

MEETING NO. 1

CHEEKTOWAGA, NEW YORK
January 5, 1959

Item No. 1 At an organization 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 5th day of January, 1959, at 2:30 P.M., Eastern Standard Time, there were:

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

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl; Recreational Director Rutowski; Chairman of the Board of Assessors Jerzewski; Assessor Kistowski; Chief of Police Mersmann; Town Engineer Kama; Town Historian Julia Reinstein; Dog Warden Kraska; Building and Plumbing Inspector Trafalski; Justice of the Peace Pyszczyński; Head Bookkeeper Maher; Assistant Building & Plumbing Inspector Roehm, and Clerk of Special Assessments Reece.

Item No. 2 Referred to the Town Attorney communication from John J. Nasca, Attorney at Law, relating to the delay of the opening of the new Dick Road crossing. 33
13

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

RESOLVED, that the position of Laborer for the Town of Cheektowaga be compensated at the rate of \$2.11 per hour, and that Motor Equipment Operators be compensated at the rate of \$2.18-1/2 per hour, and be it

FURTHER RESOLVED, that Bernard C. Czechowski, Albert Drudge, Edward B. Witek, Edward R. Pastwik, and Frank J. Bogdan, be appointed to the position of Operator in the Incinerator Plant, to be compensated in the amount of \$4,800.00 per annum and to be paid in semi-monthly payments.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that the salaries of Town Employees and Officials for the year 1959, and thereafter be established as follows:

Supervisor	\$ 8,200.00
Town Clerk	7,000.00
Town Attorney	9,600.00
Justices of the Peace (2) each	5,000.00
Councilmen (6) each	4,000.00

Item No. 4-Cont'd.

Receiver of Taxes	\$ 7,200.00	
Chairman of Board of Assessors	5,800.00	
Assessors (2) each	5,100.00	
Superintendent of Highways	8,000.00	
General Foreman-Sanitation	5,000.00	
Principal Clerk-Sanitation	4,800.00	
Building & Plumbing Inspector	5,800.00	
Assistant Building & Plumbing Inspector	5,000.00	
Town Engineer	9,600.00	
Assistant Engineer	5,900.00	
Junior Engineering Aides (2) each	5,000.00	
Draftsman	5,000.00	
Rod Man	4,600.00	
Senior Clerk (Special Assessments)	4,050.00	
Deputy Town Clerk (1st)	4,000.00	
Deputy Town Clerk (2nd)	3,700.00	
Telephone Operator	3,600.00	
Dog Wardens (2) each	3,700.00	
Park and Recreation Director	4,400.00	
Secretary to Supervisor	4,700.00	
Payroll Clerk	4,000.00	
Senior Account Clerk-Tax Office	4,000.00	
Addresograph Operator	3,800.00	
Stenographers (5) each	3,400.00	
Principal Account Clerk-Highway	5,400.00	
Foreman-Incinerator	5,500.00	
Assistant Foreman-Incinerator	5,400.00	
Incinerator Operators (8) each	4,800.00	
Sewage Plant Operators-Dist.No.3 (4) each	4,600.00	
Operator Hyzy-Sewage Plant 3	4,800.00	
Sewage Plant Operators-Dist.No.5 (12) ea.	4,600.00	
Operator Ejnik	4,700.00	
Supt. of Sewage Plants	5,200.00	
Chief of Police	7,000.00	
Lieutenants (5) each	5,700.00	
Detective Sergeants (8) each	5,450.00	
Patrolmen (45) each	5,200.00	
Police Dispatchers & Telephone Oper.(4) ea.	5,200.00	
Auto Mechanic-Police	5,200.00	
Radio Maintenance Man	1,300.00	
Police Matron	1,600.00	
Health Officer	5,600.00	
Accounting Machine Operator	3,400.00	
General Mechanic	5,500.00	
Charwomen (2)	12.46	per day
Working Foreman-Highway (2) each	2.30	per hr.
Auto Mechanic-Highway	2.30	per hr.
Motor Equipment Operators-Highway	2.18½	per hr.
Laborers	2.11	per hr.
Motor Equipment Operators-Sanitation	2.18½	per hr.
Motor Equipment Operators-Recreation	2.18½	per hr.
Extra Clerks	13.00	per day
Bookkeeper	4,600.00	
School Crossing Guards	1.30	per hr.
Traffic Guards	2.00	per hr.
Recreation Supervisors	1.85	per hr.
Park Attendants	1.60	per hr.
Janitors (2) each	4,800.00	

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

31
20

Item No. 5

Moved by Councilman Kornecki, seconded by Councilman Wroblewski,

RESOLVED, that \$25,000.00 be transferred from the General Fund to Highway Fund #1 for current expenses, to be repaid when tax collected money is available.

AYES: -7-

NOES: -0-

ABSENT: -0-

12
13

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

WHEREAS, the Chief of Police has notified the Town Board that five (5) police cars are in a bad state of repair and should be replaced with new police cars to meet the specifications referred to in the annexed Notice to Bidders,

BE IT RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said police automobiles, and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of Bids. That sealed bids be received not later than 7:30 o'clock P.M., Eastern Standard Time, on January 19, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate bids for the purchase of five (5) police automobiles, for use by the Police Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Standard Time, on the 19th day of January, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

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

Dated: January 5, 1959.

KENNETH T. HANLEY,
Town Clerk

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

1
18

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

WHEREAS, the Department of Sanitation has notified the Town Board that they are in need of two (2) truck chassis and cabs, be it

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

RESOLVED, that the Town Board meet on the 19th day of January, 1959, at 7:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

Item No. 7-Cont'd.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for two (2) truck chassis and cabs, fully enclosed, for use in the Sanitation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M., Eastern Standard Time, on January 19, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

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

Dated: January 5, 1959

KENNETH T. HANLEY
Town Clerk

**SPECIFICATIONS FOR 2 TON TRUCK CHASSIS
WITH CAB
TWO (2) REQUIRED
SANITATION DEPARTMENT**

Two (2) New 1959 2-Ton Conventional Chassis and Cab in accordance with the following specifications:

1. Gross Vehicle Weight: 19,000 lbs. minimum
2. Cab to Axle Dimension: 84"
3. Frame side rails: 9-1/8" x 3" x 1/4"
4. Springs: Front - 2500 lbs. each
Rear, including helpers - 7600 lbs. each
5. Front axle: 4500 lbs.
6. Rear axle: 15,000 lbs.
7. Transmission: 5 Speed Synchro Mesh
8. Clutch: Coil Spring Type 11" Diameter minimum with 103 sq. in. min.
9. Engine: 6 cylinder, 261 cu.in. engine, 150 H.P. or equal
10. Brakes: 9 1/2" Hydrovac with 1 1/2" master cylinder
Total Lining Area 385 sq. in. minimum
11. Battery: Heavy Duty - 12 volt
12. Generator: 35 Ampere normal cut-in
13. Windshield Wipers: 2 Reg'd-electric
14. Equipment: Directional signal lights
Fresh air heater and defroster
Grab handles on side of cab
Special low reinforced running boards
Four (4) tow hooks
Std. outside type mirror left side
Long bracket type mirror on left side
15. Tires: Six (6) 8.25-20-10 ply tube tires on 6 1/2" rims
4 mud grip tires on rear wheels

Hereto attached is a copy of the Notice to Bidders published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 8th day of January, 1959, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

atations thereof

Richard G. Bennett

The Town of Cheektowaga requires separate sealed bids for (a) truck chassis and cabs, full enclosed, for use in the Sanitation Department. The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file. Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M. Eastern Standard Time on January 15, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York. The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so. This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York. Dated: January 5, 1959.
KENNETH T. HANLEY,
Town Clerk

Sworn to before me this 12 day of

January, 1959

Kenneth T. Hanley
Notary Public in and for Erie County

Item No. 8 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the request of the Boumansville Fire Association (Fire Protection District No. 1-Cheektowaga, New York) to install a hydrant on the south side of Genesee Street, just east of Sugg Road, be granted, and be it further

RESOLVED, that the Town Clerk notify the Erie County Water Authority to make said installation as soon as possible.

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

22
28

Item No. 9 Councilman Wroblewski moved, seconded by Councilman Kornecki, that the following request of the Chief of Police be granted:

1 - Straley Street at Harlem Road - 2 hour parking from 7:00 A.M. to 7:00 P.M. daily except Sundays. This is for a distance of 150 feet west of Harlem Road to Harlem Road on the north side of Straley Street.

2 - Avery Place - No parking daily except Sunday from a point 200 feet south of Genesee Street to a point 350 feet south of Genesee Street on the west side of Avery Place.

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

18
41

Item No. 10 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, that the hereto attached recommendation of the Town Engineer be granted.

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

TOWN OF CHEEKTOWAGA
Town Engineer

January 5, 1959

TO THE TOWN BOARD OF THE
TOWN OF CHEEKTOWAGA
Cheektowaga 25, New York

Subject: Concrete Repairs
Union Rd. Pumping Station

Gentlemen:

The concrete wall between the wet and dry wells in the Union Road Pumping Station has deteriorated to the point where it has become porous and starts to leak through into the dry well whenever the wet well becomes flooded at storm times.

Hudson-Rumsey Co., Inc. has inspected this wall and has made a proposal to remove the disintegrated concrete and gunnite the walls back to the original lines for the sum of \$493.00. A copy of their proposal is attached.

This company did some of the same type of work at Sewage Treatment Plant #5 about three years ago and did a very excellent job.

I believe that this work should be done immediately so that the wall will be in good condition when the usual spring wet periods occur.

Very truly yours,
/s/ Albert J. Kama

Albert J. Kama
Town Engineer

AJK:tb

6
3
24

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

TAX ANTICIPATION NOTE RESOLUTION OF JANUARY 5, 1959, FOR THE ISSUANCE OF A NOTE OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, IN THE AMOUNT OF \$250,000, IN ANTICIPATION OF THE COLLECTION OF TAXES FOR THE FISCAL YEAR 1959.

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

Section 1. That the Town of Cheektowaga, Erie County, New York, in anticipation of the collection of real estate taxes levied for the fiscal year commencing January 1, 1959 and ending December 31, 1959, in the amount of \$2,427,372.25, and pursuant to the Local Finance Law of the State of New York, shall issue and sell a tax anticipation note to mature on April 1, 1959, and that the date of maturity of such note shall not and does not extend beyond the applicable period provided by Section 24.00 of the said Local Finance Law for the maturity of such notes.

Section 2. Such tax anticipation note shall be issued in the amount of \$250,000.

Section 3. All of the taxes levied as stated in Section 1 hereof remain uncollected.

Section 4. That except as herein specifically prescribed, said note shall be of the date, terms, form and contents as may be determined by the Supervisor, consistent, however, with the provisions of the said Local Finance Law, shall be payable at the main office of the Manufacturers and Traders Trust Company of Buffalo, New York, and shall bear a rate of interest of two and one-half percent (2½%) per annum; shall be executed in the name of the said Town by the Supervisor, attested by the Town Clerk, and the seal of the Town shall be attached thereto.

Section 5. That said note shall be sold at private sale by the Supervisor at a price of not less than par value and accrued interest, if any, and upon the due execution and sale of said note, the same shall be delivered to the purchaser upon the payment by it of the purchase price to the Supervisor; and the receipt of such Supervisor shall be a full acquittance to such purchaser, who shall not be obliged to see to the application of the purchase money.

Section 6. The full faith and credit of the Town of Cheektowaga, Erie County, are pledged to the punctual payment of the principal of and interest on said note.

Section 7. This resolution shall take effect immediately.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12 This being the time and the place advertised for a public hearing for the improvement of both sides of Lemoine Avenue, commencing at a point 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof,

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Lemoine Avenue, commencing at a point distant 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and said highway being a Town highway, and

WHEREAS, such petition was duly signed by the owner of real property fronting and abutting on both sides of said public highway to be improved as aforesaid, owning at least one-half of the entire frontage or bounds on both sides of the highway to be so improved, and that there are no resident owners owning any frontage or bounds on said highway to be so improved, and

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

WHEREAS, at a meeting of said Town Board duly called and held on the 15th day of December, 1958, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Twenty-Eight Thousand Five Hundred Dollars (\$28,500.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, on the 5th day of January, 1959, at 2:30 o'clock P.M., Eastern Standard Time, and

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

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

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

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Lemoine Avenue, commencing at a point distant 490 feet south of Broadway and extending in a southerly direction to Gruner Road, a distance of 1,555 feet, by the construction of a permanent pavement, together with the construction of curbs and the installation of receivers and all necessary underground drains, and it is further

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

Item No. 12-Cont'd.

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

17
13

Item No. 13 Councilman Wroblewski moved, seconded by Councilman Weber, that the petition of Casper C. Urban, Jr., to erect a Funeral Home or Mortuary on the southeast corner of Genesee Street and Pleasant Street (Map Cover #539, Block C, Sub-Division Lots 1, 2, 9, and 11) be granted, after Building Permit Application for same has been approved by the Town Board Petitions Committee and the Building Inspector.

AYES: -7-

NOES: -0-

ABSENT: -0-

15

Item No. 14 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Supervisor, Town Clerk, and the Town Attorney be authorized and directed to sign various Cheektowaga Bonds at the Signature Company on South William Street in New York City on January 9, 1959, and that their reasonable expenses be a proper charge against the Town of Cheektowaga.

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of the Town Attorney to attend the Bar Association Convention at New York City on January 28, 1959 to January 31, 1959, be granted, and that his reasonable expenses be a proper charge against the Town of Cheektowaga.

33
42

Item No. 16 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of the Town Engineer and Frank Luntz to attend the "31st Annual Meeting" of the New York Sewage and Industrial Wastes Association at New York City on January 22 and 23, 1959, be granted, and that their reasonable expenses be a proper charge against the Town of Cheektowaga.

36
31
42

Item No. 17 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on December 20, 1958, December 27, 1958, and January 3, 1959, after the same have been approved by the Building Inspector.

15
35

AYES: -7-

NOES:

ABSENT: -0-

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

That the following claims be approved as presented:

General Fund	Nos. 8 to 50, inclusive
Highway Fund	No. 1
Special Districts	Nos. 3 to 11, inclusive
	Nos. 1 to 2, inclusive
C & I	Nos. 1 and 2

AYES: -7-

NOES: -0-

ABSENT: -0-

6

Item No. 19
to adjourn.

Moved by Councilman Fath, seconded by Councilman Weber,

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley

MEETING NO. 2

CHEEKTOWAGA, NEW YORK
January 19, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 19th day of January, 1959, at 7:30 P.M., Eastern Standard Time, there were:

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

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Foreman Eberl; Town Engineer Kama; Accounting Clerk Maher; Building & Plumbing Inspector Trafalski; Acting Recreation Director Rutkowski, and Lieutenant Graham.

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

Item No. 3 Referred to Town Board the communication from the William Street Citizens and Taxpayers Protective Association advising the names of their delegates to attend Town Board meetings. 10
42

Item No. 4 Referred to the Supervisor the request of Philip Schultz, truck driver in the Sanitation Department, for a sick leave of absence. 31

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

WHEREAS, Loumon Construction Co., Inc., has entered into an agreement with the Town of Cheektowaga, New York, wherein the said Loumon Construction Co., Inc., has agreed to construct the following described highway:

NORTH WILLOWLAWN PARKWAY - commencing 900 feet north of Dingens Street for a distance of 250 feet to the south line of Bismarck Street, as shown on a Subdivision Map filed in the Erie County Clerk's Office under Cover No. 1801,

and

WHEREAS, Loumon Construction Co., Inc., has agreed to construct the said highway and complete the same so that said highway will conform in every respect with the specifications of the Town Highway Department, subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately Two Hundred Fifty (250) feet, and has filed as security for the faithful performance of said agreement a surety bond in the sum of One Thousand Five Hundred (\$1,500.00) Dollars, conditioned that it will comply in all respects, with the aforementioned agreement.

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York, and Loumon Construction Co., Inc., on behalf of the Town of Cheektowaga, New York, and be it further

12

Item No. 5-Cont'd.

RESOLVED, that said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for said highway and that the Town Clerk be and he hereby is authorized to record same.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

AGREEMENT

This Agreement made this 19th day of January, 1959, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part and LOUMON CONSTRUCTION CO., INC., a corporation organized under the laws of the State of New York, with its office and principal place of business located at 231 North Willowlawn Parkway, Cheektowaga, New York, party of the second part:

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on North Willowlawn Parkway, commencing 900 feet north of Dingens Street for a distance of 250 feet to the south line of Bismarck Street, as shown on a Subdivision Map filed in the Erie County Clerk's Office under Cover No. 1801, and

WHEREAS, the party of the second part has agreed to construct the entire highway and has also constructed in said highway sanitary sewers and will enter into a contract with the Erie County Water Authority for the construction of water lines in said highway and will pay the Erie County Water Authority the cost thereof, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as a town highway North Willowlawn Parkway, commencing 900 feet north of Dingens Street for a distance of 250 feet to the south line of Bismarck Street, as shown on a Subdivision Map filed in the Erie County Clerk's Office under Cover No. 1801, and has agreed to enter into a contract with the Town of Cheektowaga, to construct said highway under the supervision of the Town Highway Superintendent and complete the same so that the same will comply with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York.

IT IS HEREBY,

AGREED, that the party of the second part agrees to construct a highway to be known as North Willowlawn Parkway, as above described, on or before January 19, 1960. It further agrees to construct said highway and complete the same, under the supervision of the Town Highway Superintendent, so that the said highway will conform in every respect with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, it is further

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part, a Surety Bond, executed by a Bonding Company authorized to do business in the State of New York; in the sum of \$1,500.00, said Bond is to provide that the party of the second part, will, in all respects, conform with the terms and conditions of this Agreement and the accompanying resolution of the Town Board on or before January 19, 1960, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event the party of the second part fails to live up to the terms of this Agreement, the party of

Item No. 5-Cont'd.

the first part is authorized to complete the said highway so that the same shall comply in every respect with the minimum specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highway shall be paid by the party of the second part and its surety; in the event the said sum of \$1,500.00 is insufficient to pay such cost, then the party of the second part hereby agrees to pay the sum required in excess of that amount, it is further

AGREED, that said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highway by the Town Highway Superintendent, it is however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of One Thousand Five Hundred (\$1,500.00) Dollars.

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company Bond, it is agreed that the party of the first part does hereby accept said highway as a town highway, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

By: /s/ Benedict T. Holtz
Supervisor

LOUMON CONSTRUCTION CO., INC.

By: /s/ Louis Monaco
President

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

On this 23 day of January, 1959, before me personally appeared BENEDICT T. HOLTZ, TO me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in, and which executed the within instrument; that he knows the seal of said Town; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley

Notary Public, Erie County, New York

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

On this 23 day of January, 1959, before me personally appeared LOUIS MONACO, to me known, who, being by me duly sworn, did depose and say that he is the President of LOUMON CONSTRUCTION CO., INC., the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed thereto by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

/s/ Kenneth T. Hanley

Notary Public, Erie County, New York

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

WHEREAS, emergency sewer repairs were required at 513 Roycroft Boulevard 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 \$496.64, and

WHEREAS, emergency sewer repairs were required at 549 Roycroft Boulevard 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 \$534.80.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$496.64 and \$534.80, to do the work and furnish the materials, be approved and ordered paid.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

6
24

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

RESOLVED, that the Town Supervisors' Highway Bond in the amount of Twenty Thousand Dollars (\$20,000.00), be approved and that the Town Clerk be authorized and directed to file a copy of the bond in the County Clerk's Office of Erie County, and the Office of the Erie County Treasurer.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

14
13

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

WHEREAS, the Owen Nursing and Convalescent Home, located at 3350 Broadway, Cheektowaga, New York, has requested the Town Board to recommend their activities in the Town of Cheektowaga for possible Federal loan purposes.

BE IT RESOLVED, that the Town Board make such recommendation in accordance with the attached letter, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution and letter to the Owen Nursing and Convalescent Home.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

10
42

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

WHEREAS, the Public Service Commission of the State of New York, in Case No. 18069, made an order during March, 1958, directing the relocation of the Dick Road Grade Crossing of the New York Central Railroad tracks in the Town of Cheektowaga and directed the preparation of necessary plans and specifications by the New York Central Railroad to provide for such relocation, and

WHEREAS, all necessary rights-of-way to permit such relocation have been acquired and this Town Board and the Village Board of the Village of Depew have approved the plans and specifications submitted, and

WHEREAS, this Town Board is unimpressed with the failure of the Public Service Commission to enforce its said order, and

WHEREAS, the Town Attorney was directed by the Town Board to ascertain the status of the matter and was informed that the matter should be concluded during February, 1959.

NOW, THEREFORE

BE IT RESOLVED, that if no concrete and substantial steps are taken before March 15, 1959, by the Public Service Commission, in enforcing the said order in furthering the relocation project, a proceeding in the name of the Town of Cheektowaga shall be instituted by the Town Attorney and Kenneth W. Kitsinger, Special Counsel, heretofore retained in connection with the Dick Road Crossing problem, to compel the Public Service Commission to enforce its Order, and the Supervisor is hereby authorized to execute all necessary papers on behalf of this Town required to be so executed in connection with the said proceeding.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

33
13
8

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

WHEREAS, the Town of Cheektowaga by appropriate resolution has appointed three (3) assessors effective January 1, 1959.

BE IT RESOLVED, that Edward B. Jerzewski be and he hereby is appointed Chairman of the Board of Assessors.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

32

Item No. 11 Moved by Councilman Wroblewski, seconded by Councilman Fath,

WHEREAS, E. J. Stachowski, Superintendent of the Incinerator Plant, has applied for a Sick Leave of Absence of 30 days.

WHEREAS, E. J. Stachowski has presented a certificate signed by Dr. G.F. Marquis, be it

RESOLVED, that E. J. Stachowski be granted all the sick leave time that he is entitled to.

AYES: -7-

NOES: -0-

ABSENT: -0-

31

Item No. 12 This being the time and the place advertised for the receiving of sealed proposals for the purchase of two (2) truck chassis and cabs, fully enclosed, for use in the Sanitation Department.

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

Moved by Councilman Weber, seconded by Councilman Fath, that the Town Clerk be authorized and directed to open the sealed proposals on hand.

Hereto is a list of sealed bids opened and read:

	Each	Total
1 - International Harvester Company	\$ 2534.06	\$ 5068.12
2 - DeLacys Motors, Inc.	2694.45	5388.90
3 - Suor Keller Chevrolet, Inc.	2695.00	5390.00
4 - Clements Chevrolet, Inc.	2698.00	5396.00
5 - Mernan Chevrolet, Inc.	2800.00	5600.00
6 - Maier Schule G.M.C., Inc.	2827.25	5654.50
7 - Richard Ford, Inc.	2850.00	5700.00

Ordered referred to the Town Engineer for analysis and tabulation.

1
23

Item No. 13 This being the time and the place advertised for the receiving of sealed proposals for the purchase of five (5) police automobiles, for use by the Police Department.

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

Moved by Councilman Fath, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to open the sealed proposals on hand.

Hereto is a list of sealed bids opened and read:

1 - Clements Chevrolet, Inc.	\$ 7,250.00
2 - Suor Keller Chevrolet, Inc.	7,649.95
3 - Mernan Chevrolet, Inc.	8,276.25
4 - DeLacy Motors, Inc.	8,293.05
5 - Richard Ford, Inc.	11,545.50

Ordered referred to the Town Engineer for analysis and tabulation.

1
18

Item No. 14 Councilman Trojanoski 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 the 19th day of January, 1959, and

Item No. 11-Cont'd.

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 proposal 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 PROPOSED EXTENSION
OF
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 Messer Avenue said point being 300 feet south of Center Line of Como Park Boulevard;

THENCE easterly a distance of 230 feet along a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE southerly along a line parallel to the Center Line of Messer Avenue a distance of 1590.5 feet to a point on the southern boundary line of lands owned by C. Liszewski;

THENCE westerly a distance of 260 feet to a point on the west right-of-way line of Messer Avenue;

THENCE northerly along the west right-of-way line of Messer Avenue a distance of 92.5 feet to the south boundary of lands owned by C. Barton;

THENCE westerly along the south boundary line of lands owned by C. Barton a distance of 200 feet to a point 230 feet west of the Center Line of Messer Avenue;

THENCE northerly and parallel to the Center Line of Messer Avenue a distance of 1198 feet to a point on a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE easterly along said boundary line a distance of 230 feet 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 \$12,500, 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 2d day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

Item No. 14-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 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 copies of this order be posted conspicuously in five (5) public places within the area where said proposed water district extension is to be made, 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 Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bysrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 23rd day of January, 1959:

- 1-Post at the corner of Messer Avenue and Como Park Blvd.;
- 2- Telephone Pole No. 2 on Messer Avenue;
- 3- Telephone Pole No. 3 on Messer Avenue;
- 4- Telephone Pole No. 4 on Messer Avenue;
- 5- Telephone Pole No. 5 on Messer Avenue.

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

17
29

Item

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

that copies of this order be posted conspicuously in five (5) public places within the area where the proposed water district location is to be made, not less than (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 Holtz, Voting Aye
Councilman Wroblewski, Voting Aye

The annual banquet of the Young Men's Association will be held Wednesday at 6:30 p.m. Speaker of the evening will be the Rev. Mr. Lancaster

At Your Service!
Ralph's
Barber Shop
RALPH VELOCCI, Prop.
37 Sawyer Avenue
Lancaster

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 22 day of January, 1959, 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 26 day of

January, 1959
Gene T. Moley
Notary Public in and for Erie County

hn 1086

Item

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 19th day of January, 1959, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holiz, Supervisor
Felix T. Wroblewski, Councilman
Stanley B. Bystrak, Councilman
Alancin Fath, Councilman
Daniel E. Weber, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman

ABSENT: —0—

Councilman Trojanoski 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 the 19th day of January, 1959, 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 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 Proposed Extension
of 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 Messer Avenue said point being 300 feet south of Center Line of Como Park Boulevard;

THENCE easterly a distance of 230 feet along a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE southerly along a line parallel to the Center Line of Messer Avenue a distance of 1590.5 feet to a point on the southern boundary line of lands owned by C. Liszewski;

THENCE westerly a distance of 200 feet to a point on the west right-of-way line of Messer Avenue;

THENCE northerly along the west right-of-way line of Messer Avenue a distance of 92.5 feet to the south boundary of lands owned by C. Barton;

THENCE westerly along the south boundary line of lands owned by C. Barton a distance of 200 feet to a point 230 feet west of the Center Line of Messer Avenue;

THENCE northerly and parallel to the Center line of Messer Avenue a distance of 1498 feet to a point on a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE easterly along said boundary line a distance of 230 feet to the point of beginning, and

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

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

one week, the first insertion being on the 22 day of January, 1959, 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

6 day of

1959

only in and for Erie County

THENCE easterly along said boundary line a distance of 230 feet 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 \$12,500, 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 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard 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 copies of this order be posted conspicuously in five (5) public places within the area where such proposed water district extension is to be made, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

Supervisor Holtz, Voting Aye
Councilman Wroblewski, Voting Aye

Councilman Bysrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Weber, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Kornecki, Voting Aye

Ayes: 7; Noes: 0; Absent: 0

State of New York)
County of Erie)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 19, 1959 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-3, 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 19th day of January, 1959.
KENNETH T. HANLEY
Town Clerk

(seal)

1422

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on 22 day of January, 1959, and the last insertion being on the day of , 19 , and that not

more than six days intervened between any two publications thereof

Richard G. Bennett

day of

1959

in and for Erie County

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

WHEREAS, the owners of taxable real property situated 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 15th day of December, 1958, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

BEGINNING at a point of intersection of the Southern boundary of West Shore RR right-of-way and the Eastern boundary of Farm Lot No. 5 thence Southerly along the easterly lines of Lots 5 and 4 to the South lot line of the lots on the South side of Cloverhill; thence Westerly along said south line to the center line of Homeworth; thence Southerly along the center line of said Homeworth Pky. to the North boundary line of the Village of Depew; thence Westerly along said north boundary line of Village of Depew to the center line of Dick Road; thence Southeasterly along the Village boundary line to a point on the Southern boundary of proposed easement for the Scajaquada Creek (as proposed by R. Tryon); thence Westerly along the Southerly boundary of proposed easement to the East line of property owned by J. Konsek; thence Northerly to the South line of Aero Drive-In property; thence Westerly to the East side of Union Road right-of-way; thence Northerly along East right-of-way of Union Road to the southerly boundary of the lands owned or formerly owned by Edward Statler and wife; thence easterly along said southern boundary to the eastern boundary of lands owned by Edward Statler and wife; thence northerly to northern boundary of said property; thence westerly along north boundary of these lands to the east right-of-way line of Union Road; thence northerly along east right-of-way line of Union Road to the Southern boundary line of West Shore RR right-of-way; thence Northeasterly along Southern right-of-way line of West Shore R.R. to the point of beginning.
and

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$85,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

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, Cheektowaga, New York, on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard 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 district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

Item No. 15-Cont'd.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

Posted as follows on the 23rd day of January, 1959:

- 1-Telephone Pole No. 5 on Diana Drive;
- 2-Post at the corner of Homeworth Park and Diana Drive;
- 3-Telephone Pole No. 4 on Diana Drive;
- 4-Telephone Pole No. 38 On Meadowlawn Parkway;
- 5-Telephone Pole No. 11 on Meadowlawn Road.

1
17
26

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 one weeks:
first publication JAN 22 1959
last publication JAN 22 1959;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JAN 29 1959, 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, 1959
Registered No. 5029

LEGAL NOTICE

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 19th day of January, 1959, at 7:30 o'clock p.m., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor.
Felix T. Wroblewski, Councilman.
Stanley H. Bystrak, Councilman.
Alancia Fath, Councilman.
Daniel E. Weber, Councilman.
Joseph Trojanoski, Councilman.
Joseph Kornecki, Councilman.

ABSENT: 0.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated 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 15th day of December, 1958, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

BEGINNING at a point of intersection of the Southern boundary of West Shore RR right-of-way and the Eastern boundary of Farm Lot No. 5 thence Southerly along the easterly lines of Lots 5 and 4 to the South lot line of the lots on the South side of Cloverhill; thence Westerly along said south line to the center line of Homeworth; thence Southerly along the center line of said Homeworth Pkwy. to the North boundary line of the Village of Depew; thence Westerly along said north boundary line of Village of Depew to the center line of Dick Road; thence Southeasterly along the Village boundary line to a point on the Southern boundary of proposed easement for the Scajaquada Creek (as proposed by R. Tryon); thence Westerly along the Southerly boundary of proposed easement to the East line of property owned by J. Konsek; thence Northerly to the South line of Aero Drive-In property; thence Westerly to the East side of Union Road right-of-way; thence Northerly along East right-of-way of Union Road to the southerly boundary of the lands owned or formerly owned by Edward Statler & wife; thence easterly along said southern boundary to the eastern boundary of lands owned by Edward Statler and wife; thence northerly to northerly boundary of said property; thence westerly along north boundary of these lands to the east right-of-way line of Union Road; thence northerly along east right-of-way line of Union Road to the Southern boundary line of West Shore RR right-of-way; thence Northeasterly along Southern right-of-way line of West Shore RR to the point of beginning.

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the

locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$85,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

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, Cheektowaga, New York, on the 2nd day of February, 1959, at 7:30 o'clock p.m., Eastern Standard 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 districts are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, Voting AYE.
Councilman Wroblewski, Voting AYE.

Councilman Bystrak, Voting AYE.

Councilman Fath, Voting AYE.

Councilman Weber, Voting AYE.

Councilman Trojanoski, Voting AYE.

Councilman Kornecki, Voting AYE.

AYES: 7 NOES: 0 ABSENT: 0

(STATE OF NEW YORK)

COUNTY OF ERIE

I, KENNETH T. HANLEY,

Town Clerk of the Town hereinafter described, DO HEREBY

CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on January 19, 1959, 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 meeting of said Board, and such minutes appear at page No. A-4, 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 19th day of January, 1959.

KENNETH T. HANLEY

Town Clerk.

(Pub. Jan. 22, 1959).

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

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 5 of the Town of Cheektowaga, and has called Nussbaumer, Clarke and Velzy, who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and said map and plan and estimate are dated January 16, 1959, and have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, said additional facilities are described in the notice of public hearing hereinafter set forth and such additional facilities do not include any lateral sewer authorized to be constructed pursuant to Section 199 of the Town Law, and

WHEREAS, the Town Board desires to hold a public hearing for the consideration of such map and plan and estimate;

NOW, THEREFORE,

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

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

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that 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 said Town, on the 2d day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, and hold a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 5 of the Town of Cheektowaga, and an estimate of the cost thereof, 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 offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities hereinbefore referred to are described in a map and plan dated January 16, 1959, prepared at the request of the Town Board by Nussbaumer, Clarke and Velzy, Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes.

The estimated expense of constructing such additional facilities is One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700.00).

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

Dated: January 19, 1959.

Kenneth T. Hanley
Town Clerk of the Town of Cheektowaga

Item No. 16-Cont'd.

(2) Such notice shall be published once in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga, and circulating in said Sewer District No. 5, and a copy of such notice shall be posted conspicuously in not less than five (5) public places within said District, such publication and posting to be made not less than ten nor more than twenty days prior to the date fixed for such public hearing.

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

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bysrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 23rd day of January, 1959:

- 1-Telephone Pole at the corner of Genesee Street and Andres Place;
- 2-Telephone Pole at the corner of Genesee Street and Mildred Drive;
- 3-Telephone Pole at the corner of Genesee Street and Harlem Avenue;
- 4-Telephone Pole at the corner of Genesee Street and Union Road;
- 5-Telephone Pole at the corner of Maryvale Drive and Union Road.

Hereto attached is a copy of the Notice of the Hearing published in the Cheektowaga Times.

1
24

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 one week;
first publication JAN 22 1959;
last publication JAN 22 1959;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JAN 29 1959, 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
M: Commission Expires March 30, 19-59
Registered No. 5029

**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 said Town, on the 2nd day of February, 1959, at 2:30 o'clock p.m., Eastern Standard Time, and hold a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 5 of the Town of Cheektowaga, and an estimate of the cost thereof, 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 offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities heretofore referred to are described in a map and plan dated January 16, 1959, prepared at the request of the Town Board by Nussbaumer, Clarke and Velsky, Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes.

The estimated expense of constructing such additional facilities is One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700.00).

By order of the Town Board of the Town of Cheektowaga.
Dated: January 19, 1959.

KENNETH T. HANLEY
Town Clerk of the Town
of Cheektowaga.
(Pub: Jan. 22, 1959)

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

WHEREAS, the Municipal Law Section of the State Bar Association will hold its convention in New York City on January 29, 30, and 31, and

WHEREAS, many items of interest to the Town Health Officer and members of the Town Board will be discussed.

BE IT RESOLVED, that the Town Health Officer and a member of the Town Board be granted permission to attend the convention.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

43
42

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

WHEREAS, the New York State Thruway has constructed a double three lane highway through the center of the Town of Cheektowaga, and

WHEREAS, the authority has constructed no signs whatsoever to indicate exits with the name of the Town of Cheektowaga thereon, and

WHEREAS, the Town Board deems it confusing and misleading to motorists attempting to ascertain which exits will lead them to the Town of Cheektowaga, and

WHEREAS, the Town of Cheektowaga is a thriving community of approximately 80,000 people with many national industries located therein.

NOW, THEREFORE, be it

RESOLVED, that the Town Board request the New York State Thruway authority to designate the proper exits which lead to the Town of Cheektowaga by the erection of appropriate signs at appropriate locations, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the New York State Thruway Authority.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

8
41

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

WHEREAS, the Department of Sanitation has notified the Town Board that they are in need of one (1) heavy duty chassis and cab complete with Dempster-Dumpster, be it

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

27

Item No. 19-Cont'd.

RESOLVED, that the Town Board meet on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) heavy duty chassis and cab complete with Dempster-Dumpster, for use in the Sanitation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M. Eastern Standard Time on February 2, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway & Union Road, Cheektowaga, New York.

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

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

Dated: January 19, 1959

/s/ Kenneth T. Hanley
Town Clerk

SPECIFICATIONS
FOR
TRUCK CHASSIS AND CAB COMPLETE WITH DEMPSTER-DUMPSTER
1 REQUIRED
SANITATION DEPARTMENT

One (1) Heavy Duty Chassis and Cab complete with Model 303-C LFW Dempster-Dumpster. Make of Truck to be decided by Town Board.

1. New 1959 Heavy Duty Chassis and Cab Conventional
2. Dempster-Dumpster Model 303-C LFW as manufactured and installed by Dempster Brothers, Knoxville 17, Tenn.
3. Engine: 230 Horsepower (min.) V8 engine
Piston Displacement: 348 cu. in. minimum
4. Gross Vehicle Weight: 22,000 lbs. minimum
5. Cab to Axle Dimension: 84 inches
6. Radiator: Heavy Duty
7. Frame: Channel side rails with reinforcement from front-spring rear hanger to rear-spring front hanger
(Section Modulus 15.5 in. 3 minimum)
8. Springs: Front - leaf, semi-elliptic with 4200-lbs. Capacity minimum
Rear - Total Capacity 20,600-lbs. capacity min. at ground
9. Front axle rated capacity 9000-lbs. minimum
10. Transmission: Five speed constant mesh, direct in fifth.
11. Clutch: Minimum 13 inch single disc with 177 sq.in. area or better.
12. Rear Axle: Dual reduction, Timken or equal. 18,000-lbs. min. capacity
13. Wheels: Budd Type or equal
14. Rims: 7.5 (7) Seven required
15. Tires: Seven (7) 10:00x20 (12 Ply) with tubes
16. Electrical System: 12 volt heavy duty battery
Low cut in generator
40 ampere generator minimum
17. Brakes: Full air brakes. Gauge on instrument panel
Total lining area 525 sq. in. minimum
18. Gasoline Tank: 40 Gallon Capacity or better
19. Deluxe heater and defroster
20. Two (2) Air Windshield wiper
21. Directional Signals: Front and Rear
22. Dual Mirrors
23. Tow hooks front
24. Grab handles on sides of cab

Bidders are requested to furnish complete specifications with their bid, of type of equipment specified in the bid.

A check in the amount of Two Hundred Dollars (\$200.00) must accompany the bid as surety for fulfillment of the contract.

Delivery to be made within 60 days of the award of bid to the Town of Cheektowaga Incinerator on Union Road, Cheektowaga, Erie County, New York.

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Town Hall, corner of Broadway &
Union Road, Cheektowaga, New
York.

The Town of Cheektowaga re-
serves the right to reject any, and
all bids or to waive technical de-
fects in bids if it be in the public
interest of the Town of Cheektow-
aga to do so.

This notice is to be published by
direction of the Town Board of the
Town of Cheektowaga, New York.
Dated: January 19th, 1959

KENNETH T. HANLEY
Town Clerk

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

This is to certify that I, Ken-
neth T. Hanley, Clerk of the Town
of Cheektowaga, in the said
County of Erie, have compared the
foregoing copy of resolution with
the original resolution now on file
at this office, and which was pass-
ed by the Town Board of the Town
of Cheektowaga in said County of
Erie, on the 19th day of January,
1959, and that the same is a cor-
rect 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 19th day
of January, 1959.

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

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

was inserted and published therein once a week for

one week, the first insertion being on the

22 day of January, 1959, and

the last insertion being on the day of

1959, and that not

more than six days intervened between any two publi-

cations thereof.

Richard G. Bennett

Sworn to before me this 26 day of

January, 1959

Kenneth T. Hanley
Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss:

NOTICE TO BIDDERS

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, New York, on the 19th day of January, 1959 at 7:30 o'clock P.M. Eastern Standard Time, There were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix Wroblewski, Councilman
Alancin Fath, Councilman
Stanley Bystrak, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman
Daniel Weber, Councilman

ABSENT: —0—

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Department of Sanitation has notified the Town Board that they are in need of one (1) heavy duty chassis and cab complete with Dempster-Dumpster, be

RESOLVED that this request be granted and that the Town Clerk be directed to publish the annexed **NOTICE TO BIDDERS** in the **DELAWARE HERALD AND CHEEKTOWAGA NEWS**, having a circulation in the Town of Cheektowaga, in connection with the said Sanitation work, and be it further

RESOLVED, that the Town Board meet on the 2nd day of February, 1959 at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Supervisor Benedict T. Holtz, Voting Aye
Councilman Felix Wroblewski Voting Aye
Councilman Stanley Bystrak Voting Aye
Councilman Alancin Fath Voting Aye
Councilman Joseph Trojanoski Voting Aye
Councilman Daniel Weber Voting Aye
Councilman Joseph Kornecki Voting Aye
AYES: 7; NOES: —0— ABSENT: —0—

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) heavy duty chassis and cab complete with Dempster-Dumpster, for use in the Sanitation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M. Eastern Standard Time on February 2, 1959 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway & Union Road, Cheektowaga, New York.

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

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

Dated: January 19th, 1959

KENNETH T. HANLEY
Town Clerk

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

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 19th day of January, 1959, 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 19th day of January, 1959.

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

RICHARD G. BENNETT

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on January 10, 1959, and January 17, 1959, after the same have been approved by the Building Inspector.

15
35

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

Item No. 21 The following resolution was moved by Councilman Bystrak and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

- General Fund - Nos. 53 to 104, inclusive
- Highway Fund - Nos. 2 to 46, inclusive
- Special Districts - Nos. 12 to 45, inclusive
- C & I - Nos. 6, 9, 10, 11, 12
- Health Fund - No. 5
- Part Town Fund - Nos. 3, 4, 7

6

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

Item No. 22 The Chairman announced that at this time the Town Board would hear from the hunters in the audience who would like a clarification of the recently adopted Fire Arms Ordinance of the Town of Cheektowaga, New York.

A representative of the Bellevue Hunting Club was granted the floor and requested that an area south of Broadway and east of Union Road be designated as hunting grounds for residents of the Town of Cheektowaga.

Supervisor Holtz and State Conservation Officer Harold Keppner requested that the Clerk read an opinion that the Town has no jurisdiction over hunting in the Town and that this jurisdiction only lies with the Department of Conservation.

After hearing from other interested huntsmen, the Chairman requested that the hunters form a committee and meet with the Town Board on January 24, 1959, at 10:30 A.M.

40

Item No. 23 Moved by Councilman Weber, seconded by Councilman Bystrak, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 2nd day of February, 1959, at 2:30 P.M., Eastern Standard Time, there were:

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

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl; Assessor Jerzewski; Assessor Kistowski; Town Engineer Kamm; Building & Plumbing Inspector Trafalski; Accountant Maher, and Special District Tax Clerk Reece.

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

Item No. 3 Referred to the Chairman of the Petitions Committee the request of the Niagara Frontier Transit System to use the southwest corner of Kensington and Century Road as a turn-around place for their buses.

10
42

Item No. 4 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the request of the Village of Depew for the use of four voting machines and two election booths for use in the Village Elections be granted, and that the Village of Depew have proper insurance for the safe pick-up and return of same machines to the Town of Cheektowaga warehouse.

11

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that the following be authorized and directed to attend the Annual Meeting of the Association of Towns in New York City on February 9, 10, and 11, 1959, and that their reasonable expenses be a proper charge against the Town of Cheektowaga:

All Elected Town Officials;
Board of Assessors;
Members of the Zoning Board of Appeals;
Plumbing and Building Inspector;
Town Engineer;
Town Attorney;
Town Health Officer;
Temporary Recreation Director;
Lieut. William Graham of the Police Department;
Town Historian.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

31
42

2

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

WHEREAS, sealed bids were received on January 19, 1959, for the purchase of five (5) police cars,

BE IT RESOLVED, that the bid of Suor Keller Chevrolet, Inc., for the Bel Air Model in the amount of \$7,649.95, be accepted in accordance with the recommendation of the Town Engineer, and

BE IT RESOLVED that the Supervisor be authorized to contract and make the expenditure accordingly.

Seconded by Councilman Weber.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 7 Councilman Kornecki moved,

WHEREAS, the Highway Department has submitted a bill in the amount of \$790.95 for assisting the Garbage Department in the removal of christmas trees,

BE IT RESOLVED, that \$790.95 be transferred from the Special Districts Fund to Item 4 of the Highway Funds, in accordance with the attached request from the Highway Department.

Seconded by Councilman Bystrak.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, it is the desire of the Town Board to continue to give the best service possible to our taxpayers, and

WHEREAS, such service can be enhanced by having frequent meetings of the members of the Town Board with all Department Heads and spokesmen for employee groups,

BE IT RESOLVED, that a method of establishing regular meetings with said Department Heads and spokesmen be considered and adopted.

Seconded by Councilman Trojanoski.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 9 Councilman Wroblewski moved,

WHEREAS, it has been learned that certain legislation has been proposed in the State Legislature which would exempt railroads from certain Town taxes, and

WHEREAS, the Cheektowaga Town Board is opposed to such reductions and exemptions.

BE IT RESOLVED, that the Town Attorney be directed to obtain copies of such proposed legislation, inform the Town Board of the contents thereof, and contact our area legislators in an effort to defeat such legislation.

Seconded by Councilman Trojanoski.

AYES: -7-

NOES: -0-

ABSENT: -0-

1
18

13
12

31
42

33
8

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

WHEREAS, State Law limits assessment aid by the State Board to towns with an assessment of less than 10 million dollars.

BE IT RESOLVED, that the Town delegate to the Association of Towns Convention be directed to request the Association to present proposed legislation to withdraw the 10 million dollar restriction so that such aid could be obtained by any town, at no cost to said town.

Seconded by Councilman Wroblewski.

AYES: -7-

NOES: -0-

ABSENT: -0-

32
42

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

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Twenty-Seven Thousand Two Hundred Dollars (\$27,200),

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 16th day of February, 1959, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 11-Cont'd.

Posted as follows on the 6th day of February, 1959:

- 1-Election Booth - Cherokee Drive & Geo. Urban Blvd;
- 2-Telephone Pole No. 11 - Cherokee Drive;
- 3-Telephone Pole No. 16 - Cherokee Drive;
- 4-Telephone Pole No. 20 - Cherokee Drive;
- 5-Telephone Pole No. 13 - Cherokee Drive.

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

(AFFIDAVIT)

to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Supervisor Holtz, voting Aye
Councilman Wroblewski,

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye
Ayes: 7; Noes: 0; Absent: 0.

State of New York)
County of Erie)

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, Do Hereby Certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 2, 1959 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 5th day of February, 1959, and the last insertion being on the day of 1959, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13 day of

February, 1959

Kenneth T. Hanley
Notary Public in and for Erie County

hn 1086

Posted as follows on the 6th day of February, 1959:

- 1-Election Booth - Cherokee Drive & Geo. Urban Blvd;
- 2-Telephone Pole No. 11 - Cherokee Drive;
- 3-Telephone Pole No. 16 - Cherokee Drive;
- 4-Telephone Pole No. 20 - Cherokee Drive;
- 5-Telephone Pole No. 13 - Cherokee Drive.

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

(AFFIDAVIT)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

**EXTRACT 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 of Cheektowaga, on the 2nd day of February, 1960, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Daniel E. Weber, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman

ABSENT: —0—

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Twenty-Seven Thousand Two Hundred Dollars (\$27,200),

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 18th day of February, 1960, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

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

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

Supervisor Holtz, voting Aye
Councilman Wroblewski,

voting Aye

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye
Ayes: 7; Noes: 0; Absent: 0.

State of New York)

County of Erie)

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, Do Hereby Certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 2, 1960 and minutes of said meeting have been duly recorded in the Minute Book

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

Item No. 11-Cont'd.

Posted as follows on the 6th day of February, 1959:

- 1-Election Booth - Cherokee Drive & Geo. Urban Blvd;
- 2-Telephone Pole No. 11 - Cherokee Drive;
- 3-Telephone Pole No. 16 - Cherokee Drive;
- 4-Telephone Pole No. 20 - Cherokee Drive;
- 5-Telephone Pole No. 13 - Cherokee Drive.

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

(AFFIDAVIT)

and directed to publish a certified copy of this resolution and order in the Depew Herald and Cheektowaga News, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Supervisor Holtz, voting Aye
Councilman Wroblewski,

voting Aye

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kordecki, voting Aye

Ayes: 7; Noes: 0; Absent: 0.

State of New York)

County of Erie)

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, Do Hereby Certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 2, 1959 and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-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 2nd day of February, 1959.

(seal) KENNETH T. HANLEY,
Town Clerk

RICHARD G. BENNETT

and gave that he is the

50

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

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement to consist of the installation of sanitary sewers and appurtenances in Greenwood Place, Crestwood Place, and Andres Place, Sanitary Sewer District No. 5, in accordance with the plans and specifications prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, on file in the Town Clerk's Office, and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke & Velzy, competent Civil Engineers duly licensed by the State of New York, to prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate and proposed contract having been duly prepared and presented to this Town Board and likewise filed with the Town Clerk, and the same having been carefully examined by this Board,

NOW, THEREFORE,

BE IT RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of the improvement to consist of the installation of sanitary sewers and appurtenances in Greenwood Place, Crestwood Place, and Andres Place, Sanitary Sewer District No. 5, in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of a notice thereof at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Township, requiring each person who shall offer to do said work to file a sealed proposal or offer to do the work with a certified check 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, and be it further

RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board of the Town of Cheektowaga, New York, at the Town Hall in said Town of Cheektowaga, on the 16th day of February, 1959, at 7:30 o'clock P.M., Eastern Standard Time, and be it further

RESOLVED, that said Notice to Contractors be in substantially the following form to wit:

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 16th day of February, 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,160 lineal feet of 24 inch diameter and 1,900 lineal feet of 30 inch diameter reinforced concrete sanitary sewer pipe in Sanitary Sewer District No. 5, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, siphon chambers, 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 at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

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

Item No. 12-Cont'd.

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

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

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

KENNETH T. HANLEY
Town Clerk

Dated: February 2, 1959
Published: February 5, 1959

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

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

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 16th



William AC	6 9 5-25
Pine Hill Gunners	9 15 15-07
Cheek, All Stars	6 7 18-0-34
Niedzielo R. & TV	13 22 32-8-75
Cells	6 9 4-3-22
D&L Merchants	7 6 16 18-47
Trinity & Columbus	2 2 9-21

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 5th day of February, 1959, 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 13 day of

February, 1959
Kurt Stanley

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

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 16th day of February, 1969, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,160 lineal feet of 24 inch diameter and 1,900 lineal feet of 30 inch diameter reinforced concrete sanitary sewer pipe in Sanitary Sewer District No. 5, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, siphon chambers, and other related work in accordance with the contract documents hereof, including plans, specifications, instructions to bidders, prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

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

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

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

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

Dated: February 2, 1969.

feb5 KENNETH T. HANLEY,
Town Clerk

RICHARD G. BENNETT

Item No. 13 This being the time and the place advertised for a public hearing for the extension of Water District No. 9 (Messer Avenue).

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no persons appearing in opposition thereof;

Councilman Trojanoski 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 19th day of January, 1959, 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:

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 Messer Avenue said point being 300 feet south of Center Line of Como Park Boulevard;

THENCE easterly a distance of 230 feet along a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE southerly along a line parallel to the Center Line of Messer Avenue a distance of 1590.5 feet to a point on the southern boundary line of lands owned by C. Liszewski;

THENCE westerly a distance of 260 feet to a point on the west right-of-way line of Messer Avenue;

THENCE northerly along the west right-of-way line of Messer Avenue a distance of 92.5 feet to the south boundary of lands owned by C. Barton;

THENCE westerly along the south boundary line of lands owned by C. Barton a distance of 200 feet to a point 230 feet west of the Center Line of Messer Avenue;

THENCE northerly and parallel to the Center Line of Messer Avenue a distance of 1498 feet to a point on a line which is the southern boundary of the existing "Como Park Extension of Water District No. 9";

THENCE easterly along said boundary line a distance of 230 feet 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 a water main 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 19th day of January, 1959, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard 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

Item No. 13-Cont'd.

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 \$20,500; and the aggregate amount of the assessed valuation of such taxable real property which is owned by owners who have signed said petition is \$17,950; 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 \$16,700; 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 \$16,700; (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; (6) the estimated expense of constructing such improvement of \$12,500 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 Kornecki and duly put to a vote, which resulted as follows:

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

AYES: -7-

NOES: -0-

ABSENT: -0-

17
29

Item No. 14 This being the time and the place advertised for a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 5.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof;

Councilman Trojanoski presented the following resolution and moved its adoption:

Item No. 14-Cont'd.

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 5 of the Town of Cheektowaga, and has caused Nussbaumer, Clarke and Velzy, who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and said map and plan and estimate are dated January 16, 1959, and have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, the additional facilities hereinbefore referred to consist of the construction of a 24-inch main sanitary trunk sewer from an existing 24-inch main sanitary trunk sewer on Ellwood Place at Greenwood Place and running therefrom westerly along Greenwood Place a distance of about 580 feet to Crestwood Place; thence on Crestwood Place running southerly a distance of about 580 feet to the south side of Genesee Street at Andres Place; thence to construct from the last-mentioned point, a 30-inch main sanitary trunk sewer on Andres Place and Andres Place extended southerly a distance of about 2020 feet to connect to an existing 42-inch main sanitary trunk sewer on George Urban Boulevard, together with necessary manholes, and the estimated expense of constructing such additional facilities is One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700), and

WHEREAS, the Town Board did, on the 19th day of January, 1959, duly adopt an order which provided that the Town Board should meet at the Town Hall, corner of Broadway and Union Road, in said Town, on the 2nd day of February, 1959, at 2:30 o'clock P.M., Eastern Standard Time, on that day to consider said map and plan and estimate and the improvements therein described, and to hear all persons interested therein concerning the same, and to take such action on the part of said Town Board with relation to said improvements as may be authorized and required by law, and

WHEREAS, a notice of said public hearing in the form prescribed by said resolution was published on the 22nd day of January, 1959, in the CHEEKTOWAGA TIMES, a newspaper published in the Town of Cheektowaga and circulating in said Sewer District No. 5, and copies of said notice were posted conspicuously in five public places within said District, on the 23rd day of January, 1959, all as shown by affidavits submitted to the Town Board, and

WHEREAS, said Town Board has, at the time and place specified in said order, considered said map and plan and estimate, and the making of the improvements therein described, and has heard all persons interested who have desired to be heard concerning the same, and has considered all evidence submitted at said time and place which will enable said Town Board to make the determinations hereinafter made; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, as follows:

(1) It is hereby determined that (a) all the property and property owners within said Sewer District No. 5 will be benefited by the construction of said improvements; (b) all the property and property owners benefited by the construction of said improvements are included in said Sewer District No. 5; and (c) it is in the public interest to authorize the construction of the improvements described in said map and plan as set forth in said map and plan.

(2) The improvements described in said map and plan shall be constructed in accordance with said map and plan, at a cost of not exceeding One Hundred Sixty-One Thousand Seven Hundred Dollars (\$161,700).

(3) The Town Clerk is hereby directed to record a certified copy of this order in the office of the Clerk of the County of Erie, pursuant to and in accordance with Section 195 of the Town Law.

Item No. 14-Cont'd.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

1
24

Item No. 15 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) heavy duty chassis and cab, complete with Dempster Dumpster for use in the Sanitation Department.

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

Moved by Councilman Trojanoski, seconded by Councilman Weber, that the Clerk be authorized and directed to open and read aloud the sealed bids on hand:

Hereto is a summary of the bids received:

1 - Snor Keller Chevrolet, Inc.	\$ 9,127.00
2 - International Harvester Co.	9,528.26
3 - Clement Chevrolet, Inc.	9,622.80
4 - Maier Schule GMC, Inc.	10,220.00

Moved by Councilman Trojanoski, seconded by Councilman Weber that the bids be referred to the Town Engineer for analysis and tabulation.

1
23

Item No. 16 This being the time and the place advertised for a public hearing for the proposed establishment of Drainage District No. 7 (Homeworth Park, Etc.)

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing.

Kenneth W. Kitzinger, Attorney at Law, representing School District No. 2, was granted the floor and related to the Board that School District No. 2 was in favor of the proposed Drainage District No. 7, providing that a pipe and not a ditch is used to dispose of storm waters.

John Seeley, Trustee for School District No. 2, was granted the floor and requested the Board to have the ditch covered by pipe on account of School Children, and as a hazard thereto.

Dr. Victor Reinstein was granted the floor and said that he had no objection to the property north of the Powerline being included in the new district, but did object to property south of the Powerline being included in the proposed district.

Dr. Reinstein also requested that the creek should be enlarged or else the land would be depreciated, and that the creek should be dredged before putting any more water into it.

Supervisor Holtz advised the Board that he doubted very much if the Comptroller would approve the proposed District.

Item No. 16-Cont'd.

42

Arthur Mussara was granted the floor and told the Board that he represented Mr. Peter Santin and Mr. Russell Affrunti, contractors in the Town of Cheektowaga, and that they owe it to the property owners due to losses sustained by water. Mr. Mussara explained that we want the people to know that we did everything possible, and that this is planning for the future, and also that there will be trunk drainage laterals in all streets in our subdivision.

Mr. Kenneth W. Kitzinger again was granted the floor representing the Glendale Corporation, and related to the Board that we do not wish to be included in the District on account of devaluating our property, claiming that the proposed District would do damage to his client's property, and that \$85,000.00 is not enough money, and that it should benefit the entire area, and that the area south of the Powerline should be excluded.

The Supervisor ordered the hearing closed and requested that the principals involved in the matter sit down with the Engineers and discuss the situation.

The Supervisor ordered the hearing closed and that the decision be reserved and that the matter be referred to the Town Engineer, Town Attorney, and Town Board, for proper study and report back at a later date.

26

Item No. 17 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on January 24, 1959, and January 31, 1959, after the same have been approved by the Building Inspector.

15
35

AYES: -7-

NOES: -0-

ABSENT: -0-

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

That the following claims be approved as presented:

General Fund	- Nos. G 105 to G 152, inclusive
Highway Fund	- Nos. H 47 to H 63, inclusive
Special Districts	- Nos. S 46 to S 77, inclusive
C & I	- Nos. 13, 14
Tax Fund	- Nos. 15, 16, 17
Part Town Fund	- Nos. 18
Water Collection Account District No. 9	- No. 19
Social Security Contribution Fund	- No. 8

AYES: -7-

NOES: -0-

ABSENT: -0-

6

Item No. 19 Building Inspector Carl Trafalski was granted the floor and requested that the Town Board revoke certain Building Permits issued to Arthur Mussara for the Homeworth Subdivision due to the fact that the sewers have never been inspected. Ordered referred to the Town Board Petitions Committee and the Town Attorney.

15
33

Item No. 20 Moved by Councilman Weber, seconded by Councilman Wroblewski, that the Board adjourn in the memory of Helen Alsford, Telephone Operator in the Town Hall for many years, who passed away on January 23, 1959.

31

SEAL

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

MEETING NO. 4

CHEEKTOWAGA, NEW YORK
February 16, 1959

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 16th day of February, 1959, at 7:30 P.M., Eastern Standard Time, there were:

- | | | |
|----------|----------------------|------------|
| PRESENT: | Felix T. Wroblewski | Councilman |
| | Joseph Kornecki | Councilman |
| | Alancin M. Fath | Councilman |
| | Daniel E. Weber | Councilman |
| | Joseph M. Trojanoski | Councilman |
| | Stanley R. Bystrak | Councilman |
| ABSENT: | Benedict T. Holtz | Supervisor |

Without any objections, Councilman Wroblewski was designated to act as Chairman for this Meeting due to the absence of Supervisor Holtz.

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Assessor Schwenk; Temporary Recreational Director Rutowski; Town Engineer Kamm; Lieutenant Graham, Cheektowaga Police Department; and Building and Plumbing Inspector Trafalski.

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

Item No. 3 Referred to the Assessors for a property check the petition for the improvement of Terry Lane from Ellen Drive, 920 feet south, by the installation of street lighting equipment.

17
27

Item No. 4 Referred to the Town Attorney communication from the Highway Superintendent requesting the Town Board to advertise for bids for a new Paving Machine.

13
33
1

Item No. 5 Referred to the Town Attorney communication from the Highway Superintendent requesting the Board to abandon the Highway known as East Avenue.

13
33

Item No. 6 Referred to the Town Attorney communication from the Highway Superintendent requesting the Town Board to abandon the Highway known as Butternut Road.

13
33

Item No. 7 Ordered received and filed communication from Kenneth W. Kitzinger, Attorney at Law, requesting that a new petition be circulated for the establishment of Drainage District No. 7, claiming that the old petition with a change in boundaries would be insufficient to establish the said District.

17
24

Item No. 8 Ordered received and filed communication from the Post Office Department, Washington, D.C., informing the Town Board that an independent Post Office in the Town would not be warranted at this time.

7
42

Item No. 9 Moved by Councilman Bystrak, seconded by Councilman Weber, that the Town Clerk be authorized and directed to publish in the CHEEKTOWAGA TIMES the 1958 Annual Report of the Supervisor of the Town of Cheektowaga.

2
35

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

WHEREAS, the Town Board of the Town of Cheektowaga has been studying Prior Notice Laws which have been adopted by other municipalities and

WHEREAS, the Town Board has been advised that a savings of upwards of Two thousand (\$2,000.00) dollars a year on insurance premiums may be gained by the Town of Cheektowaga by the adoption of a Prior Notice Ordinance, and

WHEREAS, many minor and fictitious claims will be eliminated by the adoption of this ordinance.

NOW, THEREFORE, be it

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on the proposed Town Ordinance concerning prior notice be held on the 2d day of March, 1959, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting Local Ordinance No. 28, which is to provide as follows:

TOWN OF CHEEKTOWAGA, NEW YORK
PRIOR NOTICE ORDINANCE

No civil action shall be maintained against the Town of Cheektowaga for damage or injuries to person or property sustained in consequence of any street, part or portion of any street including the curb thereof and any encumbrances thereon or attachments thereto, tree, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, or traffic control sign or signal, being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence or accumulation of snow or ice upon any street, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, unless previous to the occurrence resulting in such damage or injuries written notice of such alleged condition relating to the particular place and location was actually given to the Town Clerk and there was a failure or neglect within a reasonable time thereafter to remedy or correct the alleged condition complained of.

That at such hearing all persons interested in the subject matter thereof, shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers circulating in said Town of Cheektowaga, notice of the time and place of such hearing, describing in general terms the proposed ordinance, at least ten (10) and not more than twenty (20) days prior to said hearing, and that on or before said date he post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of said Notice.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 20th day of February, 1959:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Notice of Hearing published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES.

(AFFIDAVIT)

STATE OF NEW YORK } ss.
COUNTY OF ERIE }
and place of such hearing, and in general terms the proposed ordinance, at least ten (10) and not more than twenty (20) days prior to said hearing, and that on or before said date he post or cause to be posted conspicuously, on a sign-board maintained by him at the entrance of the Town Clerk's Office, a certified copy of said Notice.
Dated: February 16, 1959.
KENNETH T. HANLEY,
Town Clerk
Seconded by Councilman Trojanoski, and duly put to a vote, which resulted as follows:
Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Kornecki, voting Aye
Councilman Trojanoski, voting Aye
Councilman Weber, voting Aye
Councilman Wroblewski, voting Aye
AYES: 6, NOES: 0, ABSENT: 1
State of New York)
Erie County)
Office of the Clerk of the) ss:
Town of Cheektowaga)
This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of February, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.
In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of February, 1959.
KENNETH T. HANLEY,
Clerk of the Town Board, Town of Cheektowaga, N. Y.
Notary Public in and for

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

being
WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication FEB 19 1959; last publication FEB 19 1959; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this FEB 25 1959 day of February, 1959.
Eve J. Allis
Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1967
Registered No. 5029



STATE OF NEW YORK
COUNTY OF ERIE

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

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, New York,
on the 16th day of February, 1939,
at 7:30 o'clock P. M., Eastern Standard
Time, there were

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

ABSENT:
Benedit T. Holtz, Supervisor
Councilman Wroblewski presented
the following resolution and
moved its adoption:

WHEREAS, the Town Board of
the Town of Cheektowaga has been
studying Prior Notice Laws which
have been adopted by other munici-
palities and

WHEREAS, the Town Board has
been advised that a savings of up-
wards of Two Thousand (\$2,000.00)
may be gained by the Town of
Cheektowaga by the adoption of
Prior Notice Ordinance, and

WHEREAS, many minor and flou-
rid claims will be eliminated by
adoption of this ordinance.

THEREFORE, be it

RESOLVED, that pursuant to
Section 100 of the Town Law of the
State of New York, a public hear-
ing on the proposed Town Ordinance
concerning prior notice be
held on the 2nd day of March, 1939,
at 7 o'clock P. M., Eastern Stan-
dard Time, at the Town Hall, cor-
ner of Broadway and Union Road
in the Town of Cheektowaga, New
York, for the purpose of consider-
ing the advisability of adopting Lo-
cal Ordinance No. 23, which is to
read as follows:

**TOWN OF
CHEEKTOWAGA, NEW YORK
PRIOR NOTICE ORDINANCE**

No civil action shall be maintain-
ed against the Town of Cheektowa-
ga for damage or injuries to
persons or property sustained in
consequence of any street, part or
portion of any street including the
curb thereof and any encumbran-
ces thereon or attachment thereto,
fence, bridge, viaduct, underpass,
culvert, parkway or park approach,
sidewalk or crosswalk, pedestrian
walk or path, or traffic control sign
or signal, being defective, out of
repair, unsafe, dangerous or ob-
structed, or in consequence of the
existence or accumulation of snow
or ice upon any street, bridge, via-
duct, underpass, culvert, parkway
or park approach, sidewalk or
crosswalk, pedestrian walk or path,
unless previous to the occurrence
resulting in such damage or injur-
ies written notice of such alleged
condition relating to the particular
place and location was actually given
to the Town Clerk and there
was a failure or neglect within a
reasonable time thereafter to remedy
or correct the alleged condition
complained of.

That at such hearing all persons
interested in the subject matter
thereof, shall be given an oppor-
tunity to be heard, and be it fur-
ther

RESOLVED, that the Town Clerk
do and he hereby is authorized and
directed to publish in the Depew
Herald and Cheektowaga News and
the Cheektowaga Times, newspa-
pers circulating in said Town of
Cheektowaga, notice of the time
and place of such hearing, describ-
ing in general terms the proposed
ordinance, at least ten (10) and not
more than twenty (20) days prior
to said hearing, and that on or be-
fore said date he post or cause to
be posted conspicuously, on a sign-
board maintained by him at the en-
trance of the Town Clerk's Office,
a certified copy of said Notice.

Dated: February 16, 1939.
KENNETH T. HANLEY,
Town Clerk

Seconded by Councilman Troja-
noski, and duly put to a vote, which
resulted as follows:
Councilman Bystrak, voting Aye
Councilman Fath, voting Aye

RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish in the Depew Herald and Cheektowaga News and the Cheektowaga Times, newspapers circulating in said Town of Cheektowaga, notice of the time and place of such hearing, describing in general terms the proposed ordinance, at least ten (10) and not more than twenty (20) days prior to said hearing, and that on or before said date the post or cause to be posted conspicuously, on a sign-board maintained by him at the entrance of the Town Clerk's Office, a certified copy of said Notice.

Dated: February 16, 1959.

KENNETH T. HANLEY,

Town Clerk

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

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Kornecki, voting Aye
Councilman Trojanoski, voting Aye
Councilman Weber, voting Aye
Councilman Wroblewski, voting Aye

AYES: 6, NOES: 0; ABSENT: 1

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

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of February, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of February, 1959.

KENNETH T. HANLEY,
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. 11 Councilman Weber presented the following resolution and moved its adoption:

WHEREAS, sealed bids were received on January 19, 1959 for two two-ton truck chassis with cab for the Sanitation Department, and

WHEREAS, International Harvester Company submitted a bid of \$5,068.12 for International Trucks; DeLacy Motors Company submitted a bid in the amount of \$5,388.90 for Dodge Trucks; and Suor-Keller Chevrolet, Inc., submitted a bid in the amount of \$5,390.00 for Chevrolet Trucks, and

WHEREAS, the Town Board is of the opinion that the bid of Suor-Keller Chevrolet, Inc., should be accepted in order to standardize the equipment, facilitate repairs, and part replacements.

NOW, THEREFORE, be it

RESOLVED, that the bid of Suor-Keller Chevrolet, Inc., in the amount of \$5,390.00 be accepted, and that the Supervisor be and he hereby is authorized and directed to enter into a contract with Suor-Keller Chevrolet, Inc., for the purchase of two two-ton truck chassis with cab for the Sanitation Department in the amount of \$5,390.00 and to make payment accordingly.

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

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

AYES: -5-

NOES: -1-

ABSENT: -1-

1
23

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

WHEREAS, the Town Board on the 2nd day of February, 1959, opened sealed proposals for the purchase of a heavy duty chassis and cab complete with a Model 303-C-LFW Dempster Dumpster,

WHEREAS, Suor-Keller Chevrolet, Inc., were the low bidders in the amount of \$9,127.00, be it

RESOLVED, that the bid of Suor Keller Chevrolet, Inc., in the amount of \$9,127.00 be accepted and that the Supervisor be authorized to contract with Suor Keller Chevrolet, Inc., for purchase of same heavy duty chassis and cab complete with a Model 303-C-LFW Dempster Dumpster, in the amount of \$9,127.00.

Seconded by Councilman Weber.

AYES: -6-

NOES: -0-

ABSENT: -1-

1
23

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

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains; (said highway is now paved for its entire length), and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of Seventeen Thousand Five Hundred Dollars (\$17,500.00),

NOW, THEREFORE,

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

Wabash Avenue Improvement, Curbs, Etc.

Posted as follows on the 6th day of March, 1959:

- 1- Post at the corner of Wabash Avenue and William Street;
- 2- Telephone Pole No. 4 on Wabash Avenue;
- 3- Telephone Pole No. 2 on Wabash Avenue;
- 4- Telephone Pole No. 40 on Wabash Avenue;
- 5- Telephone Pole No. 90 on Wabash Avenue.

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

Ordinance No. 100, voting Aye
Councilman Walker, voting Aye
Councilman Trojanski, voting Aye
Councilman Kernaeki, voting Aye
AYES: 6; NOES: 0; ABSENT: 1.
State of New York)
County of Erie)
I, Kenneth T. Hanley, Town
Clerk of the Town hereinafter de-
scribed, DO HEREBY CERTIFY as
follows:
1. A regular meeting of the
Town Board of the Town of Cheek-
towaga, a town located in the
County of Erie, State of New York,
was duly held on February 16,
1959, and minutes of said meeting
have been duly recorded in the
Minute Book kept by me in ac-
cordance with law for the pur-
pose of recording the minutes of
meetings of said Board, and such
minutes appear at page No. A-9,
inclusive, of said book.
2. I have compared the attached
extract with said minutes so re-
corded and said extract is a true
copy of said minutes and of the
minutes thereof insofar as said min-
utes relate to matters referred to
in said extract.
3. Said minutes correctly state the
time when said meeting was con-
vened, the place where such meet-
ing 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 16th day of Feb-
ruary, 1959.
(Seal) KENNETH T. HANLEY,
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheek-
towaga, Erie County, New York, that notice of which the
annexed printed slip taken from said newspaper, is a copy,
was inserted and published therein once a week for
..... 1 week, the first insertion being on the
26th day of February, 1959, and
the last insertion being on the day of
....., 19....., and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this day of

March 19 59
Kenneth T. Hanley
Notary Public in and for Erie County

Wabash Avenue Improvement, Curbs, Etc.

Posted as follows on the 6th day of March, 1959:

- 1- Post at the corner of Wabash Avenue and William Street;
- 2- Telephone Pole No. 1 on Wabash Avenue;
- 3- Telephone Pole No. 2 on Wabash Avenue;
- 4- Telephone Pole No. 40 on Wabash Avenue;
- 5- Telephone Pole No. 90 on Wabash Avenue.

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

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 of Cheektowaga, on the 16th day of February, 1959, at 7:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:

T. Wroblewski, Councilman
R. Bystrak, Councilman
F. Fath, Councilman
J. Trojancoski, Councilman
J. Kornecki, Councilman

ABSENT:

T. Holtz, Supervisor

Councilman Kornecki presented the following resolution and moved its adoption:

RESOLVED, a written petition was filed with this Board for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1940 feet, by the construction of curbs, sidewalks, and the installation of underground drains; the highway is now paved for its entire length, and

WHEREAS, it duly appears that a petition has been signed by the owners of real property fronting said highway on both sides of said highway to the improvement as above described, and that at least one-half of the entire frontage or bounds on both sides of said portion of the highway is so improved, and signed by resident owners owning not less than one-half of the frontage of said portion of said highway, and is so improved, and

WHEREAS, such petition was acknowledged or proved by the owners in the same manner as required to be recorded, and the maximum amount to be expended for the improvement of said highway as stated in the petition is not more than Seventeen Thousand (\$17,500.00) Dollars;

THEREFORE,

According to the provisions of Section 240 of the Town Law of the State of New York, it is hereby RESOLVED, 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 23rd day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering said petition and hearing all persons interested in the subject matter of the same.

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

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

Councilman Wroblewski, voting Aye
Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojancoski, voting Aye
Councilman Kornecki, voting Aye
AYES: 6; NOES: 0; ABSENT: 1.

State of New York)
County of Erie)

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

1. 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 February 16, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-9, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true and correct copy of the same.

Wabash Avenue Improvement, Curbs, Etc.

Posted as follows on the 6th day of March, 1959:

- 1- Post at the corner of Wabash Avenue and William Street;
- 2- Telephone Pole No. 4 on Wabash Avenue;
- 3- Telephone Pole No. 2 on Wabash Avenue;
- 4- Telephone Pole No. 40 on Wabash Avenue;
- 5- Telephone Pole No. 90 on Wabash Avenue.

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

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye
AYES: 5; NOES: 0; ABSENT: 1.
State of New York)
County of Erie)

RICHARD G. BENNETT

Kenneth T. Hanley, Town
Clerk of the Town hereinafter de-
scribed, DO HEREBY CERTIFY as

At a regular meeting of the
Board of the Town of Cheek-
towaga, a town located in the
County of Erie, State of New York,
held on February 16,
1959, the minutes of said meeting
were duly recorded in the
book kept by me in ac-
cordance with law for the pur-
pose of recording the minutes of
said Board, and such
minutes appear at page No. A-9,
of said book.

I have compared the attached
minutes with said minutes so re-
corded and said extract is a true
and correct copy of the
minutes and of the
matters referred to

therein. I hereby certify that the
meeting was con-
vened at the place where such meet-
ings are held and the members of
said Board who attended said
meeting.

WITNESSES WHEREOF, I have
set my hand and have
affixed the corporate seal
of said Town, this 16th day of Feb-
ruary, 1959.

KENNETH T. HANLEY,
Town Clerk

Item No. 13-Cont'd.

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 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

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

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

(Please refer to the opposite page for place of posting and affidavit)

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

WHEREAS, there have heretofore been issued and sold \$13,000 Serial Mansion Street curbing bonds, pursuant to the bond resolution entitled "Bond Resolution, Dated July 21, 1958, Authorizing the Issuance of \$14,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Mansion Street", and

WHEREAS, additional expenditures require the issuance of a bond anticipation note in the amount of \$1,000; NOW, THEREFORE,

BE IT RESOLVED, that a bond anticipation note in the amount of \$1,000, maturing on January 1, 1960, shall be issued pursuant to bond anticipation note resolution adopted July 21, 1958.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, there have heretofore been issued and sold \$170,000 Serial Cedar, Tudor, and Campbell Roads paving bonds, pursuant to the bond resolution entitled "Bond Resolution, Dated October 7, 1957, Authorizing the Issuance of \$178,810 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Pavement on Cedar Road, Tudor Road, and Campbell Road", and

WHEREAS, additional expenditures require the issuance of a bond anticipation note in the amount of \$8,000; NOW, THEREFORE,

BE IT RESOLVED, that a bond anticipation note in the amount of \$8,000, maturing on January 1, 1960, shall be issued pursuant to bond anticipation note resolution adopted October 7, 1957.

Item No. 15-Cont'd.

49

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

12
13

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

WHEREAS, there have heretofore been issued and sold \$13,000 Peoria Street curbing bonds, pursuant to the bond resolution entitled "Bond Resolution, Dated July 21, 1958, Authorizing the Issuance of \$14,000 Serial Bonds of the Town of Cheaktowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Peoria Street", and

WHEREAS, additional expenditures require the issuance of a bond anticipation note in the amount of \$1,000; NOW, THEREFORE,

BE IT RESOLVED, that a bond anticipation note in the amount of \$1,000, maturing on January 1, 1960, shall be issued pursuant to bond anticipation note resolution adopted July 21, 1958.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

12
13

Item No. 17 This being the time and place advertised for a public hearing for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway by the construction of curbs, together with the installation of receivers and necessary underground drains.

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

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof,

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains; (Said highway is now paved for its entire length), and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and also constituting resident owners along both sides of said highway to be improved, and

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

Item No. 17-Cont'd.

WHEREAS, at a meeting of said Town Board duly called and held on the 2nd day of February, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: The sum of Twenty-seven Thousand Two Hundred Dollars (\$27,200), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga on the 16th day of February, 1959, at 7:30 o'clock P.M., Eastern Standard Time; and

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

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

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

RESOLVED, that this Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: Both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, by the construction of curbs, together with the installation of receivers and necessary underground drains, and it is further

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

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

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

1
17
13

Item No. 18 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1,160 lineal feet of 24 inch diameter and 1,900 feet of 30 inch diameter reinforced concrete sanitary sewer pipe in Sanitary Sewer District No. 5, including manholes, wye branches, siphon chambers, and other related work in accordance with the contract documents therefor, including plans, specifications, instruction to bidders, etc., prepared by Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, New York.

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

Moved by Councilman Fath, seconded by Councilman Weber, that the Town Clerk open the sealed proposals on hand.

Hereto attached is a summary of bids received:

1
24

14	10	13	6	12	11	5	1	3	4	15	8	9	2			
WOOD CORR	RALPH D. YOUNG INC.	BURKHOLDER BROS. INC.	PASO CONTR. CORR.	SCHWAB BROS. CONST. CO. INC.	DEPEW PAVING COMPANY INC.	URBAN CONTR. COMPANY	C.M.H. Co. INC.	SERGI BROS. INC.	WM. KIMMINS AND SONS INC.	FRANK T. MOORE	STRACO INC.	DANIEL C. O'BRIEN CONTRACTING CO. INC.	W.K. CONTRACTING (BID NOT SIGNED)			
TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
\$23,933.35	\$19.00	\$28,690.00	\$16.00	\$2,416.00	\$16.00	\$2,416.00	\$16.00	\$2,416.00	\$19.60	\$2,959.60	\$13.50	\$2,038.50	\$17.00	\$2,567.00	\$14.00	\$2,114.00
\$6,419.35	\$21.00	\$8,001.00	\$18.00	\$6,858.00	\$16.50	\$6,286.50	\$16.50	\$6,286.50	\$20.75	\$7,905.75	\$14.00	\$5,334.00	\$18.50	\$7,048.50	\$14.50	\$5,224.50
\$4,326.00	\$23.00	\$17,480.00	\$20.00	\$15,200.00	\$17.00	\$12,920.00	\$17.00	\$12,920.00	\$22.00	\$16,720.00	\$14.50	\$11,020.00	\$20.00	\$15,200.00	\$15.00	\$11,400.00
\$6,567.75	\$24.00	\$7,560.00	\$25.00	\$7,875.00	\$17.50	\$5,512.50	\$17.50	\$5,512.00	\$23.00	\$7,245.00	\$15.00	\$4,725.00	\$22.00	\$6,930.00	\$16.00	\$5,040.00
\$6,964.20	\$25.00	\$7,300.00	\$28.00	\$8,176.00	\$18.00	\$5,256.00	\$18.00	\$5,256.00	\$27.00	\$7,884.00	\$16.00	\$4,672.00	\$24.00	\$7,008.00	\$17.00	\$4,964.00
\$7,684.75	\$18.00	\$9,378.00	\$16.00	\$8,336.00	\$13.50	\$7,033.50	\$16.00	\$8,336.00	\$16.00	\$8,336.00	\$11.00	\$5,731.00	\$13.00	\$6,773.00	\$11.50	\$5,991.50
\$10,080.00	\$20.00	\$12,800.00	\$18.00	\$11,520.00	\$14.00	\$8,960.00	\$15.00	\$9,600.00	\$17.50	\$11,200.00	\$11.50	\$7,360.00	\$15.00	\$9,600.00	\$12.50	\$8,000.00
\$35.90 \$35.40	\$65,388.00	\$60,381.00	\$45,524.50 \$48,384.50	\$50,327.00	\$62,250.35	\$40,880.50	\$55,126.50	\$43,034.00 \$42,734.00	\$48,077.85	\$92,604.42	\$53,195.70	\$37,680.40	\$44,316.00			
\$2,000.00	\$390.00	\$1,950.00	\$350.00	\$1,750.00	\$240.00	\$1,200.00	\$800.00	\$4,000.00	\$900.00	\$4,500.00	\$225.00	\$1,125.00	\$250.00	\$1,250.00	\$300.00	\$1,500.00
\$2,280.00	\$350.00	\$2,100.00	\$350.00	\$2,100.00	\$240.00	\$1,440.00	\$800.00	\$4,800.00	\$475.00	\$2,850.00	\$225.00	\$1,350.00	\$250.00	\$1,500.00	\$300.00	\$1,800.00
\$1,600.00	\$40.00	\$1,600.00	\$40.00	\$1,600.00	\$30.00	\$1,200.00	\$600.00	\$2,400.00	\$40.00	\$1,600.00	\$45.00	\$1,800.00	\$30.00	\$1,200.00	\$25.00	\$1,000.00
\$650.00	—	\$1,100.00	—	\$1,500.00	—	\$400.00	—	\$800.00	—	\$1,000.00	—	\$550.00	—	\$425.00	—	\$600.00
\$650.00	—	\$1,100.00	—	\$1,500.00	—	\$500.00	—	\$800.00	—	\$1,200.00	—	\$550.00	—	\$425.00	—	\$600.00
\$3,000.00	—	\$3,000.00	—	\$2,500.00	—	\$2,500.00	—	\$1,500.00	—	\$1,833.25	—	\$3,800.00	—	\$1,800.00	—	\$800.00
\$2,000.00	\$25.00	\$2,500.00	\$40.00	\$4,000.00	\$0.01	\$1.00	\$5.00	\$500.00	\$20.00	\$2,000.00	\$0.01	\$1.00	\$0.01	\$1.00	\$8.00	\$800.00
\$7,000.00	\$4.00	\$8,000.00	\$4.00	\$8,000.00	\$5.00	\$10,000.00	\$1.00	\$2,000.00	\$3.70	\$7,400.00	\$3.00	\$6,000.00	\$3.50	\$7,000.00	\$4.00	\$8,000.00
\$5,275.00	\$250.00	\$16,250.00	\$225.00	\$14,625.00	\$150.00	\$9,750.00	\$200.00	\$13,000.00	\$100.00	\$6,500.00	\$80.00	\$5,200.00	\$40.00	\$2,600.00	\$210.00	\$13,650.00
\$800.00	\$4.00	\$800.00	\$6.00	\$1,200.00	\$10.00	\$2,000.00	\$2.00	\$400.00	\$3.00	\$600.00	\$1.20	\$240.00	\$2.00	\$400.00	\$2.00	\$400.00
\$2,040.00	\$6.50	\$1,657.50	\$6.00	\$1,530.00	\$10.00	\$2,550.00	\$3.00	\$765.00	\$2.90	\$739.50	\$5.00	\$1,275.00	\$4.00	\$1,020.00	\$7.00	\$1,785.00
\$28.00	\$1.00	\$40.00	\$1.00	\$40.00	\$1.50	\$60.00	\$0.50	\$20.00	\$0.50	\$20.00	\$0.50	\$20.00	\$0.60	\$24.00	\$1.00	\$40.00
\$9,120.00	\$25.00	\$9,500.00	\$200.00	\$15,200.00	\$70.00	\$5,320.00	\$375.00	\$28,500.00	\$150.00	\$11,400.00	\$300.00	\$22,800.00	\$75.00	\$5,700.00	\$100.00	\$7,600.00
\$5,460.00	—	\$1,500.00	—	\$6,000.00	—	\$1,000.00	—	\$9,000.00	—	\$6,000.00	—	\$2,080.00	—	\$1,780.00	—	\$1,700.00
\$23,220.00	—	\$7,500.00	—	\$7,500.00	—	\$12,000.00	—	\$10,000.00	—	\$15,000.00	—	\$10,000.00	—	\$6,000.00	—	\$8,050.00
\$558.90				\$95,245.50										\$91,359.00		
\$8.40 *	\$123,985.50	\$129,426.00	\$98,305.50 *	\$128,812.00	\$124,893.10	\$97,671.50	\$86,251.50	\$91,059.00	\$95,704.35	\$148,760.42	\$99,500.00	\$108,370.40	\$86,501.00			
														NOTE: THIS BID NOT SIGNED		
LAND ALTY PANY	ST. PAUL-MERCURY INSURANCE COMPANY	MASSACHUSETTS BONDING AND INSURANCE CO.	NEW AMSTERDAM CASUALTY COMPANY	CONTINENTAL CASUALTY COMPANY	TRAVELERS INDEMNITY COMPANY	AETNA CASUALTY AND SURETY CO.	AETNA CASUALTY AND SURETY COMPANY	AMERICAN SURETY COMPANY	NEW AMSTERDAM CASUALTY COMPANY	MARYLAND CASUALTY COMPANY	MARYLAND CASUALTY COMPANY	TRAVELERS INDEMNITY COMPANY	TRAVELERS INDEMNITY COMPANY			

OPENING OF BIDS
FEBRUARY 16, 1959
7:30 P.M. E.S.T.

TABULATION OF BIDS
CONSTRUCTION OF SAN. SEWER
GREENWOOD, CRESTWOOD AND
ANDRES PLACE
SAN. SEWER DIST. NO. 5
TOWN OF CHEEKTOWAGA
ERIE COUNTY
NEW YORK

NUSSBAUMER, CLARK & VELZY
CONSULTING ENGINEERS
BUFFALO, N.Y. — NEW YORK, N.Y.

A-831

* INDICATES CORRECTED FIGURE

TABULATION OF BIDS
CONSTRUCTION OF SAN. SEWER
GREENWOOD, CRESTWOOD AND
ANDRES PLACE
SAN. SEWER DIST. NO. 5
TOWN OF CHEEKTOWAGA
ERIE COUNTY
NEW YORK

NUSSBAUMER, CLARKE & VELZY
CONSULTING ENGINEERS
BUFFALO, N.Y. - NEW YORK, N.Y.

A-831
* INDICATES CORRECTED FIGURE

Item No. 18-Cont'd.

Moved by Councilman Fath, seconded by Councilman Weber, that the bids be referred to the Town Engineer for analysis and tabulation.

1
36

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to make the following changes in lamp sizes and locations on existing poles situate in Union Road north of Genesee Street:

Remove twenty-two (22) 2500 lumen lamps from Poles 323, 324, 325, 326, 327, 328, 329, 330, 332 $\frac{1}{4}$, 334, 336, 337, 339, 341, 342, 343, 344, 345, 346, 347, 347 $\frac{1}{4}$, and 349.

Move Pole No. 328 from its present location to directly across from the intersection of Union Road and Rosedale,

INSTALL thirty-eight (38) 6,000 lumen lamps on Poles 322, 324, 323, 325, 326, 327, 329, 330, 331, 332 $\frac{1}{4}$, 333, 334, 334 $\frac{1}{4}$, 335, 336, 336 $\frac{1}{4}$, 337, 337 $\frac{1}{4}$, 338, 338 $\frac{1}{4}$, 339, 340, 340 $\frac{1}{4}$, 341, 342, 343, 344, 345, 346, 347, 347 $\frac{1}{4}$, 348, 349, 341 $\frac{1}{4}$, 342 $\frac{1}{4}$, 349 $\frac{1}{2}$, 328, 328A.

INSTALL three (3) 10,000 lumen lamps on Poles 332, 332A, 332B.

INSTALL one (1) 6,000 lumen lamp on Pole 341-1.

REMOVE two (2) 4,000 lumen lamps from Poles 332, and 338.

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

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

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

27

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install, on existing poles, two (2) 4,000 lumen lights in Patricia Lane and one (1) 4,000 lumen light at the corner of Patricia and Wojeik. All to be globe type.

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

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

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

27

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to remove existing 10,000 lumen Sodium Vapor lamps and replace with 10,000 lumen incandescent lamps, globe type, at the following locations;

William and Cayuga Creek Road
Northcrest and Union
Southcrest and Union
Chapel and Union

and be it further

RESOLVED, that the existing 10,000 Sodium Vapor lamp be removed from existing pole at Harlem and Straley and that a globe type 15,000 lumen incandescent lamp replace it, and be it further

RESOLVED, that a 2500 lumen globe type lamp be installed on existing pole situate at Wojcik and Kennedy Streets and that at the corner of Roger and Cayuga Road, the existing 1000 lumen light be removed and replaced with a 10,000 globe type lumen incandescent lamp.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

27

Item No. 22 RESOLUTION by Councilman Kornecki,

WHEREAS it is the intention of the Town Board of the Town of Cheektowaga, to establish a Recreation Youth Project and

WHEREAS the Town of Cheektowaga is about to submit an application for such a project to the New York State Youth Commission for its approval, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on said project, as provided by Chapter 556 of the Laws of 1945, as amended; now, therefore, be it

RESOLVED, that such application is in all respects approved and BENEDICT T. HOLTZ, SUPERVISOR, is hereby directed and authorized to duly execute and to present said application of the New York State Youth Commission for its approval.

Section 2: This resolution shall take effect immediately.
Seconded by Councilman Fath.

AYES: -6-

NOES: -0-

ABSENT: -1-

CERTIFICATION

I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, do hereby certify that I have examined and compared the foregoing resolution with the original resolution duly adopted by the Town Board of the Town of Cheektowaga of Erie County, New York, on February 16, 1959, and on file in my office. That the same is a true and correct copy thereof and the whole thereof.

/s/ Kenneth T. Hanley
Clerk

15
8
16

Item No. 23 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that Ernest Roehm, Assistant Building and Plumbing Inspector, be authorized and directed to attend the State Building Code Commission and the Eastern States Building Officials Federation Building School at New York City on February 18, 19, and 20, 1959, and that his reasonable expense be a proper Town charge.

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

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

RESOLVED, that Charlotte Janiak, Cheektowaga, New York, be appointed Telephone Operator, to fill the vacancy existing in the Office of the Town Clerk, effective February 4, 1959, which appointment is on a Provisional basis pending examination by the Department of Civil Service, at an annual salary of \$3600.00 per annum, to be paid semi-monthly at a starting salary of \$3400.00 to be increased by increments of \$100.00 every six months until the maximum is reached.

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

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

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

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

WHEREAS, Philip Schultz, an employee of the Town of Cheektowaga, has accumulated ninety-eight (98) days sick leave under the Cheektowaga Sick Leave Ordinance and is entitled to payment of the same at the rate of two and eight and one-half (\$2.08-1/2) dollars per hour or a daily rate of sixteen and sixty-eight (\$16.68) dollars and accumulated amount of one thousand six hundred thirty-four and sixty-four (\$1,634.64) dollars.

NOW, THEREFORE, be it

RESOLVED, that the Supervisor be and he hereby is authorized to make payment to Philip Schultz in the total amount of one thousand six hundred thirty-four and sixty-four (\$1,634.64) dollars for accumulated sick leave.

Seconded by Councilman Trojanoski.

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

Item No. 26 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on February 7, 1959, and February 14, 1959, after the same have been approved by the Building Inspector.

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

Item No. 27 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	- Nos. G-154 to G-204, inclusive
Highway Fund	- Nos. H- 64 to H- 88, inclusive
Special Districts	- Nos. S- 78 to S- 89, inclusive
C & I	- Nos. 39
Part Town	- Nos. 26 to 38, inclusive

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

Item No. 28 Mr. N. Kopf and Mr. C.F. Haefner of No. 1615 and No. 1598 Kensington Avenue, respectively, were granted the floor and spoke against the proposed turn-around loop by the Niagara Frontier Transit System at the southwest corner of Kensington Avenue and Century Road.

Mr. Kopf related to the Board that the same would create an additional traffic hazard, and Mr. Haefner related to the Board that the residents have no objection to a medical building or business of that nature locating on the said premises.

Ten persons in the audience stood in opposition.

The Chairman referred the matter to the Town Attorney and the Public Utility Committee for study and investigation.

The Clerk read a communication from Godfrey M. Weinstein & Co. in favor of the proposed route and turn-around loop.

33
42

Item No. 29 Moved by Councilman Fath, seconded by Councilman Trojanoski, to adjourn to February 18, 1959, at 5:30 o'clock P.M., Eastern Standard Time.

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 18th day of February, 1959, at 5:30 P.M., Eastern Standard Time, there were:

PRESENT: Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph Kornecki	"
Alancin M. Fath	"
Daniel E. Weber	"
Joseph M. Trojanowski	"
Stanley R. Bystrak	"

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt and Town Engineer Kamm.

EXTRACTS FROM MINUTES OF TOWN BOARD

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 18th day of February, 1959, at 5:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Daniel E. Weber, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman

ABSENT: —0—

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated 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 18th day of February, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract Or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Trans-eastern Realty Corporation to the north line of Transeastern Realty Corporation; thence easterly along the northerly line of the Transeastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 3,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands now or formerly owned by Kramer Brothers Freight Lines, said point also being about 530 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$480,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

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, Cheektowaga, New York, on the 2nd day of March, 1959, at 2:30 o'clock P.

M. Eastern Standard 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 district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, voting Aye
Councilman Wroblewski,

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye
AYES: 7; NOES: 0; ABSENT: 0.
State of New York)
County of Erie)

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

1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 18, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-13, 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 18th day of February, 1959.

KENNETH T. HANLEY,
Town Clerk

Posted as follows on the 19th day of February, 1959:

- 1- Telephone Pole No. 22/1 on Walden Avenue;
- 2- Telephone Pole No. 9 on Walden Avenue;
- 3- Telephone Pole No. 17 on Walden Avenue;
- 4- Telephone Pole No. 30 on Walden Avenue;
- 5- Telephone Pole No. 12 on Walden Avenue;

Hereto attached is a copy of the Notice of hearing.

in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, voting Aye
Councilman Wroblewski, voting Aye

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye
AYES: 7; NOES: 0; ABSENT: 0.

State of New York
County of Erie

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

1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was held on the 21st day of February, 1959, at 7:30 p.m. at the Town Hall, Cheektowaga, New York.

The topic of the meeting was "The Doctrine of the Body Resurrection" which will be the subject of the evening service at 8 p.m. on Sunday, February 22nd, 1959, at the Church of the Resurrection, 1000 Cleveland Drive, Cheektowaga, New York. The topic Sunday School lesson was "The Resurrection of Christ" and the topic of the pastor's charge of the pastor.

On Friday at 7:30 p.m. there will be a "Resurrection" at the church in Cheektowaga, New York. Young people will meet at 6 p.m. on Friday, February 21st, 1959, at the Church of the Resurrection, 1000 Cleveland Drive, Cheektowaga, New York. The evening subject will be "The Resurrection of Christ" and the topic of the pastor's charge of the pastor.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

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

indexed printed slip taken from said newspaper, is a copy,

inserted and published therein once a week for

1 week, the first insertion being on the

21st day of February, 1959, and

last insertion being on the _____ day of

_____, 19____, and that not

more than six days intervened between any two publi

cations thereof.

Richard G. Bennett

Sworn to before me this 21 day of

February, 1959
Kenneth T. Hanley
Notary Public in and for Erie County

hn 1085

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

**EXTRACTS FROM MINUTES
OF TOWN BOARD**

At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 16th day of February, 1959, at 5:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:
Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Daniel E. Weber, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman
ABSENT: —0—

RICHARD G. BENNETT

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated 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 16th day of February, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract Or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Trans-eastern Realty Corporation to the north line of Trans-eastern Realty Corporation; thence easterly along the northerly line of the Trans-eastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scasquada Creek easement, thence easterly along the southerly line of the proposed easement for Scasquada Creek about 3,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands now or formerly owned by Kramer Brothers Freight Lines, said point also being about 530 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and

WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$400,000.00,

WHEREAS, said petition requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$480,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

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, Cheektowaga, New York, on the 2nd day of March, 1950, at 2:30 o'clock P. M., Eastern Standard 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 district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, voting Aye
Councilman Wroblewski,

voting Aye

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye

AYES: 7; NOES: 0; ABSENT: 0.
State of New York)
County of Erie)

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

1. An adjourned regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 18, 1950, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-13, 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 18th day of February, 1950.

KENNETH T. HANLEY,
Town Clerk

RICHARD G. BENNETT

Item No. 3 Moved by Councilman Wroblewski, seconded by Councilman Trojanowski, that the Sub Division Map of Delmar Farms and Brentwood Re - Sub Division of part of Cover 1219 Part of Lot 12 T 11 R 7, be approved and ordered filed in the Assessors Office. 39

CARRIED: AYES: -6-

ABSENT -1- When vote was taken
(Councilman Bystrak)

30

Item No. 4 Moved by Councilman Fath, seconded by Councilman Weber, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk.

Kenneth T. Hanley.

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 2nd day of March, 1959, at 2:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Delahunt; Acting Recreational Director Rutkowski; Town Engineer Kamm; General Foreman Eberl; Building & Plumbing Inspector Trafalski; Receiver of Taxes & Assessments Pfohl; Justice of the Peace Pyszczyński; Assessor Kitowski; Lieutenant Graham of the Police Department; and Leo Kurnick, Chairman of the Zoning Board of Appeals.

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

Item No. 3 Referred to Councilman Trojanoski communication from Nussbaumer, Clarke and Velzy with bid tabulations attached, relating to Sanitary Sewer District No. 5, Sanitary Relief on Greenwood, Crestwood, and Andres Place.

1
24

Item No. 4 Referred to the Chairman of the Finance Committee communication from the Erie County Highway Department granting the request of the Town Board to erect a traffic signal light at the intersection of Maryvale Drive and Community Road.

9
71

Item No. 5 Referred to the Assessors for a property check the petition for street lighting equipment in Colden Court.

17
27

Item No. 6 Referred to the Chairman of the Petitions Committee the petition of David D. and Mary E. Amigone for permission to operate a Funeral Parlor at the southwest corner of Cleveland Drive and Woodridge Avenue.

15
17

Item No. 7 Referred to the Chairman of the Sewage Committee the request of the Town Engineer to construct a new manhole in sewer line at Gladys Road and 19th Avenue.

36
24

Item No. 8 Referred to the Building Inspector and the Chairman of the Petitions Committee communication from the Cheektowaga Fire Chiefs' Mutual Aid Association relating to the amending of the Town Building Code in relation to Exits in Dwellings and Fire Stops.

17
40

Item No. 9 Moved by Councilman Bystrak, seconded by Councilman Kornecki, that the Niagara Mohawk Power Corporation be authorized and directed to place a shield on lamp in front of No. 174 Heather Road, Town of Cheektowaga, New York.

21

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Town of Cheektowaga has available from its tax collections the sum of \$510,000.00 to invest at a short term three (3) month investment, viz: \$150,000.00 from the General Fund; \$60,000.00 from the Highway Fund, and \$300,000.00 from the Special District Fund, and it also has available \$340,000.00 for short term six (6) month investment, viz: \$100,000.00 from the General Fund; \$40,000.00 from the Highway Fund, and \$200,000.00 from the Special District Fund, and

WHEREAS, the Marine Trust Company, Cheektowaga Branch, has recommended the investment of such funds in United States Treasury Bills which are currently paying approximately 2.75% on three (3) month investments, and 3.1% on six (6) month investments, and

WHEREAS, the Marine Trust Company has offered to handle the investment without charge and to handle the safekeeping of the same without charge, be it

RESOLVED, that the Supervisor be and he hereby is authorized and directed to invest \$510,000.00 in United States Treasury Bills through the Marine Trust Company for a period of three (3) months and \$340,000.00 in United States Treasury Bills through the Marine Trust Company for a period of six (6) months.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

12

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

WHEREAS, the owners of property bounded approximately as follows: on the west by the easterly line of Sewer District No. 7, on the north by the center line of Genesee Street, on the east by the center line of Transit Road, and on the south by the center line of Rein Road, have indicated a desire to have Sewer District No. 7 extended to include such described area, NOW, THEREFORE,

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers of this Town, be and they hereby are retained to prepare preliminary plans for said extension of Sewer District No. 7.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

24

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

WHEREAS, the Glen Estates Corporation has submitted a proposed subdivision map as prepared by Herthe and Sonnenberger, Engineers, which map is attached hereto.

NOW, THEREFORE, be it

RESOLVED, that said subdivision map be approved only for the portion south of the North Creek Drive as shown thereon including North Creek Drive for land planning only for the installation and construction of North Creek Drive and South Creek Drive and the flume across the same by the Town of Cheektowaga.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

30

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

WHEREAS, the Superintendent of Highways has recommended that Butternut Road, as shown on Map Cover No. 2082, be abandoned in accordance with the request of all adjacent property owners.

BE IT RESOLVED, that Butternut Road, as shown on Map Cover No. 2082, in its entirety be and it is hereby abandoned, and be it further

RESOLVED, that the Town Board approve a new subdivision map as attached hereto which shows the deletion of Butternut Road subject to the approval of the Town Engineer and the Town Highway Superintendent.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

13
33

Item No. 14 This being the time and the place advertised for a public hearing for the adoption of Ordinance No. 28, to be known as the TOWN OF CHEEKTOWAGA, NEW YORK, PRIOR NOTICE ORDINANCE.

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

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

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held February 16, 1959, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of March, 1959, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of adopting Local Ordinance No. 28, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 2nd day of March, 1959, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting an Ordinance to be known as Local Ordinance No. 28, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt an Ordinance to be known as Local Ordinance No. 28 and provide as follows:

TOWN OF CHEEKTOWAGA, NEW YORK
PRIOR NOTICE ORDINANCE

No civil action shall be maintained against the Town of Cheektowaga for damage or injuries to person or property sustained in consequence of any street, part or portion of any street including the curb thereof and any encumbrances thereon or attachments thereto, tree, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, or traffic control sign or signal, being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence or accumulation of snow or ice upon any street, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, unless previous to the occurrence resulting in such damage or injuries written notice of such alleged condition relating to the particular place and location was actually given to the Town Clerk and there was a failure or neglect within a reasonable time thereafter to remedy or correct the alleged condition complained of.

Item No. 14-Cont'd.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered into the minutes and published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the American Surety Company, Liberty Bank Building, Buffalo 2, New York.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 20th day of February, 1959:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Ordinance published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

35
40

Item No. 14-Cont'd.

(AFFIDAVIT)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

regular meeting of the
Board of the Town of Cheektowaga
be posted conspicuously,
signboard maintained by him
at the entrance of the Town Clerk's
Office, a certified copy of this reso-
lution and affidavit of the publica-
tion and posting thereof shall be
filed with the Town Clerk.

This ordinance shall take effect
ten (10) days after such publica-
tion and posting, but such ordi-
nance shall take effect from the
date of its service as against a per-
son served with a copy thereof cer-
tified by the Town Clerk under the
corporate seal of the Town of Cheektowaga.

- Aurora Cleaners 24 1/2
- Al's Bike Shop 37
- Becker's Lounge 42 1/2
- Johnny's Delivery 44 1/2
- Kobel Plumbers 45
- Evans Gulf Service 49
- Hi 3 games-Ukrainian Club 227 1/4
- Hi single-Ukrainian Club 790
- Team: 522
- Hi 3 games-M. Hutz 189
- Hi single-A. Balich 189
- Individual:
- Piazza Plumbing 17
- Schaefer's Jewelry 21
- Edward's Painting 29
- Lucky Seven 32 1/2
- Dracchio & Caradoti 35
- Village Realty 44
- Happy Swallow 46 1/2
- Ukrainian Club 51

Name	
Address	
City	
State	
Zip	
Phone	
E-mail	
Fax	
Other	

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for week, the first insertion being on the 5th day of March, 1959, and the last insertion being on the day of 19....., and that not more than six days intervened between any two publi-

cations thereof.
Richard G. Bennett

Sworn to before me this day of

March 19 *59*
John T. Hanley

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 2nd day of March, 1960 at 2 o'clock P.M., Eastern Standard Time, there were

RICHARD G. BENNETT

- PRESENT:
- Benedict T. Holtz, Supervisor
 - Stanley R. Bystrak, Councilman
 - Alancin Fath, Councilman
 - Joseph Kornecki, Councilman
 - Joseph Trojanoski, Councilman
 - Daniel Weber, Councilman
 - Felix T. Wroblewski, Councilman
- ABSENT: —0—

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held February 16, 1960, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 2nd day of March, 1960 at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of adopting Local Ordinance No. 28, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 2nd day of March, 1960, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting an Ordinance to be known as Local Ordinance No. 28, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt an Ordinance to be known as Local Ordinance No. 28 and provide as follows:

TOWN OF CHEEKTOWAGA,
NEW YORK

PRIOR NOTICE ORDINANCE

No civil action shall be maintained against the Town of Cheektowaga for damage or injuries to person or property sustained in consequence of any street, part or portion of any street including the curb thereof and any encumbrances thereon or attachments thereto, tree, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, or traffic control sign or signal, being defective, out of repair, unsafe, dangerous or obstructed, or in consequence of the existence or accumulation of snow or ice upon any street, bridge, viaduct, underpass, culvert, parkway or park approach, sidewalk or crosswalk, pedestrian walk or path, unless previous to the occurrence resulting in such damage or injuries written notice of such alleged condition relating to the particular place and location was actually given to the Town Clerk and there was a failure or neglect within a reasonable time thereafter to remedy or correct the alleged condition complained of.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least once in the Depew Herald and Cheektowaga News, a newspaper having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the American Surety Company, Liberty Bank Building, 2nd Floor, 2, New York.

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

Item No. 14-Cont'd.

(AFFIDAVIT)

STATE OF NEW YORK
COUNTY OF ERIE
LEGAL NOTICE

ss.:

cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to the American Surety Company, Liberty Bank Building, Buffalo 2, New York.

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

Supervisor Holtz, voting Aye
Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Kornecki, voting Aye
Councilman Trojanoski, voting Aye
Councilman Weber, voting Aye
Councilman Wroblewski,

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

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

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 2nd day of March, 1959, 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 2nd day of March, 1959.

KENNETH T. HANLEY,
Clerk of the Town Board, Town of
m5 Cheektowaga, N. Y.

RICHARD G. BENNETT

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

WHEREAS, an application has been made to this Board by the Niagara Frontier Transit System for consent to operate motor buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road in the Town of Cheektowaga, Erie County, New York.

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64, Paragraph 7 of the Town Law and Section 66 of the Transportation Corporations Law, a public hearing on such application be held on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, in the Town Hall, Broadway and Union Road, Town of Cheektowaga, Erie County, New York, and that a notice of the time and place of such hearing be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers having general circulation in this town, on or before the 5th day of March, 1959.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

15
42

Item No. 15-Cont'd.

(AFFIDAVIT)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

limited time
pla
S
Of interest is the contract that John Robinson had relating to the house he rented. His funeral registration in St. Peter's Church is also on display. The tomb itself lies in the churchyard.
The new museum has an old hand press of the same type on which William Brewster, in Leyden, published his writings which so strongly clashed with the dogmas of the Church of England.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

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

1 week, the first insertion being on the 5th day of March, 1959, 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 7 day of

March, 1959

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 2nd day of March, 1959 at 7:30 o'clock P.M., Eastern Standard Time, there were

PRESENT:

Benedict T. Holtz, Supervisor
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Kornecki, Councilman
Joseph Trojanoski, Councilman
Daniel Weber, Councilman
Felix T. Wroblewski, Councilman

ABSENT: —0—

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, an application has been made to this Board by the Niagara Frontier Transit System for consent to operate motor buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road in the Town of Cheektowaga, Erie County, New York.

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64, Paragraph 7 of the Town Law and Section 66 of the Transportation Corporations Law a public hearing on such application be held on the 16th day of March, 1959 at 7:30 o'clock P.M., Eastern Standard Time, in the Town Hall, Broadway and Union Road, Town of Cheektowaga, Erie County, New York and that a notice of the time and place of such hearing be published in the Cheektowaga Times and the Depew Herald and Cheektowaga News, newspapers having general circulation in this town, on or before the 5th day of March, 1959.

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

Supervisor Holtz, voting Aye
Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Kornecki, voting Aye
Councilman Trojanoski, voting Aye
Councilman Weber, voting Aye
Councilman Wroblewski,

voting Aye.

AYES: 7; NOES: 0; ABSENT: 0.
State of New York)
Erie County) ss:
Office of the Clerk of the)
Town of Cheektowaga)

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 2nd day of March, 1959, 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 2nd day of March, 1959.

KENNETH T. HANLEY,
Clerk of the Town Board, Town of
m5 Cheektowaga, N. Y.

RICHARD G. BENNETT

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 one week:
first publication March 5, 1959:
last publication March 5, 1959:
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 23rd

day of March, 1959

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, 1959
Registered No. 5029

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 2nd day of March, 1959 at 7:30 o'clock p.m., Eastern Standard Time, there were

PRESENT:

Benedict T. Holtz, Supervisor.
Stanley R. Bystrak, Councilman.

Alancin Fath, Councilman.
Joseph Kornecki, Councilman.

Joseph Trojanoski, Councilman.
Daniel Weber, Councilman.

Felix T. Wroblewski, Councilman.

ABSENT: 0

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, an application has been made to this Board by the Niagara Frontier Transit System for consent to operate motor buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road in the Town of Cheektowaga, Erie County, New York.

NOW, THEREFORE, be it

RESOLVED, that in accordance with Section 64, Paragraph 7 of the Town Law and Section 69 of the Transportation Corporations Law a public hearing on such application be held on the 16th day of March, 1959 at 7:30 o'clock p.m., Eastern Standard Time, in the Town Hall, Broadway and Union Road, Town of Cheektowaga, Erie County, New York and that a notice of the time and place of such hearing be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers having general circulation in this town, on or before the 5th day of March, 1959.

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

Supervisor Holtz, Voting Aye.
Councilman Bystrak, Voting

Aye.
Councilman Fath, Voting Aye.
Councilman Kornecki, Voting

Aye.
Councilman Trojanoski, Voting Aye.

Councilman Weber, Voting Aye.

Councilman Wroblewski, 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, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 2nd day of March, 1959, 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 2nd day of March, 1959.

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

(Pub: March 5, 1959)

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

WHEREAS, the Highway Superintendent has notified the Town Board that a new paving machine is required for use in the Highway Department in accordance with the specifications in the annexed Notice to Bidders.

BE IT RESOLVED, that his request be granted and that the Town Clerk be directed to publish the annexed Notice to Bidders in connection with the purchase of said paving machine and be it further

RESOLVED, that the Town Clerk publish the annexed Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the township, at least five (5) days prior to the receipt of bids. That sealed bids be received not later than 7:30 o'clock P.M., on March 16, 1959, at which time they will be publicly opened by the Town Board at a meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

That the Notice to Bidders shall be in substantially the following form:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for the purchase of a paving machine, for use by the Highway Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Standard Time, on the 16th day of March, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

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

KENNETH T. HANLEY
Town Clerk

Dated: March 2, 1959

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

PAVER BID SPECIFICATIONS

Paver shall be equipped as follows:

7..50x10 - 10 ply pneumatic Front Tires

12..00x24 - 6 ply " Rear "

Power tilting hopper wings

Hydraulically driven oscillating screed bar

Power Steering

L.P. gas heated screed

Adjustable hopper, width 8' to 10'

Single material conveyor with flow control rudder

The paving speeds must be 5 to 60 ft. per minute hydraulically actuated, and the paving widths must be 8' to 10'

The travels speeds must be up to 19 m.p.h., and the operator must operate from a centrally located position on the Paver.

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

1
13

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires sealed bids for the purchase of a paving machine, for use by the Highway Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Standard Time, on the 16th day of March, 1959, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose, to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

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

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.
Dated: March 2, 1959.

KENNETH T. HANLEY,
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for week, the first insertion being on the 5th day of March, 1959 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 7 day of

March, 1959
Kenneth T. Hanley
Notary Public in and for Erie County

Item No. 17-A This being the time and the place advertised for a public hearing for the creation of Drainage District No. 6, in the Town of Cheektowaga, New York.

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

Councilman Trojanoski moved, seconded by Councilman Weber,

WHEREAS, the Town Attorney has recommended that the resolution adopted on the 18th day of February, 1959, calling for a public hearing for the creation of Drainage District No. 6, be rescinded, due to the fact that the Board called for a public hearing before the petition was filed with the Town Clerk.

AYES: -7-

NOES: -0-

ABSENT: -0-

EXT

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 2nd day of March, 1959, at 2:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:
Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Daniel E. Weber, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman
ABSENT: —0—

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Clerk of said Town, on the 19th day of February, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract Or Parcel of Land, situate in the Town of Cheektowaga, County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Trans-eastern Realty Corporation to the north line of Transeastern Realty Corporation; thence easterly along the northerly line of the Trans-eastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Reinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 3,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands

also being about 300 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly line of Walden Avenue a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$480,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

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, Cheektowaga, New York, on the 16th day of March, 1959, at 7:30 o'clock P. M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject

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 district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Supervisor Holtz, voting Aye
Councilman Wroblewski,

voting Aye
Councilman Bystrak, voting Aye

Councilman Fath, voting Aye
Councilman Weber, voting Aye

Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye

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

State of New York)
County of Erie)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 2, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-14, 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 2nd day of March, 1959.

KENNETH T. HANLEY,
Town Clerk

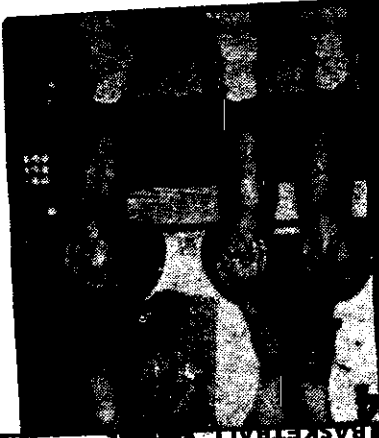
m5

Posted as follows on the 6th day of March, 1959:

- 1-Telephone Pole No. 12 - New Walden Avenue;
- 2-Telephone Pole No. 35/1 - New Walden Avenue;
- 3-Telephone Pole No. 20 - New Walden Avenue;
- 4-Telephone Pole No. 17 - New Walden Avenue;
- 5-Telephone Pole No. 36 - New Walden Avenue;
- 6-Telephone Pole No. 8/1 - New Walden Avenue;
- 7-Telephone Pole No. 30 - New Walden Avenue.

Hereto attached is a copy of the Notice published in the

The museum is located at Bois-
d'Arcy, near the Villet River in
the town of Depew. It was from there that, in
1920, the Pilgrims left for Del-



CHEEKTOWAGA, MUNY
BASKETBALL, 1959
Your reporter this week has
been Ed Baldwin with a reminder
to all firemen to attend the elec-
tion meetings at each company on
Tuesday, April 14th.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

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

is inserted and published therein once a week for
..... week, the first insertion being on the
5th day of March, 1959, and
last insertion being on the day of
....., 19....., and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this 7 day of

March, 1959

Kenn D Hanley

Notary Public in and for Erie County

Posted as follows on the 6th day of March, 1959:

- 1-Telephone Pole No. 12 - New Walden Avenue;
2-Telephone Pole No. 35/1 - New Walden Avenue;
3-Telephone Pole No. 20 - New Walden Avenue;
4-Telephone Pole No. 17 - New Walden Avenue;
5-Telephone Pole No. 36 - New Walden Avenue;
6-Telephone Pole No. 8/1 - New Walden Avenue;
7-Telephone Pole No. 30 - New Walden Avenue.

Hereto attached is a copy of the Notice published in the NEW YORK TIMES and CHRONICLE, 1935.

STATE OF NEW YORK
COUNTY OF ERIE

**EXTRACTS FROM MINUTES
OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of March, 1959, at 2:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:
Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Daniel E. Weber, Councilman
Joseph Trojanoski, Councilman
Joseph Kornecki, Councilman
ABSENT: — 0 —

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situated within the Town of Cheektowaga, in the County of Erie, have presented to the Town Clerk of said Town, on the 19th day of February, 1959, a petition requesting that a drainage district of said Town be established so that it shall include the territory in said Town bounded and described as follows:

All That Tract Or Parcel of Land, situate in the Town of Cheektowaga; County of Erie and State of New York, bounded and described as follows:

Beginning at a point formed by the intersection of the northerly line of the New York Central Railroad and the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation, said point being approximately 900 feet westerly of the centerline of Dick Road; thence westerly along the northerly line of the New York Central Railroad to the west property line of the lands now or formerly owned by the F. N. Burt Company, Incorporated; thence northerly along the westerly line of the F. N. Burt Company property and along the westerly line of the lands now or formerly owned by the Trans-eastern Realty Corporation to the north line of Transeastern Realty Corporation; thence easterly along the northerly line of the Trans-eastern Realty Corporation property a distance of 277.20 feet to a point, said point being on the westerly line of the lands now or formerly owned by H. Edgar; thence northerly along the westerly line of H. Edgar property and along the westerly line of the lands now or formerly owned by Victor Beinstein and said line extended to the southerly line of proposed Scajaquada Creek easement, thence easterly along the southerly line of the proposed easement for Scajaquada Creek about 3,350 feet to a point, said point being the intersection of the southerly line of the proposed easement and the extension in a northwesterly direction of the northeasterly line of the lands now or formerly owned by Kramer Brothers Freight Lines, said point also being about 530 feet distant from the westerly line of the Village of Depew measured at right angles; thence southeasterly along the aforementioned extension of the northeasterly line of the Kramer Brothers Freight Lines and along the northeasterly line to a point, said point being the intersection of the northeasterly line of the lands now or formerly owned by the Kramer Brothers Freight Lines and the lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., said point also being the northwesterly corner of the Squirt Beverage Company of Buffalo, Inc. property; thence southeasterly along the northeasterly line of the Squirt Beverage Company of Buffalo, Inc. property a distance of about 434.17 feet to the easterly line of lands now or formerly owned by the Squirt Beverage Company of Buffalo, Inc., thence southerly along the easterly line of the Squirt Beverage Company of Buffalo, Inc. property to the north line of Walden Avenue a distance of about 400 feet; thence easterly along the northerly Line of Walden Avenue a distance of about 290 feet to a point, said point being the intersection of the northerly line of Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of, Cheek-
towaga, Erie County, New York, that notice of which the
annexed printed slip taken from said newspaper, is a copy,
was inserted and published therein once a week for
.....¹..... week, the first insertion being on the
5th day of March, 1959, and
the last insertion being on the day of
....., 19....., and that not
more than six days intervened between any two publi-
cations thereof.

day of

19

Public in and for Erie County

Walden Avenue and the northerly extension of the easterly line of the lands now or formerly owned by the American Radiator and Standard Sanitary Corporation; thence southerly along the aforementioned northerly extension of the easterly line of the American Radiator and Standard Sanitary Corporation property and along the easterly line a distance of about 1,013 feet to the point of beginning.

and WHEREAS, said petition also requests that there be constructed in said territory proposed to be established as a drainage district, a drainage system in accordance with a map and plan attached to such petition, wholly at the expense of said district; and

WHEREAS, such drainage system, as shown by said map and plan, is to consist of storm sewer lines and the appurtenances necessary for their operation to be constructed at the locations specified in said map and plan; and

WHEREAS, it is estimated that the expense of constructing such drainage system will be \$480,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

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, Cheektowaga, New York, on the 18th day of March, 1959, at 7:30 o'clock P. M., Eastern Standard 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 district are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed district, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

BE IT FURTHER ORDERED that the Town Clerk be and he hereby is directed to publish and post certified copies of this order at the time and in the manner provided by law. Such publication shall be in the Depew Herald and Cheektowaga News, a newspaper published in the Town of Cheektowaga and having a general circulation in the proposed drainage district.

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

Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Weber, voting Aye
Councilman Trojanoski, voting Aye
Councilman Kornecki, voting Aye

AYES: 7; NOES: 0; ABSENT: 0.
State of New York)
County of Erie)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 2, 1959, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-14, 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 2nd day of March, 1959.

KENNETH T. HANLEY,
Town Clerk

ed.)

ed as follows on the 6th day of March, 1959:

Telephone Pole No. 12 - New Walden Avenue;
Telephone Pole No. 35/1 - New Walden Avenue;
Telephone Pole No. 20 - New Walden Avenue;
Telephone Pole No. 17 - New Walden Avenue;
Telephone Pole No. 36 - New Walden Avenue;
Telephone Pole No. 8/1 - New Walden Avenue;
Telephone Pole No. 30 - New Walden Avenue.

to attached is a copy of the Notice published in the

26
33

Item No. 18 WHEREAS, there has been presented a petition to the Town Board for the construction of Storm Drainage District No. 6 in the Town of Cheektowaga, Erie County, New York, and definite plans and specifications for such improvement together with an estimate of the expense thereof and a proposed contract for the execution of such work having been prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers and such plans, specifications, estimate and proposed contract having been examined by this Board.

NOW on motion of Councilman Trojanoski, seconded by Councilman Wroblewski, all members present, voting therefor, it is

RESOLVED, that the plans and specifications, estimate and proposed contract for the construction of Storm Drainage District No. 6 be and they hereby are approved and pending the approval of the establishment of the district in order to expedite this most necessary construction, it is

ORDERED, that this Board invite sealed proposals for the furnishing of material and labor necessary for the proposed improvement and that such sealed proposals shall be received and considered publicly at a meeting of the Town Board to be held at the Town Hall, Broadway and Union Road, in said Town on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time, and that notice of such invitation for bids shall be published by the Town Clerk of the Town of Cheektowaga in the DEPEW HERALD AND CHEEKTOWAGA NEWS not less than ten (10) days nor more than twenty (20) days before the date upon which such sealed proposals will be received, and it is further

ORDERED, that such plans and specifications shall be on exhibit at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York, between the date of the first publication of such notice and the date herein specified for the receiving of such sealed proposals, and it is further

RESOLVED, that the notice to contractors shall be in substantially the following form:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 16th day of March, 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all material, tools, equipment, and together with all labor for the construction of approximately 960 lineal feet of 72-inch, 1350 lineal feet of 66-inch, 960 lineal feet of 54-inch, 1000 lineal feet of 48-inch, 940 lineal feet of 42-inch, 1660 lineal feet of 36-inch, 1780 lineal feet of 30-inch, 755 lineal feet of 24-inch, 750 lineal feet of 21-inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in Storm Drainage District No. 6, Town of Cheektowaga, Erie County, New York, including manholes, outfall structure, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

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

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

Item No. 18-Cont'd.

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

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

Dated: March 2, 1959

KENNETH T. HANLEY
Town Clerk

Published: March 5, 1959

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice to Contractors published in the DEPEW HERALD AND CHEEKTOWAGA NEWS.

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 16th day of March 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Street.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for week, the first insertion being on the day of March, 1959 and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

March, 1959

John D. Harty

Notary Public in and for Erie County

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 16th day of March 1959, at 7:30 p.m. EST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York for furnishing all material, tools, equipment, and together with all labor for the construction of approximately 960 lineal feet of 72-inch, 1350 lineal feet of 66-inch, 960 lineal feet of 54-inch, 1000 lineal feet of 48-inch, 940 lineal feet of 42-inch, 1660 lineal feet of 36-inch, 1780 lineal feet of 30-inch, 755 lineal feet of 24-inch, 750 lineal feet of 21-inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in Storm Drainage District No. 6, Town of Cheektowaga, Erie County, New York, including manholes, outfall structure, and other related work in accordance with the contract documents therefore, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway at Union Road, Cheektowaga, New York where the same may be examined during the usual business hours.

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

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

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

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

Dated: March 2, 1959.

KENNETH T. HANLEY,

m5

Town Clerk

RICHARD G. BENNETT

68

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

WHEREAS, the Superintendent of Highways has requested the Town Board to abandon a highway known as East Avenue as shown on Map Cover No. 1219 from the west line of Moore Avenue to the east line of Harris Avenue at the request of the Foisset Corporation and Theodore Friday and has recommended the same after the approval of all adjacent owners.

BE IT RESOLVED, that said East Avenue be abandoned from the west line of Moore Avenue to the east line of Harris Avenue, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to submit a certified copy of this resolution to Charles W. Thompson, 438 Main Street, Buffalo 2, New York for recording in the Erie County Clerk's Office.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

TO: TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK, AND
SUPERINTENDENT OF HIGHWAYS OF
SAID TOWN

The petition of the FOISSET CORPORATION, a domestic corporation with its principal place of business at 1368 Sycamore Street, Buffalo, New York, and Theodore Friday, residing at Buffalo 15, New York, respectfully show:

That your petitioners are the owners of all the lands abutting East Avenue, as shown on Map Cover Number 1219, from the west line of Moore to the east line of Harris Avenue, and,

WHEREAS, this portion of East Avenue as shown on Map Cover Number 1219 has not been opened and worked as a highway within six years from the time it was dedicated to the use of the public, if dedicated at all, and has never been opened and worked as a highway at any time to the best information and knowledge of the petitioners, and,

WHEREFORE, your petitioners respectfully pray that the Town Board of the Town of Cheektowaga and the Superintendent of Highways of said Town abandon said portions of said East Avenue in accordance with the provisions of Section 205 of the Highway Law of the State of New York. Dated: December 6th, 1958

THE FOISSET CORPORATION

By /s/ Sigmund A. Kidawski
/s/ Theodore J. Friday

STATE OF NEW YORK)

COUNTY OF ERIE)

SIGMUND A. KIDAWSKI, being duly sworn, deposes and says that he is the Secretary of THE FOISSET CORPORATION, and that it is the petitioner herein, that he has read the foregoing petition and knows the contents thereof; that the same is true to the knowledge of deponents, except as to matters therein stated to be alleged on information and belief, and that as to those matters they believe it to be true.

Subscribed and sworn to
before me this 6th day of
December, 1958.

/s/ Sigmund A. Kidawski

/s/ Charles W. Thompson
Notary Public

CHARLES W. THOMPSON
Notary Public State of New York
Qualified in Erie County
My Commission expires Mar. 30, 1959

Item No. 19-Cont'd.

STATE OF NEW YORK)
COUNTY OF ERIE)

THEODORE FRIDEY, being duly sworn, deposes and says that he is the petitioner herein, that he has read the foregoing petition and knows the contents thereof; that the same is true to the knowledge of deponents, except as to the matters therein stated to be alleged on information and belief, and that as to those matters he believes it to be true.

/s/ Theodore J. Fridey

Subscribed and sworn to before me
this 15 day of December, 1958

/s/ Kenneth T. Hanley
NOTARY PUBLIC

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

IT IS HEREBY CERTIFIED TO by the persons whose names are hereunto subscribed, that the portions of East Avenue lying between the westerly line of Moore and the easterly line of Harris Avenue as now laid out and as shown on Cover Map Number 1219, is declared to be and is hereby discontinued pursuant to Section 205 of the Highway Law.

dated: March 2, 1959

Superintendent of Highways

Supervisor

Councilman

Councilman

Councilman

Councilman

Councilman

Councilman

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

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

1. A 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 March 2, 1959, 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-15, 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.

Item No. 19-Cont'd.

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

4. I have also compared the attached certificate with the original certificate of abandonment of the highway or portion thereof therein described and said copy is a true duplicate original copy of said certificate and of the whole thereof, and I further certify that said original certificate was recorded in my office on the 2 day of March, 1959, and is now so recorded.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2 day of March, 1959.

/s/ Kenneth T. Hanley
Town Clerk

33
13

Item No. 20 Councilman Kornecki offered the following resolution and moved its adoption:

BUDGET NOTE RESOLUTION OF MARCH 2, 1959,
OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY,
NEW YORK, IN THE AMOUNT OF \$15,000.

- - - - -

Section 1. That pursuant to Section 29b of the Local Finance Law of the State of New York, the Town of Cheektowaga, Erie County, New York, for the purpose of paying the expenses for the removal of snow and ice, exclusive of salaries and wages of regular employees except for over-time work and work on Sundays and holidays, to the extent that an insufficient provision shall have been made therefor in the annual budget for the fiscal year 1959, shall issue and sell a budget note in the amount of \$15,000 to mature on April 1, 1960, and there shall be provided in the budget for the fiscal year 1960, an amount sufficient to pay the principal and interest on such note at the time of maturity.

Section 2. That except as herein specifically prescribed, said note shall be of the date, terms, form, contents and place of payment as may be determined by the Town Supervisor, consistent, however, with the provisions of the said Local Finance Law of the State of New York, at a rate of interest of two and one-half percent (2½%), and shall be executed in the name of said Town by its Supervisor, and the seal of said Town shall be attached thereto, and attested to by the Town Clerk.

Section 3. That said note shall be sold at private sale by the Town Supervisor at a price of not less than par value and accrued interest, if any, and upon the due execution and sale of said note, the same shall be delivered to the purchaser upon the payment by him to the Supervisor of the purchase price in cash; and the receipt of such Supervisor shall be a full acquittance to such purchaser who shall not be obliged to see to the application of the purchase money.

Section 4. The full faith and credit of the Town of Cheektowaga, Erie County, New York, are pledged to the punctual payment of principal of and interest on said note.

Section 5. This resolution shall take effect immediately.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Weber	Voting AYE
AYES: +7-	NOES: -0-
	ABSENT: -0-

19

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on February 21, 1959 and February 28, 1959, after the same have been approved by the Building Inspector.

AYES: -7-

NOES: -0-

ABSENT: -0-

15
35

Item No. 22 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	- Nos. 205 to 265, inclusive
Highway Fund	- Nos. 90 to 112, inclusive
Special Districts	- Nos. 90 to 119, inclusive
C & I	- Nos. 111
Part Town	- Nos. 3001 to 3004, inclusive

AYES: -7-

NOES: -0-

ABSENT: -0-

6

Item No. 23 Moved by Councilman Bystrak, seconded by Councilman Wroblewski, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 16th day of March, 1959, at 7:30 P.M., Eastern Standard Time, there were:

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

ABSENT:	Benedict T. Holts	Supervisor
	Joseph Kornecki	Councilman

Also present were: Town Clerk Hanley; Town Attorney Delahunt; General Foreman Eberl; Assessor Jerzewski; Acting Recreational Director Rutecki, and Building & Plumbing Inspector Trafalski.

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

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

Item No. 3 Referred to the Assessors for a property check the petition for the improvement of Calderwood Drive by the installation of street lighting equipment. 17
27

Item No. 4 Referred to the Assessors for a property check the petition for the improvement of Calderwood Drive and Hunting Road by the installation of curbs, etc. 17
13

Item No. 5 Referred to the Town Board petition presented by the employees of the Town for a three time monthly pay day instead of two. 17
31

Item No. 6 Referred to the Town Attorney communication from Robert B. Ledger relating to a parcel of land which the Town is interested in acquiring, 50 feet on Nokomis Parkway and having a depth of 200 feet. 33
42

Item No. 7 Report by Councilman Kornecki that Town Funds invested this year showed a net profit of \$9,750.50 against \$6,000.00 for the year 1958. 2
12

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

WHEREAS, a petition for the extension of existing Water District No. 4 in the Town of Cheektowaga has been presented to this Board which petition was referred to the Board of Assessors and found sufficient and which petition proposes the extension as follows:

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

Beginning at the point of intersection of the Easterly line of the Ontario Thruway with the southerly line of the existing district. Running thence easterly along the southerly line of the existing district to the center line of Dick Road.

Item No. 8-Cont'd.

81

Thence southeasterly along the center line of Dick Road to the center line of Scajaquada Creek.

Thence westerly along the center line of Scajaquada Creek to the easterly line of the Ontario Thruway.

Thence northerly along the easterly line of the Ontario Thruway to the southerly line of the existing district or the point or place of beginning, and

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

WHEREAS, a public hearing was held concerning said extension.

NOW, THEREFORE, be it

RESOLVED, that said Water District No. 4 in the Town of Cheektowaga be extended to include the above described territory.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

1
29

Item No. 9 Councilman Fath presented the following resolution which was seconded by Councilman Weber:

RESOLVED, that the Erie County Water Authority be authorized and directed to install the following fire hydrants in U-Crest Fire District No. 4, Town of Cheektowaga, New York:

1. Seminole Land & George Urban Blvd.
2. #53 Seminole Parkway
3. #111 Seminole Parkway
4. #265 Nakomis Parkway
5. #210 Nakomis Parkway
6. #145 Nakomis Parkway
7. #96 Nakomis Parkway
8. #40 Nakomis Parkway
9. #2 Nakomis Parkway
10. 3900 Union Road
11. 3788 Union Road
12. 3806 Union Road
13. Pole #329 on Union Road
14. 3724 Union Road
15. Pole #324 on Union Road
16. Pole #3 on George Urban Blvd. east of Union
17. #1190 or 1191 George Urban Blvd.
18. #1221 or 1222 George Urban Blvd.
19. George Urban Blvd. & Nagel Drive
20. #1290 or 1283 George Urban Blvd.
21. #1325 George Urban or across street
22. George Urban Blvd. & Bernice Drive
23. Pole #104 on Buffalo Depew Blvd.
24. Santin Drive & Nagel Drive
25. #182 Santin Drive or across street
26. #211 Santin Drive or across street
27. #26 Nadine Drive
28. #65 Nadine Drive
29. #154 Joseph Street corner Leni Lane
30. #118 Joseph Street corner Deborah Lane
31. Lot #86 on Santin Drive

Item No. 9-Cont'd.

82

32. Lot #95 on Santin Drive
33. Lot #105 on Santin Drive
34. Lot #197 on Santin Drive
35. Lot #137 or #129 on Nadine Drive
36. Lot #146 or 120 on Nadine Drive
37. Lot #155 or #111 on Nadine Drive
38. Lot #100 on Joseph Street (corner Lucy Lane)
39. Lot #50 on Joseph Street (or across street)
40. Lot #41 on Joseph Street (or across street)

AYES: -5-

NOES: -0-

ABSENT: -2-

27
28

Item No. 10 Councilman Weber moved, seconded by Councilman Trojanoski, that the request of Cheektowaga Post No. 2429, VFW, for a permit to hold a parade in connection with their 25th Annual "Silver Anniversary", be granted,

FURTHER RESOLVED, that the Police Department furnish Police Escort for the Annual Convention Memorial Service on Friday, May 15, 1959, be granted.

FURTHER RESOLVED, that Police protection be furnished for the Annual Torch Light Parade on May 15, 1959, as per letter hereto attached.

18
42

AYES: -5-

ABSENT: -2-

NOES: -0-

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

WHEREAS, bids were requested and received from competitive bidders for the furnishing of all materials and equipment, together with all labor for the construction of certain improvements to the sanitary sewer system, to consist of the installation of a sanitary sewer and appurtenances in Greenwood Place, Crestwood Place, and Andres Place, Sanitary Sewer District No. 5, and

WHEREAS, the lowest bid submitted was the bid of C.M.H. Co., Inc., in the amount of \$86,251.50.

BE IT RESOLVED, that the Town of Cheektowaga, New York, accept the bid of C.M.H. Co., Inc. in accordance with the unit and lump sum prices as stated in the contract proposal, the total of which is not to exceed \$86,251.50 and that N.C. & V., Consulting Engineers for the Town of Cheektowaga, New York, and the Town Attorney prepare the necessary contract documents to be signed by the Contractor and the Town of Cheektowaga, New York, for the work to be done in accordance with the plans and specifications prepared by the Consulting Engineers, and be it further

RESOLVED, that the Supervisor be and he hereby is authorized to pay the same upon completion.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

1
24

Item No. 12
Trojanoski:

Councilman Weber moved, seconded by Councilman

83

WHEREAS, the Police Department recommends that the request of Arthur Madigan, d/b/a Madigan's Delicatessen at Pine Ridge and David Avenue, for NO PARKING between signs except for loading and unloading only, permit be granted for a distance of 80 feet on the south side of David Avenue.

RESOLVED, that the request of said Arthur Madigan be granted and that the Police Department cause such signs to be erected as soon as possible.

AYES: -5-

NOES: -0-

ABSENT: -2-

18
41

Item No. 13 Moved by Councilman Bystrak, seconded by Councilman Fath, that the Assessors be authorized and directed to attend the State Conference on Assessment Administration at Rochester, New York, on April 20, 21, and 22, 1959, their reasonable expenses be a proper charge against the County of Erie.

AYES: -5-

NOES: -0-

ABSENT: -2-

32
42

Item No. 14 Moved by Councilman Trojanoski, seconded by Councilman Weber, that the Town Engineer be authorized and directed to construct a new manhole in the sewer line at Gladys Road and 19th Avenue in Tiorunda, at a cost not to exceed the sum of \$700.00.

AYES: -5-

NOES: -0-

ABSENT: -2-

36
24

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

WHEREAS, emergency sewer repairs were required at 233 Kenville Road in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$1,177.51, and

WHEREAS, emergency sewer repairs were required at 235 Kenville Road in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$1,018.86.

BE IT RESOLVED, that the vouchers of Straco, Inc., in the amounts of \$1,177.51 and \$1,018.86, to do the work and furnish the materials, be approved and ordered paid.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

6
24

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

WHEREAS, the Erie County Department of Highways has approved the erection of a stop and go traffic signal at the intersection of Maryvale Drive C.R. #194 and Community Road in the Town of Cheektowaga, New York,

BE IT RESOLVED, that Reynders Electric Company of Lancaster, New York, be authorized and directed to install said signal in conformity with permit issued by the County Highway Superintendent.

Seconded by Councilman Weber.

AYES: -5-

NOES: -0-

ABSENT: -2-

8
41

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

WHEREAS, the Town Engineer and the Town Highway Superintendent have approved a Subdivision known as RAYMOND PARK Subdivision in accordance with map attached hereto.

NOW, THEREFORE, BE IT
RESOLVED, that said Subdivision be approved as per the attached map.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

30

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

WHEREAS, Barbara Amrhein has been certified by the County of Erie Personnel Officer for the position of Stenographer in the Town of Cheektowaga, be it

RESOLVED, that Barbara Amrhein, Depew, New York, be and she hereby is appointed stenographer in the Town of Cheektowaga on a permanent basis effective February 16, 1959, at a salary of \$3,200.00 per annum.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

31
20

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

WHEREAS, Bonnie Gorlewski has been employed by the Town of Cheektowaga on a provisional basis as an Accounting Machine Operator-Typist, and

WHEREAS, said Bonnie Gorlewski has been certified to the Town by the County of Erie Personnel Officer for permanent appointment, be it

RESOLVED, that the provisional appointment of Bonnie Gorlewski, Buffalo, New York, be and the same is hereby terminated, and be it further

RESOLVED, that said Bonnie Gorlewski be and she hereby is appointed on a permanent basis as an Accounting Machine Operator-Typist at a salary of \$3,400.00 per annum, effective immediately.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

31
20

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

BE IT

RESOLVED, that the firm of Holloway and Company be authorized to assist the Town Attorney in an effort to obtain Federal Aid for the planning and extension of sewer districts in the Town of Cheektowaga.

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

33
7

Item No. 21 Councilman Weber moved, seconded by Councilman Bystrak, that the request of the Cheektowaga Junior Chamber of Commerce to conduct its annual Easter Egg Hunt at the Town Park on March 29, 1959, be granted, and that in case of inclement weather, the hunt be held on April 5, 1959, further

RESOLVED, that the Town Recreation Department cooperate with the Junior Chamber in said Egg Hunt.

AYES: -5-

NOES: -0-

ABSENT: -2-

16
42

Item No. 22 This being the time and the place advertised for a public hearing on the petition of the Niagara Frontier Transit System for consent to operate buses in connection with its existing routes as an extension on Kensington Avenue and Cleveland Drive with a cut through private property located west of Century Road, in the Town of Cheektowaga, New York.

The Town Clerk presented proof that the Notice of Hearing has been duly published as required by law and also presented proof that residents within a 500 foot area were notified of the said public hearing.

The Chairman asked if anyone present wished to speak in favor of the proposed extension of said bus route.

Mr. Walter McCausland, representing the Niagara Frontier Transit System was granted the floor and related to the Board the proposed route. He also presented to the Board a sketch of the proposed route (Exhibit 1) and also presented a petition (Exhibit 2) with names in favor of the proposed extension.

John Gallagher of No. , and Michael J. Boyd of No. , spoke in favor.

The Chairman then asked if anyone opposed wished to speak.

Mr. C.F. Haefner of No. representing the residents within the 500 foot area of the point of said extension and turn-around was granted the floor and requested that the Town Board deny the application due to the fact that said extension and turn-around would be a hazard to school children in the area, and also that many accidents have occurred in this vicinity which can be substantiated by the Police Guard on duty in the area, that same turn-around would devalue property in the area. The spokesman continued, that the residents of the area were not in opposition to business in the area such as a medical building or the like, and also related to the Town Board that the petition presented by the Niagara Frontier Transit System was mis-represented and that many people would like to have their names removed from the petition, that the petition was signed by residents in the Kensington Garden area and the City of Buffalo.

Mr. Haefner requested that the Town Board vote "No" on the petition.

The following spoke in opposition to the proposed extension and turn-around: D.L. Perry, No. , and A. Skoonsy,

Item No. 22-Cont'd.

The Town Clerk read a communication presented by Councilman Bystrak which read as follows:

"December 12, 1929, Buffalo Transit received a Certificate from Public Service Commission for operation of a bus line on Kensington Avenue in the Town of Cheektowaga.

At the time this Certificate was issued, N.F.T. was operating on Kensington Avenue as far as Huntley Road. To protect N.F.T., Buffalo Transit was not allowed to pick up or discharge passengers between Buffalo City Line and Century Road.

Sometime after this Certificate was issued, N.F.T. abandoned its service on Kensington Avenue between Eggert Road and Huntley Road. This action deprived a great many Cheektowaga residents of convenient bus transportation. Buffalo Transit was asked to provide this service and agreed to do so.

After Buffalo Transit had been providing service for the Cheektowaga residents, it was deemed advisable to have the restriction in the 1929 Certificate removed. Application was made to the Public Service Commission, and on March 20, 1951, an order was issued removing the restriction.

By abandoning its service on Kensington between Eggert and Huntley Roads, N.F.T. has forfeited any rights it may have had.

If N.F.T. plans to run its East Utica buses all the way out to Century Road just to turn them around, then Cheektowaga is simply being used as a convenience.

If N.F.T. plans to carry passengers, it has little or nothing to offer Cheektowaga. Buffalo Transit now furnishes a direct, fast route to downtown Buffalo. N.F.T. East Utica buses wander all over the East side of Buffalo and take a half hour longer to get downtown."

/s/ Stanley Bystrak

Mr. William Cann, Superintendent of Transportation for the Buffalo Transit Company was granted the floor and related to the Town Board that his company is aware that service is needed in Cedar, Campbell, and Tudor Road, but the N.F.T. should not take away any business from our organization.

Mr. Cann said that the N.F.T. released its right to run buses on Kensington Avenue, and read Section 63 D Paragraph 4 of the Transportation Law.

Mr. Cann told the Town Board that the N.F.T. misrepresented the facts, and that the Public Service Commission says that they can only run buses to the Buffalo City Line.

Mr. Cann said that the N.F.T. should give service to the residents of Cedar, Campbell, and Tudor Road on its Eggert Road run.

The following persons spoke in opposition:

Mr. Edward Merick, ; S. Sieliski,
; Mrs. Emalie, ; Mrs. M. Conway,

At the request of the Chairman, a show of hands showed 76 against, and 34 in favor.

The Chairman ordered the hearing closed and the decision was reserved until 2:30 p.m., on April 6, 1959.

42

Item No. 23

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to move a lamp standard situate in front of 85 Ivanhoe Road, four (4) feet north of its present location.

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

Councilman Fath	Voting AYE
Councilman Wreblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Weber	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

27

57

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

WHEREAS, a petition for the improvement of both sides of the public highways 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 16th day of March, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

	FROM	TO
Heather Road	Hillside Avenue	Huth Road

TYPE OF STREET LIGHTING INSTALLATION

6 Y 20 Standards - Under Ground Conduit

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

WHEREAS, the portions of said highways to be improved are situated 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 6th day of April, 1959, at 2:30 P.M., Eastern Standard Time, to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places 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 Weber and duly put to a vote, which resulted as follows:

Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Trejanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 24th day of March, 1959:

- 1-Telephone Pole at corner of Heather and Huth Road;
- 2-Pole at the corner of Heather and Huth Road;
- 3-Telephone Pole No. 334 R - Heather Road;
- 4-Telephone Pole No. 384 R - Heather Road;
- 5-Post at the corner of Heather and Hillside Road.

Hereto attached is a copy of the Notice published in the Cheektowaga Times.

17
27

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 one week; first publication March 19, 1959; last publication March 19, 1959; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 23rd

day of March, 1959

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 19 59
Registered No. 5029

NOTICE OF MEETING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 16th day of March, 1959, at 7:30 o'clock p.m., Eastern Standard Time, there were:

PRESENT:

Councilman Felix T. Wroblewski.

Councilman A. M. Fath

Councilman D. E. Weber

Councilman J. M. Trojanowski

Councilman S. R. Bystrak

ABSENT:

Supervisor Benedict T. Holtz

Councilman Joseph Kornecki

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for 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 was presented to this Town Board on the 16th day of March, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

Heather Road from Hillside Avenue to Huth Road.

TYPE OF STREET LIGHTING INSTALLATION

6 Y 20 Standards - Under Ground Conduit.

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of

Cheektowaga on the 6th day of April, 1959, at 2:30 p.m. Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga TIMES, a newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places 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 Weber and duly put to a vote which resulted as follows:

Councilman Fath voting aye.

Councilman Weber voting aye.

Councilman Trojanowski voting aye.

Councilman Bystrak voting aye.

Councilman Wroblewski voting aye.

Ayes: 5 - Noes: 0 - Absent: 2

STATE OF NEW YORK
ERIE COUNTY
OFFICE OF THE CLERK
OF THE TOWN OF
CHEEKTOWAGA

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of March, 1959, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of March, 1959.

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

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 2nd day of March, 1959.

PUBLIC HIGHWAYS TO BE IMPROVED

	<u>FROM</u>	<u>TO</u>
Colden Court	Genesee Street 1200 feet north and Linde Drive north	Maryvale Drive

TYPE OF STREET LIGHTING INSTALLATION

10 Y 19 Standards - Underground Conduit 4000 Lumen

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 6th day of April, 1959, at 2:30 o'clock P.M., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 24th day of March, 1959:

- 1-Post at corner of Colden Court and Maryvale Drive;
- 2-Telephone Pole No. 2305 on Colden Court;
- 3-Post in front of No. 41 Colden Court;
- 4-Post at the corner of Colden Court and Linda Drive;
- 5-Telephone Pole in front of No. 84 Colden Court.

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

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 one weeks:
first publication MAR 19 1959
last publication MAR 19 1959;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 23 1959, 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, 1959
Registered No. 5029

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 16th day of March, 1969, at 7:30 o'clock p.m., Eastern Standard Time, there were:

PRESENT:

Councilman A. M. Fath
Councilman D. E. Weber
Councilman Joe. M. Trojanow-

sk

Councilman E. R. Bystrak
Councilman F. W. Wroblewski

ABSENT:

Supervisor Benedict T. Holts
Councilman Joseph Kornecki

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 2nd day of March, 1969.

PUBLIC HIGHWAYS
TO BE IMPROVED

Calden Court from Genesee Street 1200 feet north and from Linda Drive north to Maryvale Drive.

TYPE OF STREET LIGHTING
INSTALLATION

10 Y 18 standards - under ground conduit 4000 lumen.

WHEREAS, Edward R. Jerzewski, Andrew H. Schwenk and Joseph Kislowski 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 8th day of April, 1969, at 2:30 o'clock p.m., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

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

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

Councilman Fath voting aye
Councilman Weber voting aye
Councilman Trojanowski voting aye
Councilman Bystrak voting aye
Councilman Wroblewski voting aye

Ayes: 5 - Noes: 0 - Absent: 2
STATE OF NEW YORK)
ERIE COUNTY)
OFFICE OF THE CLERK) ss:
OF THE TOWN OF)
CHEEKTOWAGA)

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of March, 1969, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(S E A L)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of March, 1969.

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

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

WHEREAS, a petition for the improvement of both sides of the public highways 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 16th day of February, 1959:

PUBLIC HIGHWAYS TO BE IMPROVED

Terry Lane FROM Ellen Drive TO 920 feet south

TYPE OF STREET LIGHTING INSTALLATION

6 Y 19 Standards - Underground Conduit - 2500 Lumen

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 6th day of April, 1959, at 2:30 P.M., Eastern Standard Time, to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

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

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

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

AYES: 050

NOES: -0-

ABSENT: -2-

Posted as follows on the 24th day of March, 1959:

- 1-Post at the corner of Terry Lane and Redleaf Lane;
- 2-Post in front of No. 38 Terry Lane;
- 3-Post in front of No. 37 Terry Lane;
- 4-Telephone Pole in front of No. 10 Terry Lane;
- 5-Post at the corner of Terry Lane and Ellen Drive.

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

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 ~~one~~ one week; first publication March 19, 1959; last publication March 19, 1959; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 23rd

day of March, 1959

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 19 59
Registered No. 5029

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 16th day of March, 1968, at 7:30 o'clock p.m., Eastern Standard Time, there were:

PRESENT:

Councilman F. T. Wroblewski
Councilman A. M. Fath
Councilman D. E. Weber
Councilman Jos. Trojanowski
Councilman S. R. Bystak

ABSENT:

Supervisor Benedict T. Holts
Councilman Joseph Kornecki

Councilman Bystak presented the following resolution and moved its adoption:

WHEREAS, a petition for 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 was presented to this Town Board on the 16th day of February, 1968.

PUBLIC HIGHWAYS TO BE IMPROVED:

Terry Lane from Ellen Drive to 320 feet south.

TYPE OF STREET LIGHTING INSTALLATION:

6 V 18 standards-under ground conduit-3200 lumens.

WHEREAS, Edward R. Jerzewski, Andrew H. Schwab 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 6th day April, 1968, at 2:30 p.m., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same and

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

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

Councilman Fath voting aye
Councilman Weber voting aye
Councilman Trojanowski voting aye
Councilman Bystak voting aye
Councilman Wroblewski voting aye

Ayes: 5 - Noes: 0 - Absent: 2

STATE OF NEW YORK
ERIE COUNTY
OFFICE OF THE CLERK
OF THE TOWN OF
CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of March, 1968, and the same is a correct and true transcript of such original resolution and the whole thereof.

(S E A L)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of March, 1968.

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

Item No. 27 This being the time and the place advertised for a public hearing for the creation of Drainage District No. 6. 3

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

The Chairman announced that the Board would hear all persons interested in the subject of the hearing.

Kenneth W. Kitzinger, Attorney at Law, representing the Glen Estates, related to the Board that his client was not opposed, but was very much interested in the formula to be used for the spreading of taxes on the proposed District. Mr. Kitzinger said that he hoped that the spread would be on assessed valuation.

Dr. Victor Reinstein was granted the floor and recommended that the property owners should know what the tax is going to be before it is spread.

Mr. Nathan Rovner owner of 100 acres in the proposed District was granted the floor and related to the Board that he joins with Mr. Kitzinger and Dr. Reinstein on the method of the tax spread.

The Town Attorney was under the opinion that the spread should be on an area basis.

The Chairman ordered the hearing closed and that the decision be reserved. 26

Item No. 28 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, together with all labor for the construction of approximately 960 lineal feet of 72-inch; 1350 lineal feet of 66-inch; 960 lineal feet of 54-inch; 1000 lineal feet of 48-inch; 940 lineal feet of 42-inch; 1660 lineal feet of 36-inch; 1780 lineal feet of 30-inch; 755 lineal feet of 24-inch; 750 lineal feet of 21-inch reinforced concrete storm sewer pipe or corrugated metal sewer pipe in proposed Storm Drainage District No. 6.

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

Moved by Councilman Weber, seconded by Councilman Fath, that the Town Clerk proceed to open all sealed bids on hand.

Hereto attached is a summary of the bids opened and read:

[illegible]

No.	DEWEY PAVING CO. INC.			BIENIER CONT. CO. INC.			DEFLAN CONT. CO. INC.			MCLAIN CONST. CO. INC.			W.J. IRWIN & SONS, INC.			STRACO, INC.			C.M.H. CO. INC.		
	UNIT	TOTAL	UNIT	UNIT	TOTAL	UNIT	UNIT	TOTAL	UNIT	UNIT	TOTAL	UNIT	UNIT	TOTAL	UNIT	UNIT	TOTAL	UNIT	UNIT	TOTAL	
1	46.00	12,082.00	51.96	13,613.52	56.00	14,162.00	46.00	12,052.00	60.00	7,572.00	48.12	12,607.44	41.00	12,314.00	48.40	48.40	12,680.80				
2	47.15	5,168.75	52.61	6,576.25	59.00	7,375.00	47.00	5,875.00	60.00	7,500.00	50.12	6,265.00	46.50	5,812.50	49.40	49.40	6,275.50				
3	49.55	7,050.30	53.62	7,534.52	63.00	8,916.00	48.00	6,816.00	60.00	8,520.00	52.12	7,401.04	48.00	6,816.00	51.70	51.70	7,423.50				
4	51.80	22,274.00	53.62	23,056.60	69.00	29,916.00	50.00	21,500.00	60.00	25,820.00	62.00	27,000.00	54.12	23,271.60	48.50	48.50	23,350.00				
5	38.10	10,503.00	44.77	12,087.90	47.00	13,233.00	40.50	10,735.00	57.00	15,770.00	44.00	11,880.00	41.50	11,880.00	43.00	43.00	11,900.00				
6	39.40	36,508.50	45.33	41,476.95	52.00	47,580.00	41.50	37,972.50	57.00	44,665.00	50.00	48,495.00	46.00	42,030.00	41.75	41.75	42,075.00				
7	40.40	6,625.80	45.88	7,432.56	56.00	9,072.00	43.50	7,047.00	50.00	8,242.00	48.00	8,748.00	43.00	8,748.00	44.00	44.00	8,792.00				
8	27.40	26,784.00	33.65	32,304.00	36.00	34,156.00	30.80	29,563.00	39.00	37,440.00	31.02	30,163.20	31.70	30,432.00	34.00	34.00	34,160.00				
9	22.60	12,882.00	27.50	15,675.00	24.50	16,815.00	24.70	14,079.00	33.00	18,310.00	26.81	15,281.70	26.50	15,105.00	28.00	28.00	15,280.00				
10	23.60	10,148.00	27.97	12,004.30	31.50	13,545.00	25.70	11,057.00	33.00	14,900.00	26.81	11,528.10	26.50	11,717.50	26.90	26.90	11,762.00				
11	19.20	19,048.00	22.41	21,065.40	26.00	24,440.00	21.00	19,740.00	28.00	24,320.00	23.10	21,114.00	21.85	20,537.00	21.20	21.20	20,558.00				
12	14.40	12,312.00	17.00	14,535.00	20.00	17,100.00	16.00	13,680.00	23.00	19,665.00	18.00	15,424.20	16.20	13,851.00	15.40	15.40	13,922.00				
13	11.15	10,927.00	14.00	13,120.00	17.00	16,660.00	13.20	12,936.00	17.00	14,600.00	14.00	14,218.60	13.50	13,230.00	13.00	13.00	13,328.00				
14	192,083.35	2,210,919.00	253	665,000	253	665,000	203	2,257.50	253	665,000	253	665,000	253	665,000	253	665,000	253	665,000			
15	48.50	12,811.80	47.82	12,382.12	53.00	13,100.00	42.00	7,104.00	54.00	7,414.00	52.00	7,324.00	43.61	11,425.82	40.00	40.00	10,440.00				
16	50.50	6,312.50	47.82	5,977.50	53.00	6,625.00	42.00	5,075.00	54.00	6,750.00	53.00	6,625.00	43.61	11,425.82	40.00	40.00	10,440.00				
17	52.10	7,318.20	48.38	6,869.96	57.00	8,094.00	44.00	6,248.00	54.00	7,414.00	52.00	7,324.00	43.61	11,425.82	40.00	40.00	10,440.00				
18	53.80	23,134.00	48.93	21,039.90	65.00	27,070.00	46.00	13,780.00	54.00	23,220.00	55.00	23,220.00	44.61	11,920.50	36.00	36.00	9,720.00				
19	44.65	12,055.50	44.30	11,961.00	46.50	12,555.00	39.90	10,773.00	50.00	13,500.00	44.61	11,920.50	36.00	36.00	9,720.00	40.50	10,935.00				
20	45.15	41,158.15	44.82	40,030.30	49.50	45,242.50	40.90	37,423.50	50.00	45,242.50	46.15	42,212.25	37.00	32,855.00	42.90	42.90	39,253.50				
21	46.45	7,524.90	45.40	7,354.80	53.50	8,667.00	42.90	6,949.80	52.00	8,100.00	48.15	7,800.00	38.20	6,158.40	44.90	44.90	7,192.80				
22	32.15	30,864.00	32.42	31,123.20	33.50	32,160.00	23.80	28,608.00	38.00	36,480.00	35.00	33,600.00	30.00	28,886.40	28.20	28.20	31,104.00				
23	23.10	13,599.00	23.64	13,474.80	25.00	14,250.00	22.50	12,717.00	28.00	15,960.00	23.18	13,212.60	20.50	11,685.00	23.90	23.90	13,623.00				
24	25.50	10,965.00	24.05	10,341.50	27.00	11,610.00	23.30	10,019.00	28.00	12,040.00	23.18	9,764.40	20.70	8,901.00	24.90	24.90	10,707.00				
25	20.15	19,605.00	27.90	20,506.00	23.50	22,010.00	19.45	18,283.00	25.00	23,500.00	21.32	20,040.80	18.50	17,390.00	19.20	19.20	18,048.00				
26	18.30	15,686.50	17.85	15,267.75	19.50	16,612.50	16.40	14,022.00	22.00	18,510.00	18.30	15,561.00	16.00	12,680.00	15.60	15.60	13,538.00				
27	13.00	12,740.00	13.25	12,865.00	15.50	16,130.00	12.30	12,054.00	15.00	14,700.00	13.51	13,238.80	12.75	12,495.00	13.20	13.20	12,936.00				
28	214,053.15	2,210,919.00	233	396,000	233	396,000	193	2,257.50	233	396,000	233	396,000	233	396,000	233	396,000	233	396,000			
29	190.00	5,400.00	47.00	2,982.00	30.00	1,800.00	32.50	1,950.00	64.00	3,840.00	34.00	2,400.00	35.00	2,100.00	30.00	30.00	1,800.00				
30	122.50	7,350.00	149.00	8,700.00	64.00	3,840.00	100.00	6,000.00	140.00	8,400.00	99.00	5,940.00	100.00	2,400.00	30.00	30.00	1,800.00				
31	150.00	2,250.00	40.00	6,000.00	42.00	630.00	30.00	450.00	40.00	420.00	40.00	600.00	40.00	600.00	30.00	30.00	450.00				
32	3.00	3,600.00	—	2,925.94	—	3,256.00	—	1,750.00	—	4,000.00	—	2,600.00	—	2,500.00	—	—	3,800.00				
33	2.00	2,600.00	—	2,579.50	—	2,400.00	—	1,100.00	—	3,000.00	—	1,000.00	—	1,100.00	—	—	3,025.00				
34	2.55	15,300.00	3.15	18,900.00	4.00	24,000.00	3.00	18,000.00	2.60	15,600.00	3.60	21,600.00	3.00	18,000.00	2.25	13,500.00	3.35	21,000.00			
35	173.00	3,346.00	145.00	2,982.00	150.00	3,000.00	115.00	2,300.00	120.00	2,500.00	120.00	2,500.00	120.00	2,500.00	120.00	2,500.00	120.00	2,500.00			
36	209.00	209.00	145.00	145.00	150.00	150.00	115.00	115.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00			
37	235.00	470.00	175.00	350.00	190.00	380.00	140.00	280.00	170.00	340.00	160.00	320.00	145.00	280.00	180.00	360.00	167.00	334.00			
38	286.00	572.00	220.00	440.00	250.00	500.00	185.00	370.00	220.00	440.00	215.00	430.00	190.00	380.00	230.00	460.00	216.00	432.00			
39	243.00	879.00	220.00	660.00	250.00	500.00	185.00	370.00	220.00	440.00	215.00	430.00	190.00	380.00	230.00	460.00	216.00	432.00			
40	350.00	700.00	245.00	490.00	305.00	610.00	225.00	450.00	250.00	500.00	270.00	540.00	230.00	460.00	280.00	560.00	280.00	560.00			
41	317.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00	2,415.00			
42	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00	100.00	2,000.00			
43	175.00	145.00	145.00	145.00	150.00	150.00	115.00	115.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00	120.00			
44	177.00	3,540.00	124.00	248.00	92.00	184.00	65.00	130.00	90.00	180.00	70.00	140.00	75.00	150.00	95.00	190.00	75.00	150.00			
45	112.00	636.00	135.00	4,050.00	100.00	3,000.00	71.00	2,130.00	90.00	2,700.00	80.00	2,400.00	80.00	2,400.00	100.00	3,000.00	200.00	600.00			
46	230.00	4,600.00	185.00	3,700.00	100.00	2,000.00	71.00	1,420.00	200.00	4,000.00	80.00	1,600.00	105.00	2,100.00	80.00	1,600.00	160.00	320.00			
47	2,229.00	150.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00	1,108.00			
48	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00			
49	2,000.00	4,000.00	1,750.00	3,500.00	840.00	1,680.00	400.00	800.00	450.00	900.00	300.00	600.00	300.00	600.00	500.00	1,000.00	450.00	900.00			
50	2,000.00	4,000.00	1,750.00	3,500.00	840.00	1,680.00	400.00	800.00	450.00	900.00	300.00	600.00	300.00	600.00	500.00	1,000.00	450.00	900.00			
51	—	2,346.00	—	18,000.00	—	15,000.00	—	7,000.00	—	6,200.00	—	6,150.00	—	8,000.00	—	8,000.00	—	5,700.00			
52	—	4,950.00	—	42,375.00	—	44,000.00	—	4,200.00	—	5,000.00	—	2,400.00	—	2,695.00	—	2,695.00	—	3,500.00			
53	—	6,400.00	—	14,250.00	—	15,154.00	—	9,668.00	—	17,200.00	—	17,200.00	—	3,300.00	—	3,300.00	—	10,000.00			
54	249,626.35	270,649.15	320,908.94	309,289.77	337,181.50	315,330.50	262,047.50	359,379.00	378,534.00	338,882.00	305,545.00	263,045.04	275,942.08	259,377.05	271,161.10	276,312.10	259,036.60				

Item No. 28-Cont'd.

The Chairman ordered the bids referred to the Consulting Engineers and the Town Engineer for tabulation and analysis, and to report their findings to the Board as soon as reasonably possible.

Item No. 29 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one Paving Machine to be used by the Highway Department.

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

Moved by Councilman Fath, seconded by Councilman Bystrak, that the Town Clerk proceed to open all the sealed bids on hand at this time.

Hereto is a summary of the bids opened and read:

- 1 - Down and Company - \$11,978.00
- 2 - Syracuse Supply Company - 11,960.00
- 3 - Cameron Equipment Company - 13,500.00

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

Item No. 30 This being the time and the place advertised for a public hearing for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains.

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

The Chairman announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereto,

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains; (said highway is now paved for its entire length) and

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

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

WHEREAS, at a meeting of said Town Board duly called and held on the 16th day of February, 1959, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed, and the maximum amount proposed to be expended for the improvement as stated in such petition, to wit: the sum of Seventeen Thousand Five Hundred Dollars (\$17,500.00), and specifying that the said Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall, in the Town of Cheektowaga, on the 16th day of March, 1959, at 7:30 o'clock P.M., Eastern Standard Time; and

Item No. 30-Cont'd.

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

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

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

RESOLVED, that this Town Board hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, by the construction of curbs, together with the installation of necessary underground drains, and it is further

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

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,500 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON WABASH AVENUE.

- - - - -

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$17,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, in accordance with the resolution adopted by the Town Board of said Town on March 16, 1959.

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

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$17,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

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

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

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

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

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 31-Cont'd.

Councilman Trojanoski presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,500 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Seventeen Thousand Five Hundred Dollars (\$17,500), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Seventeen Thousand Five Hundred Dollars (\$17,500) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated March 16, 1959, Authorizing the Issuance of \$17,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Wabash Avenue."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, in accordance with the resolution adopted by the Town Board of said Town on March 16, 1959.

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

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

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

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

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

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

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

(Affidavit)

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 26th day of March, 1959, 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 30 day of

March, 1959

Henry T. Bantley
Notary Public in and for Erie County

hn 1086

Sewing Machines
New and Used
SALES
CENTRAL MACHINES CO.
"Satisfaction Guaranteed"
33 W. MAIN ST.
INCOME TAX SERVICE
Rates, Vernon Ford's Accounting
Bookkeeping Service, Cheektowaga, 46 Beale
Ave., Saturdays and Sundays. Phone
4-1616.

RADIATORS and gas tanks cleaned
and repaired. Broadway and Cam-
elby Rd., Lancaster. MU 2721.

You Trade-In Your Car!
Trade-In Your Car!
On New

PERSONAL
JUDGES-TO-BE SIZE OUR Sample
Larger selection of cards and
styles available. Bridal
Invitations, 4011 Broadway
8-17

PAPER MATCH
MADE IN U.S.A.

PROFESSIONAL
et. Fred Dittmer, HUD 8486, 6-16
St., Buma. RE 6636.

MUSIC INSTRUCTIONS
Violin, guitar, sax and clarinet.
Paul Marlow Clinton and Aurora
8-16

PIANO LESSONS
Hartman, modern and classical.
678 Town Line Rd., Lancaster.
RE 1486.

MUSIC FOR WEDDINGS
by Paul Marlow 1710.

ORCHESTRAS
occasional.

TRU.
Lumber and Millwork Corp.,
Covilleville Rd., Alden, N. Y.
7088. MU 1749. Phone evenings
RE 9507.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

BENNETT

THURSDAY, MARCH 26, 1959

and says that he is the

LEGAL NOTICE

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$17,500 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON WABASH AVENUE.

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$17,500, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Wabash Avenue, from William Street, north to Stradtman Street, a distance of approximately 1340 feet, in accordance with the resolution adopted by the Town Board of said Town on March 16, 1959.

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

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$17,500, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such

cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

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

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

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

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

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

The bond resolution published herewith has been adopted on the 16th day of March, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

m28

LESTER

of the

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

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$27,200 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CHEROKEE DRIVE.

- - - - -

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$27,200, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with the resolution adopted by the Town Board of said Town on February 16, 1959.

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

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$27,200, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

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

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

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

Item No. 32-Cont'd.

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

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Fath presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$27,200 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation notes of the aggregate principal amount of Twenty-Seven Thousand Two Hundred Dollars (\$27,200), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Twenty-Seven Thousand Two Hundred Dollars (\$27,200) Serial Bonds authorized by the bond resolution entitled "Bond Resolution", Dated March 16, 1959, Authorizing the Issuance of \$27,200 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Cherokee Drive."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with the resolution adopted by the Town Board of said Town on February 16, 1959.

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

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

Item No. 32-Cont'd.

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

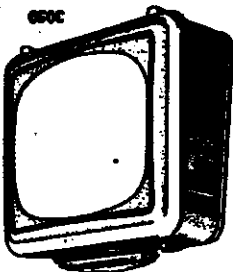
12
13

Item No. 32-Cont'd (Affidavit)

STATE OF NEW YORK
COUNTY OF ERIE

Party, as trustee.
Nine motor equipment operators

Because you have it
N



BLOUNT

Combines all the
separate washer
OUTPERFORMS
It's here at last — a
washer-dryer combination
separate units... wash
... dries faster, wrings
all fabric. With this a
complete wash-dry job
never lag laundry again
work-saving operation
more floor space than a

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheek-
towaga, Erie County, New York, that notice of which the
annexed printed slip taken from said newspaper, is a copy,
was inserted and published therein once a week for
..... week, the first insertion being on the
..... 19th day of March, 1959 and
the last insertion being on the day of
....., 19....., and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this 20 day of

March, 1959

John T. Hony

Notary Public in and for Erie County

hn 1086

STATE OF NEW YORK } ss.:
COUNTY OF ERIE

LEGAL NOTICE

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$27,200 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CHEROKEE DRIVE.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

DEPUTY TOWN CLERK

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way-line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE, BE IT RESOLVED by the Town Board of the Town of Cheektowaga, New York, as follows:

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$27,200, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cherokee Drive for its entire length, commencing at the west right of way line of Kokomo Place and extending westerly a distance of approximately 2145 feet to the east right of way line of the Ontario Thruway, in accordance with the resolution adopted by the Town Board of said Town on February 16, 1959.

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

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$27,200, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

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

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

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

Section 8. This resolution shall be published in full by the Town Clerk of said Town.

Item No. 32-Cont'd.

(Affidavit)

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

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

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

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

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

The bond resolution published herewith has been adopted on the 16th day of March, 1959, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,
Town Clerk, of the Town of
m19 Cheektowaga, New York

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

~~PUBLISHED~~

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

BOND RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$20,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON CUNARD AVENUE.

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1140 feet, and such purpose is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty Thousand Dollars (\$20,000), pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1140 feet, in accordance with the resolution adopted by the Town Board of said Town on December 15, 1958.

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

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

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

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

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

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

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Fath presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MARCH 16, 1959, AUTHORIZING THE ISSUANCE OF \$20,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Twenty Thousand Dollars (\$20,000), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Twenty Thousand Dollars (\$20,000) Serial Bonds authorized by the bond resolution entitled, "Bond Resolution, Dated March 16, 1959, Authorizing the Issuance of \$20,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Cunard Avenue."

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs, together with the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1140 feet, in accordance with the resolution adopted by the Town Board of said Town on December 15, 1958.

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

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

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

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

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

12
13

Item No. 33-Cont'd. (Affidavit)

STATE OF NEW YORK } ss:
COUNTY OF ERIE

...the defendant... resolution will be in effect of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be observed with at the date of the adoption of this resolution are not substantially complied with.

SALE

IT'S

Equal to or Better

Offers Land

DK

R

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga
Herald and News

public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 19th day of March, 1959, 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 20 day of March, 1959
Kurt D. Hanks
Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

LEGAL NOTICE
BOND RESOLUTION, DATED
MARCH 16, 1898, AUTHORIZING
THE ISSUANCE OF \$20,000 SERIAL
BONDS OF THE TOWN OF
CHEEKTOWAGA, IN THE
COUNTY OF ERIE, PURSUANT
TO THE LOCAL FINANCE LAW,
OF CURBS ON CUNARD AVENUE.

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

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

Section 1. In order to finance the specific object or purpose herein-after described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of Twenty Thousand Dollars (\$20,000) pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of receivers and necessary underground drains, for the improvement of both sides of Cunard Avenue for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, in accordance with the resolution adopted by the Town Board of said Town on December 15, 1898.

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

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

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

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

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

Section 8. This resolution shall be

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

of the Town of Cheektowaga, in the County of Erie, State of New York, and that the period of probable usefulness of said purpose is ten years.

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

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

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

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

The bond resolution published herewith has been adopted on the 16th day of March, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

m19

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

That the following claims be approved as presented:

General Fund	Nos. 267	to	315	inclusive
Highway Fund	Nos. 116	to	133	Inclusive
Special Districts	Nos. 132	to	158	inclusive
Part Town	Nos. 3005	to	3020	inclusive

AYES: -5-

NOES: -0-

ABSENT: -2-

6

Item No. 35 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on March 7, 1959 and March 14, 1959, after the same have been approved by the Building Inspector.

AYES: -5-

NOES: -0-

ABSENT: -2-

15
35

Item No. 36 Moved by Councilman Bystrak, seconded by Councilman Weber, that the Town Hall be closed from 12:00 Noon to 3:30 P.M., on Good Friday.

AYES: -5-

NOES: -0-

ABSENT: -2-

42

Item No. 37 Referred to the Chief of Police the request of Joseph Kubisty, No. , requesting what action has been taken against Patrolman Felix Wroblewski, Jr., accused of shooting his service revolver wildly in a residential neighborhood.

15
31

Item No. 38 Referred to the Town Engineer the complaint of the Town Park Home Owners Association relating to drainage on the new hospital grounds on Harlem Road.

36
2

Item No. 39 Moved by Councilman Bystrak, seconded by Councilman Fath, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley