

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 3rd day of January, 1961, 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
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzynger; Chief of Police Mersmann; Building Inspector Trafalski, and Town Engineer Kamm.

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

Item No. 3 Ordered referred to the Town Historian communication from the Genesee County Historian and Curator relating to the Town Historical map.

Item No. 4 Moved by Councilman Kaczmarek, seconded by Councilman Wroblewski, that the request of Town Engineer Kamm and his assistant, Frank Lunz, to attend the New York Water Pollution Control Association in New York City on January 19th and 20th, 1961, be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that the salaries of Town Officials and Employees for the Year 1961, and thereafter, be established as follows:

Supervisor	\$ 9,000.00
Town Clerk	7,600.00
Town Attorney	8,800.00
Deputy Town Attorney	7,000.00
Justices of the Peace (2) each	5,600.00
Councilmen (6) each	4,600.00
Receiver of Taxes	7,800.00
Chairman of Board of Assessors	6,200.00
Assessors (2) each	5,500.00
Superintendent of Highways	8,800.00
General Foreman - Sanitation	6,200.00
Principal Clerk do	3,650.00
Building & Plumbing Inspector	6,400.00
Ass't. Building & Plumbing Inspector	5,400.00
Town Engineer	9,600.00
Assistant Engineer	5,900.00
Jr. Engineering Aides (2)	5,400.00
Draftsman	5,200.00
Rodman	4,800.00
Sr. Clerk - Special Assessments	4,500.00

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Deputy Town Clerk (First)	\$ 4,150.00
Deputy Town Clerk (Second)	3,850.00
Telephone Operator	3,700.00
Dog Wardens (2) each	3,900.00
Park & Recreation Director	5,000.00
Secretary to Supervisor	4,850.00
Payroll Clerk	4,150.00
Sr. Account Clerk - Tax Office	4,150.00
Addressograph Operator	3,950.00
Stenographers (6) each	3,500.00
Principal Account Clerk (Highway)	5,700.00
Foreman - Incinerator	6,000.00
Ass't. Foreman do	5,700.00
Incinerator Operators (8) each	5,000.00
Sewage Plant Operators-Dist. 3 (4) each	4,900.00
Operator Hyzy - Sewage Plant 3	5,000.00
Sewage Plant Operators-Dist. 5 (12) each	4,900.00
Operator Ejnik - Sewage Plant 5	5,000.00
Superintendent of Sewage Plants	5,700.00
Chief of Police	7,400.00
Lieutenants (5) each	6,100.00
Detective Sergeants (9) each	5,850.00
Patrolmen (46) each	5,600.00
Police Dispatchers & Tel. Ops. (4) each	5,600.00
Auto Mechanic - Police	5,600.00
Radio Maintenance Man	1,400.00
Police Matron	1,700.00
Health Officer	6,800.00
Accounting Machine Operator	3,500.00
General Mechanic	5,900.00
Charwoman per Diem	12.86
Working Foreman-Highway (2) each per hr.	2.50
Auto Mechanic - Highway per hr.	2.50
Motor Equipment Operators-A per hr.	2.45
Motor Equipment Operators-B per hr.	2.30
Laborers per hr.	2.21
Extra Clerks per Diem	13.35
Bookkeeper (Part Time)	3,200.00
School Crossing Guards per hr.	1.35
Traffic Guards per hr.	2.00
Recreation Supervisors per hr.	2.00
Park Attendants per hr.	1.70
Janitors (2) each	5,000.00

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 6 Moved by Councilman Kornecki, seconded by Councilman Wroblewski, that the amount of Twenty-five Thousand Dollars (\$25,000.00) be transferred from the General Fund to the Highway Fund.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, in the State of New York, after holding a hearing on a map, plan and report providing for the establishment of a drainage district in said Town, to be designated "Drainage District No. 8", and the construction therein of surface water drains and appurtenances suitable for their operation, pursuant to Article 12-A of the Town Law, has adopted on the 21st day of November, 1960, a resolution which (1) determines that notice of said hearing was duly published and posted as required by law and is otherwise sufficient, and that

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all property and property owners within said proposed Drainage District No. 8 are benefited by the establishment of said district and by the making of the improvements in accordance with said map, plan and report, and that all property and property owners benefited thereby are included within the limits of said proposed Drainage District, and that the establishment of said Drainage District is in the public interest, and that the maximum amount proposed to be expended therefor is \$1,482,000 which is to be raised by the issuance of bonds of the Town of Cheektowaga, and that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the district will derive therefrom, and (2) approves the establishment of said Drainage District and the construction of the improvements provided for in said map, plan and report; and said resolution is subject to a permissive referendum under the provisions of the Town Law of New York, and

WHEREAS, a notice setting forth the date of the adoption of said resolution and containing an abstract of such resolution concisely stating the purpose and effect thereof was duly published on November 23, 1960, in the CHEEKTOWAGA TIMES, and on November 24, 1960, in the DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers published in the Town of Cheektowaga, and copies thereof were duly posted on November 24, 1960, at not less than five conspicuous places in said Town, and

WHEREAS, a petition duly subscribed and acknowledged by more than one hundred qualified electors of the Town owning taxable real property situate in said proposed district as shown upon the latest completed assessment roll of the Town, protesting against such resolution and requesting that it be submitted to the qualified electors in said district for their approval or disapproval, was filed on December 21, 1960 with the Town Clerk; NOW, THEREFORE,

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

(1) A Special Election shall be held in said proposed Drainage District on the 28th day of January, 1961, for the purpose of submitting to the qualified electors of said district the proposition stated in the Notice of Special Election hereinafter set forth. For the purposes of said Special Election the qualified electors shall be the owners of taxable real property situate in said proposed Drainage District as shown upon the latest completed assessment roll of the Town of Cheektowaga and shall include any corporate owner of such taxable real property which shall be entitled to one vote to be cast by an officer or agent of the corporation or other duly authorized person designated by appropriate resolution of such corporation.

(2) The polls for said election shall open at the hour of 11:00 o'clock (Eastern Standard Time) in the morning and shall close at the hour of 7:00 o'clock (Eastern Standard Time) in the evening. The vote upon such proposition shall be taken by the use of voting machines in the manner provided by law.

(3) The notice of said Special Election to be published and posted in the manner provided by law shall be in substantially the following form:

TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
NEW YORK
NOTICE OF SPECIAL TOWN ELECTION

PLEASE TAKE NOTICE that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, has called a SPECIAL ELECTION to be held in the proposed Drainage District No. 8 of said Town and that there will be submitted at said election the following proposition:

Shall the owners of taxable real property situate in the proposed Drainage District, hereinafter referred to, as shown upon the latest completed assessment roll of the Town, approve the resolution adopted by the Town Board of the Town of Cheektowaga on November 21, 1960, which resolution approves the establishment of proposed Drainage District No. 8 of said Town with boundaries as set forth in said resolution and the construction of improvements therein at a maximum cost of \$1,482,000 in accordance with a map, plan and report providing for the establishment of said District and the construction of surface water drains and appurtenances suitable for their operation, referred to in said resolution, such cost to be raised by the issuance of bonds of said Town and to be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the District will derive therefrom, and which resolution determines that notice of the hearing on the establishment of said District was published and posted as required by law and is otherwise sufficient, and that all of the property and property owners within said proposed District are benefited by the establishment of said District and by the making of said improvements, and all of such property and property owners benefited thereby are included within the limits of said proposed District, and the establishment of said proposed District is in the public interest?

The polls at said election shall open at the hour of 11:00 o'clock (Eastern Standard Time) in the morning and shall close at the hour of 7:00 o'clock (Eastern Standard Time) in the evening, and the vote on such proposition shall be taken by the use of voting machines in the manner provided by law.

The places designated by the Town Board for the holding of said election are as follows:

<u>Polling Precinct</u>	<u>Voting Place</u>
1. Area within District lying south of the center line of Genesee Street.	U-Crest Fire Hall, corner Evergreen Place and Clover Place.
2. Area within District lying west of the center line of Union Road and north of the center line of Genesee Street.	Maryvale Elementary School, 777 Maryvale Drive.
3. Area within District lying east of the center line of Union Road and north of the center line of Genesee Street.	Maryvale Senior High School, 1050 Maryvale Drive.

No person is entitled to vote at said election other than an owner of taxable real property situate in said proposed Drainage District No. 8 as shown upon the latest completed assessment roll of the Town of Cheektowaga. A corporation owning such taxable real property must be considered one owner and shall be entitled to one vote to be cast by an officer or agent of the corporation or other duly authorized person designated by appropriate resolution of such corporation. The boundaries of said proposed District as approved by resolution adopted by the Town Board of said Town on November 21, 1960, are as follows:

DETAILED DESCRIPTION OF PROPOSED DRAINAGE DISTRICT BOUNDARIES

BEGINNING at a point, said point being formed by the intersection of the southerly line of the West Shore Railroad right-of-way, and the easterly right-of-way line of the Ontario Section of the New York State Thruway;

Thence north along the east line of the right-of-way of the Ontario section of the New York State Thruway, to a point about 150 feet south of the south line of Cleveland Drive, said point also being located on the west line of Bixler Avenue;

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Thence easterly along a straight line across Bixler Avenue, across the property of the Infant of Prague Roman Catholic Church Society, and across Foisset Avenue to a point located at the intersection of the east line of Foisset Avenue and the north line of Subdivision Lot 47 of Cover No. 1467;

Thence continuing easterly along the north line of Subdivision Lot 47 of Cover No. 1467, and along the north line of Subdivision Lot 2 of Cover No. 1752, to the west line of Flora Avenue;

Thence continuing easterly across Flora Avenue to a point located at the intersection of the east line of Flora Avenue and the north line of Subdivision Lot 31 of Cover No. 1752;

Thence continuing easterly along the north line of Subdivision Lot 31 of Cover No. 1752 to a point located at the intersection of the north line of Subdivision Lot 31 of Cover No. 1752 and a west line of Cover No. 1462, last said point also being the northeast corner of Subdivision Lot 31 of Cover No. 1752;

Thence southerly along a west line of Cover No. 1462, last said line also being the east line of Subdivision Lot 31 of Cover No. 1752 to a point, said point being located at the intersection of the north line of Subdivision Lot 42 of Cover No. 1462 and a west line of Cover No. 1462. Last said point being also the northwest corner of Subdivision Lot 42 of Cover No. 1462;

Thence easterly along the north line of Subdivision Lot 42 of Cover No. 1462 to the west line of Beach Road;

Thence diagonally across Beach Road to a point, said point being located at the intersection of the east line of Beach Road and the north line of Subdivision Lot 2 of Cover No. 1481;

Thence easterly along the north line of Subdivision Lot 2 of Cover No. 1481 to the east line of Subdivision Lot 2 of Cover No. 1481;

Thence southerly along the east line of Subdivision Lot 2 and Subdivision Lot 1, both of Cover No. 1481, to the southerly line of Cover No. 1481;

Thence easterly along the southerly line of Cover No. 1481 to a point said point being located at the intersection of the southerly line of Cover No. 1481 and the westerly line of the New York Christian Missionary Society, said point also being approximately 413 feet west of the west line of Union Road (83 feet wide);

Thence southerly along the westerly line of the New York Christian Missionary Society for a distance of 208.44 feet, to the southwest corner of the New York Christian Missionary Society, last said point being also on an easterly line of Subdivision Lot 32 of Cover No. 1693;

= Thence easterly along the southerly line of the New York Christian Missionary Society for a distance of 413 feet to the westerly line of Union Road, last southerly line also being the northerly line of Subdivision Lot No's. 32, 33, 34, 35, 36, 37 and 38 of Cover No. 1693;

Thence continuing easterly across Union Road to a point located at the intersection of the easterly line of Union Road and the southerly line of Subdivision Lot 246 of Cover No. 1628;

Thence continuing easterly along the southerly line of Subdivision Lot 246, last said line also being the northerly line of Subdivision Lot 245 of Cover No. 1628, to the southeast corner of Subdivision Lot 246;

Thence northerly along the easterly line of Subdivision Lot 246 of Cover No. 1628 to a point located at the intersection of the easterly line of Subdivision Lot 246 and the southerly line of Subdivision Lot 255, both of Cover No. 1628;

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Thence easterly along the southerly line of Subdivision Lot 225 of Cover 1628 and said lot line extended; last said line also being the northerly line of Subdivision Lot 256 of Cover No. 1628, to the intersection of the center line of Greenway Boulevard and the south line of Subdivision Lot 255 of Cover No. 1628 extended;

Thence southeasterly along the centerline of Greenway Boulevard to a point, said point being located at the intersection of the centerline of Greenway Boulevard and the westerly line of Subdivision Lot 124, of Cover No. 1628 extended southerly;

Thence northerly along the extended westerly line of Subdivision Lot 124 of Cover No. 1628 to the Northerly line of Subdivision Lot 124 of Cover No. 1628, last said northerly line also being the southerly line of Subdivision Lot 121 of Cover No. 1628;

Thence easterly along the northerly lines of Subdivision Lots 124 thru 135, inclusive of Cover No. 1628 and continuing easterly along the northerly line of Subdivision Lot 15 of Cover No. 1805 and the northerly line extended to a point, said point being located at the intersection of the northerly line of Subdivision Lot 15 of Cover No. 1805 extended and the centerline of Fairhaven Drive;

Thence northeasterly along the centerline of Fairhaven Drive to a point located at the intersection of the centerline of Fairhaven Drive extended, the northerly line of Cleveland Drive and the northwesterly line of Subdivision Lot 35 of Cover No. 1628;

Thence northeasterly along the northwesterly line of Subdivision Lot 35 of Cover No. 1628;

Thence continuing northeasterly along the northwesterly line of Subdivision Lots 38 and 39 of Cover No. 1628, to a point located at the intersection of the northwesterly line of Subdivision Lot 39 of Cover No. 1628 and the northeasterly line of Cover No. 1628, last said point also being the northwesterly corner of Subdivision Lot 39 of Cover No. 1628;

Thence southeasterly along the northeasterly line of Cover No. 1628 and the northeasterly line of Cover No. 1628 extended to the easterly line of Cayuga Road;

Thence southerly along the easterly line of Cayuga Road to the northerly line of the property of the Buffalo Trap and Field Club, Inc.;

Thence easterly along the northerly line of the property of the Buffalo Trap and Field Club, Inc., to the easterly line of the property of the Buffalo Trap and Field Club, Inc.;

Thence southerly along the easterly line of the property of the Buffalo Trap and Field Club, Inc., said line also being the westerly line of the property of the Greater Buffalo International Airport, to the southerly property line of the Buffalo Trap and Field Club, Inc.;

Thence westerly along the southerly property line of the Buffalo Trap and Field Club, Inc., to the easterly line of Cayuga Road;

Thence southerly along the easterly line of Cayuga Road to a point located at the intersection of the centerline of Genesee Street and the easterly line of Cayuga Road extended;

Thence easterly along the centerline of Genesee Street to a point, said point being located at the intersection of the centerline of Genesee Street and the east property line of Cornell Aeronautical Laboratories, Inc. extended;

Thence southerly along the east property line of Cornell Aeronautical Laboratories, Inc., to the northerly line of the West Shore Railroad right-of-way;

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Thence southwesterly along the northerly line of the West Shore Railroad right-of-way to the easterly line of Farm Lot No. 5;

Thence southerly along the easterly line of Farm Lot No. 5 to a point located at the intersection of the easterly line of Farm Lot No. 5 and the southerly line of the West Shore Railroad right-of-way;

Thence southwesterly along the southerly line of the West Shore Railroad right-of-way, to the point of beginning.

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

Dated: January 3, 1961.

KENNETH T. HANLEY
Town Clerk

(4) The proposed Drainage District shall be divided into the following polling precincts and the voting place in each such polling precinct shall be as follows:

<u>Polling Precinct</u>	<u>Voting Place</u>
1. Area within District lying south of the center line of Genesee Street.	U-Crest Fire Hall, Corner Evergreen Place and Clover Place.
2. Area within District lying west of the center line of Union Road and north of the center line of Genesee Street.	Maryvale Elementary School, 777 Maryvale Drive.
3. Area within District lying east of the center line of Union Road and north of the center line of Genesee Street.	Maryvale Senior High School, 1050 Maryvale Drive.

(5) The Town Clerk is hereby directed to publish a copy of said Notice of Special Election in the CHEEKTOWAGA TIMES and in the DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers published in the Town of Cheektowaga, and to post or cause to be posted in not less than five conspicuous places in said proposed district, copies of such notice, at least ten days prior to the date of such Special Election.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 12th day of January, 1961:

- 1 - U-Crest Fire Hall-Evergreen Street and Clover Place;
- 2 - Cronks Food Shoppe-Maryvale Drive and Beach Road;
- 3 - Maryvale Super Market-Union Road and Maryvale Drive;
- 4 - Ostwalds Food Store-Beach Road and Huth Road;
- 5 - Post Office Building-Union Road.

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

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(Affidavit)

STATE OF NEW YORK } ss.:
COUNTY OF ERIE

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

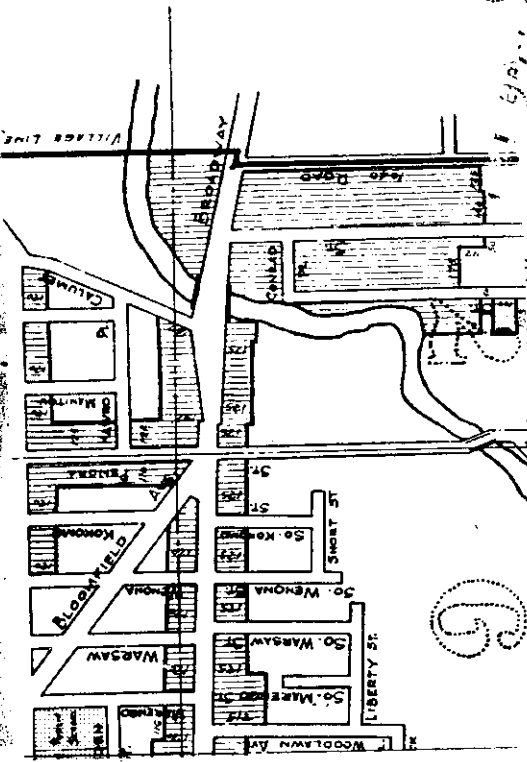
Depew Cheektowaga
Herald and News

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 _____, 1961, and 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 _____, 19____

Kenneth T. Hanley
Notary Public in and for Erie County



STATE OF NEW YORK
COUNTY OF ERIE

ss.:

**TOWN OF CHEEKTOWAGA, IN
THE COUNTY OF ERIE, NEW
YORK.****NOTICE OF SPECIAL TOWN
ELECTION**

PLEASE TAKE NOTICE that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, has called a **SPECIAL ELECTION** to be held on **January 28, 1961** in the proposed Drainage District No. 8 of said Town and that there will be submitted at said election the following proposition:

Shall the owners of taxable real property situate in the proposed Drainage District, hereinafter referred to, as shown upon the latest completed assessment roll of the Town, approve the resolution adopted by the Town Board of the Town of Cheektowaga on November 21, 1960, which resolution approves the establishment of proposed Drainage District No. 8 of said Town with boundaries as set forth in said resolution and the construction of improvements therein at a maximum cost of \$1,482,000 in accordance with a map, plan and report providing for the establishment of said District and the construction of surface water drains and appurtenances suitable for their operation, referred to in said resolution, such cost to be raised by the issuance of bonds of said Town and to be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the District will derive therefrom, and which resolution determines that notice of the hearing on the establishment of said District was published and posted as required by law and is otherwise sufficient, and that all of the property and property owners within said proposed District are benefited by the establishment of said District and by the making of said improvements, and all of such property and property owners benefited thereby are included within the limits of said proposed District, and the establishment of said proposed District is in the public interest?

The polls at said election shall open at the hour of 11:00 o'clock (Eastern Standard Time) in the morning and shall close at the hour of 7:00 o'clock (Eastern Standard Time) in the evening, and the vote on such proposition shall be taken by the use of voting machines in the manner provided by law.

The places designated by the Town Board for the holding of said

election are as follows:

Polling Precinct 1. Area within District lying south of the center line of Genesee Street.

Voting Place: U-Crest Fire Hall, corner Evergreen Place and Clover Place.

Polling Precinct 2. Area within District lying west of the center line of Union Road and north of the center line of Genesee Street.

Voting Place: Maryvale Elementary School, 777 Maryvale Drive.

Polling Precinct 3. Area within District lying east of the center line of Union Road and north of the center line of Genesee Street.

Voting Place: Maryvale Senior High School, 1050 Maryvale Drive.

No person is entitled to vote at said election other than an owner of taxable real property situate in said proposed Drainage District No. 8 as shown upon the latest completed assessment roll of the Town of Cheektowaga. A corporation owning such taxable real property must be considered one owner and shall be entitled to one vote to be cast by an officer or agent of the corporation or other duly authorized person designated by appropriate resolution of such corporation. The boundaries of said proposed District as approved by resolution adopted by the Town Board of said Town on November 21, 1960, are as follows:

**DETAILED DESCRIPTION OF
PROPOSED DRAINAGE DISTRICT
BOUNDARIES**

BEGINNING at a point, said point being formed by the intersection of the southerly line of the West Shore Railroad right-of-way and the easterly right-of-way line of the Ontario Section of the New York State Thruway;

Thence north along the east line of the right-of-way of the Ontario section of the New York State Thruway, to a point about 150 feet south of the south line of Cleveland Drive, said point also being located on the west line of Bixler Avenue;

Thence easterly along a straight line across Bixler Avenue, across the property of the Infant of Prague Roman Catholic Church Society, and across Foisset Avenue to a point located at the intersection of the east line of Foisset Avenue and the north line of Subdivision Lot 47 of Cover No. 1467;

Thence continuing easterly along the north line of Subdivision Lot 47 of Cover No. 1467 and along the north line of Subdivision Lot 2 of Cover No. 1752, to the west line of Flora Avenue;

Thence continuing easterly across Flora Avenue to a point located at the intersection of the east line of

Flora Avenue and the north line of Subdivision Lot 31 of Cover No. 1752;

Thence continuing easterly along the north line of Subdivision Lot 31 of Cover No. 1752 to a point located at the intersection of the north line of Subdivision Lot 31 of Cover No. 1752 and a west line of Cover No. 1462, last said point also being the northeast corner of Subdivision Lot 31 of Cover No. 1752;

Thence southerly along a west line of Cover No. 1462, last said line also being the east line of Subdivision Lot 31 of Cover No. 1752 to a point, said point being located at the intersection of the north line of Subdivision Lot 42 of Cover No. 1462 and a west line of Cover No. 1462. Last said point being also the northwest corner of Subdivision Lot 42 of Cover No. 1462;

Thence easterly along the north line of Subdivision Lot 42 of Cover No. 1462 to the west line of Beach Road;

Thence diagonally across Beach Road to a point, said point being located at the intersection of the east line of Beach Road and the north line of Subdivision Lot 2 of Cover No. 1481;

Thence easterly along the north line of Subdivision Lot 2 of Cover No. 1481 to the east line of Subdivision Lot 2 of Cover No. 1481;

Thence southerly along the east line of Subdivision Lot 2 and Subdivision Lot 1, both of Cover No. 1481, to the southerly line of Cover No. 1481;

Thence easterly along the southerly line of Cover No. 1481 to a point said point being located at the intersection of the southerly line of Cover No. 1481 and the westerly line of the New York Christian Missionary Society, said point also being approximately 413 feet west of the west line of Union Road (83 feet wide);

Thence southerly along the westerly line of the New York Christian Missionary Society for a distance of 208.44 feet, to the south west corner of the New York Christian Missionary Society, last said point being also on an easterly line of Subdivision Lot 32 of Cover No. 1693;

Thence easterly along the southerly line of the New York Christian Missionary Society for a distance of 413 feet to the westerly line of Union Road, last said southerly line also being the northerly line of Subdivision Lot No's. 32, 33, 34, 35, 36, 37 and 38 of Cover No. 1693;

Thence continuing easterly across Union Road to a point located at the intersection of the easterly line of Union Road and the southerly

line of Subdivision Lot 248 of Cover No. 1628;

Thence continuing easterly along the southerly line of Subdivision Lot 248, last said line also being the northerly line of Subdivision Lot 245 of Cover No. 1628, to the southeast corner of Subdivision Lot 246;

Thence northerly along the easterly line of Subdivision Lot 246 of Cover No. 1628 to a point located at the intersection of the easterly line of Subdivision Lot 246 and the southerly line of Subdivision Lot 255, both of Cover No. 1628;

Thence easterly along the southerly line of Subdivision Lot 225 of Cover 1628 and said lot line extended; last said line also being the northerly line of Subdivision Lot 256 of Cover No. 1628, to the intersection of the center line of Greenway Boulevard and the south line of Subdivision Lot 255 of Cover No. 1628 extended;

Thence southeasterly along the centerline of Greenway Boulevard to a point, said point being located at the intersection of the centerline of Greenway Boulevard and the westerly line of Subdivision Lot 124, of Cover No. 1628 extended southerly;

Thence northerly along the extended westerly line of Subdivision Lot 124 of Cover No. 1628 to the Northerly line of Subdivision Lot 124 of Cover No. 1628, last said northerly line also being the southerly line of Subdivision Lot 121 of Cover No. 1628;

Thence easterly along the northerly lines of Subdivision Lots 124 thru 135, inclusive of Cover No. 1628 and continuing easterly along the northerly line of Subdivision Lot 15 of Cover No. 1805 and the northerly line extended to a point, said point being located at the intersection of the northerly line of Subdivision Lot 15 of Cover No. 1805 extended and the centerline of Fairhaven Drive;

Thence northeasterly along the centerline of Fairhaven Drive to a point located at the intersection of the centerline of Fairhaven Drive extended, the northerly line of Cleveland Drive and the northwesterly line of Subdivision Lot 35 of Cover No. 1628;

Thence northeasterly along the northwesterly line of Subdivision Lot 35 of Cover No. 1628;

Thence continuing northeasterly along the northwesterly line of Subdivision Lots 38 and 39 of Cover No. 1628, to a point located at the intersection of the northwesterly line of Subdivision Lot 39 of Cover No. 1628 and the northeasterly line of Cover No. 1628, last said point also being the northwester-

ly corner of Subdivision Lot 39 of Cover No. 1628;

Thence southeasterly along the northeasterly line of Cover No. 1628 and the northeasterly line of Cover No. 1628 extended to the easterly line of Cayuga Road;

Thence southerly along the easterly line of Cayuga Road to the northerly line of the property of the Buffalo Trap and Field Club, Inc.;

Thence easterly along the northerly line of the property of the Buffalo Trap and Field Club, Inc., to the easterly line of the property of the Buffalo Trap and Field Club, Inc.;

Thence southerly along the easterly line of the property of the Buffalo Trap and Field Club, Inc., said line also being the westerly line of the property of the Greater Buffalo International Airport, to the southerly property line of the Buffalo Trap and Field Club, Inc.;

Thence westerly along the southerly property line of the Buffalo Trap and Field Club, Inc., to the easterly line of Cayuga Road;

Thence southerly along the easterly line of Cayuga Road to a point located at the intersection of the centerline of Genesee Street and the easterly line of Cayuga Road extended;

Thence easterly along the centerline of Genesee Street to a point, said point being located at the intersection of the centerline of Genesee Street and the east property line of Cornell Aeronautical Laboratories, Inc. extended;

Thence southerly along the east property line of Cornell Aeronautical Laboratories, Inc., to the northerly line of the West Shore Railroad right-of-way;

Thence southwesterly along the northerly line of the West Shore Railroad right-of-way to the easterly line of Farm Lot No. 5;

Thence southerly along the easterly line of Farm Lot No. 5 to a point located at the intersection of the easterly line of Farm Lot No. 5 and the southerly line of the West Shore Railroad right-of-way;

Thence southwesterly along the southerly line of the West Shore Railroad right-of-way, to the point of beginning.

By order of the Town Board of the Town of Cheektowaga.
Dated: January 3, 1961.

KENNETH T. HANLEY,
Town Clerk

ja12

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 22nd weeks:
 first publication JAN 12 1961;
 last publication JAN 12 1961;
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
 day of JAN 16 1961, 19.....

Eve J. Allis
 Notary Public in and for Erie County, N. Y.

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

Town Of Cheektowaga, In The County Of Erie, New York

Notice Of Special Town Election

PLEASE TAKE NOTICE that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, has called a SPECIAL ELECTION to be held on January 28, 1961 in the proposed Drainage District No. 8 of said Town and that there will be submitted at said election the following proposition:

Shall the owners of taxable real property situate in the proposed Drainage District, hereinafter referred to, as shown upon the latest completed assessment roll of the Town, approve the resolution adopted by the Town Board of the Town of Cheektowaga on November 21, 1960, which resolution approves the establishment of proposed Drainage District No. 8 of said Town with boundaries as set forth in said resolution and the construction of improvements therein at a maximum cost of \$1,492,000 in accordance with a map, plan and report providing for the establishment of said District and the construction of surface water drains and appurtenances suitable for their operation, referred to in said resolution, such cost to be raised by the issuance of bonds of said Town and to be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the District will derive therefrom, and which resolution determines that notice of the hearing on the establishment of said District was published and posted as required by law and is otherwise sufficient, and that all of the property and property owners within said proposed District are benefited by the establishment of said District and by the making of said improvements, and all of such property and property owners benefited thereby are included within the limits of said proposed District, and the establishment of said proposed District is in the public interest?

The polls at said election shall open at the hour of 11:00 o'clock (Eastern Standard Time) in the morning and shall close at the hour of 7:00 o'clock (Eastern Standard Time) in the evening, and the vote on such proposition shall be taken by the use of voting machines in the manner provided by law.

The places designated by the Town Board for the holding of said election are as follows:

POLLING PRECINCT

1. Area within District lying south of the center line of Genesee Street.
2. Area within District lying west of the center line of Union Road and north of the center line of Genesee Street.
3. Area within District lying east of the center line of Union Road and north of the center line of Genesee Street.

VOTING PLACE

- U-Crest Fire Hall, corner Evergreen Place and Clover Place.
- Maryvale Elementary School, 77 Maryvale Drive.
- Maryvale Senior High School, 1050 Maryvale Drive.

No person is entitled to vote at said election other than an owner of taxable real property situate in said proposed Drainage District No. 8 as shown upon the latest completed assessment roll of the Town of Cheektowaga. A corporation owning such taxable real property must be considered one owner and shall be entitled to one vote to be cast by an officer or agent of the corporation or other duly authorized person designated by appropriate resolution of such corporation. The boundaries of said proposed District as approved by resolution adopted by the Town Board of said Town on November 21, 1960, are as follows:

DETAILED DESCRIPTION OF PROPOSED DRAINAGE DISTRICT BOUNDARIES

BEGINNING at a point, said point being formed by the intersection of the southerly line of the West Shore Railroad right-of-way, and the easterly right-of-way line of the Ontario Section of the New York State Thruway;

Thence north along the east line of the right-of-way of the Ontario section of the New York State Thruway, to a point about 150 feet south of the south line of Cleveland Drive, said point also being located on the west line of Bixler Avenue;

Thence easterly along a straight line across Bixler Avenue, across the property of the Infant of Prague Roman Catholic Church Society, and across Foisset Avenue to a point located at the intersection of the east line of Foisset Avenue and the north line of Subdivision Lot 47 of Cover No. 1467;

Thence continuing easterly along the north line of Subdivision Lot 47 of Cover No. 1467, and along the north line of Subdivision Lot 2 of Cover No. 1752, to the west line of Flora Avenue;

Thence continuing easterly across Flora Avenue to a point located at the intersection of the east line of Flora Avenue and the north line of Subdivision Lot 31 of Cover No. 1752;

Thence continuing easterly along the north line of Subdivision Lot 31 of Cover No. 1752 to a point located at the intersection of the north line of Subdivision Lot 31 of Cover No. 1752 and a west line of Cover No. 1462, last said point also being the northeast corner of Subdivision Lot 31 of Cover No. 1752;

Thence southerly along a west line of Cover No. 1462, last said line also being the east line of Subdivision Lot 31 of Cover No. 1752 to a point, said point being located at the intersection of the north line of Subdivision Lot 42 of Cover No. 1462 and a west line of Cover No. 1462. Last said point being also the northwest corner of Subdivision Lot 42 of Cover No. 1462;

Thence easterly along the north line of Subdivision Lot 42 of Cover No. 1462 to the west line of Beach Road;

Thence diagonally across Beach Road to a point, said point being located at the intersection of the east line of Beach Road and the north line of Subdivision Lot 2 of Cover No. 1481;

Thence easterly along the north line of Subdivision Lot 2 of Cover No. 1481 to the east line of Subdivision Lot 2 of Cover No. 1481;

Thence southerly along the east line of Subdivision Lot 2 and Subdivision Lot 1, both of Cover No. 1481, to the southerly line of Cover No. 1481;

Thence easterly along the southerly line of Cover No. 1481 to a point, said point being located at the intersection of the southerly line of Cover No. 1481 and the westerly line of the New York Christian Missionary Society, said point also being approximately 413 feet west of the west line of Union Road (83 feet wide);

Thence southerly along the westerly line of the New York Christian Missionary Society for a distance of 208.44 feet, to the southwest corner of the New York Christian Missionary Society, last said point being also on an easterly line of Subdivision Lot 32 of Cover No. 1693;

Thence easterly along the southerly line of the New York Christian Missionary Society for a distance of 413 feet to the westerly line of Union Road, last said southerly line also being the northerly line of Subdivision Lot No's. 32, 33, 34, 35, 36, 37 and 38 of Cover No. 1693;

Thence continuing easterly across Union Road to a point located at the intersection of the easterly line of Union Road and the southerly line of Subdivision Lot 246 of Cover No. 1628;

Thence continuing easterly along the southerly line of Subdivision Lot 246, last said line also being the northerly line of Subdivision Lot 245 of Cover No. 1628, to the southeast corner of Subdivision Lot 246;

Thence northerly along the easterly line of Subdivision Lot 246 of Cover No. 1628 to a point located at the intersection of the easterly line of Subdivision Lot 246 and the southerly line of Subdivision Lot 255, both of Cover No. 1628;

Thence easterly along the southerly line of Subdivision Lot 225 of Cover 1628 and said lot line extended; last said line also being the northerly line of Subdivision Lot 256 of Cover No. 1628, to the intersection of the center line of Greenway Boulevard and the south line of Subdivision Lot 255 of Cover No. 1628 extended;

Thence southeasterly along the centerline of Greenway Boulevard to a point, said point being located at the intersection of the centerline of Greenway Boulevard and the westerly line of Subdivision Lot 124, of Cover No. 1628 extended southerly;

Thence northerly along the extended westerly line of Subdivision Lot 124 of Cover No. 1628 to the Northerly line of Subdivision Lot 124 of Cover No. 1628, last said Northerly line also being the southerly line of Subdivision Lot 121 of Cover No. 1628;

Thence easterly along the northerly lines of Subdivision Lots 124 thru 135, inclusive of Cover No. 1628 and continuing easterly along the northerly line of Subdivision Lot 15 of Cover No. 1805 and the northerly line extended to a point, said point being located at the intersection of the northerly line of Subdivision Lot 15 of Cover No. 1805 extended and the centerline of Fairhaven Drive;

Thence northeasterly along the centerline of Fairhaven Drive to a point located at the intersection of the centerline of Fairhaven Drive extended, the northerly line of Cleveland Drive and the northwesterly line of Subdivision Lot 35 of Cover No. 1628;

Thence northeasterly along the northwesterly line of Subdivision Lot 35 of Cover No. 1628;

Thence continuing northeasterly along the northwesterly line of Subdivision Lots 38 and 39 of Cover No. 1628, to a point located at the intersection of the northwesterly line of Subdivision Lot 39 of Cover No. 1628 and the northeasterly line of Cover No. 1628, last said point also being the northwesterly corner of Subdivision Lot 39 of Cover No. 1628;

Thence southeasterly along the northeasterly line of Cover No. 1628 and the northeasterly line of Cover No. 1628 extended to the easterly line of Cayuga Road;

Thence southerly along the easterly line of Cayuga Road to the northerly line of the property of the Buffalo Trap and Field Club, Inc.;

Thence easterly along the northerly line of the property of the Buffalo Trap and Field Club, Inc., to the easterly line of the property of the Buffalo Trap and Field Club, Inc.;

Thence southerly along the easterly line of the property of the Buffalo Trap and Field Club, Inc., said line also being the westerly line of the property of the Greater Buffalo International Airport, to the southerly property line of the Buffalo Trap and Field Club, Inc.;

Thence westerly along the southerly property line of the Buffalo Trap and Field Club, Inc., to the easterly line of Cayuga Road;

Thence southerly along the easterly line of Cayuga Road to a point located at the intersection of the centerline of Genesee Street and the easterly line of Cayuga Road extended;

Thence easterly along the centerline of Genesee Street to a point, said point being located at the intersection of the centerline of Genesee Street and the east property line of Cornell Aeronautical Laboratories, Inc. extended;

Thence southerly along the east property line of Cornell Aeronautical Laboratories, Inc., to the northerly line of the West Shore Railroad right-of-way;

Thence southwesterly along the northerly line of the West Shore Railroad right-of-way to the easterly line of Farm Lot No. 5;

Thence southerly along the easterly line of Farm Lot No. 5 to a point located at the intersection of the easterly line of Farm Lot No. 5 and the southerly line of the West Shore Railroad right-of-way;

Thence southwesterly along the southerly line of the West Shore Railroad right-of-way, to the point of beginning.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

Dated: January 3, 1961

KENNETH T. HANLEY,
Town Clerk.

(Pub: Jan. 12)

10

Item No. 8 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

Charlotte Drive from Beach Road to Wilshire Road

TYPE OF STREET LIGHTING EQUIPMENT

2 Y 19 Standards - 4000 lumen - underground conduit

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

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

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

PUBLIC HIGHWAYS TO BE IMPROVED

Charlotte Drive from Beach Road to Wilshire Road

TYPE OF STREET LIGHTING EQUIPMENT

2 Y 19 Standards - 4000 lumen - underground conduit

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by Law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

11

Item No. 9 Moved by Councilman Bystrak, seconded by Councilman Kaczmarek, that the Supervisor be authorized and directed to purchase two (2) Y 19 ornamental lighting standards for use in Charlotte Drive Special Street Lighting District.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 10 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that Catherine Barry be appointed as part time typist in the Town Clerk's Office on a per diem basis.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 11 Moved by Councilman Wroblewski, seconded by Councilman Kaczmarek, that the following named persons be appointed on a part time basis to assist in the 1961 County Tax Collection:

Eleanor Piacente
Jean Stachowski
Irene Krawczyk
Charlotte Nawrocki
Genevieve Zalikowski
Alice Nowicki
Adelaide Niklas
Marion Labiak

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, sealed proposals were duly received pursuant to advertisement therefor and publicly opened by this Board on November 7, 1960, for the construction of a lateral sewer in Greenway Boulevard, and

WHEREAS, Nussbaumer, Clarke & Velzy, Consulting Engineers, have submitted the attached analysis, tabulation and report wherein they recommend that contract be awarded to Toy Construction, Inc., it being the lowest responsible bidder, its bid being \$7,421.90; NOW, THEREFORE,

BE IT RESOLVED, that contract for the construction of a lateral sewer in Greenway Boulevard be and the same hereby is awarded to Toy Construction, Inc., in the amount of \$7,421.90.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Public Service Commission, by orders dated December 13, 1960, has approved the Second, Third and Fourth Intermediate Accounting of expenditures incurred by the New York Central Railroad Company, totaling \$23,573.21, for the Dick Road grade crossing relocation, and

WHEREAS, the share chargeable to the Town of Cheektowaga is \$2,946.65; NOW, THEREFORE,

BE IT RESOLVED, that there be paid to the New York Central Railroad Company, out of the General Fund, the sum of \$2,946.65, in accordance with said orders of the Public Service Commission, and the Supervisor is hereby authorized to make such payment.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 14 Councilman Fath offered the following resolution and moved its adoption:

WHEREAS, recent publicity has indicated that the Niagara Frontier Port Authority seeks to extend southwesterly, the northeast-southwest runway of the Greater Buffalo International Airport, for the purpose of permitting operation of jet aircraft on this Airport, and

WHEREAS, the present Airport operations constitute a serious noise nuisance to the many residents living in the vicinity of the Airport, and a constant safety hazard, and the extension of the aforementioned runway would substantially increase the noise conditions and the safety hazard, would dislocate many residents, would disturb the future development of the Town, would menace the U-Crest Elementary School and the Central School's Junior--Senior High School, and would further reduce the tax base for the Town of Cheektowaga and Union Free School District No. 2, and would upset the pupil-load planning of School District No. 2; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board opposes without equivocation, any extension of the runways on the Greater Buffalo International Airport westerly or southwesterly, and be it further

RESOLVED, that a certified copy of this resolution be sent by the Town Clerk to the Niagara Frontier Port Authority, Senators Glinski, Cooke and Walter Mahoney, Assemblymen Lis, Volker, and Carlino, Governor Nelson Rockefeller, the Civil Aeronautics Board, and the Federal Aviation Agency.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15 This being the time and the place advertised for the receiving of sealed proposals for the purchase of:

(10) 2-ton truck chassis with cabs, with trade-in allowance for two (2) 1950 Chevrolet dump trucks with bodies, two (2) 1952 Chevrolet chassis and cabs, and one (1) 1951 Studebaker dump truck with body; two (2) heavy-duty chassis and cabs with hydraulic lifts; one (1) caterpillar type tractor with trade-in allowance for old caterpillar tractor; four (4) garbage containers and two (2) ash containers; one (1) fork-lift truck; and eight (8) dump truck bodies, including installation of same on present equipment, for use in the Sanitation Department.

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

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

Hereto is a summary of the bids received:

2-TON CAB & CHASSIS
10 Required

	<u>Price</u>	<u>Trade-In</u>	<u>Bid Price</u>
International Harvester Co. 2335 Fillmore Avenue Buffalo 14, New York Make: International Model B-164	\$27,348.70	\$1,200.00	\$26,148.70
Mernan Chevrolet, Inc. 2751 Bailey Ave., Buffalo 15, New York Make: Chevrolet (Model not given)	23,366.80	3,311.60	26,678.40
Keller Chevrolet 3706 Genesee Street Buffalo 25, New York Make: Chevrolet - Model C6303			28,181.20

113

Item No. 15-Cont'd. HEAVY DUTY CHASSIS & CAB-COMplete WITH DEMPSTER-DUMPSTER
2 REQUIRED

Keller Chevrolet
3706 Genesee Street
Buffalo 25, New York

Bid Price
\$18,045.62

Make: 1961 Heavy Duty Chevrolet Chassis & Cab complete with
Dempster-Dumpster Body Model 303-C LFW

International Harvester Co.
2335 Fillmore Avenue
Buffalo 14, New York

18,551.30

Make: International Model V-195 Chassis & Cab complete with
Dempster-Dumpster Body Model 303-C LFW

International also submitted a bid of \$17,822.00 for a Model R-185-A
Chassis & Cab complete with Dempster-Dumpster Body Model 303-C LFW

ASH & REFUSE CONTAINERS

	<u>Ash Containers</u> 2 Req'd.	<u>Refuse Containers</u> 4 Req'd.
Dempster Bros. Knoxville, Tenn. (Albert Origer) 27 Westgate Road Kenmore 17, N. Y.	\$630.00 each Total for 2=\$1260.00	\$680.00 each Total for 4=\$2720.00
	Freight & Unloading=\$580.00 Total Bid = \$4,560.00	

CRAWLER TYPE TRACTOR 1 REQUIRED

	<u>Price</u>	<u>Trade-In</u>	<u>Bid Price</u>
Charles T. Guzzetta & Sons	\$5,369.00	\$700.00	\$4,669.00
Make: Oliver Model OC4-3G ST Tractor with Anderson Model F3-A Hydraulic Angle Blade Weight: 5,410 pounds			
McCormick Tractor Co., Inc. 1989 Harlem Road Buffalo 12, New York	6,895.00	500.00	6,392.00
Make: Allis-Chalmers Model H-3 Tractor with Hydraulic Angle Blade Weight: 7,661 pounds			

FORK LIFT TRUCK

Cameron Equipment Corp. 1875 Harlem Road Buffalo 12, New York	\$7,815.00	\$1,000.00	\$6,815.00
Make: Silent Hoist & Crane Model FK3 Liftruk			
Brodie Industrial Trucks, Inc. 1775 Walden Avenue Buffalo 25, New York	\$7,500.00	\$ 350.00	\$7,150.00
Make: Clark Model CFY60 Fork Truck			

Item No. 15-Cont'd

REFUSE DUMP BODIES
8 REQUIRED
SAFETY EQUIPMENT FOR 10 TRUCKS

	Bodies Unit Price including safety equipment	Total Price 8 Bodies
Truckstell-Wilcox, Inc. 2025 Walden Ave. Buffalo 25, New York	\$1,193.50	\$9,548.00
	Safety Equipment for 1 truck 132.50	Total for 2 trucks 265.00
TOTAL BID \$9,813.00		

	Bodies Unit Price incl. Safety Equip.	Total Price 8 Bodies
Maday Body & Equipment Corp. 575 Howard St. Buffalo 6, N. Y.	\$1,381.00	\$11,048.00

Bid did not include the Safety Equipment for the additional two trucks.

Item No. 16 This being the time and place advertised for the receiving of sealed proposals for the purchase of two (2) General Electric Model FE 53 JA 6 30-Watt Transistor TPL Mobile Radios, and the installation thereof on Town Highway Equipment.

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

The Town Clerk advised the Board that no bids have been received for the above mentioned equipment.

Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to re-advertise for bids on said Transistor Mobile Radios.

Item No. 17 Councilman Wroblewski moved, seconded by Councilman Trojanoski:

NOTICE TO BIDDERS

Sealed proposals will be received publicly opened and read at a meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall, corner of Broadway and Union Road in said Town, at 7:30 o'clock P.M., Eastern Standard Time, on January 16, 1961, for the furnishing of two (2) General Electric Model FE-53-JA6 30-Watt Transistor TPL Mobile Radios, and the installation thereof on highway equipment, as per specifications on file at the office of the Town Clerk in said Town Hall, where the same may be obtained.

Dated: January 3, 1961

KENNETH T. HANLEY
Town Clerk

AYES: -7-

NOES: -0-

ABSENT: -0-

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

Item No. 17-Cont'd

(Affidavit)

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

NOTICE TO BIDDERS

Sealed proposals will be received, publicly opened and read at a meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall, corner of Broadway and Union Road in said Town, at 7:30 o'clock P.M., Eastern Standard Time, on January 16th, 1961, for the furnishing of two (2) General Electric Model FE-53-JA6 30-Watt Transistor TPL Mobile Radios, and the installation thereof on highway equipment, as per specifications on file at the office of the Town Clerk in said Town Hall, where the same may be obtained.
Dated: January 3, 1961

KENNETH T. HANLEY
Town Clerk

j5

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 January, 1961, 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

James T. Hanley, 1961
Notary Public in and for Erie County

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.	3655	to	3684	inclusive
Highway Fund		-		-	
Special Districts		1271		1285	
Part Town Funds		389		391	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 19 Moved by Councilman Kaczmarek, seconded by Councilman
Bystrak, 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 January, 1961, at 7:30 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
Michael J. Kaczmarek	Councilman
Joseph M. Trojanoski	Councilman
Stanley R. Bystrak	Councilman

ABSENT: -0-

* Please note that Supervisor Holtz was excused from the meeting after the adoption of Item Number 7.

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

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

Item No. 3 Referred to the Town Board communication from the Board of Trustees of the Village of Sloan requesting a meeting with the Cheektowaga Town Board to discuss a major problem of immediate concern, dumping and refuse disposal.

Item No. 4 Ordered received and filed communication from E.L. Keller, Division Superintendent of the New York Central Railroad, relating to noise and foul language over the loud speaker at their Frontier Yard, and also noise relating to snow equipment.

Item No. 5 At the request of Dr. Samuel Bennett, the Town Board was invited to attend a meeting of the Chamber of Commerce and the School Board in relation to Town Libraries, on January 24, 1961.

Item No. 6 Referred to the Building Department the complaint of Mrs. Young, in relation to unsightly premises owned by Grenda Construction Company on Cayuga Road.

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

WHEREAS, the Appellate Division, Fourth Judicial Department, of the Supreme Court, has unanimously affirmed the orders of Justice Ward and Official Referee Ottoway in the proceeding of Frank Ziolkowski against Benedict T. Holtz and the other members of this Town Board, involving the revocation of the car wash building permit of said Frank Ziolkowski, and

WHEREAS, the Town Attorney has advised this Board that there are important questions of law involved in this proceeding which should be decided by the Court of Appeals; NOW, THEREFORE,

Item No. 7-Cont'd.

BE IT RESOLVED, that the Town Attorney be and he hereby is directed to make application on behalf of the respondents-appellants to the Appellate Division for leave to appeal to the Court of Appeals, and that failing that, to apply to the Court of Appeals for permission to appeal to it, and if such permission is granted, to take an appeal to the Court of Appeals in the said proceeding.

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

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

Item No. 8 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, that the Highway known as Harvard Road m/c 1832 be changed to Harvard Court.

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

Item No. 9 Moved by Councilman Kornecki, seconded by Councilman Trojanoski,

WHEREAS, this Town Board did on the 19th day of December, 1960, receive bids for the purchase of police uniforms,

WHEREAS, Weinberg and Bass were the low bidder on the blouses, trousers, and putties; and the United Uniform Company was the low bidder on shirts, ties, caps, expansion straps, and jackets.

BE IT RESOLVED, that the awards be made to the low bidders as heretofore mentioned.

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

Item No. 10 Moved by Councilman Kornecki, seconded by Councilman Kaczmarek:

RESOLVED, that the hereinafter highways be accepted and maintained by the Highway Department:

277 feet of Freda Avenue;
390 feet of McParlin Avenue;
500 feet of Paradise Court;
130 feet of Patrick Lane running north from Lydia Lane
80 feet wide;
2930.83 feet of Lydia Lane (formerly known as Cloverdale Road)
running from Butternut Road easterly 2930.83 feet to Lot
No. 4 to Power Line - 60 feet wide;
130 feet of Eastfield Road north of Lydia Lane-60 feet wide;
130 feet of Eastfield Road south of Lydia Lane-60 feet wide;

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

Item No. 11 Moved by Councilman Trojanoski, seconded by Councilman Kornecki, that the uncollectable traffic tags, as submitted by the Chief of Police for the Year 1959, be declared null and void.

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

Item No. 12 Moved by Councilman Fath, seconded by Councilman Trojanoski, that this Town Board does hereby approve the mailing of brochures in relation to the proposed Drainage District No. 8, using the facilities of School District No. 2, and that the Town Clerk be authorized and directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES a facsimile of said map and Notice of Hearing and polling places for said Referendum to be held on January 28, 1961.

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

10

Item No. 13 Moved by Councilman Kaczmarek, seconded by Councilman Bystrak, that the following named persons be appointed as Sanitation Laborers at the rate of \$2.21 per hour, effective as needed:

Walter Kranz, 2421 William Street;
Thomas Sinicki, 253 Atlantic Street;
Chester Bull;
Franklin Baumgartner, 118 Chapel Avenue.

AYES: -6-

NOES: -0-

ABSENT: -1-

31
20
17

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

BE IT RESOLVED, that there shall be paid by the Town, on behalf of its employees, the full premium for Blue Cross coverage as follows, to wit: for all employees who are married, Class 6 coverage, and for all non-married employees, Class 4 coverage, and be it further

RESOLVED, that the payment of Blue Cross coverage as herein provided shall be solely in the discretion of the Town Board, and the same be terminated at any time, without notice to any employee.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

14
31

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

WHEREAS, on September 19, 1960, this Town Board adopted a resolution protesting the delay by the State Traffic Commission in causing the installation of speed control signals on Genesee Street in the vicinity of Beryl Road, and

WHEREAS, the installation of such control signals has not as yet been made; NOW, THEREFORE,

BE IT RESOLVED as follows:

(1) That the delay in the installation of speed control signals on Genesee Street in the vicinity of Beryl Road by the State Traffic Commission is inexcusable.

(2) That this resolution constitutes a protest to the State Traffic Commission and the State Department of Public Works for failing to install the said control signals.

(3) That The Town Clerk be and he hereby is directed to forward a certified copy of this resolution to the State Traffic Commission, the State Department of Public Works, Senator Frank Glinski, and Assemblyman John Lis, with the request that receipt of same be acknowledged, and that this Town Board be advised as to what action can be expected.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

2
41

Item No. 16 Moved by Councilman Fath, seconded by Councilman Trojanoski, that the request of the Health Officer to attend the Annual Bar Association Meeting in New York City on January 26, 27 and 28, 1961, be granted, and that his expenses incurred be a proper Town charge.

AYES: -6-

NOES: -0-

ABSENT: -1-

43
17

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

WHEREAS, the New York State Association of Towns is conducting a state-wide convention in Buffalo, New York, on February 5, 6, 7, 8, 1961, and

WHEREAS, the expenses of attending are legitimate Town charges.

NOW, THEREFORE,

BE IT RESOLVED, that all elected and appointed officials as designated by the Town Board be granted permission to attend said convention and that all the proper expenses in connection therewith be approved and paid by 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 Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting aYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Cheektowaga Town Board previously adopted a resolution authorizing the purchase of Sublots 536 and 556, Map Cover 1496, Midland Drive, Cheektowaga, New York from Frank A. Sarago and Wife, at a cost of \$1,000.00 for drainage purposes, and

WHEREAS, Mr. and Mrs. Sarago refused to proceed with the sale of the premises to the Town, stating that they had \$1,300.00 invested in the premises, and

WHEREAS, the Town Engineer and the Town Highway Superintendent and the Town Attorney recommend that the property be purchased for the sum of \$1,300.00.

NOW, THEREFORE,

BE IT RESOLVED, that the previous resolution dated August 3, 1959 be and the same is hereby rescinded, and be it further

RESOLVED, that the Supervisor be and he hereby is authorized and directed to make payment in the amount of \$1,300.00 to Frank A. Sarago and Irene Sarago, his Wife, for the proper conveyance to the Town of Cheektowaga of Sublots 536 and 556, Map Cover 1496, Midland Drive, Cheektowaga, New York, and be it further

RESOLVED, that the Town Attorney be, and he hereby is authorized and directed to record said deed in the Erie County Clerk's Office after the proper issuance of the title insurance policy by the Title Insurance Company, the expense of which is to be paid by the Town of Cheektowaga.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

BOND RESOLUTION DATED JANUARY 16, 1961, AUTHORIZING THE ISSUANCE OF \$10,800 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF LATERAL SEWER.

- - - - -

WHEREAS, Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose hereinafter described is a special improvement authorized by said Article 12;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$10,800, 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 a lateral sewer in that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of Sub Lots 124 and 295, as shown on Map Cover No. 1628, designed to serve the property abutting on both sides of said portion of Greenway Boulevard to be so improved, in accordance with resolution adopted by the Town Board of said Town of Cheektowaga on the 11th day of July, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds as the same shall become due shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement in proportion to the amount of benefit which the improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$10,800 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 assessment 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 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

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

Item No. 19-Cont'd.

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

Section 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 the Township.

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

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED JANUARY 16, 1961, AUTHORIZING THE ISSUANCE OF \$10,800 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 Ten Thousand, Eight Hundred Dollars (\$10,800), 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 Ten Thousand, Eight Hundred Dollars (\$10,800) Serial Bonds authorized by the bond resolution entitled "Bond Resolution Dated January 16, 1961, Authorizing the Issuance of \$10,800 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Construction of Lateral Sewer".

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a lateral sewer in that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of Sub Lots 124 and 295, as shown on Map Cover No. 1628, designed to serve the property abutting on both sides of said portion of said Greenway Boulevard to be so improved, in accordance with a resolution adopted by the Town Board of the Town of Cheektowaga on the 11th day of July, 1960.

Item No. 19-Con't.

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

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

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

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

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

AYES: -6-

NOES: -1-

ABSENT: -1-

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

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27

Item No. 19-Cont'd.

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
first publication JAN 19 1961;
last publication JAN 19 1961;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JAN 19 1961, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 19 61
Registered No. 5029

LEGAL NOTICE

BOND RESOLUTION DATED JANUARY 16, 1961, AUTHORIZING THE ISSUANCE OF \$10,800 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF LATERAL SEWER.

WHEREAS, Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose hereinafter described is a special improvement authorized by said Article 12;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$10,800, 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 a lateral sewer in that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of Sub Lots 124 and 295, as shown on May Cover No. 1628, designed to serve the property abutting on both sides of said portion of Greenway Boulevard to be so improved, in accordance with resolution adopted by the Town Board of said Town of Cheektowaga on the 11th day of July, 1960.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement in proportion to the amount of benefit which the improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$10,800 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 assessment 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 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 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 as of the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 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 CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Township.

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

The bond resolution published herewith has been adopted on the 16th day of January, 1961, and the validity of the obliga-

were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication.

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 CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Township.

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

The bond resolution published herewith has been adopted on the 16th day of January, 1961, 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.

(Pub: Jan 19)

Item No. 20 This being the time and the place advertised for the receiving of sealed proposals for the purchase of two (2) General Electric Model FE-JA6 30-Watt Transistor TPL Mobile Radios, and the installation thereof, on highway equipment.

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

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

General Electric Communication Equipment Company, the one and only bid received \$1,500.00.

The bid was ordered referred to the Highway Superintendent for analysis.

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

WHEREAS, the Town Engineer has advised that replacement of the flow meter equipment of Sewer District No. 5 is necessary and has submitted a bid of Bailey Meter Company in the amount of \$825.00 and he estimates installation cost at \$100.00, be it

RESOLVED, that the Town Engineer be authorized to arrange for purchase of said equipment from Bailey Meter Company for the price of \$825.00 and to have same installed.

Seconded by Councilman Fath.

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, emergency sewer repairs were required on Lydia Lane in Sanitary Sewer District No. 7, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$498.83.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$498.83 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 Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, this Town Board has heretofore completed proceedings for the construction of additional facilities for the sewage disposal system of Sewer District No. 7, consisting of the construction of a main sanitary trunk sewer in proposed North Creek Drive, from a point near Ellsworth Drive easterly to proposed Pauline Lane; NOW, THEREFORE,

Item No. 23-Cont'd.

BE IT RESOLVED, that NUSSBAUMER, CLARKE & VELZY, Consulting Engineers for this Town, be and they hereby are directed to prepare final drawings, plans and specifications, and with the assistance of the Town Attorney, proposed contracts for the construction of said sewer.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Town Board proposes to acquire the additional apparatus and equipment hereinafter referred to, for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and it has ascertained that the estimated expense of acquiring such apparatus and equipment is \$75,000.00, and it is necessary that a hearing shall be held in the manner prescribed by Section 202-b of the Town Law; NOW, THEREFORE,

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

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

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road, in the Town of Cheektowaga, on the 6th day of February, 1961, at 2:30 o'clock P.M., Eastern Standard Time, and hold a public hearing for the purpose of considering the purchase of the additional apparatus and equipment hereinafter described, for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence in relation thereto which will enable the Town Board to determine whether it is in the public interest to acquire such additional apparatus and equipment, either in whole or in part. Such additional apparatus and equipment consists of the following:

Ten (10) 2-ton truck chassis with cabs;
Two (2) heavy-duty chassis and cabs with hydraulic lifts;
One (1) caterpillar-type tractor;
Four (4) garbage containers and two (2) ash containers;
One (1) Fork-lift truck;
Eight (8) dump truck bodies, including installation of same on present equipment.

The estimated expense of acquiring such apparatus and equipment is \$75,000.00.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK.

Dated: January 16, 1961

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

Item No. 24-Cont'd.

2. Said notice shall be published once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga and circulating in said Consolidated Refuse and Garbage District, and copies of such notice shall be posted conspicuously in not less than five 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 such notice and shall hold a public hearing as therein provided.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 26th day of January, 1961:

- 1 - Town Hall Bulletin Board;
- 2 - Bellevue Fire Hall - Como Park Blvd;
- 3 - South Line Fire Hall - French Road;
- 4 - Doyle Fire Hall No. 1 - William & Alaska Streets;
- 5 - Urban Fire Hall - Hyland Avenue.

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

/ 23

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

NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road, in the Town of Cheektowaga, on the 6th day of February, 1961, at 2:30 o'clock P.M., Eastern Standard Time, and hold a public hearing for the purpose of considering the purchase of the additional apparatus and equipment hereinafter described, for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence in relation thereto which will enable the Town Board to determine whether it is in the public interest to acquire such additional apparatus and equipment, either in whole or in part. Such additional apparatus and equipment consists

PAUM REALTOR SPECIALS
—
Depew, Cheektowaga, 3 bedroom
ANIMALS AND PETS
—
ENMORE WHIRLPOOL and all
types WINGET washers repaired.
4-13
NF 25443.
3-12
1708. Genesee Rug Cleaners.
PAUM—LOW PRICES. Call 141-3

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 26th day of January, 1961, 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

....., 19.....
Kenneth M. Hanley
Notary Public in and for Erie County

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

NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road, in the Town of Cheektowaga, on the 6th day of February, 1961, at 2:30 o'clock P.M., Eastern Standard Time, and hold a public hearing for the purpose of considering the purchase of the additional apparatus and equipment hereinafter described, for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence in relation thereto which will enable the Town Board to determine whether it is in the public interest to acquire such additional apparatus and equipment, either in whole or in part. Such additional apparatus and equipment consists of the following:

- Ten (10) 2-ton truck chassis with cabs;
- Two (2) heavy-duty chassis and cabs with hydraulic lifts;
- One (1) caterpillar-type tractor
- Four (4) garbage containers and two (2) ash containers;
- One (1) fork-lift truck;
- Eight (8) dump truck bodies, including installation of same on present equipment.

The estimated expense of acquiring such apparatus and equipment is \$75,000.00.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK.

Dated: January 16, 1961

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

ja26

Kenneth T. Hanley
Notary Public in and for Erie County

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 26th day of January, 1961, and the last insertion being on the day of

1961, and that not

more than six days intervened between any two publications thereof.

Richard G. Bennett

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

BE IT RESOLVED, that pursuant to request made by the Superintendent of Highways, the following advertisement for bids for the furnishing of two (2) Highway Trucks with Snowplows be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on January 26, 1961:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 6, 1961, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of two (2) Highway Trucks with Snowplows. Presently owned 1940 International Truck will be traded in.

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

Dated: January 16, 1961

KENNETH T. HANLEY
Town Clerk

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

1
13

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 6, 1961, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of two (2) Highway Trucks with Snowplows. Presently owned 1940 International Truck will be traded in.

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

Dated: January 16, 1961

KENNETH T. HANLEY
Town Clerk

ja26

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 26th day of January, 1961, 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

....., 19.....

Kenneth T. Hanley
Notary Public in and for Erie County

31

Item No. 26 Councilman Kornecki offered the following resolution and moved its adoption:

BE IT RESOLVED, that pursuant to request made by the Chief of Police, the following advertisement for bids for the purchase of five (5) new Police Cars be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on January 26, 1961:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 6, 1961, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of five (5) Police Cars. Four (4) presently owned cars will be traded in.

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

Dated: January 16, 1961.

KENNETH T. HANLEY
Town Clerk

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

1
18

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

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 6, 1961, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of five (5) Police Cars. Four (4) presently owned cars will be traded in.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.
Dated: January 16, 1961

KENNETH T. HANLEY
ja26 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 26th day of January, 1961, 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

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

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

BE IT RESOLVED, that pursuant to request made by the Chief of Police, the following advertisement for bids for the purchase of one (1) Truck for the use of the Dog Wardens, be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on January 26, 1961:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 6, 1961, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one (1) Truck for the use of the Dog Wardens. Presently owned truck will be traded in.

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

Dated: January 16, 1961

KENNETH T. HANLEY
Town Clerk

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

1
13

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on February 6, 1961, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one (1) Truck for the use of the Dog Wardens. Presently owned truck will be traded in.

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

Dated: January 16, 1961

KENNETH T. HANLEY

ja26

Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
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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 26th day of January, 1961, 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

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

Item No. 28 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 3694	to 3725	inclusive
Highway Fund	1019	1063	
Special Districts	1288	1308	
Part Town Fund	393	402	
C & I	228	229	

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 29 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that building permits be issued as recommended by the Building Inspector communication, dated January 16, 1961.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 30 Moved by Councilman Fath, seconded by Councilman Bystrak, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

MEETING NO. 3

CHEEKTOWAGA, NEW YORK
FEBRUARY 6, 1961

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of February, 1961, 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
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

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

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

Item No. 3 Granted the request of Peter J. Rybka and members of the Beverly Hill Association to meet with the Town Board on February 18, 1961, at 11:30 A.M., to discuss playground facilities.

Item No. 4 Received and filed communication from the Building Inspector approving various building permit applications dated February 6, 1961.

Item No. 5 Ordered received and filed the report of the Town Clerk, the results of a Special Referendum held on January 28, 1961, for the establishment of Drainage District No. 8. (YES-281 - NO-642).

Item No. 6 Moved by Councilman Kornecki, seconded by Councilman Trojanoski that the request of the Building Inspector and the Assistant Building Inspector to attend the Eastern State Building Officials Federation School for Building Inspectors on February 23 and 24, 1961, in New York City, be granted and that their reasonable expenses be a proper Town charge.

Item No. 7 This being the time and the place advertised for the receiving of sealed proposals for the purchase of two (2) highway trucks with snowplows for use in the Highway Department.

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

Hereto is a summary of the bids opened and read aloud:

H. K. Nuttal Equipment Company \$51,300.00

The above being the one and only bid received, was referred to the Highway Superintendent for analysis.

Item No. 8 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) truck for use of the Dog Wardens.

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

Hereto is a summary of the bids opened and read aloud:

Clements Gillogly Company \$1,939.00.

The above being the one and only bid received, was referred to the Chief of Police for analysis.

Item No. 9 This being the time and the place advertised for the receiving of sealed proposals for the purchase of five (5) Police Cars.

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

Hereto is a summary of the bids opened and read aloud:

Ed. Kirchmeyer, Inc., Mercury Dealer - Per unit bid
\$2,721.26 and \$2,146.45;

Clements Gillogly Company, Chevrolet Dealers...\$8,485.40.

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

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

WHEREAS, the Cheektowaga Highway Superintendent has recommended the purchase of a crawler-type, 2-1/4 cubic yard S.A.E. rated capacity front-end Loader, for use in the Highway Department.

BE IT RESOLVED, that this request be granted and that the Town Clerk be directed to publish the 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 February 20, 1961, 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.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

STATE OF NEW YORK
COUNTY OF ERIE
ss.: }

known what attributes parents
children — discipline, the true
meaning of this word, why it is
one aspect of the moral growth of
children. Specifically, we'll discuss
social development of their chil-
dren. Not only with the spiritual, but al-
so with the physical, mental, and
is to assist participating parents
month, is "Discipline". Its purpose
The title of the agenda this

first school, the home.
ment of religious attitudes and re-
ligious practices in the child's
special attention to the develop-
ment of religious attitudes and re-
ligious practices in the child's
authorities. The agendas cover a
wide range of subjects, each of
which is important for the well
being of the family unit, with
groups meet one evening a
month, in the homes of the mem-
bers, to discuss a prepared agenda
which is approved by the diocesan
authorities. The agendas cover a
wide range of subjects, each of
which is important for the well
being of the family unit, with
special attention to the develop-
ment of religious attitudes and re-
ligious practices in the child's
first school, the home.

There are now five active groups
and the sixth is being formed.
The group meetings of the
Bishop's Committee Discussion
Program of St. James' parish will
be held on Monday and Tuesday
evenings, Feb. 13th and 14th.

Bishop's Group Studies Child - Home Discipline

(Additional individual
church news on back page)

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

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
9th day of February, 1961, and
the last insertion being on the
day of
and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this 16 day of

For
1961

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 said Town of Cheektowaga, New York, on the 6th day of February, 1961, at 2:30 o'clock P.M., Eastern Standard Time, there were

PRESENT:

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

ABSENT: 0

Councilman -Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Highway Superintendent has recommended the purchase of a crawler-type, 2¼ cubic yard S.A.E. rated capacity front-end loader, for use in the Highway Department.

BE IT RESOLVED, that this request be granted and that the Town Clerk be directed to publish the 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 February 20, 1961, 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,

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

Supervisor Holtz, voting Aye
Councilman Bystrak, voting Aye
Councilman Fath, voting Aye
Councilman Kaczmarek, voting Aye
Councilman Kornecki, voting Aye
Councilman Trojanoski,

voting Aye
Councilman Wroblewski, voting Aye

AYES: 7, NOES: 0, ABSENT: 0

State of New York

Erie County

Office of the Clerk of the ss:

Town of Cheektowaga

This is to certify that I, 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 6th day of February 1961, 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 7th day of February 1961.

KENNETH T. HANLEY
Clerk of the Town Board,
19 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 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 9th day of February, 1961, 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

16 day of

19

public in and for Erie County

Item No. 11 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, that the amount of \$1,768.14 be transferred from the Sanitation Department Budget to Item No. 4 of the Highway Budget, to reimburse the Highway Department for the picking up of Christmas Trees.

Item No. 12 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.

This resolution shall take effect immediately.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, Eva M. F. Musarra has presented a petition to the Town of Cheektowaga seeking the abandonment by the Town of a portion of Columbus Avenue, 50' x 48.81', in accordance with a petition attached hereto, which petition describes the premises, and

WHEREAS, the Superintendent of Highways has recommended that such abandonment be granted, and

WHEREAS, the same has been approved by the Town Attorney.

NOW, THEREFORE,

BE IT RESOLVED, that said premises be abandoned as requested, and that the Members of the Town Board be and they hereby are authorized to execute the petition attached hereto.

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

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

Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 13-Cont'd.

SUPREME COURT: ERIE COUNTY
IN THE MATTER OF THE APPLICATION
BY

EVA M. F. MUSARRA, Petitioner,
for the abandonment of Part of
Columbus Avenue, in the Town of
Cheektowaga, County of Erie and
State of New York

EVA M.F. MUSARRA, for her petition herein respectfully shows:

1. That part of Columbus Avenue, as hereinafter described, has not been open, worked, dedicated or ever used as a public highway.
2. That Eva M. F. Musarra is the only person affected by the proposed abandonment and that no other persons are in any way affected by the said abandonment, and that said EVA M.F. MUSARRA is the abutting owner on both sides of the proposed abandonment.

WHEREFORE your Petitioner prays that the highway superintendent and the Town Board of the Town of Cheektowaga undertake to abandon the said highway as hereinafter set out in Schedule A, which said description is made a part of this petition.

DATED: January 26, 1961.

/s/ Eva M. F. Musarra
Petitioner

STATE OF NEW YORK)
COUNTY OF ERIE) SS..
CITY OF BUFFALO)

On this 26th day of January, 1961, before me, the subscriber, personally appeared, EVA M.F. MUSARRA, to me personally known and known to me to be the same person described in and who executed the within Instrument, and she acknowledged to me that she executed the same.

/s/ Blase P. Palumbo

SCHEDULE A

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 4, Township 11, Range 7 of the Holland Land Company's Survey, and according to a Map of Kosciuszko Grove and Kosciuszko Village, filed in the Erie County Clerk's Office under Cover No. 733, and known and distinguished as that portion of Columbus Avenue, as shown on said Map, fronting on Subdivision Lot No. One Hundred Eleven (111), in the Kosciuszko Grove Subdivision, and being approximately 48.81 feet on the north side and 48.81 feet on the south side by 50 feet on the east side and 50 feet on the west side, as shown on said Map.

I, the undersigned Town Superintendent of Highways of the Town of Cheektowaga, in the County of Erie, hereby certify, that a certain town highway, hereinafter designated, has not been opened or worked for more than six (6) years last past, and that the same highway has been abandoned by the public, and is no longer used as a public highway; to wit, the town highway in the said Town extending and being described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 4, Township 11, Range 7 of the Holland Land Company's Survey, and according to a Map of Kosciuszko Grove and Kosciuszko Village, filed in the Erie County Clerk's Office under Cover No. 733, and known and distinguished as that portion of Columbus Avenue, as shown on said Map, fronting on Subdivision Lot No. One Hundred Eleven (111), in the Kosciuszko Grove Subdivision, and being approximately 48.81 feet on the north side and 48.81 feet on the south side by 50 feet on the east side and 50 feet on the west side, as shown on said Map.

Item No. 13-Cont'd.

Also, we the undersigned members of the Town Board, constituting the whole or a majority thereof, do hereby consent to the making and filing of this Certificate, and do hereby sign the same.

Therefore, pursuant to Section 205 of the Highway Law, said highway is declared to be and is hereby discontinued and abandoned.

Dated this 6th day of February, 1961.

/s/ John J. Zablotny
Town Superintendent of Highways
Town Board of said Town of Cheektowaga

/s/ Benedict T. Holtz
Supervisor

/s/ Felix T. Wroblewski
/s/ Joseph Kornecki
/s/ Alancin M. Fath
/s/ Michael J. Kaczmarek
/s/ Joseph Trojanoski
/s/ Stanley Bystrak

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

WHEREAS, the Public Service Commission, by order dated December 28, 1960, has approved the Fifth Intermediate Accounting of expenditures incurred by the New York Central Railroad Company, totaling \$8,974.35, for the Dick Road grade crossing relocation, and

WHEREAS, the share chargeable to the Town of Cheektowaga is \$1,121.79; NOW, THEREFORE,

BE IT RESOLVED, that there be paid to the New York Central Railroad Company, out of the General Fund, the sum of \$1,121.79, in accordance with said order of the Public Service Commission, and the Supervisor is hereby authorized to make such payment.

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

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

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

BE IT RESOLVED, that HARRY WINKOWSKI, Cheektowaga, New York, be hired by the Town of Cheektowaga, as a laborer in the Sanitation Department for the next possible vacancy.

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

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

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

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

WHEREAS, the Appellate Division, Third Department, has affirmed the order of the Special Term of Supreme Court of Albany County dismissing the petition of this Board, the Town of Cheektowaga, and the Board of Fire Commissioners of U-Crest Fire District No. 4 and said Fire District by which petition it was sought to review the State Comptroller's determination disapproving of the extension of the district to include the property of the Westinghouse Electric Corporation, or in the alternative to declare unconstitutional the Comptroller's powers to make such determinations, and

WHEREAS, the Town Attorney has suggested that a further appeal should be taken to the Court of Appeals,

NOW, THEREFORE, BE IT RESOLVED, that appeal to the Court of Appeals in the above case be taken on behalf of this Board and the Town of Cheektowaga.

Seconded by Councilman Wroblewski.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 17 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the Niagara Mohawk Power Corporation be authorized and directed to repair or replace street lighting standard located at the intersection of Pine Ridge Road and Parkview Terrace, Town of Cheektowaga, New York.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 18 This being the time and the place advertised for a public hearing for the purpose of considering the purchase of the additional apparatus and equipment hereinafter described, for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence in relation thereto, which will enable the Town Board to determine whether it is in the public interest to acquire such additional apparatus and equipment, either in whole or in part. Such additional apparatus and equipment consists of the following:

Ten (10) 2-ton truck chassis with cabs;
Two (2) heavy-duty chassis and cabs with hydraulic lifts;
One (1) caterpillar-type tractor;
Four (4) garbage containers and two (2) ash containers;
One (1) fork-lift truck;
Eight (8) dump truck bodies, including installation of same on present equipment.

The estimated expense of acquiring such apparatus and equipment is \$75,000.00.

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 one speaking in opposition thereof, the following resolution was offered:

Councilman Trojanoski offered the following resolution and moved its adoption:

Item No. 18-Cont'd.

WHEREAS, the Town Board duly met on February 6, 1961, at 2:30 o'clock P.M., Eastern Standard Time, in the Town Hall, corner of Broadway and Union Road in said Town, and held at said time and place a public hearing for the purpose of considering the purchase of additional apparatus and equipment hereinafter described, and notice of said public hearing was duly given by the publication and posting of a notice of such public hearing in the form prescribed by the resolution adopted by the Town Board on January 16, 1961; and

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

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

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

Ten (10) 2-ton truck chassis with cabs;
Two (2) heavy-duty chassis and cabs with hydraulic lifts;
One (1) caterpillar-type tractor;
Four (4) garbage containers and two (2) ash containers;
One (1) fork-lift truck;
Eight (8) dump truck bodies, including installation of same on present equipment.

(2) Said additional apparatus and equipment shall be acquired for the use of said District at a cost which shall not exceed \$75,000.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Trojanoski offered the following resolution and moved its adoption:

BOND RESOLUTION, DATED FEBRUARY 6, 1961, AUTHORIZING THE ISSUANCE OF \$75,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF APPARATUS FOR USE OF THE CONSOLIDATED REFUSE AND GARBAGE DISTRICT OF SAID TOWN.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$75,000, pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes hereinafter described.

Section 2. The class of objects or purposes (hereinafter referred to as "purpose") to be financed pursuant to this resolution, consists of the acquisition of motor vehicles to be used for the collection, transportation and disposal of garbage and refuse, for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, in the County of Erie, in accordance with an order adopted by the Town Board on February 6, 1961, authorizing the acquisition of such additional apparatus and equipment.

Item No. 18-Cont'd.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$75,000, 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) the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 4. It is hereby determined that said purpose is a class of objects or purposes described in Subdivision 29 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds, may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of 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 Constitution of New York.

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Trojanoski offered the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED FEBRUARY 6, 1961, AUTHORIZING THE ISSUANCE OF \$75,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, IN ANTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE THE ACQUISITION OF APPARATUS FOR USE OF THE CONSOLIDATED REFUSE AND GARBAGE DISTRICT OF SAID TOWN.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$75,000, pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes hereinafter described, in anticipation of the issuance of \$75,000 Serial Bonds authorized by the bond resolution entitled "Bond Resolution, dated February 6, 1961, authorizing the issuance of \$75,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the acquisition of apparatus for use of the Consolidated Refuse and Garbage District of said Town", adopted by the Town Board on February 6, 1961.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

BOND RESOLUTION, DATED FEBRUARY 6, 1961, AUTHORIZING THE ISSUANCE OF \$75,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF APPARATUS FOR USE OF THE CONSOLIDATED REFUSE AND GARBAGE DISTRICT OF SAID TOWN.

* * *

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

Section 1. The Town of Cheektowaga, in the County of Erie,

shall issue its Serial Bonds of the aggregate principal amount of \$75,000, pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes hereinafter described.

Section 2. The class of objects or purposes (hereinafter referred to as "purpose") to be financed pursuant to this resolution, consists of the acquisition of motor vehicles to be used for the collection, transportation and disposal of garbage and refuse, for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, in the County of Erie, in accordance with an order adopted by the Town Board on February 6, 1961, authorizing the acquisition of such additional apparatus and equipment.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$75,000, 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) the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 4. It is hereby determined that said purpose is a class of objects or purposes described in Subdivision 29 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of

BENNETT

and says that he is the

probable usefulness of said purpose is five years.

Section 5. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the **DEPEW HERALD AND CHEEKTOWAGA NEWS**, a newspaper published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds, may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of 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 Constitution of New York.

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

The bond resolution published herewith has been adopted on the 6th day of February, 1961, 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 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

DEPEW

The Depew Boys' Club this week-end will compete in the Niagara Association AAU Basketball Championships being held this Friday, Saturday and Sunday at the Erie County Technical Institute gymnasium.

Depew will play its first game against the tough Michigan Avenue YMCA team on Saturday, Feb. 18 at 4 p.m.

Playing for the local club will be many local high school stars; namely, John Miller, Bob Takacs, Carl Broska, Joe Schaefer, Harvey Girard, Jim Fron and Bob and Marty Connelly.

Admission to these championship games is free and it is hoped that many local fans will be on hand to cheer this team on.

MIDGET BASKETBALL LEAGUE

The strong Bison team is still rolling along to an undefeated season. This past week the Red Sox and the Red Sneakers went down to defeat at the hands of the Bisons. Scores were 17 to 12 and 25 to 12.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew 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

14 day of February, 1961, and

the last insertion being on the day of

19, and that not

more than six days intervened between any two publi-

cations thereon.

Richard G. Bennett

Sworn to before me this 20th day of

February, 1961

Notary Public in and for Erie County

Don't Send Your Child
To Church — Take Them

Item No. 18-Cont'd.

Section 2. The class of objects or purposes (hereinafter referred to as "purpose") to be financed by the issuance of said notes, consists of the acquisition of motor vehicles to be used for the collection, transportation and disposal of garbage and refuse for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, in the County of Erie, in accordance with an order adopted by the Town Board on February 6, 1961, authorizing the acquisition of such additional apparatus and equipment.

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

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the corporate seal of the Town shall be affixed thereto.

Section 5. This resolution shall take effect immediately.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, this Town Board has this day held a public hearing, pursuant to Section 202-b of the Town Law, regard to the acquisition of additional apparatus and equipment for the Consolidated Refuse and Garbage District of the Town of Cheektowaga, and has decided that it is in the public interest to acquire such additional apparatus and equipment, and

WHEREAS, this Town Board duly received and publicly read bids for the furnishing of such apparatus and equipment on January 3, 1961, as the result of advertisement duly published therefor, and

WHEREAS, the Town Engineer has made the attached analysis, tabulation and report of the bids so received, including safety equipment for two (2) presently owned trucks; NOW, THEREFORE,

BE IT RESOLVED, that purchase contracts be awarded to the following bidders, who are the lowest responsible bidders;

Item No. 19-Cont'd.

- | | |
|--|--------------|
| (1) Keller Chevrolet, for two (2) heavy-duty chassis and cabs, complete with Dempster Dumpsters | \$18,045.62. |
| (2) Truckstell-Wilcox, Inc., for eight (8) refuse dump bodies | 9,548.00 |
| (3) Dempster Bros., for two (2) ash containers and four (4) refuse containers | 4,560.00 |
| (4) Charles T. Guzzetta & Sons, for one (1) crawl-type tractor - \$5,369.00, less trade-in of \$700.00 - net | 4,669.00 |
| (5) Cameron Equipment Corp, for one (1) fork-lift truck - \$7,815.00, less trade-in of \$1,000.00 - net | 6,815.00 |
| (6) International Harvester Co., for ten (10) 2-ton cab chassis - \$27,348.70, less trade-in of \$1,200.00 - net | \$26,148.70 |

and be it further

RESOLVED, that the cost of the items of apparatus and equipment set forth above, be paid out of the proceeds of a bond issue, and be it further

RESOLVED, that safety equipment for two (2) presently owned trucks be purchased from 1961 budget appropriation, from Truckstell-Wilcox, Inc., at its bid price of \$265.00.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 20 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos.	3729	to	3850	inclusive
Highway Fund		1066		1105	
Special Districts		1314		1354	
Part Town Fund		407		408	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Bystrak, that Reynders Electric Company be authorized and directed to install a traffic signal at the intersection of Dick Road and George Urban Boulevard and at the intersection of Harlem Road and Dingens Street, Town of Cheektowaga, New York.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 22 The Board took under advisement the request of Michael Stachowiak that iron rails be erected on the Town Hall front steps.

Item No. 23 The Supervisor advised William Kohlmeir of Borden Road and Myron Siegel, Attorney for the Cheektowaga Improvement Association, that property owners in the new Joint Cheektowaga-West Seneca Sanitary Sewer District are paying at the present time for engineering fees, and not a sewer tax.

Item No. 24 Moved by Councilman Kaczmarek, seconded by Councilman Bystrak, 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 20th day of February, 1961, at 7:30 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
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Chief of Police Mersmann, and Town Engineer Kamm.

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

Item No. 3 Ordered referred to the Town Attorney and the Deputy Town Attorney communication from the William Street Citizens' and Taxpayers' Protective Association relating to sidewalks in the Town.

Item No. 4 Ordered received and filed communication from the Building Inspector approving various building permit applications.

Item No. 5 Ordered received and filed the Town Clerk's Annual Report for the Year 1960.

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

RESOLVED, that the Supervisor of the Town of Cheektowaga be and he hereby is authorized to enter into and execute all necessary agreements with the other municipalities of the County of Erie whereby the Town of Cheektowaga will be credited with the sum of \$243,938.00, on the 1962 Erie County taxes in full payment for overpayments made by the taxpayers of the Town of Cheektowaga on Erie County Taxes for the Year 1955 through 1961 on condition that the County of Erie, in accordance with legislation to be enacted by the State of New York, extends its credit to such municipalities as must pay deficiencies, which deficiencies must be repaid to the County within 10 years.

Seconded by Councilman Kaczmarek.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute on behalf of the Town of Cheektowaga, and to affix thereto the Town seal, and the Town Clerk to attest such signature, agreement with the Niagara Frontier Port Authority for the Year 1961, by which the Town will provide police protection to the Greater Buffalo International Airport as set forth in said agreement, for which service the said Port Authority shall pay the Town the sum of \$32,677.62 in quarterly installments as follows: The sum of \$8,169.40 on March 1, 1961, April 1, 1961, and July 1, 1961, and the sum of \$8,169.42 on October 1, 1961.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

12
33
17

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

WHEREAS, it is the intention of the Governor of New York State to submit a bill to the State Legislature proposing Two Hundred Dollars of State Aid for every student tuition of Five Hundred Dollars or more, to any college in the State providing that the student is a resident of the State of New York.

WHEREAS, this Town Board is alert to the ever-increasing need for educated young people to meet the challenge of the highly technical future of our country. Further, this Board is aware of the financial limitation at family level that often causes drop-out for these young students.

BE IT THEREFORE RESOLVED: That the Town of Cheektowaga be among the first municipalities to welcome and voice approval of this bill that will help make this world a better place to live - through education.

Seconded by Councilman Trojanoski.

BE IT FURTHER RESOLVED that copies of this Resolution be sent to the Governor and area State Legislators.

AYES: -7-

NOES: -0-

ABSENT: -0-

8
42

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

WHEREAS, a bill has been introduced in the State Legislature which proposes that the Legislature authorize the annexation of six (6) towns, including Cheektowaga, and two (2) cities by the City of Buffalo, and

WHEREAS, such legislation was introduced without the consent of any of the municipalities mentioned outside the City of Buffalo, and

WHEREAS, the Cheektowaga Town Board considers such legislation extremely disadvantageous to the best interest of the people of the Town of Cheektowaga, and

WHEREAS, the elected officials of the Town of Cheektowaga represent all the people in the community which is not the case in the City of Buffalo.

NOW, THEREFORE,

BE IT RESOLVED, that the Cheektowaga Town Board go on record as being definitely opposed to the enactment of the proposed legislation, and be it further

Item No. 9-Cont'd.

RESOLVED, that the Town Clerk be, and he hereby is directed to submit a certified copy of this Resolution to Governor Rockefeller, Senator Glinski, Assemblyman Lis, Senator Mahoney, and the Association of Towns.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, Nussbaumer, Clarke and Velzy, Consulting Engineers, have recommended the approval of attached Change Order No. 1 in connection with the Scajaquada Creek Improvement Project,

NOW, THEREFORE, BE IT

RESOLVED, that the attached Change Order No. 1 in the above mentioned matter be approved.

Seconded by Councilman Wroblewski.

AYES: -7-

NOES: -0-

ABSENT: -0-

CHANGE ORDER NO. 1
TO
SPECIFICATIONS & CONTRACT DOCUMENTS
FOR
CONSTRUCTION OF SECTIONS C AND D
SCAJAQUADA CREEK CHANNEL IMPROVEMENT
TOWN OF CHEEKTOWAGA
ERIE COUNTY, NEW YORK

R. L. Vogel, Inc.
Contractor

Nussbaumer, Clarke & Velzy
Engineers

CHANGES TO BE MADE:
Contract Item D-1:

1. Additional excavation Station 35 + 00 to Station 41 + 00 due to relocation of stream channel to favor existing gravel driveway along pond. Total amount of extra work, 700 cubic yards at contract stipulated unit price of \$1.50 per cubic yard = \$1,050.00
2. Additional excavation east of Union Road to provide drainage from golf driving range. Total amount of extra work, 80 cubic yards at contract stipulated unit price of \$1.50 per cubic yard = 120.00
3. Pumping cost involved to pump stream flow by Union Road work to permit construction of Nagel Drive Bridge under another contract. See attached copy of contractor's letter dated December 19, 1960 giving detail of breakdown of cost in accordance with contract provision for extra work = 1,939.18

Item No. 10-Cont'd.CHANGE ORDER NO. 1 (Cont'd.)Contract Item D-3:

1. Furnish and install sand and cement grout under Union Road pavement to prevent settlement of pavement during construction of two 98 inch diameter pipes, due to encountering logs and gravel pockets of old corduroy road bed. See attached copy of contractor's letter dated January 4, 1961, giving detailed breakdown of cost in accordance with provisions of contract. \$ 928.55
2. Mud jacking operation to raise level of Union Road pavement to meet requirements of New York State Department of Public Works. See attached copy of contractor's letter dated December 19, 1960 giving detailed breakdown of cost in accordance with provisions of contract. 1,839.66

Contract Item D-4:

1. Furnish and place crushed stone under concrete pipe headwalls, due to soil conditions. See attached copy of contractor's letter dated December 19, 1960 giving detailed breakdown of cost in accordance with provisions of contract. 245.54
2. Additional concrete for support of pipe at headwall. Total amount of extra concrete, 9.5 cubic yards at contract stipulated unit price of \$70.00 per cubic yard. 665.00

TOTAL NET AMOUNT OF THIS CHANGE ORDER, ADD

\$6,787.93

Recommended By:

NUSSBAUMER, CLARKE & VELZY

Per /s/ Raymond H.N. Murray
Date: Jan. 20, 1961Approved By:

TOWN OF CHEEKTOWAGA, N. Y.

Per /s/ Kenneth T. Hanley
Date: 2-20-61

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

WHEREAS, the Chief of Police has recommended the purchase of one (1) truck to be used by the Dog Warden,

WHEREAS, sealed bids were received and opened on February 6, 1961,

WHEREAS, Clements Gilloghy, Inc., were the only bidder for said truck in the amount of \$1,939.00, be it

RESOLVED, that the Supervisor be and he is hereby authorized and directed to purchase said truck from Clements Gilloghy, Inc., in the amount of \$1,939.00.

Seconded by Councilman Wroblewski.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Chief of Police did recommend the purchase of five (5) new automobiles for use in the Police Department.

WHEREAS, sealed bids were received and opened on February 6, 1961, and Clements Gilloghy, Inc., appeared to be the low bidder in the amount of \$8,485.40.

Item No. 12-Cont'd.

WHEREAS, the Chief of Police has requested extra equipment on said cars such as 250 HP V-8 engine with four-barrel carburation and dual exhausts at an additional cost of \$278.00, be it

RESOLVED, that the Supervisor be authorized and directed to purchase said Police Cars in the amount of \$8,763.40, and that four (4) older cars be traded in and made part of same transaction, from Clements Gilloghy, Inc.

Seconded by Councilman Wroblewski.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Recreation Department has notified the Town Board that they are in need of one (1) new 1961 one-ton Stake Body Truck, 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 Stake Body Truck, and be it further

RESOLVED, that the Town Board meet on the 6th day of March, 1961, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

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

Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new 1961 one ton Stake Body Truck for use in the Recreation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P. M. Eastern Standard Time on March 6, 1961 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: February 20, 1961

/s/ Kenneth T. Hanley
Town Clerk

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

Item No. 13-Cont'd.

(Affidavit)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new 1961 one ton Stake Body Truck for use in the Recreation Department.

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

"Judgment" will be the sermon theme Sunday. Mrs. Walter Vail Watson will be the speaker at the meeting of the Senior Youth group Sunday evening at 6:30. Pat Culver will lead the Junior High young people. The older youth group will meet at St. John's Lutheran Church at 7:30. They will discuss the problems of integration in 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

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 23rd day of February, 1961, and the last insertion being on the day of 1961, and that not more than six days intervened between any two publications thereof

Richard G. Bennett

Sworn to before me this 1 day of

March

61

, 19

Wm. T. Hanley

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) new 1961 one ton Stake Body Truck for use in the Recreation Department.

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

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M. Eastern Standard Time on March 6, 1961 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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

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: February 20, 1961

KENNETH T. HANLEY
Town Clerk

f23

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

BE IT RESOLVED, that pursuant to the resolution adopted by this Town Board on March 22, 1960, there be paid to Walter Marchewka, motor equipment operator, Class B, in the Cheektowaga Highway Department, who was injured while working October 26, 1959, the difference between the wages which such employee would otherwise have earned, and the amount of his Workmen's Compensation payments, for the period from July 2, 1960 to February 28, 1961, and all payments heretofore made to him for this period are hereby approved.

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

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

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

RESOLVED, that all Cheektowaga Highway Department funds be deposited in the Cheektowaga Branch of the Marine Trust Company.

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

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

Item No. 16 This being the time and the place advertised for the receiving of sealed proposals for the purchase of a crawler-type, 2-1/4 cubic yard S.A.E. rated capacity front-end loader, for use in the Highway Department.

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

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

Syracuse Supply Company	\$27,536.00
Dow and Company	26,333.00
McCormick Tractor Company	28,050.00

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

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

WHEREAS, the Cheektowaga Highway Superintendent has requested the Town to purchase two (2) Oshkosh Trucks with snow plows attached thereto, and

WHEREAS, the Town Board did advertise for bids, and

WHEREAS, only one bid was received from H.K. Nuthall Equipment Co., Inc., 2 Mechanic Street, Buffalo, New York, at the Town Board meeting on February 6, 1961, pursuant to such properly published advertising for bids, which bid was submitted in the amount of \$51,878.00, less an allowance of \$578.00 as a trade-in on a worn out piece of equipment.

NOW, THEREFORE,

Item No. 17-Cont'd.

BE IT RESOLVED, that since the one and only bid was from a responsible bidder in accordance with specifications, that the Supervisor be, and he hereby is authorized to purchase two (2) Oshkosh Trucks with snow plows attached thereto from H.K. Nuthall Equipment Co., Inc., in the net amount of \$51,300, and to pay \$500.00 from current budget appropriations, and to arrange the financing for the balance of the purchase price.

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

AYES: -7-

NOES: -0-

ABSENT: -1-

Item No. 18

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

CAPITAL NOTE RESOLUTION DATED FEBRUARY 20, 1961, AUTHORIZING THE ISSUANCE OF \$50,800 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$50,800.00, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of two (2) Oshkosh Trucks with snow plows attached thereto, at a maximum cost of \$25,939.00 each.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$51,878.00, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose except the sum of \$500.00 from current budget appropriations, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes except the sum of \$500.00 from current budget appropriations and trade-in of a used truck for \$578.00.

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

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

Item No. 18-Cont'd.

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

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Wroblewski presented the following resolution and moved its adoption:

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

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

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$50,800.00 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution Dated February 20, 1961, Authorizing the Issuance of \$50,800.00 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery". Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series of 1961". Said Capital Notes shall consist of two notes of the denominations of \$25,400.00 each, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1962 and 1963.

(2) Each of said Capital Notes shall be dated as of a date subsequent to February 20, 1961, and shall bear interest from their date at the rate of Three Per Cent (3%) per annum. The interest on the Capital Notes shall be payable annually on April 1.

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

Item No. 18-Cont'd.

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

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

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

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

12
13

STATE OF NEW YORK }
COUNTY OF ERIE }

ACTIO

USED CARS

Insurance for every need
Robert E. Schaff, 94 S. Twinn
Road Lancaster, NY 13778

INSURANCE

Sales Mgr. & Auctioneer
Phone LF 7-2411 or NL 2-0664
HOLLAND VALLEY SALES
PAVILION
North Canada Street
Holland, N. Y.

FARM MACHINERY & IMPLEMENT AUCTION
Also TRUCKS and CARS
Saturday, March 25th
at 1:00 p. m.
Tractors, implements, trucks,
cars. This is a consignment
sale. Whatever you have to
sell, consign it early so we
may catalog it.
Clarence Foss
Sales Mgr. & Auctioneer
Phone LF 7-2411 or NL 2-0664
HOLLAND VALLEY SALES
PAVILION
North Canada Street
Holland, 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
..... week, the first insertion being on the
16th day of March, 1961, 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

..... 1961 19.....

Jennett Hanley

Notary Public in and for Erie County

Notary Public, State of New York
Qualified in Erie County
My Commission expires Mar. 30, 1961

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

LEGAL NOTICE

CAPITAL NOTE RESOLUTION
DATED FEBRUARY 20, 1961,
AUTHORIZING THE ISSUANCE
OF \$50,800.00 CAPITAL NOTES
OF THE TOWN OF CHEEKTOW-
AGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FI-
NANCE LAW, TO FINANCE THE
ACQUISITION OF HIGHWAY MA-
CHINERY.

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

Section 1. The Town of Cheek-
towaga, in the County of Erie, shall
issue its Capital Notes of the ag-
gregate principal amount of \$50,-
800.00, pursuant to the Local Fi-
nance Law of New York, in order
to finance the specific purpose
hereinafter described.

Section 2. The specific purpose
(hereinafter referred to as "pur-
pose") to be financed by the issu-
ance of such Capital Notes is the
acquisition of machinery or ap-
paratus for highway construction
or maintenance, and consists of
two (2) Oshkosh Trucks with snow
plows attached thereto, at a max-
imum cost of \$25,939.00 each.

Section 3. It is hereby stated
that (a) the maximum cost of said
purpose as estimated by the Town
Board is \$51,878.00, and (b) no
money has heretofore been author-
ized to be applied to the payment
of the cost of such purpose except
the sum of \$500.00 from current
budget appropriations, and (c) the
Town Board plans to finance the
cost of said purpose entirely from
funds raised by the issuance of
said Capital Notes except the sum
of \$500.00 from current budget ap-
propriations and trade-in of a used
truck for \$578.00.

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

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

Section 6. This resolution shall
be published in full by the Town
Clerk of said Town, together with
a notice in substantially the form
prescribed by Section 81.00 of said
Local Finance law, and such pub-
lication shall be in the DEPEW
HERALD AND CHEEKTOWAGA
NEWS, a newspaper published and
having a general circulation in

said Town. The validity of said
Capital Notes may be contested
only if such obligations are auth-
orized for an object or purpose for
which said Town is not authorized
to expend money, or the provisions
of law which should be complied
with at the date of publication of
this resolution were not substan-
tially complied with, and an ac-
tion, suit or proceeding contesting
such validity is commenced with-
in twenty days after the date of
such publication; or if said obli-
gations are authorized in violation
of the provisions of the Constitu-
tion of New York.

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

The Capital Note Resolution pub-
lished herewith has been adopted
on the 20th day of February, 1961,
and the validity of the obligations
authorized by such Capital Note
Resolution may be hereafter con-
tested only if such obligations were
authorized for an object or pur-
pose for which the Town of Cheek-
towaga, 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 com-
plied with, and an action, suit or
proceeding contesting such valid-
ity 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

m16

BENNETT

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

WHEREAS, the Highway Superintendent has requested the Town Board to grant authorization for the purchase of two (2) FE-53-JA6 30 watt Transistor Radios for use in the Highway Department, as per resolution adopted December 19, 1960:

NOW, THEREFORE,

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, 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 2:30 o'clock P.M., Eastern Standard Time, on March 6, 1961, at which time they will be publicly opened by the Town Board at a regular Town Board meeting to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, 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 Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of two (2) FE-53-JA6 30 Watt Transistor Radios for use in the Highway Department.

Sealed bids must be received not later than 2:30 o'clock P.M. Eastern Standard Time, on the 6th day of March, 1961, at which time they will be publicly opened by the Town Board at a regular Town Board Meeting 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 Cheektowata 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

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

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

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for the purchase of two (2) FE-53-JA6-30 Watt Transistor Radios for use in the Highway Department.

Sealed bids must be received not later than 2:30 o'clock P.M., Eastern Standard Time, on the 6th day of March, 1961, at which time they will be publicly opened by the Town Board at a regular Town Board Meeting 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

m2

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 2nd day of March, 1961, 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 4th day of

March, 1961

Kenneth T. Hanley
Notary Public in and for Erie County

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

BE IT RESOLVED, that the Consent hereto attached, consenting that the Town Superintendent of Highways make an order discontinuing and abandoning as a public highway, that portion of Centre Avenue as more particularly described in said Consent, be executed on behalf of this Town Board by the members thereof.

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

AYES: -6- NOES: -1- ABSENT: -0-
(Councilman Bystrak)

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

In the Matter of the Application of FEDERAL CRUSHED STONE CORPORATION, VICTOR REINSTEIN, VICTOR REINSTEIN, JR., and ROBERT REINSTEIN, for an Order Discontinuing a portion of Centre Avenue (a/k/a Center Avenue), Located in the Town of Cheektowaga, County of Erie, State of New York

ORDER

Application having been made for the abandonment and discontinuance of a portion of a certain highway located in the Town of Cheektowaga, County of Erie, State of New York, to wit, that portion of Centre Avenue lying North of the South line of Subdivision Lot 92, Block F, as shown under Map Cover No. 483, filed in the Erie County Clerk's Office, and the owners of all lands abutting on that portion of Centre Avenue to be discontinued or affected by said discontinuance, having consented to said discontinuance and abandonment, and having released the said Town of Cheektowaga from all damages by reason of the closing of Centre Avenue as aforesaid, and it being my determination that said portion of Centre Avenue as laid out has become useless and unnecessary for highway purposes and should be discontinued and abandoned, and further that said portion of Centre Avenue to be discontinued is less than 1,000 feet of the terminus thereof, and the Town Board of the Town of Cheektowaga having made its consent to the making of this Order, all of which papers are filed and recorded herewith,

NOW, THEREFORE, I, JOHN ZABLOTNY, Town Superintendent of Highways of the Town of Cheektowaga, in accordance with the provisions of Sections 171 and 207 of the Highway Law of the State of New York, do hereby order that that portion of the said existing Centre Avenue, consisting of the lands hereinafter specified, be discontinued and closed as a public highway of the said Town of Cheektowaga, effective April 1, 1961. The lands to be discontinued in highway use are the following, to wit:

All that portion of Center Avenue located in the Town of Cheektowaga, County of Erie and State of New York, as shown under Map Cover No. 483, filed in the Erie County Clerk's Office, lying North of the South line of Subdivision Lot 92, Block F, as shown on said map.

TOWN OF CHEEKTOWAGA, NEW YORK.

DATED: February 23, 1961

/s/ John J. Zablotny
Town Superintendent of Highways of
the Town of Cheektowaga, Erie
County, New York

Item No. 20-Cont'd.

In the Matter of the Application of FEDERAL CRUSHED STONE CORPORATION, VICTOR REINSTEIN, VICTOR REINSTEIN, JR., and ROBERT REINSTEIN, for an Order Discontinuing a portion of Centre Avenue (a/k/a Center Avenue), located in the Town of Cheektowaga, County of Erie, State of New York

C O N S E N T

UPON READING AND FILING the Application of FEDERAL CRUSHED STONE CORPORATION, VICTOR REINSTEIN, VICTOR REINSTEIN, JR., and ROBERT REINSTEIN, dated and acknowledged 1961, and the Consent and Release of said Federal Crushed Stone Corporation, Victor Reinstein, Victor Reinstein, Jr., and Robert Reinstein, dated February 17, 1961 and duly acknowledged, consenting to the discontinuance and abandonment thereof, and releasing the Town of Cheektowaga from all damages by reason thereof, and upon the determination of the Town Superintendent of Highways of the Town of Cheektowaga that Centre Avenue located in the Town of Cheektowaga, County of Erie, State of New York, as shown under Map Cover 483 filed in the Erie County Clerk's Office, lying north of the south line of Subdivision Lot 92, Block F, as shown on said map, has become useless, is unnecessary for highway purposes and is not greater than 1000 feet of the terminus thereof.

RESOLVED, that consent be and the same hereby is given that the Town Superintendent of Highways of the Town of Cheektowaga make an order discontinuing and abandoning as a public highway:

All that portion of Centre Avenue located in the Town of Cheektowaga, County of Erie and State of New York, as shown under Map Cover 483 filed in the Erie County Clerk's Office, lying north of the south line of Sublot 92, Block F, as shown on said map,

all in accordance with Sections 171 and 207 of the Highway Law of the State of New York.

Dated: February 20, 1961

TOWN BOARD OF THE TOWN OF CHEEKTOWAGA,
COUNTY OF ERIE, NEW YORK

By /s/ Benedict T. Holtz
Supervisor

/s/ Felix T. Wroblewski
Councilman

/s/ Joseph Kornecki
Councilman

/s/ Alancin M. Fath
Councilman

/s/ Michael J. Kaczmarek
Councilman

/s/ Joseph Trojanoski
Councilman

Item No. 21 Moved by Councilman Kaczmarek, seconded by Councilman Fath, that the Town Attorney and other Town Officials be authorized and directed to go to Albany, New York, in regard to tax equalization proceedings.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that Edward Glinski be appointed as a Patrolman on the Cheektowaga Police Force at a starting salary of \$5,400.00 per annum, effective March 15, 1961.

Item No. 23 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the request of Florence Maciago to erect a gasoline filling station at No. 2739 Union Road be granted and that the Building Inspector be authorized and directed to approve application for same.

AYES: -5-

NAYES: -2-
(Holtz-Bystrak)

ABSENT: -0-

Item No. 24 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos.	3853	to	3908	inclusive
Highway Fund		1107		1124	
Special Districts		1373		1398	
Part Town Fund		410		424	
C & I		245		248	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 25 Walter Rupec was granted the floor and complained to the Board that the ditches at William Street and Cayuga Creek Road have not been cleaned out in the past two or three years.

The Supervisor advised Mr. Rupec that the ditches were cleaned by the Highway Department as far as they could go, but the Highway Department was not allowed to go on certain premises in order to complete the job.

Item No. 26 A representative from the Town Park Homeowners Association wished to go on record that his Association was against the extension of the Airport runways.

The Supervisor advised the representative that no contemplated action is going to be taken in relation to the extension of said runways.

Item No. 27 The representative from the Town Park Home Owners Association was advised by the Town Engineer that the Town is installing larger pipes at the intersection of Tillotson Avenue and McNaughton Street in order to control flood waters at this location.

Item No. 28 The Supervisor advised the representative from the Town Park Home Owners Association that only one library is being considered to be built at this time due to the shortage of competent librarians.

Item No. 29 Ordered referred to the Town Health Officer the complaint of the Town Park Home Owners Association in relation to greasy fumes from a hot dog stand located at the intersection of Harlem Road and George Urban Boulevard.

Item No. 30 Ordered referred to the Chief of Police complaint that street lights are being damaged on the School No. 10 bridge.

Item No. 31 Moved by Councilman Fath, seconded by Councilman Wroblewski, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of March, 1961, at 2:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT:	Alancin M. Fath	Councilman
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Tax Clerk Reece; Town Engineer Kamm, and Chief of Police Mersmann.

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

Item No. 3 At the request of the Chairman, the Deputy Town Attorney was authorized and directed to attend a meeting of the Lancaster Town Board to be held at 8:00 o'clock P.M., on March 13, 1961, in reference to a public hearing to be held on a proposed amendment of the existing Zoning Ordinance and Zoning Map.

Item No. 4 Ordered received and filed communication from the Town Park Home Owners Association that they are against the extension of the southwest runway of the Greater Buffalo International Airport.

Item No. 5 Ordered received and filed communication from the Building Inspector dated March 6, 1961, approving various applications for building, alteration, and extension permits.

Item No. 6 Ordered received and filed communication from the Urban Fire District No. 8 requesting the Town Board that in the future they would like to be recognized as the Hy-View Fire District No. 8.

Item No. 7 Ordered referred to the Town Engineer complaint relating to dust, dirt, soot emanation from a hot dog stand located at the intersection of Harlem Road and George Urban Boulevard.

Item No. 8 Ordered referred to the Police Commissioners the request of the Cheektowaga Police Club to hold their annual outing in June of 1961.

Item No. 9 Ordered referred to Councilman Kornecki, Chairman of the Finance Committee, communication from the Manufacturers and Traders Trust Company and the Liberty Bank of Buffalo relating to bids of short term investments.

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

WHEREAS, the Chief of Police has recommended that one 1961 solo motorcycle, and one 1961 Servi-Car be purchased for use in the Police Department, and that two 1957 solo motorcycles and one 1958 Servi-Car be traded in on the same.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney be, and he hereby is directed to prepare a resolution requesting bids for the same.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Town of Cheektowaga has, after appreciated resolutions, consummated the purchase of two lots on Midland Drive from Mr. and Mrs. Frank Sarago for drainage purposes, and

WHEREAS, the sellers have paid their current school and county taxes, and

WHEREAS, they are entitled to a refund in the amount of \$65.91 which represents the unused portion of current school and county taxes.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized and directed to submit payment in the amount of \$65.91 to Frank A. Sarago and Irene Sarago, his wife, Cheektowaga, New York.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, the Pelvion Land Company, Inc., owns a certain piece of vacant land on the north side of George Urban Boulevard starting at a point approximately 170 feet east of Wheaton Drive being 54 feet front and rear by 116 feet in depth, and

WHEREAS, the Town Engineer has recommended the acquisition of this property for drainage purposes, and

WHEREAS, the Pelvion Land Company, Inc., has consented to sell said premises to the Town of Cheektowaga for the sum of Two Thousand Dollars (\$2,000.00), and

Item No. 12-Cont'd.

WHEREAS, the Town Engineer and the Town Attorney recommend the acquiring of that property at this price.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized and directed to arrange payment to Pelvion Land Company, Inc., in the amount of Two Thousand Dollars (\$2,000.00) for the acquisition of said described land upon approval of the papers necessary by the Town Attorney, and be it further

RESOLVED, that the Town Attorney be, and he hereby is authorized and directed to examine and approve a deed accordingly and to record the same in the Erie County Clerk's Office.

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

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

AYES: -6-

NOES: -0-

ABSENT: -1-

33
36

Item No. 13 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the Subdivision Map of Andres Estate Part 2, Part of Lot 25 T 11 R 7, prepared by Herthe & Sonnenberger, Engineers and Surveyors, be approved and filed in the Office of the Board of Assessors.

AYES: -6-

NOES: -0-

ABSENT: -1-

37
38

Item No. 14 This being the time and the place advertised for the receiving of sealed proposals for the purchase of two (2) FE-53-JA 6-30 Watt Transistor Radios for use in the Highway Department.

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

The Clerk advised the Board that only one bid has been received, and that was the bid of the General Electric Company in the amount of \$1,500.00.

The bid was referred to the Highway Superintendent for analysis.

1
16

Item No. 15 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) new 1961 one-ton Stake Body Truck for use in the Recreation Department.

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

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

1 - International Harvester Company	\$2,098.39
2 - Mernan Chevrolet, Inc.	1,950.00
3 - L.B. Smith Motors	1,960.00

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

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of

HARRY H. HARRIS

To rezone from a Residential District to First Industrial District Lot No. 64 being 50 x 200 feet at 2705 Union Road for welding purposes.

The Zoning Board of Appeals conducted a public hearing on February 15, 1961 after proper notice to all proper parties. A number of nearby residents appeared in opposition to the rezoning.

The members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and feeling that an expansion of the activities presently being conducted by the applicant on adjacent premises would be detrimental to other property owners in the immediate vicinity, and would tend to devalue their premises, it is recommended that the application be denied.

/s/ Leo Kurnick

/s/ C. G. Hanson

/s/ Peter J. Rybka

Dated: March 4, 1961

Item No. 17 Moved by Councilman Trojanoski, seconded by Councilman Kaczmarek, that the application of Harry H. Harris to rezone the hereinafter described property from that of a Residential District to First Industrial District, be denied.

DESCRIPTION

Lot No. 64 being 50 x 200 feet at 2705 Union Road.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 18 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski:

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

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

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

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

Item No. 18-Cont'd.

Those certain premises locally known as situated in the Town of Cheektowaga, County of Erie and State of New York and more particularly described as follows: BEGINNING at a point in the Center of Genesee Street formerly known as the Plank Road, and distant at right angles, twenty-one chains and 71 links (1432.86 feet) westerly from the east bounds of said Lot No. 5; thence southerly, twenty-one chains 90 links (1445.50 feet) to a point in the south bounds of said lot and distant twenty-one chains and 48 links (1417.68 feet) westerly from the southeast corner of said lot; thence easterly along the south bounds of said lot one chain 41 links (93.06 feet); thence northerly on a line parallel with the east bounds of said lot twenty-two chains 45 links (1481.70 feet) to the center of Genesee Street; thence southwesterly along the center of Genesee Street one chain 71 links (112.86) to the place of beginning and containing about three acres of land, be the same more or less, excepting and reserving however from this conveyance the roadway of the West Shore RR and being a strip of land one hundred feet in width across above des.

AYES: -6-

NOES: -0-

ABSENT: -1-

The above notice was posted on the Town Hall Bulletin Board on the 11th day of March, 1961.

Item No. 19 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski:

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

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

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

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

DESCRIPTION

Part of Lot No. 11, Township 11, Range 7 of the Holland Land Company's Survey and more particularly described as being Subdivision Lot No. 11 and 12, Cover No. 293 located on the east side of Union Road 58 feet north of Schlenker Avenue.

AYES: -6-

NOES: -0-

ABSENT: -1-

The above Notice was posted on the Town Hall Bulletin Board on the 11th day of March, 1961.

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski:

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

Item No. 20-Cont'd.

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

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

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

DESCRIPTION

Being subdivision Lots Nos. 1, 2, 20, 21 and 22 as shown on map of Barone Park filed in Erie County Clerk's Office under Cover No. 2123 and said lots having a frontage on the east side of Dick Road, Cheektowaga, New York of about 559 feet.

AYES: -6-

NOES: -0-

ABSENT: -1-

The above Notice was posted on the Town Hall Bulletin Board on the 11th day of March, 1961.

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

That the following claims be approved as presented:

General Fund	Nos. 3911	to	3986	inclusive
Highway Fund	1126		1149	
Special Districts	1400		1432	
Part Town Fund	426		433	
C & I	251		252	

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 22 The Town Attorney advised Mr. Myron Seigel, Attorney for the Cheektowaga Improvement Association, that the work for the extension of the Losson Road Water District will be completed this summer.

Item No. 23 The Supervisor informed Mr. Seigel that the County of Erie is giving the Town permission to install a line on Beach Road from Mafalda Drive to Maryvale Drive to ease flooded conditions on Mafalda Drive.

Item No. 24 Referred to the Sanitation Department the complaint of the Cheektowaga Improvement Association that refuse is not being picked up at the Park Lane Bowling Center on William Street.

Item No. 25 Moved by Councilman Wroblewski, 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 20th day of March, 1961, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Town Engineer Kamm, and Chief of Police Mersmann.

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

Item No. 3 Communication read from the William Street Citizens and Taxpayers Protective Association wishing to go on record to be opposed to the rezoning of the northwest corner of William and Mansion Street to be used as a Superette Grocery Store.

Twenty-five persons in the audience stood in opposition to the proposed rezoning.

Stanley Walczak, William Street, spoke in opposition.

Trustees of St. Joseph's R.C. Church went on record as being opposed.

The Mother's Club President of the Church wished to go on record as being opposed.

Councilman Fath requested the Town Board not to take any action on this matter until the April 17, 1961, Town Board Meeting.

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

WHEREAS, it is the habit of many people to attend Church on Good Friday Afternoon.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Hall be closed for a half day beginning at 12:00 o'clock Noon on Friday, March 31, 1961.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

71

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

WHEREAS, the preparation of special district tax rolls, by reason of the rapid growth and development of the Town of Cheektowaga, has become difficult of accurate accomplishment by use of the manual methods heretofore employed, and

WHEREAS, a survey has been made by Malt & Ness, Inc., of 1234 Genesee Street, Buffalo 11, New York, a corporation engaged in furnishing data processing services, to determine the feasibility of automating the preparation of these rolls by the use of tabulating card master file and the machine preparation of the tax rolls, and said company has submitted the following estimated schedule of fees:

SCHEDULE OF FEES

Create initial Master File, provide complete roll for proofreading, Approximately \$1500.00 - \$2000.00

Produce Special Tax Rolls (twelve) by district, Approximately \$300.00 - \$500.00

Calculation of Special District Taxes, Preparation of Separate Tax Rolls for each tax by district and Preparation of Master (Supervisor's) Roll, Approximately \$1800.00 - \$2500.00

The above estimated costs are based on a volume of 28,000 taxable parcels and do not include cost of material and supplies. and

WHEREAS, the cost estimates indicate that substantial savings in the preparation of the special tax rolls will be effected by said data processing methods, together with the elimination of errors; NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to engage the services of Malt & Ness, Inc., for the preparation of special district tax rolls, such work to be performed under the supervision of Holloway & Company, the Town's Consulting Accountants.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, a public emergency occurred requiring immediate repairs to the incinerator furnaces, so that they would not be out of operation for any extended period of time, which would result in affecting the health of the inhabitants of this Town, such repairs being occasioned by the unexpected collapse of parts of such furnaces, and

WHEREAS, repairs have been made by the International Chimney Corporation for the sum of \$11,815.00; NOW, THEREFORE,

BE IT RESOLVED, that there be transferred from the surplus funds, \$11,815.00 to the furnace repair item of the 1961 Budget, and that the voucher for said repairs be paid.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, there will mature on April 1, 1961, capital note with interest in the amount of \$3,827.50, issued in connection with the purchase of voting machines, which amount was inadvertently omitted from the 1961 Budget; NOW, THEREFORE,

BE IT RESOLVED, that there be transferred from surplus funds, the sum of \$3,827.50 to the item of the Budget for payment of capital notes and interest - voting machines.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the amount required to be paid for storage of voting machines was inadvertently omitted from the 1961 Budget; NOW, THEREFORE,

BE IT RESOLVED, that there be transferred from surplus funds, the sum of \$1,800.00 to the item of the Budget for Elections - Storage of Voting Machines.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BE IT RESOLVED, that this resolution shall constitute a request to the State Department of Public Works and the New York State Thruway Authority, to clean dirt and other debris from the sidewalks and roads on overpasses and underpasses in the Town of Cheektowaga within their respective jurisdictions, and the Town Clerk is hereby directed to send a certified copy of this resolution to the said Department and Authority.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

BE IT RESOLVED, that permission is herewith given to Walter P. Piotrowski & Son Builders, Inc., and with the Erie County Water Authority, for construction of a water main in Greenway Boulevard from Fairhaven Drive to Farmingdale Road, the same to be constructed at no expense to the Town of Cheektowaga, and the Town to be held harmless in connection with such construction.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

23

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

RESOLVED, that the New York State Electric & Gas Corporation be authorized to make the following changes in Street Lighting in the Town of Cheektowaga:

Install in Dick Road opposite Homeworth, on Pole No. 61, one (1) 4000 lumen glass unit

Remove in Homeworth Road from Pole No. 4, a 1000 lumen open unit

Install in Homeworth Road on existing Poles No. 2 and No. 4 a 2500 lumen glass unit

Install in Meadowlawn fifteen (15) 2500 lumen glass units on the following existing Poles: 2, 4, 6, 8, 10, 12, 14, 15, 16, 18, 20, 22, 24, 26 and 28

Remove in Meadowlawn, none (9) 1000 lumen open units on the following poles: 3, 6, 9, 12, 15, 18, 21, 24 and 27

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 Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Cheektowaga Town Board previously approved the extension of Water District No. 9, on Keicher Road and applied to the Water Resources Commission for the approval of the extension, and

WHEREAS, a hearing was instituted on July 13, 1960, which was held in abeyance at the recommendation of the Erie County Water Authority, and

WHEREAS, it has subsequently been determined by the Town Engineer that such extension is not practical.

NOW, THEREFORE,

BE IT RESOLVED, that the previous motions herein of the Town Board be rescinded and the extension of the district be discontinued.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

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

WHEREAS, the cost of the work and materials amounted to \$566.54.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$566.54 to do the work and furnish the materials be approved and ordered paid.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

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

WHEREAS, the cost of the work and materials amounted to \$411.95.

BE IT RESOLVED, that the voucher of Straco, Inc., in the amount of \$411.95 to do the work and furnish the materials be approved and ordered paid.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the request of the Board of Assessors to attend the State Conference on Assessments in Albany, New York, on April 16, 17, 18 and 19, 1961, be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Urban Fire District No. 8 has requested this Town Board to install the following fire hydrants at the hereinafter mentioned locations;

- 1 at the corner of 174 Lydia Lane;
- 1 at the corner of Eastfield and Lydia Lane;
- 1 at the corner of Eastfield and Diane Drive;
- 1 at the north end corner of Eastfield Drive;
- 1 at Lot No. 131 on Temple Drive.

BE IT RESOLVED that the said request be granted and that the Town Clerk be authorized and directed to mail a certified copy of this resolution to the Erie County Water Authority.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

RESOLVED, that the Chief of Police be authorized and directed to install the hereinafter mentioned signs;

"No Parking Here to Corner" on the east side of Pine Ridge Road, from a point 25 feet north of Doat Street, south to the curb line of Doat Street.

"No Parking Here to Corner" on the east side of Hoerner, from a point 50 feet north of Doat Street, south to the curb line of Doat Street.

"No Parking-Load and Unload Only 10:00 A.M. to 6:00 P.M. except Wednesday and Sunday" on William Street from a point 200 feet west of Mansion Street to a point 100 feet west of Mansion Street.

Stop signs at the following locations:

- Constance and Vern Lane, northeast corner;
- Joanne and Vern Lane, northeast corner;
- Dowmer and Vern Lane, southwest corner;
- Dowmer and Raymond, northwest corner;
- Dowmer and Raymond, southeast corner;
- Joanne and Dennis, northwest corner;
- Ludwig and Decks, northeast corner;
- Ludwig and Dowmer, northeast corner.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Central School District No. 1 of the Town of Cheektowaga, Erie County, New York, has requested this Town Board to install suspended 15-mile per hour, yellow blinker lights in front of the Central High School located at 3600 Union Road, approximately 500 feet north of the main entrance drive, and 500 feet south of the main exit drive, for the protection of school children crossing between these points, be it

Item No. 18-Cont'd.

RESOLVED, that the Town Clerk be authorized and directed to make application to the New York State Traffic Department for permission to install said yellow blinker lights.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

2
41

Item No. 19 Moved by Councilman Trojanoski, seconded by Councilman Fath, that the request of Robert J. Lewis to operate Go Kart Track on premises owned by Louis Zon on Union Road, be denied.

AYES: -7-

NOES: -0-

ABSENT: -0-

15

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Supervisor's Annual Report for the Year 1960 be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, and that the Town Clerk be authorized and directed to have 100 copies of the same printed for use by interested persons.

AYES: -7-

NOES: -0-

ABSENT: -0-

25

Item No. 21 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Erie County Highway Department be requested to install Boulevard Stop Signs at the following locations in the Town of Cheektowaga, New York;

Dick Road and Lydia Lane;

Dick Road and Harris Court;

At the north and south approaches to the New York
Central Railroad crossing on Dick Road.

AYES: -7-

NOES: -0-

ABSENT: -0-

9
41

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

WHEREAS, there is need for the adoption of an ordinance forbidding the taking of any discarded articles or materials placed upon the right-of-way of any road, street or highway within the limits of the Consolidated Refuse and Garbage District of the Town of Cheektowaga by any persons other than the employees of the Town engaged in the collection of such discarded articles or materials; NOW, THEREFORE,

BE IT RESOLVED, that the following ordinance be considered for adoption:

RESOLVED: That the following ordinance, to be known as Ordinance #30 of the Ordinances of the Town of Cheektowaga, Erie County, New York, be adopted pursuant to the provisions of Subdivision 9 (d) of Section 198 of the Town Law:

1. TITLE. This ordinance shall be known as The Refuse and Garbage Collection Ordinance of the Town of Cheektowaga, Erie County, New York.

2. VIOLATIONS OF THE ORDINANCE. No person, firm or corporation shall rummage into, pick up, collect, move, or otherwise interfere with any discarded articles or materials placed within the right-of-way of any public street, road or highway of the Town of Cheektowaga within the limits of the Consolidated Refuse and Garbage District thereof, placed upon such right-of-way for collection by the said Consolidated Refuse and Garbage District, whether or not such discarded articles or materials shall be in receptacles, other than the authorized employees of the Town engaged in the collection work for said District, and any such rummaging into, picking up, collecting, moving, or interfering with such discarded articles or materials shall constitute a violation of this ordinance.

Item No. 22-Cont'd.

3. PENALTY FOR VIOLATIONS. Any person, firm or corporation who shall violate any of the provisions of this ordinance shall be guilty of an offense as provided in Subdivision 2 of Section 135 of the Town Law, and upon conviction thereof, may be punished by a fine of not more than \$10.00 for the first offense and by a fine of not more than \$25.00 for each subsequent offense.

4. ORDINANCE NOT APPLICABLE TO VILLAGES OF DEPEW OR SLOAN.

The provisions of this ordinance shall not apply to any area of the Town within the Villages of Depew or Sloan.

5. EFFECTIVE DATE. This ordinance shall take effect immediately.

and be it further

RESOLVED, that pursuant to Section 130 of the Town Law, this Town Board shall meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, on the 3rd day of April, 1961, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the adoption of the foregoing ordinance, and the Town Clerk is hereby directed to publish the following notice in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, not less than ten (10) days prior to the date of such hearing:

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting to be held at the Town Hall, corner of Broadway and Union Road in said Town, at 2:30 o'clock P.M., Eastern Standard Time, on April 3, 1961, will hold a hearing on the matter of the adoption of a Refuse and Garbage Collection Ordinance for the Consolidated Refuse and Garbage District of Said Town, which said ordinance would make it an offense for any person, firm or corporation to rummage into, pick up, collect, move or otherwise interfere with any discarded articles or materials placed within the right-of-way of any public street, road, or highway of the Town of Cheektowaga within the Consolidated Refuse and Garbage District and outside the Villages of Depew and Sloan, pursuant to the provisions of Subdivision 9 (d) of Section 198 of the Town Law, and that all persons interested will be then and there heard concerning the same.

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

Dated: March 20, 1961.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 23rd day of March, 1961:

- 1 - Town Hall Bulletin Board;
- 2 - U-Crest Fire Hall-Evergreen Street and Clover Place;
- 3 - Cleveland Hill Fire Hall-Cleveland Drive and Merrymont Road;
- 4 - Rescue Fire Hall-Pine Ridge Road;
- 5 - Doyle Fire Hall No. 1-William and Alaska Street.

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

40
23

Item No. 22-Cont'd.

(Affidavit)

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

NOTICE OF HEARING
that the Town

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 23 weeks:
first publication APR 23 1961
last publication APR 23 1961
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 27 1961, 19.....

Eve J. Allis

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

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

Item No. 22-Cont'd.

(Affidavit)

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

NOTICE OF HEARING

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting to be held at the Town Hall, corner of Broadway and Union Road in said Town, at 2:30 o'clock P.M., Eastern Standard Time, on April 3, 1961, will hold a hearing on the matter of the adoption of a Refuse and Garbage Collection Ordinance for the Consolidated Refuse and Garbage District of said Town, which said ordinance would make it an offense for any person, firm or corporation to rummage into, pick up, collect, move, or otherwise interfere with any discarded articles or materials placed within the right-of-way of any public street, road, or highway of the Town of Cheektowaga within the Consolidated Refuse and Garbage District and outside the Villages of Depew and Sloan, pursuant to the provisions of Subdivision 9 (d) of Section 198 of the Town Law, and that all persons interested will be then and there heard concerning the same.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York,
Dated: March 20, 1961.

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

(Pub: March 23)

Item No. 22-Cont'd.

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

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting to be held at the Town Hall, corner of Broadway and Union Road in said Town, at 2:30 o'clock P.M., Eastern Standard Time, on April 3, 1961, will hold a hearing on the matter of the adoption of a Refuse and Garbage Collection Ordinance for the Consolidated Refuse and Garbage District of said Town, which said ordinance would make it an offense for any person, firm or corporation to rummage into, pick up, collect, move, or otherwise interfere with any discarded articles or materials placed within the right-of-way of any public street, road, or highway of the Town of Cheektowaga within the Consolidated Refuse and Garbage District and outside the Villages of Depew and Sloan, pursuant to the provisions of Subdivision 9 (d) of Section 198 of the Town Law, and that all persons interested will be then and there heard concerning the same.

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

Dated: March 20, 1961

KENNETH T. HANLEY
Town Clerk of the Town of Cheektowaga, Erie County,
m23 New York

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of March, 1961, 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 27 day of

March, 1961

Kenneth T. Hanley
Notary Public in and for Erie County

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

WHEREAS, this Town Board is desirous of affording the best possible form of local government for the people of the Town of Cheektowaga, and

WHEREAS, a study of alternative forms of government, including the city form and the super-town form, ought to be undertaken at this time; NOW, THEREFORE,

BE IT RESOLVED, that there be created a study committee composed of Councilman Fath and Councilman Trojanoski, Town Attorney Kenneth W. Kitzinger, Deputy Town Attorney Thomas E. Delahunt, Edward Jerzewski, Chairman of the Board of Assessors, and Leo Kurnick, Chairman of the Zoning Board of Appeals, such committee to investigate the various possible forms of government which might be established for the Town of Cheektowaga, to determine whether any form different from the present town government would result in greater efficiencies of operations, more home rule, greater state aid, and all other aspects of the matter, and be it further

RESOLVED, that the committee shall acquaint itself with all proposed legislative changes in state aid for municipalities or other legislation which might be enacted into law at the 1962 sessions of the Legislature, and the committee study shall include a determination of the effect of such legislation, and be it further

RESOLVED, that the committee shall submit a written report to this Town Board on or about April 1, 1962.

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

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

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

WHEREAS, the Cheektowaga Town Board has authorized the purchase of one (1) 1961 solo motorcycle and one (1) 1961 Servi-Car in accordance with specifications referred to in the annexed notice to bidders. Two (2) 1957 solo-motorcycles and one (1) 1958 Servi-Car will be traded in on the same.

BE IT RESOLVED, that the Town Clerk be, and he hereby is directed to publish the annexed notice to bidders in connection with said purchases, and be it further

RESOLVED, that the Town Board meet on the 3rd day of April, 1961 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 Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

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

Item No. 24-Cont'd.

NOTICE TO BIDDERS

Town of Cheektowaga hereby requires separate sealed bids for the purchase of one (1) 1961 solo-motorcycle and one (1) 1961 Servi-Car for use in the Police Department. Two (2) 1957 solo-motorcycles and one (1) 1958 Servi-Car will be traded in on the same.

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 6'clock P.M., on April 3, 1961 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 Roads, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to refuse any and all bids or to waive technical defects 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.

/s/ Kenneth T. Hanley
Town Clerk

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

Town of Cheektowaga hereby requires separate sealed bids for the purchase of one (1) 1961 solo-motorcycle and one (1) 1961 Servi-Car for use in the Police Department. Two (2) 1957 solo-motorcycles and one (1) 1958 Servi-Car will be traded in on the same.

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 o'clock P.M., on April 3, 1961 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 Roads, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to refuse any and all bids or to waive technical defects 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.

KENNETH T. HANLEY
Town Clerk

m23

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 23rd day of March, 1961 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 27 day of

March, 1961

Kenneth T. Hanley
Notary Public in and for Erie County

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

WHEREAS, the Town Board requested bids on two (2) FE-53-JA6 30 watt Transistor Radios for use in the Highway Department, and

WHEREAS, one bid was received from the General Electric Company in the amount of \$1,500.00 in accordance with the bid attached hereto, which bid was the only bid received, and

WHEREAS, the Highway Superintendent has recommended the purchase in accordance with the bid.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to order two (2) FE-53-JA6 30 watt Transistor Radios from Ronald W. Hoelcle, General Electric Manufacturers Representative, and make payment in the amount of \$1,500.00.

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

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 26 Councilman Kornecki offered the following resolution and moved its adoption:

WHEREAS, on March 6, 1961, bids were duly received, pursuant to advertisement therefor, and duly published as required by law, for one (1) 1961 1-ton Stake Body Truck for the Recreation Department, and such bids were referred to the Town Engineer for analysis, tabulation and report, and

WHEREAS, the Town Engineer has made the attached report;
NOW, THEREFORE,

BE IT RESOLVED, that the bid of Mernan Chevrolet, Inc., to supply the said truck for the amount of \$1,950.00, be and the same hereby is accepted, the same being the lowest bid received from responsible bidders meeting specifications.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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. 3992	to	4034	inclusive
Highway Fund	1151		1163	
Special Districts	1434		1461	
Part Town Fund	435		443	
C & I	255		259	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 28 Moved by Councilman Trojanoski, seconded by Councilman Kaczmarek:

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

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

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

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

DESCRIPTION

Lot number 1, 2, 3 and 4 on Dings Street, south side; Lot number 22, 23, 24, 25, 26 and 27 on Shanley Street, east side; one and one-half acres, more or less, west side of Shanley Street, south of Dings Street, bounded on the south by the Thruway and on the west by exit 53, and on the north by Dings Street.

AYES: -7-

NOES: -0-

ABSENT: -0-

The above Notice was posted on the Town Hall Bulletin Board on March 27, 1961. 19

Item No. 29 Referred to the Town Attorney and the Town Engineer the complaint of the Town Park Home Owners Association in relation to a fence needed at Harlem Road and Greenleaf Lane to protect school children from a ditch at that point due to the fact that it is a school bus stop. 10

Item No. 30 Ordered referred to the Town Engineer the complaint of Floyd Stoeckel, relating to a dangerous grate over a storm sewer drain on Crestwood Place. 12

Item No. 31 Ordered referred to the Town Engineer the complaint of the Cheektowaga Improvement Association relating to flooding conditions on Elwood Place. 12

Item No. 32 Ordered referred to the Highway Superintendent the complaint of Myron Seigel, Attorney for the Cheektowaga Improvement Association, about the water holes on Southcrest Avenue, and Chapel Avenue caused by a dip in the highway. 12

Item No. 33 Received and filed communication from the Building Inspector dated March 20, 1961, approving various building applications. 5

Item No. 34 Ordered referred to the Chief of Police complaint of speeding on Harlem Road between Broadway and Grunner Road.

Item No. 35 Referred to the Supervisor the request of Councilman Kaczmarek that the Town Hall Parking Lot be extended.

Item No. 36 Moved by Councilman Bystrak, seconded by Councilman Kornecki, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley