested in the subject of said public hearing; NOW, THEREFORE,

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

(1) The Town Board hereby determines that it is in the public interest to acquire the following additional apparatus and equipment required for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga:

two (2) heavy-duty trucks with garbage packer bodies;
one (1) heavy-duty truck with Dempster Dumpster body
reconditioned and transferred from truck to be traded in.

(2) Said additional apparatus and equipment shall be acquired for the use of said District at a cost which shall not exceed \$48,000.00, including trade-in allowance.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Konecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS on May 21, 1964, the following notice to Bidders:

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held on June 1, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in said Town for the purpose of furnishing one (1) one-way safety trip moldboard snow plow and right hand leveling wing equipped with full power hydraulic controls; also one (1) 4-wheel drive truck, for the use of the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Town Highway Building, 3145 Union Road, Cheektowaga, New York.

dated: May 18, 1964.

Benedict T. Holtz Town Clerk.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	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)

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

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held on June 1, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in said Town, for the furnishing of one (1) one-way safety trip mold-board snow plow and right hand leveling wing equipped with full power hydraulic controls; also, one (1) 4-wheel drive truck, for the use of the Highway Department.

Information for bidders and specifications may be obtained from John J. Zabotny, Superintendent of Highways, at his office in the Town Highway Building, 3145 Union Road, Cheektowaga, New York.
Dated: May 18, 1964

BENEDICT T. HOLTZ
my21 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 21st day of May, 1964, 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 25th day of

May 1964
Carol P. Bennett

Notary Public in and for Erie County

My commission expires Mar. 30, 1966

Item No. 19 This being the time and the place advertised for the receiving of sealed proposals for one (1) voting machine.

The Town Clerk presenting proof that the notice to bidders has been duly published as required by law.

Hereto is a summary of the sealed proposals opened and read aloud:

1. Automatic Voting Machine Corp. - \$1,531.00

Moved by Councilman Wroblewski and seconded by Councilman Kornecki that the Town Clerk be and hereby is authorized to purchase one (1) Voting Machine from Automatic Voting Machine Corp. for the sum of \$1,531.00.

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

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Item No. 20 This being the time and the place advertised for the receiving of sealed proposals for three (3) sanitation disposal units and motor vehicle.

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

Hereto is a summary of the sealed proposals opened and read aloud:

1. Maier-Schule GMC, Inc.
1445 Walden Avenue \$33,320.55
2. Torber Reo Sales and Service, Inc.
4747 Genesee Street \$37,858.00

The bids were referred to the Town Engineer and Mr. Banko for study.

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

BE IT RESOLVED THAT the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS the following Notice to Bidders:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for three (3) new commercial Gasoline Dispensing Pumps; also, one (1) used tank, and one (1) new tank.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock, P.M., Eastern Daylight Saving Time on June 1, 1964 at which time they will be publicly opened by the Town Board at a public meeting for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

Dated: May 18, 1964.

Benedict T. Holtz, Town Clerk.

Item No. 21 Cont'd

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	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)

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36

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for three (3) new commercial Gasoline Dispensing Pumps; also, one (1) used tank, and one (1) new tank.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Daylight Saving Time on June 1, 1964 at which time they will be publicly opened by the Town Board at a public meeting for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

Dated: May 18, 1964

BENEDICT T. HOLTZ
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 21st day of May, 1964, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Sworn to before me this 25th day of

May, 1964
Carol P. Bennett
Notary Public in and for Erie County

My Commission expires Mar. 30, 1966

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NOTICE TO BIDDERS

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Daylight Saving Time on June 1, 1964 at which time they will be publicly opened by the Town Board at a public meeting for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

Dated: May 18, 1964

BENEDICT HOLTZ

Town Clerk

(Pub: May 21)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for eight weeks: first publication MAY 21 1964; last publication MAY 21 1964; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this JUN - 1 1964 day of JUN 1964

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1965
Registered No. 1000

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

BE IT RESOLVED, that the following transfers within the General and Highway Funds of the Town of Cheektowaga be effected:

GENERAL FUND

		<u>TO</u>	<u>FROM</u>
03-005-31	Board of Assessors - Travel	\$ 141.75	
03-005-32	Board of Assessors - Office Equip.		\$ 141.75
03-009-25	Board of Elections - Canvas Booths	33.87	
03-009-32	Board of Elections - Repairs, Etc.		33.87
03-016-22	Traffic Regulation - Signal Lights	851.04	
03-016-31	Traffic Regulation - Supplies		851.04
03-022-00	Parks & Playgrounds - Equip.	510.33	
03-022-32	Parks & Playgrounds - Maint. of Parks		510.33
03-024-32	Adult Recreation - Supplies	2.48	
03-024-33	Adult Recreation - Travel		2.48
03-050-00	1964 Spec. Fed. Census	9,882.23	
03-032-00	Contingent Account		9,882.23

HIGHWAY FUND

05-101-00	Item 3 - Note Int.	1,318.40	
05-008-07	Item 3 - Repair Parts, etc.		1,318.40

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

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

AYES: -6-

NAYES: -0-

ABSENT: -1-

The resolution was thereupon declared duly adopted.

Item No. 23 Moved by Councilman Wroblewski and seconded by Supervisor Weber that the Town Clerk be authorized and directed to issue building permits on applications approved by the Building Inspector in his communication dated May 5 thru May 9 and May 11 thru May 18 except five (5) permits for Arthur Musarra on 5, 9, 13, 17 and 21 Poincianna.

Item No. 24 Moved by Councilman Wroblewski and seconded by Councilman Kornecki that the following named employee be employed as laborers in the sanitation department at \$2.31 per hour: Herbert Kitzman, Joseph Bakowski, and Henry White head.

Item No. 25 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 349 to 536	inclusive
Highway Fund	Nos. 148 to 182	inclusive
Special Districts	Nos. 141 to 174	inclusive
Part Town Fund	Nos. 44 to 60	inclusive

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Town of Cheektowaga is constructing a storm sewer on Wing Court, and

WHEREAS, it is necessary to enter into an easement agreement with F. Lynn Tritchler and wife, of Cheektowaga, New York, and

WHEREAS, the Deputy Town Attorney has prepared the necessary easement for this purpose and has recommended that the Supervisor sign the same on behalf of the Town,

NOW, THEREFORE, BE IT RESOLVED, that the Supervisor be and hereby is authorized and directed to execute the attached easement on behalf of the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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Item No. 27 John Rogowski appeared before the Town Board re Little Lane sewer.

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

WHEREAS, the Office for Local Government of the State of New York is conducting its third annual Municipal Law Seminar in Albany, New York on June 4th and 5th, 1964.

NOW, THEREFORE, BE IT RESOLVED, that the Deputy Town Attorney be and he hereby is authorized to attend said Seminar, and that his proper legal expenses be paid by the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1- 33

Item No. 29 Tabled four resolutions regarding the Rehm Road Park Site and Losson Road Proposed Park Site.

16

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

WHEREAS, a resolution was passed on May 4, 1964, appointing Norman Bailey, 85 Cedar Road, Cheektowaga, New York, second Deputy

Item No. 30 Cont'd

Town Clerk, at a salary of \$3950.00 per annum, and

WHEREAS, the position actually pays \$4050.00 per annum,

NOW, THEREFORE, BE IT RESOLVED, that the prior resolution be amended to pay the proper salary of \$4050.00 per annum to Norman Bailey, as Second Deputy Town Clerk, effective May 4, 1964.

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

Supervisor Weber	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: 1-

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

WHEREAS, John Fronckowiak of _____ was appointed Sewage Treatment Operator on May 4, 1964, and

WHEREAS, said appointee is not a high school graduate and therefore cannot be appointed Sewage Plant Operator,

NOW, THEREFORE, BE IT RESOLVED, that his appointment as such operator is hereby rescinded, and

BE IT FURTHER RESOLVED, that John Fronckowiak be and he hereby is appointed a laborer at \$2.31 per hour effective May 11, 1964.

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

Supervisor Weber	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, emergency sewer repairs were required on Balbach 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 a total of \$300.28.

BE IT RESOLVED that the vouchers of Straco, Inc. in the amount of \$300.28 to do the work and furnish the materials be approved and ordered paid.

Item No. 32 Cont'd

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, Town of Cheektowaga (herein called the applicant) after thorough consideration of the various aspects of the problem and study of available data has hereby determined that the construction of certain public works, generally described as drainage system to serve the area in the Town bounded approximately as follows: on the south by Broadway, on the east by Transit Road, on the north by the Town line and on the west by the Town line, excepting those areas located in existing drainage districts and excluding the Village of Depew is desirable and in the public interest and to that end it is necessary that action preliminary to the construction of said works be taken immediately, and

WHEREAS, under the terms of Public Law 560, 83rd Congress, as amended, the United States of America has authorized the making of advances to public bodies to aid in financing the cost of engineering and architectural surveys, designs, plans, working drawings, specifications or other action preliminary to and in preparation for the construction of public works; and

WHEREAS, the applicant has examined and duly considered such act and the applicant considers it to be in the public interest and to its benefit to file an application under said act and to authorize other action in connection therewith;

NOW, THEREFORE, BE IT RESOLVED by the Town Board, the governing body of said applicant, as follows:

1. That the construction of said public works is essential to and is to the best interests of the applicant, and to the end that such public works may be provided as promptly as practicable it is desirable that action preliminary to the construction thereof be undertaken immediately;

2. That Daniel E. Weber, Supervisor, be hereby authorized to file in behalf of the applicant an application (in form required by the United States and in conformity with said act) for an advance to be made by the United States to the applicant to aid in defraying the cost of plan preparation for the above described public works, which shall consist generally of drainage system for area above described;

3. That if such advance be made, the applicant shall provide or make necessary arrangements to provide such funds, in addition to the advance, as may be required to defray the cost of the plan preparation of such public works;

4. The said Daniel E. Weber, Supervisor, is hereby authorized to furnish such information and take such action as may be necessary to enable the applicant to qualify for the advance;

Item No. 33 Cont'd

5. That the officer designated in the preceding paragraph is hereby designated as the authorized representative of the applicant for the purpose of furnishing to the United States such information, data, and documents pertaining to the application for an advance as may be required; and otherwise to act as the authorized representative of the applicant in connection with this application.

6. That certified copies of this resolution be included as part of the application for an advance to be submitted to the United States.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

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AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, Change Order No. 1 has been submitted, pursuant to the contract of Furnco Construction Corporation, for repairing Incinerator furnaces at the Incinerator for the Consolidated Garbage Districts for the Town of Cheektowaga, Erie County, as follows:

Change Order No. 1

Change to be made:

(a) Install six idler wheels at bottom of cone in furnace Nos. 1 and 2.

Amount of Change:

For furnishing labor, tools, and equipment to perform the above additional work as described above? \$602.00.

Reason for Change:

The above change is required to give more support to the rotating hearth cone to prevent flattening of the ball bearings, and to lessen the load on the drive mechanism.

WHEREAS, the same has been approved by the Town Engineer and the Town Board.

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to approve the Change Order as submitted.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE

Item No. 34 Cont'd

Councilman Trojanoski Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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23Item No. 35 Councilman Kaczmarek offered the following resolution and moved its adoption:

RESOLVED that in connection with the foregoing resolution Leonard Whitmore is hereby designated as consulting engineer.

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

Supervisor Weber	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

23

Item No. 36 Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, Town of Cheektowaga (herein called the "Applicant") after thorough consideration of the various aspects of the problem and study of available data has hereby determined that the construction of certain public works, generally described as drainage system to serve the area in the Town bounded approximately as follows: on the south by William Street, on the east by the Ontario Thruway, on the north by the railroad and on the west by the east line of Drainage District No. 5 is desirable and in the public interest and to that end it is necessary that action preliminary to the construction of said works be taken immediately; and

WHEREAS, under the terms of Public Law 560, 83rd Congress, as amended, the United States of America has authorized the making of advances to publish bodies to aid in financing the cost of engineering and architectural surveys, designs, plans, working drawings, specifications or other action preliminary to and in preparation for the construction of public works; and

WHEREAS, the applicant has examined and duly considered such act and the applicant considers it to be in the public interest and to its benefit to file an application under said act and to authorize other action in connection therewith;

NOW, THEREFORE, BE IT RESOLVED by the Town Board, the governing body of the said applicant, as follows:

1. That the construction of said public works is essential to and is to the best interests of the applicant, and to the end that such public works may be provided as promptly as practicable it is desirable that action preliminary to the construction thereof be undertaken immediately;

2. That Daniel E. Weber, Supervisor, be hereby authorized to file in behalf of the applicant an application (in form required by the United States and in conformity with said act) for an advance to be made by the United States to the applicant to aid in defraying the cost of plan preparation for the above described public works, which shall

Item No. 36 Cont'd

consist generally of drainage system for area above described;

3. That if such advance be made, the applicant shall provide or make necessary arrangements to provide such funds, in addition to the advance, as may be required to defray the cost of the plan preparation of such public works;

4. The said Daniel E. Weber, Supervisor, is hereby authorized to furnish such information and take such action as may be necessary to enable the applicant to qualify for the advance;

5. That the officer designated in the preceding paragraph is hereby designated as the authorized representative of the applicant for the purpose of furnishing to the United States such information, data, and documents pertaining to the application for an advance as may be required; and otherwise to act as the authorized representative of the applicant in connection with this application.

6. That certified copies of this resolution be included as part of the application for an advance to be submitted to the United States.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	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. 37 Councilman Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that in connection with the foregoing resolution Nussbaumer, Clarke and Velzy are hereby designated as consulting engineers.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

26

Item No. 38 This being the time advertised for a public hearing for the purpose of considering the Freemont Avenue Extension of Water District No. 9, the town clerk presented proof that the notice of public hearing has been duly published as required by law, and no one appearing in opposition thereof, the resolution was thereupon declared passed. Resolution follows:

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

Item No. 39 Cont'd

WHEREAS, the owners of taxable real property situate within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 4th day of May, 1964, a petition requesting that Water District No. 9 of the Town of Cheektowaga be extended so that it shall include the territory in said Town bounded and described as follows:

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

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

BEGINNING at a point in the center line of Freement Avenue said point being 233 feet north of the center line of Como Park Boulevard;

THENCE westerly a distance of 138 feet more or less along a line which is the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE northerly a distance of 1007.38 feet more or less along the west line of the subdivision shown on Map Cover No. 1065 as filed in the Erie County Clerk's Office in Liber of Deeds 917, Page 78, to the center line of Zurbrick Road;

THENCE northeasterly a distance of 279.49 feet more or less along the center line of Zurbrick Road to its intersection with the east line extended of Sublot No. 4, Block B, of the subdivision shown on Map Cover No. 1065;

THENCE southerly a distance of 1033.32 feet more or less along the east line of Sublot No. 4 and the east line of Sublots Nos. 9 through 25, Block B, and the east lines of Sublots Nos. 1 through 15, Block F, of the subdivision shown on Map Cover No. 1065, to the northern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE westerly a distance of 137 feet more or less along the northern boundary of the existing "Como Park Extension of Water District No. 9" to the point of beginning.

and

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

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

WHEREAS, said Town Board duly adopted, on the 4th day of May, 1964, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 18th day of May, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested

Item No. 39 Cont'd

in the subject thereof concerning the same, and certified copies of said order have been duly published and posted as prescribed by law, and said Town Board has, at the time and the place specified in said order, duly met and considered said petition, and heard all persons interested in the subject thereof who appeared at such time and place, concerning the same, and

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

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows, viz.: (1) the assessed valuation of all the taxable real property in the proposed extension of Water District No. 9 hereinbefore described, as shown upon the latest completed assessment rolls of said Town, is \$25,700; and the aggregate amount of the assessed valuation of such taxable real property which is owned by owners who signed said petition, is \$19,025; and the aggregate amount of the assessed valuation of taxable real property in said proposed extension owned by resident owners, according to said assessment rolls, is \$21,600; and the aggregate amount of the assessed valuation of said taxable real property which is owned by resident owners who have signed said petition, is \$18,625; (2) said petition is signed and acknowledged or proved as required by law and is otherwise sufficient; (3) all property and property owners within said proposed extension are benefited thereby; (4) all property and property owners benefited are included within the limits of said proposed extension; (5) it is in the public interest to grant in whole the relief sought in and by said petition; and (6) the estimated expense of constructing such improvement, of \$9,800, is approved, and such sum is the maximum amount to be expended for such purpose, and it is

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

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

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

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 40 Referred to Ed Banko communication from Cheektowaga Republican Town Committee dated May 11th, 1964 and addressed to the Supervisor concerning the overpopulation of Election Districts.

Item No. 41 Referred to Councilman Fath communication from the County of Erie Health Department, dated May 11th, 1964 concerning the open dumping area at Indian Road.

Item No. 42 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board, requesting the improvement of that portion of Midland Drive from Central Boulevard north approximately 280 feet to Sublots Nos. 535 and 557 as shown on Map Cover No. 1496 filed in the Erie County Clerk's Office, by the construction of a lateral sewer, and

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

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

WHEREAS, at a meeting of the Town Board duly held on April 20, 1964, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the maximum amount proposed to be expended for the improvement as stated in the petition to wit: the sum of Three Thousand, Five Hundred Dollars (\$3,500.00), and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 4th day of May, 1964, at 2:30 o'clock P.M., Eastern Daylight Saving Time and

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

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

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

RESOLVED, that this Board determine that it is in the public interest to make the improvement petitioned for, to wit: the improvement of that portion of Midland Drive from Central Boulevard north approximately 280 feet to Sublots Nos. 535 and 557 as shown on Map Cover No. 1496 filed in the Erie County Clerk's Office, by the construction of a lateral sewer, and be it further

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

RESOLVED, that said Nussbaumer, Clarke & Velzy, Consulting

Item No. 42 Cont'd

Engineers, shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonable possible.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

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AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 43 Referred communication from Kenneth Kitzinger, Town Attorney, dated April 9th, 1964, to Thomas Delahunt, Deputy Town Attorney concerning exit and entrance ramps on William Street, of the New York State Thruway. 10 13 33

Item No. 44 Moved by Councilman Wroblewski and seconded by Councilman Kornecki to Adjourn.

SEAL

BENEDICT T. HOLTZ, Town Clerk.

MEETING NO. 16

Cheektowaga, New York
June 1st, 1964

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held in the Town Hall at the said Town of Cheektowaga, on the 1st day of June, 1964, at 2:30 p.m., E.D. S.T., there were:

PRESENT:	Daniel E. Weber	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 Holtz, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Town Engineer Kamm, Asst. Town Engineer Shisler, Edward Banko, Ronald Norman, Mrs. Reinstein, and Lt. Graham.

Item No. 2 Moved by Councilman Kornecki that the minutes of Meeting #15 be adopted.

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

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

Item No. 3 Communication from Lt. Graham, dated May 28th re Pulaski Park received and filed.

Moved by Councilman Wroblewski that the application of St. John Kanty regarding Pulaski Park re-opening be denied.

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

Supervisor Weber	Voting NAYE
Councilman Wroblewski	Voting NAYE
Councilman Kornecki	Voting NAYE
Councilman Fath	Voting NAYE
Councilman Kaczmarek	Voting NAYE
Councilman Trojanoski	Voting NAYE
Councilman Bystrak	Voting NAYE

AYES: -0-

NAYES: -7-

ABSENT: -0-

Item No. 4 Referred to the Town Board communication from Cheektowaga Fire Chiefs Mutual Aid Association, dated May 16th in reference to the establishment of a Fire Service operated dispatching center.

Item No. 5 Moved by Councilman Kaczmarek to grant permission to the Apache District Boy Scouts of America to use the south meadow and grove in Town Park for their annual picnic.

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Item No. 5 Cont'd

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

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

AYES: -7-

NAYES: -0-

ABSENT: -0- 10
16

Item No. 6 Received and filed communication from Sam Nicosia, dated May 28th in reference to sick leave. 10
31

Item No. 7 Councilman Bystrak presented the following resolution and moved its adoption: VOID *See Meeting of May 17, 1965, Item 23*

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 21st day of May, 1964.

PUBLIC HIGHWAYS TO BE IMPROVED

Goering Avenue from Nagel Drive to a point 957.66 feet from Union Road.

TYPE OF STREET LIGHTING INSTALLATION

Five (5) Y-19 standards with 4000 lumen globe type lights.

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED, that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1964, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

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

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE

Item No. 7 Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

(Affidavit on next page)

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27

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 1st day of June, 1964 at 2:30 o'clock p.m. E.D.S.T., there were

PRESENT:

Daniel E. Weber, 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

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 21st day of May, 1964.

Public Highways to be Improved
Goering Avenue from Nagel Drive to a point 957.66 feet from Union Road.

Type of Street Lighting Installation

Five (5) Y-19 standards with 4000 lumen globe type lights.

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1964, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

1964, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

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

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

Voting Aye Councilman Kornecki,

Voting Aye Councilman Fath, Voting Aye Councilman Kaczmarek,

Voting Aye Councilman Trojanoski,

Voting Aye Councilman Bystrak,

Voting Aye

AYES: 7; NOES: 0; ABSENT: 0

State of New York
Erie County

Office of the Clerk of the Town of Cheektowaga

This is to certify that I, BENEDICT T. HOLTZ, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 1st day of June, 1964, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this

1st day of June, 1964.

BENEDICT T. HOLTZ
Clerk of the Town Board, Town of Cheektowaga, N. Y.

STATE OF N
COUNTY OF

Seconded by C
Kornecki, and duly
vote, which resulted
Supervisor Weber, V
Councilman Wroblew

Councilman Kornecki

Councilman Fath, V
Councilman Kaczmar

Councilman Trojanoski

Councilman Bystrak

AYES: 7; NOES: 0;

State of New York

Erie County

Office of the Clerk

Town of Cheektowaga

This is to cer

BENEDICT T. HOL

Town of Cheektowaga

County of Erie

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STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Seconded by Councilman
Kornecki, and duly put to a
vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski,
Voting Aye
Councilman Kornecki,
Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek,
Voting Aye
Councilman Trojanoski,
Voting Aye
Councilman Bystrak,
Voting Aye
AYES: 7; NOES: 0; ABSENT: 0

State of New York
Erie County
Office of the Clerk of the ss:
Town of Cheektowaga
This is to certify that I,
BENEDICT T. HOLTZ, Clerk of
the Town of Cheektowaga, in the
said County of Erie, have com-
pared the foregoing copy of
resolution with the original res-
olution now on file at this of-
fice, and which was passed by
the Town Board of the Town of
Cheektowaga in said County of
Erie, on the 1st day of June,
1964, and that the same is
correct and true transcript of
the original resolution and the

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 4th day
of June, 1964, 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 5th day of
June, 1964
Carol P. Bennett
Notary Public in and for Erie County
Carol P. Bennett
Notary Public, State of New York
Qualified in Erie County
My commission expires 1-1-66

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 1st day of June, 1964 at 2:30 o'clock p.m. E.D.S.T., there were

PRESENT:

Daniel E. Weber, 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

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 21st day of May, 1964.

Public Highways to be Improved
Goering Avenue from Nagel Drive to a point 957.66 feet from Union Road.

Type of Street Lighting Installation

Five (5) Y-19 standards with 4000 lumen globe type lights.

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 15th day of June, 1964, at 7:30 p.m., to hear all persons interested in the subject thereof concerning the same, and

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

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

Voting Aye

Councilman Kornecki,

Voting Aye

Councilman Fath, Voting Aye

Councilman Kaczmarek,

Voting Aye

Councilman Trojanoski,

Voting Aye

Councilman Bystrak,

Voting Aye

AYES: 7; NOES: 0; ABSENT: 0

State of New York

Erie County

Office of the Clerk of the ss:
Town of Cheektowaga

This is to certify that I, BENEDICT T. HOLTZ, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 1st day of June, 1964, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 1st day of June, 1964.
BENEDICT T. HOLTZ
Clerk of the Town Board, Town of Cheektowaga, N. Y.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

Item No. 8 Moved by Supervisor Weber that the bid received from Alan R. Hopper, dated May 26th for gasoline pumps re bid request of May 18th containing the following be granted:

To furnish three (3) Wayne Model 410-P Commercial Pumps and install same at those locations indicated in the request for bid on the present concrete base and to be reconnected to present suction and electric lines for the sum of Fifteen Hundred Thirty-six dollars, (\$1536.00) net.

Included are hose lengths indicated in item marked #8 and bid is priced for pumps to be painted regular pump-red color.

Will allow \$15.00 for trade-in of used pump at Sewage Treatment Plant #5, Central Blvd., Cheektowaga, N.Y.

Will furnish and install a new 4000 gal. tank to replace present tank, located at rear of garage (Sanitation Dept.). Present tank to be removed by others (Gulf Oil) and excavation to be left open and clean for placement of new replacement tank in same hole. Driveway over tank or any adjoining area around tank location to be replaced by others. For the sum of \$990.00.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Feth	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

1
36
23

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 9 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 538 to 599	inclusive
	Nos. to	inclusive
Highway Fund	Nos. 185 to 212	inclusive
	Nos. to	inclusive
Special Districts	Nos. 176 to 191	inclusive
	Nos. to	inclusive
Part Town Fund	Nos. 62 to 64	inclusive
C & I Fund	Nos.	
Tax Fund	Nos.	
Health Fund	Nos.	

AYES: -7-

NOES: -0-

ABSENT: -0- 6

Item No. 10 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to issue building permits on applications approved by the building inspector in his communication dated May 25th thru June 1st, 1964.

35

Item No. 11 Bid received from H. K. Nuttall Equipment Co., Inc., dated May 29th, for highway equipment referred to Highway Superintendent. 13

Item No. 12 Supervisor Weber offered the following resolution and moved its adoption:

WHEREAS, the Board of Education of the Maryvale School District has requested that the name of East Sienkiewicz Avenue be changed; NOW, THEREFORE,

BE IT RESOLVED, that effective immediately, the town highway known as East Sienkiewicz Avenue shall hereafter be known as Hanley Drive, in memory of the late Town Clerk, and as a memorial to his faithful public service.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	ABSTAINED
Councilman Kaczmarek	Voting NAYE
Councilman Trojanoski	Voting NAYE
Councilman Bystrak	Voting NAYE
Councilman Fath	Voting AYE

Resolution defeated - no majority. 21
13

Item No. 13 Resolution taken from the table and moved by Supervisor Weber, seconded by Councilman Kaczmarek that the following bids as requested by Superintendent of Highways Zablotny be granted:

Town Service Car

Mernan Chevrolet, Inc. 1f 2571 Bailey Ave.
Buffalo, New York Low Bid - \$2,250.00

3/4 Ton Truck

International Harvester Co. Low Bid - \$2,657.00

AYES: -7-

NOES: -0-

ABSENT: -0- 13

Item No. 14 Application of F. J. D. Corporation for removal permit tabled. 15

Item No. 15 Petition for re-appraisal of taxes on property known as the Daigler Quarry referred to the Town Board. 17

Item No. 16 Moved by Councilman Kornecki, seconded by Councilman Wroblewski to table resolution directing the Supervisor to oppose the County takings over any additional city functions. 42

Item No. 17 Moved by Councilman Kaczmarek, seconded by Supervisor Weber to table bids received for equipment for the Sanitation Department. 23

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

WHEREAS, the Superintendent of Highways has recommended acceptance of the deed conveying to the Town of Cheektowaga Sublot 77, Cover 976, from Starlight Builders, Inc., which deed has been executed and submitted to this Town Board for acceptance; NOW, THEREFORE,

Item No. 18 Cont'd

BE IT RESOLVED, that said deed be accepted and the Town Attorney is authorized to record the same in the Erie County Clerk's Office and to be reimbursed the recording fee.

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

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

AYES: -7-

NOES : -0-

ABSENT: -0-

13

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

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the following notice to bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 15, 1964, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road, for the installation and construction of sidewalks including incidental piping.

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

Dated: June 1, 1964.

BENEDICT T. HOLTZ
Town Clerk

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the notice to bidders published in the Depew Herald and Cheektowaga News and in the Cheektowaga Times:

(Affidavit on next page)

1
25

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 15, 1964, at 7:30 o'clock p.m. Eastern Daylight Savings Time, at the Town Hall, corner of Broadway and Union Rd., for the installation and construction of sidewalks, including incidental piping.

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

Dated June 1, 1964

BENEDICT T. HOLTZ

Town Clerk

(Pub: June 4)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 7 weeks:
first publication JUN 4 1964
last publication JUN 4 1964
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 15 1964, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1965
Registered No. 5029

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 4th day of June, 1964, 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 5th day of

June, 1964

Carol P. Bennett
Notary Public in and for Erie County
CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1966

NOTICE TO BIDDERS
Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 15, 1964 at 7:30 o'clock p.m. E.D.S.T., at the Town Hall, corner of Broadway and Union Road, for the installation and construction of sidewalks including incidental paving.

Information for bidders and specifications may be obtained from the Town Engineer at his office in said Town.
Dated: June 1, 1964

BENEDICT T. HOLTZ

104 Town Clerk

Item No. 19A Councilman Trojanoski offered the following resolution and moved its adoption:

BE IT RESOLVED, that the owners of the respective lots and parcels of land abutting on Orchard Place, a Town highway, as the same are listed on the attached schedule setting forth the name of each owner and his address as it appears upon the assessment roll of this Town, are hereby ordered to construct sidewalks in front of their said properties, in accordance with the ordinance adopted on June 6, 1955, and known as the "Sidewalk Ordinance", and the Town Clerk shall give notice of this order by registered mail, addressed to each of such owners at his aforementioned address, with return receipt requested, and each of such letters shall specify that the said owner shall construct said sidewalk within thirty (30) days from the date of said letter, and that if such sidewalk required to be so built shall not have been constructed within said time prescribed, the Town Board will cause the same to be done and audit and pay the expense of the same and assess the expense thereof against the property benefited, as provided in Section 200-a of the Town Law of New York.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bstrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

OWNERS OF PROPERTY ON ORCHARD HAVING NO SIDEWALKS

<u>Owner</u>	<u>Address</u>	<u>Description</u>
Adolph A. Weiss & W.		M.C. 962 s/l 412
Norbert J. Weiss & W.		M.C. 962, s/l 413 & 414
Joseph Marx		M.C. 962 s/l 415 & 416
Frank Foster & W.		M.C. 962 s/l 422 423 & 424
George Orlando & W.		M.C. 962 s/l 431 432 & 433
Mary Nero		M.C. 1205, s/l 78
Max Kicinski & W.		M.C. 1205 s/l 77
Marion G. Szafnicki & W.		M.C. 1205 s/l 182
Henry J. Giles & 1		M.C. 1205 s/l 183
Bflo. Niagara Electric Corp.		M.C. 492 s/l 107
Bflo. Niagara Electric Corp.		M.C. 1205 s/l 76
Donald J. Bogdan		M.C. 1205 s/l 75
Harry Szczublewski		M.C. 1205 s/l 43 & 44
Leo D. D. Bernardinis		M.C. 1205 s/l 42 M.C. 962 s/l 449

NOTE: All lots on the south side of Orchard - M.C. 962, sub lots from #450 up to and including sub lot #498 are owned by the Town of Cheektowaga - however it is not feasible to construct sidewalks on this portion of Orchard Pl.

Item No. 20 Moved by Councilman Wroblewski to employ Leon Abel, R. Tabaczynski, D. Borowiak and P. Biniarz as rodmen in the Engineer's Office at \$1.85 per hour.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

31

20

36

Item No. 21 Moved by Councilman Kaczmarek to approve payment of voucher for L. C. Withmore.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	ABSTAINED
Councilman Kornecki	ABSTAINED
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting NAYE

AYES: -4-

NOES: -0-

ABSTAINED -2-

6

Item No. 22 Moved by Councilman Kaczmarek and seconded by Councilman Trojanoski to request the presence of Town Engineer Kamm at the June 6th meeting.

36

Item No. 23 Supervisor Weber offered the following resolution and moved its adoption:

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Inc., do the necessary survey work to locate easements required for the Zoerb Avenue trunk sewer extension in Sewer District No. 7, for which project said engineers were heretofore engaged to provide consulting engineering services.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

1

24

Item No. 24 Moved by Councilman Kaczmarek, seconded by Councilman Wroblewski to adjourn.

Item No. 25 Moved by Councilman Wroblewski, seconded by Councilman Fath to deny rezoning of premises owned by the Tree Pickle Corpora-

19

Item No. 25 Cont'd

tion.

SEAL

Benedict T. Holtz
Town Clerk.

MEETING NO. 17

Cheektowaga, New York
June 15, 1964

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held in the Town Hall at the said Town of Cheektowaga on the 15th day of June, 1964, at 7:30 p.m. E.D.S.T., there were:

PRESENT:

Daniel E. Weber	Supervisor
Felix T. Woblewski	Councilman
Joseph M. 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 Holtz, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Lt. Graham, Mrs. Reinstein, Town Historian, Asst. Engineer Shisler, Mr. Trafalski and Mr. Banko.

Msgr. Stanley Kulpinski opened the meeting with a prayer.

Item No. 2 Petition of F.J.D Corporation taken from the table.

Councilman Bystrak offered the following resolution and moved its adoption:

WHEREAS, an application has been filed for a removal permit under the provisions of the Town of Cheektowaga ordinance adopted June 28, 1948, and entitled "Ordinance Regulating Sand Bank and Gravel Pits, Topsoil Removal and Other Excavations in the Town of Cheektowaga, N.Y.", by the F. J. D. Corp. for the purpose of excavation of certain lands in the area of Aero Drive, and

WHEREAS, the purpose of the adoption of said ordinance is clearly declared in Section 1, thereof, wherein it is stated that the policy of the Town Board is "to provide for the proper use of land to prevent all manner of excavations which create pits, holes, or hollows in the earth, leaving it in a hazardous or dangerous state", and that by the adoption of the ordinance the "Town Board seeks to remove the danger to health and life caused by deep excavations remaining in the ground", and further states that the ordinance "will promote the safety, health and general welfare of the people of the Town", and

WHEREAS, the granting of this permit would result in the negation of the very purpose of the ordinance in that it would result in a large hole in the ground which would have no use to the people of Cheektowaga but would be a health hazard resulting from the stagnant water which would collect in it and the breeding therein of mosquitos and other deleterious animal and plant life, menacing the health of the people of the Town, and would be an attractive nuisance for the children in the area and would depreciate the values of land in the vicinity;

NOW, THEREFORE,

BE IT RESOLVED, that the said application of the F.J.D. Corp., be and the same is hereby denied.

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

Supervisor Weber

Voting AYE

Item No. 2 Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0-

17
40
10

Received and filed communications in regard to the above received from the L. C. Whitmore, Cheektowaga Improvement Association, John Rogowski, and Ronald Barrett for the Commissioner of Agriculture & Materials, State of New York.

Item No. 3 Referred to the Zoning Board communication from Andrew Cieply and Josephine Cieply in reference to the Lemoine Avenue re-zoning. 19

Item No. 4 Referred to the Building Inspector and Chief of Police communication wherein the residents of Marlene Drive petition the Town Board to take necessary steps against Peter Santin Construction Company on complaint. 10
18

Item No. 5 Referred to the Chief of Police request of Serra Research Corporation regarding the installation of a traffic light at the intersection of Maryvale Drive and Cayuga Road. 18
41

Item No. 6 Received and filed report of L. C. Whitmore on emergency sewer repair on Little Lane. 10
24
26
13

Item No. 7 Referred to the Town Attorney communication from John Grubka in reference to a ruptured water line on Raymond Avenue. 10
13
29

Item No. 8 Resolved that the request of Robert L. Kowalewski, Contractor, to continue construction of a home on Constance Lane be granted.

Moved by Supervisor Weber and seconded by Councilman Wroblewski, and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting NO
Councilman Trojanoski	Voting NO
Councilman Bystrak	Voting NO

10
3
15

AYES: -4-

NOES: -3-

ABSENT: -0-

Item No. 9 Received and filed communication from Niagara Mohawk Power Corporation, dated June 8th, submitting a revised Schedule "SL". 10
42

Item No. 10 Received and filed the following communication:

After checking the bids that were opened at the meeting of June 1, 1964 at 2:30 P.M., EDT for the furnishing of one (1) one way safety trip moldboard snow plow and right hand leveling wing equipped with full power hydraulic controls; also one (1) 4-wheel drive truck for the use of the Highway Department, after comparing, I find that the bid of H. K. Nuttall Equipment Co., Inc. meets the specifications as printed and submitted for the sum of \$24,308.00 truck complete delivered to the Town of Cheektowaga, New York, allowance for F.W.D. Dump

Item No. 10 Cont'd

truck is \$1,000.00 - Net Price \$23,308.00.

After checking the bids for the one way safety trip moldboard snow plow and right hand leveling wing equipped with full power hydraulic controls, I find that James R. Hanna Inc. of Box 44, W. Henrietta, N.Y. meets all specifications for said plow; Viking Model 135HSE9, new one way Plow and Viking Model 158 WF new 12 ft. wing completely mounted on Town of Cheektowaga truck within ten days after receipt of your order. Price bid includes complete hydraulics, front and pump, PTO and speed reducer run off crank shaft. All controls for full operation of Plow and Wing are cab mounted for ease of operation. Price Bid (Mounted on our Truck) \$4,370.00.

As I stated previously, the bid for the truck was \$24,308.00 and with the allowance for the old truck \$23,308.00 is to be raised on notes. Also to be raised on notes \$4,370.00 for the Viking Model One Way Plow.

The International Pick-up with 6 man-cab - the Down Payment is \$500.00 and the balance on notes \$2,157.00. Total Capital Notes - \$29, 835.00 for all equipment mentioned. A check for \$2250.00 to go to Mernan Chevrolet from Item #3.

Yours Truly,

/s/ John J. Zablotny
Supt. of Highways

I have checked the bids that were opened at the Town Board meeting on June 1, 1964 at 2:30 P.M. and find that the bid of H. K. Nuttall Equipment Co., Inc., Sherman, N.Y. meets all the specifications for the 4-Wheel Drive Truck.

Price of said truck delivered to Town Garage	\$24,308.00
Allowance for Model M-7 FWD Dump Truck	1,000.00
with Hydraulic Wing and V-Plow	
Net Price	\$23,308.00

The bid furnished by James R. Hanna, Inc. of West Henrietta New York for the One Way Safety Trip Moldboard Snow Plow and right hand leveling wing equipped with full power hydraulic controls, meets all specifications for the sum of \$4,370.00.

Therefore, I recommend that the Town Board authorize purchase of said equipment and arrange with Mr. Kenneth Mtzinger, Town Attorney, for capitol notes for payment of same. Delivery on equipment after order is given, will be forty-five (45) days.

Respectfully yours,

/s/ John J. Zablotny
Supt. of Highways

13

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

WHEREAS, this Town Board, as the result of advertisement therefor, received bids for the furnishing of certain equipment for the Town Highways Department as follows:

- | | |
|---------------------------------|------------|
| 1- 2-door Passenger Sedan | |
| (a) Mernan Chevrolet, Inc. | \$2,250.00 |
| (b) Clements-Gillogly Chevrolet | \$2,324.50 |

Item No. 11 Cont'd

- 2- Pickup Truck with 6-man cab
 - (a) International Harvester Company \$2,657.00
 - (b) Clements-Gillogly Chevrolet \$3,159.99
- 3- 4-Wheel Drive Truck
 - (a) H.K. Nuttall Equipment Co., Inc. \$24,308.00
 - Less Trade in Allowance 1,000.00
 - Net Bid \$23,308.00
- 4- 1-way Safety Trip Moldboard Snow Plow and Right-Hand Levelling Wing equipped with Full Power Hydraulic Controls - James R. Hanna \$4,370.00

and

WHEREAS, the Town Superintendent of Highways has recommended award of contracts to the low bidders, all of whom he finds to be responsible bidders; NOW, THEREFORE,

BE IT RESOLVED, that contract for 2-door Passenger Sedan be awarded to Mernan Chevrolet, Inc. at its bid price of \$2,250.00; contract for Pickup Truck with 6-Man Cab be awarded to International Harvester Company at its bid price of \$2,657.00; contract for 4-wheel Drive Truck be awarded to H. K. Nuttall Equipment Co., Inc. at its net bid price of \$23,308.00; and contract for 1-way Safety Trip Moldboard Snow Plow and Right-Hand Levelling Wing equipped with Full Power Hydraulic Controls be awarded to James R. Hanna, Inc. at its bid price of \$4,370.00.

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

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

AYES: -7- NOES: -0- ABSENT: -0- 13

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

CAPITAL NOTE RESOLUTION, DATED JUNE 15, 1964, AUTHORIZING THE ISSUANCE OF \$29,835 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 \$29,835 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 for highway construction or maintenance and

Item No. 12 Cont'd

consists of 4-wheel drive truck at a maximum cost of \$24,308, less trade-in allowance of \$1,000; one way safety trip moldboard snow plow and right hand elveling wing equipped with full power hudraulic controls at a maximum cost of \$4,370; and pick-up truck with 6-man cab at a maximum cost of \$2,657 less \$500 payment from budgetary appropriation.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$31,335 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, trade-in allowance of \$1,000 and budgetary appropriation of \$500.

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

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

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

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

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

Supervisor Weber	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 desired to make provisions for the issuance of the notes authorized by said Capital Notes resolution; NOW, THEREFORE,

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

Item No. 12 Cont'd

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$29,835 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated June 15, 1964, Authorizing the Issuance of \$29,835 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery". Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series A of 1964". Said Capital Notes shall consist of two notes of the denominations of \$14,918 and \$14,917 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 1965 and 1966.

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to June 15, 1964 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.

(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 Bystrak and duly put to a vote which resulted as follows:

Supervisor Weber	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 Depaw Herald & Cheektowaga News:

(Affidavit on next page)

12
13

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}
Herald and News ^{Cheektowaga}

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 one week, the first insertion being on the 25th day of June, 1964, 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 30th day of

June, 1964
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1966

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

CAPITAL NOTE RESOLUTION, DATED JUNE 15, 1964, AUTHORIZING THE ISSUANCE OF \$29,835 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 \$29,835 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 for highway construction or maintenance and consists of 4-wheel drive truck at a maximum cost of \$24,308, less trade-in allowance of \$1,000; one way safety trip moloboard snow plow and right hand leveling wing equipped with full power hydraulic controls at a maximum cost of \$4,370; and pick-up truck with 6-man cab at a maximum cost of \$2,657 less \$500 payment from budgetary appropriation.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$31,335, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose.

Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes, trade-in allowance of \$1,000 and budgetary appropriation of \$500.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 23 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

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

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

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

The capital note resolution published herewith has been adopted on the 15th day of June, 1964, 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.

BENEDICT T. HOLTZ
Town Clerk of the
Town of Cheektowaga,
New York

D. G. BENNETT

poses and says that he is the
PUBLISHER
of the

and News
Cheektowaga

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

RESOLVED that John J. Zablotny is authorized to attend the school at Cornell University, Ithaca, New York, June 29th and 30th and July 1st, 1964 at town expense.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bysrak	Voting AYE

AYES: -7- noes: -0- ABSENT: -0-

13
42

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

RESOLVED that Benedict T. Holts is authorized to attend the Town Clerk's School at Cornell University, Ithaca, New York, June 29th and 30th and July 1st, 1964, at town expense.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bysrak	Voting AYE

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

35
42

Item No. 15 Received and filed communication from the Erie County Department of Planning, dated May 28th in reference to Erie County Day at World's Fair.

9
42

Item No. 16 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bysrak:

That the following claims be approved as presented:

General Fund	Nos. 600 to 668	inclusive
	Nos. to	inclusive
Highway Fund	Nos. 213 to 233	inclusive
	Nos. to	inclusive
Special Districts Fund	Nos. 192 to 219	inclusive
	Nos. to	inclusive
Part Town Fund	Nos. 66 to 78	inclusive
C & I Fund	Nos.	
Tax Fund	Nos.	
Health Fund	Nos.	

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

6

Item No. 17 Supervisor Weber offered the following resolution and moved its adoption:

In order to bring to us the benefit of prayer from one of our men of God; to remind us to be ever mindful of our responsibility to God and his people; to aid us in performing our duties in accordance with our oath; given to God; and to make sure we perform our office to the best interest of the people, and leave our partison Political views outside this building.

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

Supervisor Weber	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

39
42

Item No. 18 Referred to the Town Board and the Town Attorney communication from Ronald Norman, Receiver of Taxes and Assessments, dated June 15th, relative to the establishment of a Petty Cash Fund.

10
38

Item No. 19 Referred to the Chief of Police petition from property owners on Westchester and Greenleaf Lane.

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED that the Chief of Police be authorized to order a boulevard stop sign to be erected on Ridge Park at Greenleaf Lane.

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

Supervisor Weber	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-

17
41
18
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Item No. 20 Referred to the Town Board communication from Town Park Homeowners Association re increasing personnel in the police department.

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

RESOLVED, that the New York State Gas and Electric Company be authorized to install - No. 1 - Three 2,500 lumen filament units on existing wood pole 10-1 situated on the west side of Doyle Court and opposite the north property line of house no. 28, No. 2 - On a new wood pole 10-4-1 to be situated between house no. 25 Lochland Drive and No. 8 Doyle Court and No. 3 - On a new wood pole 11-1 to be situated between house No. 23 and No. 27 Doyle Court. Install 1-2,500 lumen globe type light on Pole No. 6 Center Street.

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

Item No. 21 Cont'd

Supervisor Weber	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

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 22 Received and filed petition submitted by property owners on Doyle Court for street lighting.

17
27

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

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install 2-2,500 Lumen Incandescent Lights, No. 1 on existing Pole 11R and No. 2 on a new pole to be installed in front of No. 35 Doyle Court.

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

Supervisor Weber	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

AYES: -7-

NOES: -0-

ABSENT: -0-

27

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

That Wesley Feyl, Cheektowaga, be hired as rodman in the Engineering Department effective June 15, 1964 at \$1.85 per hour.

And, that James Marlinski, Cheektowaga, be hired as laborer in Sanitation Department as a replacement for vacations when needed at \$2.31 per hour.

Seconded by Councilman Bystrak.

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

That Frank Laber, Cheektowaga, be hired as a janitor on a temporary basis at Maryvale Teen Center starting July 1, 1964 at the rate provided for the position in the budget.

Seconded by Councilman Fath.

31
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Item No. 26 Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, in the case brought by the BUFFALO SEWER AUTHORITY against the TOWN OF CHEEKTOWAGA, BENEDICT T. HOLTZ, Supervisor, and FELIX T. WROBLEWSKI, MICHAEL J. KACZMAREK, JOSEPH KORNECKI, ALANCIN M. FATH, JOSEPH M. TROJANOSKI AND STANLEY R. BYSTRAK, Councilmen, consti

Item No. 26 Cont'd

tuting the Town Board of the Town of Cheektowaga, brought in the Supreme Court of Erie County, in which, judgment has been rendered by Justice William B. Lawless on May 28, 1964, wherein and hwhereby the plaintiff BUFFALO SEWER AUTHORITY had sought to restrict the flow of storm waters through the drainage system of Drainage District No. 1 to the City of Buffalo sewer system to 16 c.f.s, but the aforesaid judgment limits the relief granted to a direction requiring the defendant Town and Town Board members and their successors in office to disconnect the sewer connection at or about Tudor Place, with a culvert under Eggert Road at that location which is connected to the plaintiff's sewer system at Phyllis Avenue, but such judgment contains a requirement that excessive amounts of storm water collected from the area in or about Tudor Place must not be discharged "into and upon the City of Buffalo and the facilities and system" of the Buffalo Sewer Authority, which provision is indefinite and uncertain and if literally interpreted, is impossible of fulfillment, as it would prevent the uncollected rain waters and waters from melting snow from flowing naturally into the City of Buffalo, and

WHEREAS, the Town Attorney has advised that because of the aforementioned clause in said judgment, an appeal from the judgment be taken to the Appellate Division, 4th Judicial Department, and to prosecute such appeal unless the Trial Court accepts a reasonable method of disposing of the waters of the area of Tudor Place as being in compliance with said judgment; NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney be and he hereby is authorized and directed to appeal from the aforementioned judgment to the Appellate division, 4th Judicial Department, as above set forth.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

33
26

Item No. 27 Councilman Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Erie County Board of Supervisors has increased the Erie County sales tax from one percent (1%) to three percent (3%), effective July 1, 1964, and has allocated a portion thereof to the towns, which portion may be paid to the town for town purposes, provided a request therefor is made to the said Board of Supervisors; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board hereby requests that the Town of Cheektowaga's share of the increased Erie County sales tax which becomes effective July 1, 1964, be paid to the Town of Cheektowaga, this resolution shall constitute such request, and the Town Clerk is hereby directed to file a certified copy of this resolution with the Erie County Board of Supervisors.

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

Supervisor Weber	Voting AYE
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Item No. 27 Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0-

9
12

Item No. 28 Councilman Trojanoski offered the following resolution and moved its adoption:

BE IT RESOLVED, that Robert M. O'Neill of Street, Cheektowaga, New York, who is first in order on the current civil service list for the position of Police Patrolman, and who has indicated his desire for such position be and he hereby is appointed to the position of Police Patrolman at an annual salary of \$5,988.00, effective July 1, 1964.

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

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

Ayes: -7-

NOES: -0-

ABSENT: -0-

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Item No. 29 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 June 8th thru June 15th, 1964.

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

WHEREAS, as a major part of today's county taxes are for City functions previously taken over by the County, and

WHEREAS, the Towns are unable to support the city besides their own Municipality,

THEREFORE, BE IT RESOLVED, that the Supervisor be directed to oppose the County takings over any additional City functions.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

34
42

Item No. 31 Resolution taken from the table.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga is undertaking the acquisition of certain properties known as REHM ROAD PARK SITE, and

WHEREAS, it is proposed that the State of New York will pay 75% of the cost thereof,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga will undertake all legal requirements necessary to acquire the properties involved, and

BE IT FURTHER RESOLVED, that the Town of Cheektowaga will reimburse the State of New York in the amount of 25% of the cost of acquisition if the State advances the full cost, and

BE IT FURTHER RESOLVED, that the Town of Cheektowaga will otherwise comply with any and all requirements of Chapter 523, Laws of 1960.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

8
16
32

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

WHEREAS, the Town of Cheektowaga is in the process of obtaining State funds pursuant to Section 880 of the Conservation Law for the acquisition of Losson Road Proposed Park Site, and

WHEREAS, it is necessary to submit accurate surveys of the properties proposed to be acquired,

NOW, THEREFORE, BE IT RESOLVED, that Charles E. Hartke, be retained to submit accurate surveys of the following described properties:

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

2
16
32

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

WHEREAS, the Town of Cheektowaga is in the process of obtaining State funds pursuant to Section 880 of the Conservation Law for the acquisition of REHM ROAD PROPOSED PARK SITE, and

WHEREAS, it is necessary to submit accurate surveys of the proposed properties to be acquired,

NOW, THEREFORE, BE IT RESOLVED, that Charles E. Hartke, 85 Century Road be retained to submit accurate surveys of the following described properties:

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

8
16
42

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

WHEREAS, the Town of Cheektowaga is undertaking the acquisition of certain properties known as LOSSON ROAD PROPOSED PARK SITE, and

WHEREAS, it is proposed that the State of New York will pay 75% of the cost thereof,

NOW, THEREFORE, BE IT RESOLVED, that the Town of Cheektowaga will undertake all legal requirements necessary to acquire the properties involved, and

BE IT FURTHER RESOLVED, that the Town of Cheektowaga will reimburse the State of New York in the amount of 25% of the cost of acquisition if the State advances full cost, and

BE IT FURTHER RESOLVED, that the Town of Cheektowaga will otherwise comply with any and all requirements of Chapter 523, Laws of 1960.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

8
16
42

Item No. 35 Bids and Report of Town Engineer on Sanitation Equipment taken from the table.

Bids were opened on May 18, 1964 at 7:30 P.M., Eastern Daylight Saving Time for two (2) Truck Chassis and Cabs with Garbage Packer Bodies and one (1) Truck Chassis and Cab with Reconditioned Dumpster-Dumpster Body.

Two Bids were received. One from Lorber Reo Sales & Service, Inc. 4747 Genesee St., Buffalo 25, N.Y., This bid meets the specifications as written for total of \$37,858.00.

The other bid was from Maier-Schule GMC, Inc., 1745 Walden Ave., Buffalo, 25, N.Y. This bid deviates from the specifications both in the motor and garbage body specified. The amount of the bid is \$33,320.55. As I interpret the information submitted with the bid, I do not believe that this bid meets the specifications as written.

Based on strict conformance with the specifications as written I recommend that the Lorber Reo Sales & Service, Inc. be awarded the contract for these units.

Respectfully submitted,
/s/ Albert J. Kamm
Town Engineer

Moved by Councilman Kaczmarek to award the bid to Lorber Reo Sales & Service, 4747 Genesee Street for the sum of \$37,858.00. Seconded by Councilman Trojanoski and duly put to a vote which resulted as follows:

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

AYES: -7-

NOES: -0-

ABSENT: -0-

23

Item No. 36 Councilman Kornecki presented the following resolution and moved its adoption:

RESOLVED, that the following transfers within the General Fund of the Town of Cheektowaga be effected:

	TO	FROM
03-004-31 Town Clerk-Stationary	458.54	
03-004-16 Town Clerk-Salary of Part Time Clerk		458.54
03-005-31 Bd. of Assessors-Travel	159.03	
03-005-32 Bd. of Assessors-Office Expense		159.03
03-009-25 Bd. of Elections-Canvas Booths	9.07	
03-009-21 Bd. of Elections-New Election Booths		9.07
03-010-35 Town Hall-Window Cleaning	5.00	
03-010-33 Town Hall-Supplies		5.00
03-016-22 Traffic Regulation-Signal Lights	171.45	
03-016-31 Traffic Regulation-Supplies		171.45
03-020-33 Incinerator-Repairs	77.94	
03-020-34 Incinerator-Furnace Repairs	2,618.00	
03-020-21 Incinerator-Repairs to Equipment		695.94
03-020-31 Supplies		2,000.00
03-022-21 Parks and Playgrounds-Equipment	510.33	

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of John P. Ogiony 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.

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 one week, the first insertion being on the 25th day of June, 1964, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Sworn to before me this 3rd day of

June, 1964
Richard G. Bennett

Notary Public in and for Erie County

RICHARD G. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1966

Item No. 36 Cont'd

15-022-32 Parks and Pla
15-024-32 Adult Recreat
15-024-31 Adult Recreat
15-035-01 Insurance-Wor
15-035-03 Insurance-Fir
15-039-00 Miscellaneous
15-045-00 1964 Special
15-090-00 Unappropriate

Seconded by
which resulted as follow

MS: -7-

Item No. 37 Tabled matt
to rezone.

Item No. 38 Councilman
moved its adoption:

ZO

In the M
JOHN P.

the rezoning from re
ty hereinafter descri
ordingly: Sub lots 20
at 68.45 feet of sub 1
ffice and sales.

The Zoning
by 27, 1964, after prop
in opposition to the

The Members
pected the premises and
in opinion that a rezon
district the aforementio
ther properties in the
ties in this area are
application be grant

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of John P. Ogiony 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 amended be and the same is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION

Sub lots Nos. 20 and 21 extending to the center of Genesee St. and the east 68.43 of sub lot No. 16, map cover 1317.

To be used for Office and Sales.

Dated: June 10, 1964
BENEDICT T. HOLTZ,
Town Clerk
Town of Cheektowaga,
N. Y.

1025

Item No. 36 Cont'd

15-022-32 Parks and Pla
15-024-32 Adult Recreat
15-024-31 Adult Recreat
15-035-01 Insurance-Wor
15-035-03 Insurance-Fir
15-039-00 Miscellaneous
15-045-00 1964 Special
15-090-00 Unappropriate

Seconded by
which resulted as follow

15-7-

Item No. 37 Tabled matter
to rezone.

Item No. 38 Councilman
moved its adoption:

20

In the M
JOHN P.

the rezoning from re
hereinafter descri
accordingly: Sub lots 20
at 68.45 feet of sub l
office and sales.

The Zoning
July 27, 1964, after prop
in opposition to the

The Members
expected the premises and
in opinion that a rezon
district the aforementioned
their properties in the
ities in this area are
application be grant

Item No. 36 Cont'd

03-022-32	Parks and Playgrounds-Maint. of parks		510.33
03-024-32	Adult Recreations Projects-Supplies	80.25	
03-024-31	Adult Recreation Projects-Mileage		80.25
03-035-01	Insurance-Workmens Compensation	382.72	
03-035-03	Insurance-Fire and Liability		382.72
03-039-00	Miscellaneous	12.00	
03-045-00	1964 Special Federal Census	6,500.00	
05-090-00	Unappropriated Surplus		6,512.00

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

Supervisor Weber	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

AYES: -7-

NOES: -0-

ABSENT: -0-

2
12

Item No. 37 Tabled matter of the application of the Tree Pickle Company to rezone.

Item No. 38 Councilman Wroblewski presented the following resolution and moved its adoption:

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
JOHN P. OGIONY - ROXBOROUGH HOMES

For the rezoning from residential district to business district the property hereinafter described and amending the Zoning Map and Ordinance accordingly: Sub lots 20 and 21 to the Center of Genesee St., and the east 68.45 feet of sub lot 18, under map cover 1317. To be used as Office and sales.

The Zoning Board of Appeals conducted a public hearing on May 27, 1964, after proper notice to all proper parties. No one appearing 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 a rezoning from a residential district to a business district the aforementioned property would not adversely affect the other properties in the area, and in view of the fact that most properties in this area are presently used for business, recommend that the application be granted.

/s/ Leo Kurnick
Chairman

/s/ C. G. Hanson

/s/ Peter J. Rybka

/s/ Lawrence M. Januszcak

/s/ Joseph P. Kubera

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
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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 one
week the first insertion being on the 25th day
of June, 1964, 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 30th day of

June, 1964
Carl P. Bennett

Notary Public in and for Erie County

Notary Public, State of New York
Qualified in Erie County
Commission expires Mar. 30, 1966

No. 38 Cont'd

Seconded by S
resulted as follows:

No. 39 Councilman W
moved its adoption:

ZONING

In the Mat

persons from a Residential
property: "3519 Union
Road by 114 ft., deep
at No. 1, Lots No. 1 and
Building). One occup

The Zoning Board
7, 1964 after proper
opposition to the request

The Members of
the premises and
opinion that a rezoning
did not adversely affect
fact that most properties
recommend the applica

Seconded by Co
resulted as follows:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

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 Benjamin Hoey & Marion Hoey for the rezoning of premises from Residential District to Business & Commercial 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 premises to be

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 & Commercial 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 & Commercial District.

DESCRIPTION

3519 Union Rd. Size Approximately 58 feet east side of Union Rd. by 114 feet deep. Town of Cheektowaga under map cover 293, Block No. 1, Lots No. 1 and 2.

To be used as Store and Office (Business Building) one occupancy addition to present property and building.

Dated: June 9, 1964

BENEDICT T. HOLTZ
Town Clerk
Town of Cheektowaga

je25 N. Y.

No. 38 Cont'd

Seconded by S
ulted as follows:

No. 39 Councilman W
lved its adoption:

ZONI

In the Mat

none from a Residential
property: "3519 Union
Road by 114 ft., deep
No. 1, Lots No. 1 and
Building). One occup

The Zoning Bo
1964 after proper
position to the request

The Members of
ated the premises and
opinion that a rezoning
not adversely affect
that that most property
recommend the applica

Seconded by Co
resulted as follows:

Item No. 38 Cont'd

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

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

19

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

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
BENJAMIN HOEY

To rezone from a Residential Zone to a Business Zone the following described property: "3519 Union Road - size approximately 58 ft. east side Union Road by 114 ft., deep. Town of Cheektowaga, under map cover 293, Block No. 1, Lots No. 1 and 2." To be used as Store and Office (Business Building). One occupancy addition to present property and building.

The Zoning Board of Appeals conducted a public hearing on May 27, 1964 after proper notice to all proper parties. No one appeared 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 a rezoning from a Residential Zone to a Business Zone would not adversely affect other properties in the area and in view of the fact that most properties in this area are used for business purposes recommend the application be granted.

/s/ Leo Kurnick
Chairman

/s/ C. G. Hanson

/s/ Peter J. Rybka

/s/ Lawrence M. Januszczak

/s/ Joseph P. Kubera

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

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

YES: -7-

NOES: -0-

ABSENT: -0-

19

Item No. 40 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Town Clerk publish the annexed notice to bidders in the Depew Herald and Cheektowaga News and also in the Cheektowaga Times, both newspapers having a circulation in the Town of Cheektowaga and be it further

RESOLVED, that the Town Board meet on the 6th day of July, 1964, at 2:30 o'clock E.D.S.T. at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 6th day of July, 1964, 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 6,485 lineal feet of pipe on Dean Rd., and Hyland Rd. in Sanitary Sewer District No. 7, Town of Cheektowaga, Erie County, New York, including manholes, wyse branches, riser pipes and other related work in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway 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, 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 therefor, but may withdraw same any time prior to the scheduled time for opening of bids.

Benedict T. Holtz
Town Clerk

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

Item No. 40 Cont'd

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the notice published in the
Dapew Herald & Cheektowaga News and the Cheektowaga Times:

(Affidavit on next page)

1
24
13

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

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 18th day of June, 1964, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard B. Bunch

Sworn to before me this 19th day of

June 1964

Chas. B. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 31, 2006

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

NOTICE TO CONTRACTORS
NOTICE IS HEREBY GIVEN
that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 6th day of July, 1964, 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 6,485 lineal feet of pipe on Dean Rd. and Hyland Rd. in Sanitary Sewer District No. 7, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, riser pipes and other related work in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway and Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

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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.

BENEDICT T. HOLZ
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.

Item No. 41 Moved by Councilman Kornecki that the following resolution be adopted:

RESOLVED, that the supervisor be authorized to purchase a tape recorder for the sum of \$499.95.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 42 Three bids were received for the construction of sidewalks and referred to the Town Engineer, Mr. Kamm.

Item No. 43 Councilman Trojanoski offered the following resolution and moved its adoption:

BE IT RESOLVED, that the owners of the respective lots and parcels of land abutting on Orchard Place, a Town highway, as the same are listed on the attached schedule setting forth the name of each owner and his address as it appears upon the assessment roll of this Town, are hereby ordered to construct sidewalks in front of their said properties, in accordance with the ordinance adopted on June 6, 1955, and known as the "Sidewalk Ordinance", and the Town Clerk shall give notice of this order by registered mail, addressed to each of such owners at his aforementioned address, with return receipt requested, and each of such letters shall specify that the said owner shall construct said sidewalk within thirty (30) days from the date of said letter, and that if such sidewalk required to be so built shall not have been constructed within said time prescribed, the Town Board will cause the same to be done and audit and pay the expense of the same and assess the expense thereof against the property benefited, as provided in Section 200-a of the Town Law of New York.

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

Supervisor Weber	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-

GLIDDEN and SO. GLIDDEN

Theodore F. Kurek

Cheektowaga, New York

Acreage
S. E. corner of Dingens

Henry J. Levan

Cheektowaga, New York

Acreage

Frances Levan

Cheektowaga, New York

Acreage

Alfred Husarek & W.

Cheektowaga, New York

Acreage

John J. Racinowski & W.

Cheektowaga, New York

Acreage

Angeline Szewc

M.C. 307-311

Cheektowaga, New York

S.L. 3
(Drive portion of walk
missing.)Glidwil Realty Corp.

Acreage

S.E. corner of William

Chester Pijanowski

M.C. 307-311

Cheektowaga, New York

S.L. 9

S.L. 10

Pelagia Fronckowiak

M.C. 307-311

Cheektowaga, New York

S.L. 11 - 20 inclusive

CLAUDE DRIVE

Stanley G. Nogo & W.

Buffalo 6, New York

Between #166 & 180

Atlantic Refining Co.

River Road

Tonawanda, New York

S.W. corner of
William and Claude Dr.R. J. Perfetto Corp.

795 Prospect Avenue

E.S. to S.E. corner
of William StreetWm. Development, Inc.

c/o Jack Mesches

96 Rand Avenue

Buffalo 16, New York

S.E. corner of
William StreetCOLTON STREETStanley Pajak & W.

Cheektowaga, New York

Between #141 & 142

Teddy Janora & W.

Cheektowaga, New York

LEMOINE AVENUEAnthony Kronbeck

Cheektowaga, New York

Stella Wawrzyniak

Cheektowaga, New York

Lawrence Dziadaszek

Cheektowaga, New York

Robert E. Weiss & W.

Cheektowaga, New York

Clarence Ralph & W.

Cheektowaga, New York

LEMOINE AVENUE Cont'dWalter M. Wiczorek & W.

Cheektowaga, New York

Martin Mitchell

M.C. 2136

Syracuse, New York

S.L. 21 - 55'
on Lemoine Ave.Ray C. Pierce & W.

M.C. 342-1185

San Francisco, California

S.L. 91 - 25'
on Lemoine Ave.

John Rudin & W.

Snyder, New York

PINEHURST AVENUEArchie J. Eberhardt, Sr. & W.

Cheektowaga, New York

N.W. corner Cherokee

Raymond C. Axford & W.

Cheektowaga, New York

Frank C. Tomczak & W.

Cheektowaga, New York

Archie M. Arlington & W.

Cheektowaga, New York

Gilbert Bieber & W.

Cheektowaga, New York

Arthur G. Bates

Cheektowaga, New York

Frank E. Beger & W.

Cheektowaga, New York

Ralph R. Hayes

Cheektowaga, New York

Lawrence J. Bennett

Cheektowaga, New York

PINEHURST AVENUE Cont'd

Robert Pohl & W.

Cheektowaga, New York

Albert L. Merkel & W.

Cheektowaga, New York

Richard Waite & W.

Cheektowaga, New York

Richard Poczka & W.
c/o R. Waite

Cheektowaga, New York

Jay Bykowicz & W.

Cheektowaga, New York

Masco Service Inc.

Buffalo 14, New York

George E. Bittar & W.

Cheektowaga, New York

Chester Gasiorowski & W.

Cheektowaga, New York

Henry P. Gould & W.

Cheektowaga, New York

Max Gould & W.

Cheektowaga, New York

Winifred Haefner

Cheektowaga, New York

Lydia A. Cashul

Cheektowaga, New York

Grace V. Petrocy

Cheektowaga, New York

John Weiner & W.

Cheektowaga, New York

John F. Lelonek & W.

Cheektowaga, New York

PINEHURST AVENUE Cont'd

Clara Rybarczuk
 Cheektowaga, New York
 Catherine Adams
 Cheektowaga, New York
 Robert E. Garcia & W.
 Cheektowaga, New York
 Phillip W. Cobb
 Cheektowaga, New York
 Jennie Polkiewicz
 Cheektowaga, New York
 Lawrence C. Cahee & W.
 Buffalo 8, New York
John Bontrager, Jr.

BERNICE DRIVE

N.Y.S. Electric & Gas Corp.
 177 Central Avenue
 Lancaster, New York

Both sides of Bernice Drive
 where Corp.'s easement is.

Peter Santin Constr. Co..
 3685 Harlem Road
 Cheektowaga, New York

N.E. corner Marlene Dr.

Vacant Lot between 61 & 53

Vacant Lot between 84 & 92

Between 92 & 104

Both corners at Northcreek Dr.

MARYVALE DRIVE

William P. Korn & W.
 Cheektowaga, New York
Walter P. Ostrowski Jr. & W.
 Cheektowaga, New York

MARYVALE DRIVE Cont'dRichard W. Franclemont & W.

Cheektowaga, New York

Marion Overholt

Cheektowaga, New York

Donald F. Green & W.

Cheektowaga, New York

Melford Diedrick & W.

Cheektowaga, New York

Robin A. Oxenford & W.

Cheektowaga, New York

Fred J. Garvey & W.

Cheektowaga, New York

Wilton O. Kreinhader & W.

Cheektowaga, New York

Carmen Queeno & W.

Cheektowaga, New York

Iva Mae Burg

Cheektowaga, New York

Pelvion Land Company

M.C. 1544

Cheektowaga, New York

S.L. 17

County of Erie

M.C. 1723

S.L. 54

PUBLIC HIGHWAYS TO BE IMPROVED VOID See Meeting of May 17, 1965

NAMES OF HIGHWAYS

FROM

TO

Goering Avenue

Nagel Drive to a point 9.5766 feet to Union

TYPE OF STREET LIGHTING INSTALLATION

Five (5) Y-19 standard with 4000 lumen globe type lights.

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

Councilman Bystrak offered the following resolution and moved its adoption:

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

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS

FROM

TO

Goering Avenue

Nagel Drive to a point 957.66 feet Union Road

TYPE OF STREET LIGHTING INSTALLATION

Five (5) Y-19 standards with 4000 lumen globe type lights

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

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

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

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

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

Ayes: -7-

NOES: -0-

ABSENT: -0-

Item No. 45 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski to adjourn.

SEAL

Benedict T. Holtz

TOWN CLERK

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5	Leon C. Whitmore, Consulting Engineer, plans and specifications to the Town Incinerator	11 - 1
6	Appointment of Edward Lepczyk as junior engineering aide	11 - 12
7	Bond Resolution, \$46,750 to finance the construction of Lateral Sewer	12 -13
8	Bond Resolution, \$45,750 to finance the construction of Lateral Sewer	14 -- 15
9	Bond Resolution, \$3,500 to finance the construction of Lateral Sewer	16 - 17 - 18
10	Sidewalk Resolution	19
11	Appointment of Edward Bonnas as laborer, Maryvale Teen Center	19
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13	Appointment of Leonard Grabowski, Edward Glinski and Dennis Majewski as temporary summer laborers in the Sanitation Department	20
14	Resloution re: Claims, General Fund, Highway Fund, Special Districts Fund and Part Town Fund	20
15	Authorization of Town Clerk to issue Building Permits APPROVED June 29th through July6, 1964.	21
16	Bids- Construction of Pipe on Dean and Hyland, Sanitary Sewer District #7	21
17	Acceptance, Bid, Federowicz Concrete Construction	21
18	Abandonment of pertion of East Sobieski Avenue	22 - 23
19	Acceptance of map of East Sobieski Avenue	23
20	Acceptance of Petty Cash Funds	23 - 24
21	7th Ward Supervisor Luders - Safety Hazard at intersection of William and South Ogden Streets	24
22	Communication from Mrs. Gruka,	24
23	Residents of McNaughton for fill for lot on corner of McNaughton and Harlem - Referred to Supervisor	24
24	Lucy Szrama, conditionc existing on Anthony Avenue	24
25	New York State Electric & Gas Corporation - street lighting	24
26	Consolidated Erie County Office of Civil Defense	24
27	Petition for Bright Street Curbing - referred to Assessors	24
28	Max Schafer - Referred to Chief of Police	24
29	Appointment of Foreman, Highway Department	24

NO.

ITEM

PAGE

Continued

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